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KY TRIAL EXHIBIT NO.	DESCRIPTION	DESIGNATED AT DEPO OF /USED IN	DOC DATE	BATES RANGE	OBJECTIONS 1, 2
PTX 348	product delivered goods forms	Foster Ex. 336 1/31/05	Multiple	CF 1 - 9	
PTX 349	Kathy Morales with a draft consignment agreement for hospitals	Foster Ex. 337 1/31/05	6/8/2004	CF 82 - 86	
PTX 350	E-mail regarding the Virginia AVA - Texas TEX cement delivery system	Foster Ex. 338 1/31/05	9/17/2004	CF 67-70	
PTX 351	Letter from Kazaz to Foster	Barak Foster Ex. 339 1/31/05	6/14/2004	CF 22-23	
PTX 352	Letter from DOT to Foster asking that inventory be returned	Foster Ex. 340 1/31/05	6/29/2004	CF 24	
PTX 353	DOT commission reports	Foster Ex. 341 1/31/05	9/1/2004	CF 58-61	
PTX 354	Email to Tamir Kazaz from Ronny Barak re Massage from Ralph and Dr. Cohen	Barak Ex. 342 2/14/05	3/25/2004	DOTINC 6339	
PTX 355	Email to Tamir Kazaz from Ronny Barak re Dan Cohen, MD	Barak Ex. 343 2/14/05	4/10/2004	DOTINC 6421	
PTX 356	Email to Motty Beyar from Ronny Barak re Dr. Cohen	Barak Ex. 344 2/14/05	3/1/2004	DOTINC 8062	
PTX 357	Letter to Bill Martin from Katherine Morales re distributorship	Barak Ex. 345 2/14/05	4/16/2004	DOTINC 727	
PTX 358	Letter to Michael O'Neill from Katherine Morales	Barak Ex. 346 2/14/05	4/15/2004	DOTINC 4687	
PTX 359	Email to Motti Beyar from Ronny Barak re Update on Dr. Cohen Activity	Barak Ex. 347 2/14/05	4/26/2004	DOTINC 6796	
PTX 360	Email to Ethan S. Lauer from Ronny Barak re Dr. Shani	Barak Ex. 348 2/14/05	4/28/2004	DOTINC 8450	
PTX 361	Copies of computer screen shots	Barak Ex. 349 2/14/05			
PTX 362	Disc-O-Tech Partner Sales Meeting Information Package	Barak Ex. 350 2/14/05	6/1/2004		
PTX 363	Document with Power Point Slides and Case Studies	Barak Ex. 351 2/14/05			
PTX 364	Attachment B to the 404 opinion	Eisenhart Ex. 352 3/17/05		DOTLTD 14239-14250	
PTX 365	Exhibit C to the letters- multi-opage document entitled claim construction and infringement	Eisenhart Ex. 353 3/17/05		DOTLTD 14251-14271	
PTX 366	Bone Impactor	Barak Ex. 367 2/15/05			
PTX 367	Bone Impactor	Barak Ex. 368 2/14/05			
PTX 368	Hand-drawn diagram	Barak Ex. 368 2/14/05			

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PTX 369	Trial device	Barak E. 369 2/14/05	DOTLTD 50016		
PTX 370	SKy Bone Expander Syste Instrumentation Set (original)	Barak Ex. 370 2/14/05	DOTLTD 51001		
PTX 371	SKy Bone Expander System Surgical Technique	Barak Ex. 371 2/14/05		DOTLTD 15040-15052	
PTX 372	Color copy of TR 275 "Bone Void Filler Injection"	Barak Ex. 372 2/14/05			
PTX 373	Impactor Kit	Barak Ex. 373 2/14/05	DOTINC 50013		
PTX 374	Bone Biopsy Needle	Barak Ex. 374 2/14/05			
PTX 375	Hi Visco Flow - Cement Delivery Kit	Barak Ex. 375 2/14/05	DOTINC 50585		
PTX 376	Sky Bone Expander System Instrumentation Set (incomplete)	Barak Ex. 376 2/14/05	DOTINC 5009		
PTX 377	Notice of Deposition of Mark Reiley M.D.	Reiley Ex. 1 11/3/04	11/1/2004		D, R
PTX 378	Invention Disclosure Documents	Reiley Ex. 3 11/3/04	10/5/1988	KY 116725-116739	
PTX 379	Surgical Protocol for the Osseous Balloon System: Percutaneous Verebral Body Fixation	Reiley Ex. 10 11/3/04			
PTX 380	Document Entitled "The Effect of Internal Augmentation on Vertebral Body Mechanic Properties: A preliminary study	Reiley Ex. 11 11/3/04	12/17/1990		
PTX 381	Declaration of Dr. Joseph M. Lane	Lane Ex. 1 11/4/04	10/8/2004		H
PTX 382	Stedman's Medical Dictionary 27th Edition, Illustrated in Color Page 276	Lane Ex. 2 11/4/04	6/21/2004		
PTX 383	Medline; Trusted Health Information for You. Medical Dictionary	Lane Ex. 3 11/4/04	4/28/2004		
PTX 384	Stedman's Medical Dictionary 27th Edition, Illustrated in Color Page 1067	Lane Ex. 4 11/4/04			
PTX 385	DOT Corporate Deposition Notice	Mott Ex. 500 1/31/05	12/17/2004		D, R
PTX 386	Competitive Activities Q1-2004 document	Mott Ex. 502 1/31/05	3/31/2004	KY 142117-142123	
PTX 387	Selected KyphX Product Quick Reference Guide	Mott Ex. 503 1/31/05	1/21/2004	KY 115003-115020	
PTX 388	Kyphon Marketing collection data sheets	Mott Ex. 504 1/31/05		DOTINC 1961-1970	

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PTX 389	Kyphon Sales Training Pre-Study Guide	Mott Ex. 505 1/31/05		KY 73052-73117	
PTX 390	Kyphon marketing material for IBT and KyphoPak	Mott Ex. 506 1/31/05		KY 3869-3871	
PTX 391	Olerud, et al., Transpedicular Fixation of Thoracolumbar Vertebral Fractures	Mott Ex. 509 1/31/05			
PTX 392	(510)k Premarket Notification Submission KyphX IBT	Talmadge (2/1/05) /Mott (1/31/05) Ex. 510	04/00/1998	KY 4433-4627	
PTX 393	Declaration of Richard Mott ISO Kyphon's Preliminary Injunction	Mott Ex. 511 1/31/05			H
PTX 394	Handwritten document – Risk Areas/Issues	Talmadge Ex. 515 2/1/05		KY 22890-22911	
PTX 395	DOT Depo notice for Kyphon Corporate Witness	Taylor Ex. 516 2/3/05	12/17/2004		D, R
PTX 396	Kyph Financial Statements Excel spreadsheet 2004-03-22	Taylor Ex. 517 2/3/05	7/1/2004	KY 236801-236812	
PTX 397	Kyphon US Price List	Taylor Ex. 518 2/3/05	11/1/2005	KY 386718-386721	
PTX 398	GM Analysis of DOT Lawsuit 2003	Taylor Ex. 519 2/3/05		KY 386712-386715	
PTX 399	GM Analysis of DOT Lawsuit 2003-2004	Taylor Ex. 520 2/3/05	2/2/2005	KY 386716-386717	
PTX 400	Kyphon Financial Statement February 2004	Taylor Ex. 521 2//305	2/00/04	KY 34710-34899	
PTX 401	Replicas of items Reiley presented at the first meeting between Reiley and Scholten	Scholten Ex. 522 2/14/05		KY 386722	
PTX 402	U.S. patent number 6,440, 38 B1, issue date of August 27, 2002, filing date of April 6, 1998, "Structures and methods for creating cavities in interior body regions"	Scholten Ex. 523 2/14/05	8/27/2002	KY 386667-386685	
PTX 403	photo of the curetting device (top view)	Scholten Ex. 524 2/14/05		KY 386729	
PTX 404	photo of the curetting device (Side view)	Scholten Ex. 524a 2/14/05		KY 386726	
PTX 405	photo of the curetting device (different view)	Scholten Ex. 525 2/14/05		KY 386727	

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PTX 406	photo of the curetting device (close up of distal tip)	Scholten Ex. 526 2/14/05		KY 386728	
PTX 407	photo of the curetting device (different view of 526)	Scholten Ex. 527 2/15/05		KY 386730	
PTX 408	picture taken at the morgue at Alta Bates Hospital	Scholten Ex. 528 2/15/05	8/00/88	KY 386734	
PTX 409	picture of one of the technicians mixing cement	Scholten Ex. 529 2/15/05		KY 386735	
PTX 410	Photo of testing where we have potted the samples and we were testing the behavior of the vertebral bodies that were augmented with cement.	Scholten Ex. 530 2/15/05		KY 386736	
PTX 411	Same as 530 with technician in different position	Scholten Ex. 531 2/15/05		KY 386737	
PTX 412	Same as 530 with technician in different position	Scholten Ex. 532 2/15/05		KY 386738	
PTX 413	Record of Invention	Scholten Ex. 533 2/14/05	9/26/1988	KY 116725-116739	
PTX 414	TT&C Priv log as relates to 888 and 404 patent applications	Scholten Ex. 534 2/15/05			
PTX 415	Letter from Arie to president of Surgical Dynamics	Scholten Ex. 535 2/15/05		KY 386731	
PTX 416	Unexecuted Confidential Disclosure Agreement between Scholten, Reiley and Norian	Scholten Ex. 536 2/15/05		KY 386732-386733	
PTX 417	888 patent	Scholten Ex. 537 2/15/05	11/13/1990		
PTX 418	Letter from Scholten to Caddes of Norian	Scholten Ex. 538 2/15/05		KY 19690	
PTX 419	Expert Witness Report of Michael Marks, M.D., MBA		3/8/2005		H
PTX 420	SKy Bone Expander demonstration device	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 50010	
PTX 421		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14762-15123	?
PTX 422	Sky Bone Expander System, Training Manual	Expert Witness Report of Michael Marks, M.D., MBA	06/00/2004	DOTINC 4023-4041	

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PTX 423	Sky Bone Expander System Training Manual	Expert Witness Report of Michael Marks, M.D., MBA	6/00/04	DOTINC 1004-1022	
PTX 424	E-mail to Lubin from Bawar re setting the training program and agenda	Expert Witness Report of Michael Marks, M.D., MBA	4/23/2004	DOTINC 6685-6773	
PTX 425	SKy Bone Expander Instructions for Use (IFU)	Expert Witness Report of Michael Marks, M.D., MBA	12/00/2003	DOTINC 686-689	
PTX 426	SKy Bone Expander Instructions for Use (IFU)	Expert Witness Report of Michael Marks, M.D., MBA	01/00/2004	DOTLTD 14096-14101	
PTX 427	E-mail re Disc-o-tech bone cement	Expert Witness Report of Michael Marks, M.D., MBA	2/19/2004	DOTINC 6115-6116	
PTX 428	SKy Bone Expander Instructions for Use (IFU)	Expert Witness Report of Michael Marks, M.D., MBA	4/00/2004	DOTLTD 14102-14104	
PTX 429	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	4/00/2004	DOTLTD 123	
PTX 430	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	05/00/2004	DOTLTD 14105-14107	
PTX 431	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	05/00/2004	DOTLTD 413-416	
PTX 432	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	6/00/2004	DOTLTD 14108-14110	
PTX 433	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	7/00/2004	DOTLTD 14111-14113	
PTX 434	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	10/00/2004	DOTLTD 14114-14116	
PTX 435	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	11/00/2004	DOTLTD 14117-14119	

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PTX 436	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	12/00/2004	DOTLTD 14120-14122	
PTX 437	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 944-946	
PTX 438	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 947-949	
PTX 439	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 950-952	
PTX 440	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 953-956	
PTX 441	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 957-959	
PTX 442	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	02/00/2004	DOTLTD 97-99	
PTX 443	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	12/00/2003	DOTLTD 407-409	
PTX 444	SKy Bone Expander Instructions for Use	Expert Witness Report of Michael Marks, M.D., MBA	05/00/2004	DOTLTD 413-416	
PTX 445	Scenes from SKy animation	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14716	
PTX 446	Pictures of DOT booth; DOT animations re SKy; DOT presentations re SKy; SKy training manual (CD)	Expert Witness Report of Michael Marks, M.D., MBA	5/00/2004	DOTINC 50012	
PTX 447	Pictures of spine demonstratives	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 50014-50017	
PTX 448	CD entitled Kyphon KyphX Latitude Curette	Expert Witness Report of Michael Marks, M.D., MBA		RR 1	

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PTX 449	CD entitled Kyphon Mixer (animation of Kyphon Bone Filler Device)	Expert Witness Report of Michael Marks, M.D., MBA		RR 2	
PTX 450	DOT presentation on SKy system, including reference to fracture age indications (fresh or non-union), SKy and Kyphon comparison; explanation "SKy expansion compresses bone around void to create confined cavity"; DOT presentations on SKY re U.S. surgeonsm	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 50017	
PTX 451	SKy animation	Expert Witness Report of Michael Marks, M.D., MBA	02/00/2004	WM 102 (DOTINC 87552)	
PTX 452	510k Premarket Notification re B-Twin Bone Expander System	Expert Witness Report of Michael Marks, M.D., MBA	7/30/2003	DOTLTD 1982-2052	
PTX 453	DOT response to FDA Oct. 1 comments	Expert Witness Report of Michael Marks, M.D., MBA	10/3/2003	DOTLTD 2055-2063	
PTX 454	DOT Response to FDA concerns	Expert Witness Report of Michael Marks, M.D., MBA	11/13/2003	DOTLTD 2069-2074	
PTX 455	FDA submission for 510k premarket notification for SKy	Expert Witness Report of Michael Marks, M.D., MBA	12/29/2003	DOTLTD 2081-2137	
PTX 456	Description of SKy Bone Expander: Kyphoplasty	Expert Witness Report of Michael Marks, M.D., MBA		TR 1	
PTX 457	Description of "blocker"	Expert Witness Report of Michael Marks, M.D., MBA		TR 2	
PTX 458	Listing of SKy components	Expert Witness Report of Michael Marks, M.D., MBA		TR 3, 121, 236	
PTX 459	Discussion of SKy and uses; "How old of a fracture can we fix?-Depends on Edema or on Bone Scan if it shows up as a hot spot."	Expert Witness Report of Michael Marks, M.D., MBA		TR 4-57; TR 58-59; TR 143-144	

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PTX 460	SKy powerpoints	Expert Witness Report of Michael Marks, M.D., MBA		TR 80-88; TR 154-170; TR 173-196	H
PTX 461	SKy brochure	Expert Witness Report of Michael Marks, M.D., MBA		TR 89-90	
PTX 462	Discussion of SKy function versus Kyphon's IBT; "SKy Bone should be positioned as a 'second generation' Kyphoplasty device." "Laser cut polymer creates a better void environment that allows the cement to fill in the small gaps, and compact the oteoporotic	Expert Witness Report of Michael Marks, M.D., MBA		TR 94-107	
PTX 463	Discussion of SKy system components	Expert Witness Report of Michael Marks, M.D., MBA		TR 96-99	
PTX 464	SKy sales pitch	Expert Witness Report of Michael Marks, M.D., MBA		TR 138-139	H
PTX 465	Surgical technique	Expert Witness Report of Michael Marks, M.D., MBA		TR 197-208	
PTX 466	SKy FAQ	Expert Witness Report of Michael Marks, M.D., MBA		TR 209-211	
PTX 467	Cadaver training invitation	Expert Witness Report of Michael Marks, M.D., MBA		TR 228-229	
PTX 468	Case reports	Expert Witness Report of Michael Marks, M.D., MBA		TR 237-244	
PTX 469	SKy tutorial	Expert Witness Report of Michael Marks, M.D., MBA		TR 245-277	
PTX 470		Expert Witness Report of Michael Marks, M.D., MBA		CS 1-29; CF 1-86; WM 1-224	?

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PTX 471	Materials sent to sales representatives	Expert Witness Report of Michael Marks, M.D., MBA	8/6/2004	WM 53	
PTX 472	Delivered goods forms	Expert Witness Report of Michael Marks, M.D., MBA	5/18/2004	WM 75-77	
PTX 473	Agent's policy manual	Expert Witness Report of Michael Marks, M.D., MBA	8/00/04	WM 117-127	
PTX 474	Case reports	Expert Witness Report of Michael Marks, M.D., MBA		WM 128-134	
PTX 475	SKy brochures	Expert Witness Report of Michael Marks, M.D., MBA		WM 135-148	
PTX 476	SKy case studies	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2511-2431	
PTX 477	Report on first 20 cases using SKy	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2532-2534	
PTX 478	Report on first 20 cases using SKy	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2545	
PTX 479	Letter	Expert Witness Report of Michael Marks, M.D., MBA	4/25/2004	DOTINC 2536-2537	?
PTX 480	The Sky Bone Expander vertebroplasty: a case report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 3298	
PTX 481	Sky Bone Expander System Initial Clinial Review	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 3979-3997	
PTX 482	Percutaneous Kyphoplasty with Sky Bone Expander	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 3998-4011	
PTX 483	Preliminary experiment	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 7095-7096	?
PTX 484	Sky Bone Expander case report: Kyphoplasty	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 7097	
PTX 485	SKy "Clinical Cases"	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 15216-15219	

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PTX 486		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 15320-15348	?
PTX 487	"Clinical Case #4 – SKy v. Kyphon" x-rays from Cohen;	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 15304	
PTX 488		Expert Witness Report of Michael Marks, M.D., MBA	4/25/2004	DOTINC 50012	?
PTX 489	Study Protocol	Expert Witness Report of Michael Marks, M.D., MBA	5/24/2004	DOTINC 3901-3903	
PTX 490	Study Protocol	Expert Witness Report of Michael Marks, M.D., MBA	5/24/2004	DOTINC 3906	
PTX 491	Study Protocol (Sky compared to Kyphon IBT)	Expert Witness Report of Michael Marks, M.D., MBA	01/00/2004	DOTINC 5218-5227	
PTX 492	Study Protocol referring to Kyphoplasty	Expert Witness Report of Michael Marks, M.D., MBA	12/00/2003	DOTINC 5228-5237	
PTX 493	Study Prototcol	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 573-587	
PTX 494	Study Prototcol	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 1890-1904	
PTX 495	Study Prototcol	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 768-777	
PTX 496	Study Prototcol	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 794-803	
PTX 497	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 588-618	
PTX 498	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA	6/8/2003	DOTLTD 1905-1933	
PTX 499	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 778-793	

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PTX 500	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 804-820	
PTX 501	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14516-14542	
PTX 502	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14543-14573	
PTX 503	"Design Risk Analysis – vertebroplasty"	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14574-14605	
PTX 504	"B-Twin Expandable Spinal System (Kyphoplasty / Vertebroplasty) Type II"	Expert Witness Report of Michael Marks, M.D., MBA	3/8/2003	DOTLTD 14635-14646	
PTX 505	"B-Twin Expandable Spinal System" August 2003	Expert Witness Report of Michael Marks, M.D., MBA	08/00/2003	DOTLTD 14647-14662	
PTX 506	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 4338-467	
PTX 507	Sky Analysis	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 533-547	
PTX 508	Portion of DOT website	Expert Witness Report of Michael Marks, M.D., MBA	6/27/094	DOTINC 7339-7345	
PTX 509	Portion of DOT website	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14747	
PTX 510	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		MM 1-76	
PTX 511	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 320-330	
PTX 512	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 332-352	

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PTX 513	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 355-356	
PTX 514	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 358-361	
PTX 515	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 372-373	
PTX 516	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 375-380	
PTX 517	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 404-405	
PTX 518	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 407-412	
PTX 519	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 415-418	
PTX 520	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 420-467	
PTX 521	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 540-541	
PTX 522	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 629	
PTX 523	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 715-717	
PTX 524	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2813	
PTX 525	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2815	

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PTX 526	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2830-2831	
PTX 527	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2844-2847	
PTX 528	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2880-2881	
PTX 529	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2886-2889	
PTX 530	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2905-2912	
PTX 531	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2925-2927	
PTX 532	Majd operative report	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2945	
PTX 533	DOT delivered goods form and invoice	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 2950	
PTX 534	Description of delivered goods forms	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 1423	
PTX 535	Description of delivered goods forms	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 3853-3854	
PTX 536	Surgical Notes	Expert Witness Report of Michael Marks, M.D., MBA	8/00/2004	DOTLTD 6173-6175	
PTX 537	Surgical Notes	Expert Witness Report of Michael Marks, M.D., MBA	4/5/2004	DOTLTD 15147-14150	
PTX 538	Surgical Technique Manual	Expert Witness Report of Michael Marks, M.D., MBA	6/1/2004	DOTINC 988-1022	

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PTX 539	Surgical Technique Manual	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 1399-1409	
PTX 540	Surgical Technique Manual	Expert Witness Report of Michael Marks, M.D., MBA	03/00/2004	DOTINC 1392-1397	
PTX 541	Surgical Technique Manual	Expert Witness Report of Michael Marks, M.D., MBA	5/23/2004	DOTLTD 1560-1574	
PTX 542	Surgical Technique Manual	Expert Witness Report of Michael Marks, M.D., MBA	5/00/2004	DOTLTD 14707-14713	
PTX 543	Surgical Technique Manual	Expert Witness Report of Michael Marks, M.D., MBA	5/00/2004	DOTLTD 15359-15373	
PTX 544	Surgical Technique Manual (SKy technique compared to Kyphon kyphoplasty	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 5287-5239	
PTX 545	Surgical Technique Manual (SKy technique compared to Kyphon kyphoplasty	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 4691-4719	
PTX 546	Surgical Technique Manual (SKy technique compared to Kyphon kyphoplasty	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 15328-15353	
PTX 547	Surgical Technique Manual (refers to Kyphoplasty; SKy compared to Kyphon)	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 15151-15191	
PTX 548	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	5/7/2004	DOTINC 3629-3650	
PTX 549	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	4/24/2004	DOTINC 5734-5735	
PTX 550	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	4/21/2004	DOTINC 6657-6658	
PTX 551	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	4/28/2004	DOTINC 8455-8456	

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PTX 552	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	4/22/2004	DOTINC 6668-6669	
PTX 553	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	4/25/2004	DOTINC 8423-8424	
PTX 554	Guidelines and tips and related material	Expert Witness Report of Michael Marks, M.D., MBA	4/24/2004	DOTINC 8407-8408	
PTX 555	Guidelines and tips and related material (video script)	Expert Witness Report of Michael Marks, M.D., MBA	5/20/2004	DOTLTD 15192-15196	
PTX 556	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 5256-5259	
PTX 557	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA	12/28/2003	DOTINC 5260	
PTX 558	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 9922	
PTX 559	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA	6/3/2004	DOTINC 5266-5267	
PTX 560	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA	12/15/2003	DOTINC 5270-5271	
PTX 561	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA	12/15/2003	DOTLTD 14752-14753	
PTX 562	SKy product description	Expert Witness Report of Michael Marks, M.D., MBA	12/30/2003	DOTLTD 6470-6476	
PTX 563	SKy FAQs	Expert Witness Report of Michael Marks, M.D., MBA	1/00/04	DOTINC 4891-4893	
PTX 564	SKy FAQs	Expert Witness Report of Michael Marks, M.D., MBA	1/00/04	DOTINC 274-276	
PTX 565	SKy FAQs	Expert Witness Report of Michael Marks, M.D., MBA	2/00/04	DOTLTD 15677-15679	

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PTX 566	SKy FAQs	Expert Witness Report of Michael Marks, M.D., MBA	5/17/2004	DOTINC 3715-3716	
PTX 567	Price Lists	Expert Witness Report of Michael Marks, M.D., MBA	3/00/04	DOTINC 727-728	
PTX 568	Price Lists	Expert Witness Report of Michael Marks, M.D., MBA	3/22/2004	DOTINC 1861	
PTX 569	Ads and Brochures	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 4015-4016	
PTX 570	Ads and Brochures	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 1388-1389	
PTX 571	Ads and Brochures	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 1575-1576	
PTX 572	Ads and Brochures	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 14714-14715	
PTX 573	Ads and Brochures	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 15124	
PTX 574	SKy packaging and consignment information	Expert Witness Report of Michael Marks, M.D., MBA	2/23/2004	DOTINC 6101-6104	
PTX 575	SKy packaging and consignment information	Expert Witness Report of Michael Marks, M.D., MBA	5/14/2004	DOTINC 509	
PTX 576	SKy packaging and consignment information	Expert Witness Report of Michael Marks, M.D., MBA	5/12/2004	DOTINC 118	
PTX 577	SKy packaging and consignment information	Expert Witness Report of Michael Marks, M.D., MBA	1/13/2004	DOTINC 471-473	
PTX 578	Competitive Comparison (SKy compared to KyphX Expander)	Expert Witness Report of Michael Marks, M.D., MBA	4/28/2004	DOTINC 4792-4798	
PTX 579	SKy selling points	Expert Witness Report of Michael Marks, M.D., MBA	6/3/2004	DOTINC 5268-5269	

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PTX 580	SKy selling points	Expert Witness Report of Michael Marks, M.D., MBA	2/24/2004	DOTLTD 14750-14751	
PTX 581	Conformity assessment	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 1532-1539	
PTX 582	Conformity assessment	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 417-419	
PTX 583	Requirements and evaluation	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 648-665	
PTX 584	Product specifications	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 755-767	
PTX 585	"SKy System, Manufacturing Flow Chart"	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 702-723	
PTX 586	"Clinical Evaluation-Vertebroplasty"	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 1861-1881	
PTX 587		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 1532-1559	?
PTX 588		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 438-476	?
PTX 589		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 500-532	?
PTX 590		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 548-559	?
PTX 591		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 560-572	?
PTX 592	Expandable Tube in Vitro Study Plan - Stage 1	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 768-777	

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PTX 593	In Vitro Study Plan-B-Twin BE	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 1890-1904	
PTX 594	Expandable Tube in Vitro Study Plan - Stage 2	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 794-803	
PTX 595	Tecoflex Expandable Tube In Vitro Study Results-Stage 1	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 778-793	
PTX 596	Tecoflex Expandable Tube In Vitro Study Results-Stage 2	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 804-820	
PTX 597	Accessories Requirements and Evaluation	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 648-665	
PTX 598	Tecoflex Tube-Product Specifications	Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 755-756	
PTX 599		Expert Witness Report of Michael Marks, M.D., MBA		DOTLTD 866-877	?
PTX 600	ITC Complaint exhibits (to be listed out)	Expert Witness Report of Michael Marks, M.D., MBA			?
PTX 601	Web pages from www.kyphon.com	ITC Complaint Public Exhibit 20			
PTX 602	web pages from www.disc-o-tech.com	ITC Complaint Public Exhibit 22			
PTX 603	Declaration of Keith Harvey, D.O.	ITC Complaint Public Exhibit 24	3/16/2004		
PTX 604	Declaration of Dan M. Jolivette, M.D.	ITC Complaint Public Exhibit 25	2/12/2004		
PTX 605	Disco-O-Tech's SKy Bone Expander System 510K Summary	ITC Complaint Public Exhibit 26	1/28/2004		

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PTX 606	SKY Bone Expander Case Report: Kyphoplasty (Distributed atAmerican Academy of Orthopaedic Surgeons Meeting March 10-14, 2004)	ITC Complaint Public Exhibit 27			
PTX 607	SURGICAL TECHNIQUE: The SKy Bone Expander System brochure	ITC Complaint Public Exhibit 29	03/00/04		
PTX 608	Medical Journal Articles on Kyphoplasty and KyphX Xpander Inflatable Bone Tamp	ITC Complaint Public Exhibit 30			
PTX 609	White Paper "The Mechanics of Balloons Moving Bone"	ITC Complaint Public Exhibit 31			
PTX 610	Declaration of Richard W. Mott	ITC Complaint Public Exhibit 32	3/31/2004		H
PTX 611	SKy Bone Expander Training Manual	Expert Witness Report of Michael Marks, M.D., MBA		DOTINC 9450-9526	
PTX 612	Supplemental Expert Witness Report of Michael Marks, M.D., MBA re Infringement Issues	Supplemental Expert Witness Report of Michael Marks, M.D., MBA re Infringement Issues	date		H
PTX 613		Supplemental Expert Witness Report of Michael Marks, M.D., MBA re Infringement Issues		DOTINC 3724-3766	?
PTX 614		Supplemental Expert Witness Report of Michael Marks, M.D., MBA re Infringement Issues		DOTINC 238	?
PTX 615	Email from Tamir Kazaz to Howard Rosenthal	Supplemental Expert Witness Report of Michael Marks, M.D., MBA re Infringement Issues		DOTINC 6131-6132	