

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF OHIO, EASTERN DISTRICT

DAVID ALLISON DBA CHEAT CODE  
CENTRAL,

Plaintiff,

v.

JEREMY N. WISE, and  
WISE BUY NOW, LLC,

Defendants.

Case No. 2:08-cv-00157

Judge Watson

Magistrate Judge Abel

**APPENDIX TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Statement of Material Facts

- Exhibit A: Copyright Registration Nos. TX 6-162-180 (May 12, 2005); and TX 6-516-407 (January 29, 2007)
- Exhibit B: CD of Deposit Materials for Registration No. TX 6-162-180 (May 12, 2005) (Motion to File Manually Pending)
- Exhibit C: CD of Deposit Materials for Registration No. TX 6-516-407 (January 29, 2007) (Motion to File Manually Pending)
- Exhibit D: Affidavit of Charles Lee Mudd, Jr.
- Exhibit E: Examples of Alleged Infringement Submitted by Plaintiff in Discovery
- Exhibit F: Plaintiff's Objections and Responses to Defendant's First Set of Interrogatories [Redacted]
- Exhibit G: Complaints from Allison v. Carroll, Allison v. Crave, and Allison v. Jupiter
- Exhibit H: Affidavit of Jeremy Wise
- Exhibit I: Affidavits of Kevin Merrel, Brandon Mizera, Shane Colton, James Stretch, Cameron Benoit, and Jason Watene ("First Set of Authors' Affidavits")

- Exhibit J: Affidavits of Aaron Holmes, Anthony Barrett, Joakim Jern, Matthew Clark, Eric Bigras, Darryl Smith, Robert Anthony Hoots, Cody Murphy, Mark Johnson, Greg Farrell, Filip Stelling, Daniel Talarico, Tomas Benada, Michael C. Lemontagne, Mike Martinell, Ellery Johannessen, Roderick Barkley, Christopher Luke Jonavic, Darryl Johnson, Carl de Jong, Matt Little, and Tom Carroll (“Second Set of Authors’ Affidavits”)
- Exhibit K: Affidavit of David Allison (“Allison Aff.”) (originally attached to Plaintiff’s Motion for Partial Summary Judgment)
- Exhibit L: Allegedly infringed Game Shark charts (originally attached to Plaintiff’s Motion for Partial Summary Judgment at Exhibit 1-A, 2-A, 3-A and 4-A)
- Exhibit M: Expert Report of Gary E. Kitchen [Redacted]