

Cause No. GN404061

LUKE DAVID LLC and
LANCE ARMSTRONG

v.

MIKE ANDERSON

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IN THE DISTRICT COURT OF

TRAVIS COUNTY, TEXAS

200th JUDICIAL DISTRICT

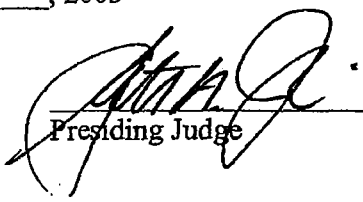
PROTECTIVE ORDER

ON THIS DAY the Court, having considered Plaintiffs' Motion for Protective Order (dated May 10, 2005 and objecting to the attendance of two additional attendees at the depositions of Bart Knaggs and John Koriath), the response of defendant Mike Anderson, the plaintiffs' reply brief, the evidence, arguments of counsel and applicable law, is of the opinion that the motion for protective order is meritorious and should be granted in all respects. It is therefore

ORDERED that the plaintiffs' objections to the attendance of Dane Christopher Compton and Jeffrey M. Tillotson at the depositions of Bart Knaggs and John Koriath are SUSTAINED and Plaintiffs' Motion for Protective Order is hereby GRANTED in all respects. Neither Mr. Compton nor Mr. Tillotson shall be allowed to attend either deposition by order of this Court.

All relief not specifically granted herein is otherwise DENIED.

Dated: Jun 30, 2005



Presiding Judge

COPY

FILED

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Wesley T. ...
DISTRICT CLERK
TRAVIS COUNTY, TEXAS

IN THE MATTER OF ARBITRATION:

LANCE ARMSTRONG AND
TAILWIND SPORTS, INC.

v.

SCA PROMOTIONS, INC.

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BEFORE THE HONORABLE
RICHARD FAULKNER, RICHARD
CHERNICK AND TED LYON,
ARBITRATORS

**CLAIMANT'S FIRST AMENDED NOTICE OF INTENTION TO TAKE THE ORAL
AND VIDEOTAPED DEPOSITION OF MICHAEL JOHN ASHENDEN, Ph.D.
AND SUBPOENA DUCES TECUM**

TO: SCA Promotions, Inc., by and through its attorneys of record, Mike Lynn and Jeffery M. Tillotson, Lynn, Tillotson, & Pinker, L.L.P., 750 North St. Paul Street, Ste 1400, Dallas, Texas 75201.

Please take notice that counsel for Lance Armstrong and Tailwind Sports, Inc. will take the oral and videotaped deposition of Michael John Ashenden, Ph.D. before a certified court reporter on the following date commencing at the time indicated below:

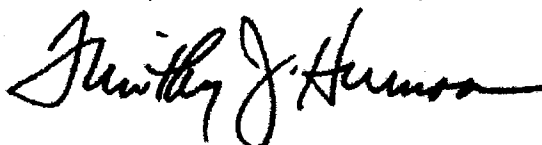
WITNESS: Michael John Ashenden, Ph.D.
DATE: Monday, December 19, 2005
TIME: 4:00 p.m.
LOCATION: via videoconference

A subpoena duces tecum in the form of "Exhibit A" is attached hereto. The documents requested are to be produced by said witness at the time of this deposition.

The deposition shall continue during business hours from day-to-day until completed. The deposition will be recorded stenographically by a licensed court reporter and will be videotaped. Counsel for all parties are invited to attend and examine the witness.

Respectfully submitted,

HERMAN, HOWRY & BREEN, L.L.P.

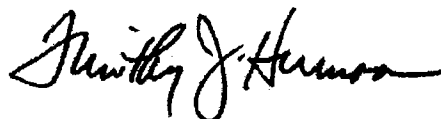


Timothy J. Herman
State Bar No. 09513700
Sean E. Breen
State Bar No. 00783715
1900 Pearl Street
Austin, Texas 78705-5408
(512) 474-7300
(512) 474-8557 FAX
**ATTORNEYS FOR CLAIMANTS
LANCE ARMSTRONG and
TAILWIND SPORTS, INC.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been sent via email to counsel of record listed below on this the 16th day of December, 2005.

Michael P. Lynn
Jeffrey Tillotson
Lynn Tillotson & Pinker, L.L.P.
750 N. St. Paul Street, Suite 1400
Dallas, Texas 75201



Timothy J. Herman

EXHIBIT "A"

REQUEST FOR PRODUCTION

The witness is directed to bring with him to the deposition the following materials:

DOCUMENTS:

1. Any and all documents reviewed, referred to, or relied upon by you in formulating any of your opinions or conclusions concerning this lawsuit.
2. Any and all documents in your custody or control concerning this lawsuit.
3. Any and all of your records, emails, personal notes, calendars, diaries, phone logs and any other type of document concerning any fact or opinion in relation to this lawsuit.

MAGNETIC, ELECTRONIC OR COMPUTERIZED INFORMATION:

4. Printouts of any and all magnetic, electronic or computerized documents, information, data, database searches, recordings, images, and/or transmissions reviewed, referred to, or relied upon by you in formulating any of your opinions or conclusions concerning this lawsuit.
5. Printouts of any and all magnetic, electronic or computerized documents, information, data, database searches, recordings, images, and/or transmissions in your custody or control concerning this lawsuit.

PHOTOGRAPHS, RECORDINGS, VIDEOTAPES, AND TESTS OR STUDIES:

6. Any and all photographs, recordings, videotapes, tests, and/or studies, referred to, or relied upon by you in formulating any of your opinions or conclusions concerning this lawsuit.
7. Any and all photographs, recordings, videotapes, tests and/or studies in your custody or control concerning this lawsuit or any issue relevant to the lawsuit.

COMPLETE FILE:

8. Your complete file concerning this lawsuit.
9. Any and all health care charts, test results, test procedures and records concerning any drug use or test at issue in this lawsuit.

EVERYTHING RELATING TO OR FORMING BASIS OF OPINIONS:

10. Any and all documents, photographs, recordings, records, and materials in your possession or control which relate in any way or form the basis of your opinions in this case; including but not limited to all personal notes, laboratory notes or notebooks, original and complete computer printouts, literature, medical records, x-rays, all test results or reports studied or seen, compilations of data and other materials in your possession or control.

CORRESPONDENCE, COMMUNICATION, CONTACT:

11. All correspondence with any person concerning this lawsuit.
12. Any and all documents, memoranda, telephone memos, notes, logs or any other type of material, whether magnetic, electronic, or documentary, reflecting or documenting any correspondence, communication, or contact between you and any person concerning this lawsuit.

LEGAL CASES:

13. Any and all documents, whether magnetic, electronic, or documentary reflecting or listing legal cases (including doping cases) in which you have been consulted.
14. Any and all documents, whether magnetic, electronic, or documentary reflecting or listing legal cases (including doping cases) in which you have rendered an opinion.
15. Any and all documents, whether magnetic, electronic, or documentary reflecting or listing legal cases (including doping cases) in which you have given testimony.
16. Any and all documents, whether magnetic, electronic, or documentary reflecting or listing legal cases (including doping cases) in which you were a retained expert.
17. Any and all documents, whether magnetic, electronic, or documentary reflecting or listing legal cases in which you have been a defendant.

CURRICULUM VITAE:

18. A current copy of your curriculum vitae summarizing your professional qualifications, publications, presentations, affiliations, and professional licensure.

LITERATURE AND PUBLICATIONS:

19. All papers, abstracts, or other scientific articles written or authored, in whole or in part, by you relating in any way to the subject or issues of this lawsuit.

EXHIBITS AND DEMONSTRATIVE AIDS:

20. Any and all models, illustrations, photographs or other exhibits or documents of any kind which you intend or contemplate using to illustrate, explain or support your testimony at the trial of this cause.

OTHER DOCUMENTS

21. Any documents in your possession that mention or relate directly to Lance Armstrong.
22. All correspondence and emails exchanged between yourself and any person affiliated with WADA.
23. All correspondence, emails and documents relating in any way to any "study" in which you have participated, published or not, of doping in cycling.
24. Documents relating to and demonstrating your researching methods and results of tracing all forms of blood doping by analysing the metabolism of athletes.
25. Produce a copy of the study, including drafts of the study and supporting data, which you have claimed in the press shows how bicycle riders can still get away with EPO.
26. Please produce all notes, records, emails, correspondence, and/or recordings that relate to any contact you have had with any person from or affiliated with SCA Promotions, Inc., including but not limited to Robert Hamman, John Bandy, and/or Chris Compton.
27. Please produce all correspondence and or email from or to any person from or affiliated with SCA Promotions, Inc., including but not limited to Robert Hamman, John Bandy, and/or Chris Compton.
28. Please produce records indicating or relating to anything of value you have received or been promised by any person from or affiliated with SCA Promotions, Inc., including but not limited to Robert Hamman, John Bandy, and/or Chris Compton.
29. Please produce notes, records and or recordings of any type in your possession that indicate in any way Lance Armstrong has **not** used illegal performance enhancing drugs or methods.
30. Please produce the emails or other correspondence in your possession that mention or directly relate to Lance Armstrong.
31. Please produce all emails and correspondence between you and any person or entity that mention or directly relate to Lance Armstrong.

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32. Please produce all notes, records, emails, correspondence, and/or recordings that relate to any contact you have had with anyone (persons) or any body such as WADA or UCI regarding Lance Armstrong and his alleged use of PED's.