

ORIGINAL

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

232 044
530527

**In the Matter of
REALCOMP II LTD.,
a corporation.**

Docket No. 9320

PUBLIC

JOINT STIPULATIONS OF LAW AND FACT

In accordance with the Scheduling Order in this matter, Complaint Counsel and Respondent Realcomp II Ltd. ("Realcomp") stipulate as follows:

1. Neither Complaint Counsel nor Respondent have any objections to the admission into evidence of the documents listed in Exhibit A to these stipulations. [Joint Exhibit List]
2. Each document that is (a) generated by any party or non-party, and which comes from the producing person's files; and (b) produced, whether pursuant to a subpoena, document request or voluntarily (i) as part of discovery in the above-captioned matter, or (ii) to the Commission as part of its investigation related to the above-captioned matter, will be deemed to be authentic.

STIPULATIONS OF FACT

3. A real estate broker is a licensed real estate professional who acts as a representative for either home sellers or home buyers, and who is authorized to engage in the sale of real estate and to provide services in connection with such sales.

4. A real estate agent is a licensed real estate professional who works for, or under the supervision of, a real estate broker.

5. A listing broker is the broker hired by the seller as its agent to sell the home to an appropriate buyer.

6. A listing agreement is the contract between the seller and the listing broker that spells out the nature of their relationship concerning the sale of the home. Usually the listing agreement will include provisions that specify the duration of the contract (also known as the "listing period"), the compensation to be paid to the listing broker, and the offer of compensation to any cooperating broker.

7. A cooperating broker is a broker who works with buyers interested in purchasing a home.

8. The offer of compensation is the amount of money or commission percentage that will be paid by the listing broker to any cooperating broker who is the procuring cause of the sale, i.e., finds the buyer that purchases the home.

9. The offer of compensation is unconditional except that the cooperating broker must be the procuring cause of the sale.

10. A selling broker is a cooperating broker whose fiduciary duty is to the home seller in the real estate transaction. A selling broker acts as what is called a "sub-agent" of the listing

broker.

11. A buyer's broker is a cooperating broker who has a fiduciary duty to the buyer in the real estate transaction, either through an agency disclosure or a "buyer's agency agreement."

12. A Realcomp member is any person authorized by Realcomp to access, use or enjoy the benefits of the Realcomp MLS in accordance with Realcomp's bylaws, policies, rules and regulations.

13. Realcomp is owned by seven Shareholder Boards and Associations: The Dearborn Board of Realtors, Detroit Association of Realtors, Eastern Thumb Association of Realtors, Livingston Association of Realtors, Metropolitan Consolidated Association of Realtors, North Oakland County Board of Realtors, and Western-Wayne Oakland County Association of Realtors.

14. A Realcomp Shareholder must be a Realtor Board or Association that is a member in good standing of the National Association of Realtors.

15. The business and affairs of Realcomp are conducted by its Board of Governors.

16. Each Shareholder Board or Association selects one Governor and one Alternate to the Realcomp Board of Governors.

17. On each listing filed with the Realcomp MLS, the listing broker must make the unilateral offer of compensation to any Realcomp member who acts as a cooperating broker and procures a buyer who purchases the listing property.

18. All members of the Realcomp MLS must agree to abide by the Realcomp II Ltd. Rules and Regulations, and the policies and procedures in the Realcomp II Ltd. Policy Handbook.

19. Only a seller who has a listing agreement with a licensed real estate broker who is a Realtor and member of Realcomp may have his or her home listed on the Realcomp MLS.

20. Each Realcomp member broker who submits a listing to the Realcomp MLS agrees to comply with the Realcomp Rules and Regulations with respect to that listing.

21. Realcomp does not require that brokers who list properties pursuant to any listing agreement on the Realcomp MLS be compensated at all, whether by commission or otherwise.

22. "Approved Websites" are those websites to which Realcomp provides information concerning Realcomp MLS listings for publication.

23. Realcomp does not require that brokers whose listings are transmitted by Realcomp to the Approved Websites be compensated at all, whether by commission or otherwise.

24. Realcomp does not identify the type of listing agreement in place between a home seller and a Realcomp member listing broker when transmitting listings to the Approved Websites.

25. The type of listing agreement in place between a home seller and a Realcomp member listing broker is not displayed to home buyers viewing Realcomp MLS listings on the Approved Websites.

26. The compensation paid by a home seller to a Realcomp member listing broker is determined by negotiation between that home seller and that listing broker.

27. Realcomp has no knowledge of the terms of the compensation arrangements, if any, in place between a listing broker and a home seller whose property is listed in the Realcomp MLS pursuant to an Exclusive Right to Sell Listing.

28. Realcomp has no knowledge of the terms of the compensation arrangements, if any, in place between a listing broker and a home seller whose property is listed in the Realcomp MLS pursuant to an Exclusive Agency Listing.

29. Realcomp does not require that transactions facilitated through the Realcomp MLS involve a cooperating broker.

30. Realcomp does not require that transactions facilitated through the Approved Websites involve a cooperating broker.

31. Realcomp does not require that transactions facilitated through the Realcomp MLS involve a cooperating broker who is a Realcomp member.

32. Realcomp does not require that transactions facilitated through the Approved Websites involve a cooperating broker who is a Realcomp member.

33. Realcomp has no rules specifying the minimum services that a cooperating broker must perform (other than performance as the procuring cause of sale) to be entitled to compensation in the event of a consummated transaction.

34. Realcomp has no rule prohibiting a cooperating broker from contacting the listing broker associated with a property listed on the Realcomp MLS prior to showing and attempting to negotiate a change in the compensation offered to the cooperating broker.

35. Realcomp's rules have never prohibited a listing broker from charging a home seller one fee for posting an Exclusive Right to Sell Listing in the MLS and another fee for including that listing among the listings transmitted by Realcomp to the Approved Websites.

36. For the basic services, Realcomp charges identical dues and fees to all its members, regardless of the listing type used with their clients.

37. Realcomp's merger talks with MiRealSource were motivated, at least in part, by a desire to minimize the need for Realcomp members to pay dues to two or more MLSs.

38. Realcomp's data sharing arrangements were motivated, at least in part, by a desire to increase the number of listings available to Realcomp members.

39. Realcomp's data sharing arrangements were motivated, at least in part, by a desire to minimize the need for Realcomp members to pay dues to two or more MLSs.

40. Realcomp is the largest real estate Multiple Listing Service in Michigan, in terms of the number of members and the number of listings.

41. Realcomp is a corporation organized, existing, and doing business under, and by virtue of, the laws of the State of Michigan.

42. Realcomp's office and principal place business is located at 28555 Orchard Lake Road, Suite 200, Farmington Hills, Michigan 48334.

43. Realcomp is organized for the purpose of serving its members' interests.

44. The primary function of Respondent is the operation of the Realcomp Multiple Listing Service.

45. Each Realcomp member is required to hold an active real estate license, an active appraiser license, or both.

46. Realcomp services the territory within Southeastern Michigan, including Livingston County, Oakland County, Macomb County and Wayne County.

47. In 2001, Realcomp adopted and approved a rule that stated: "Listing information downloaded and/or otherwise displayed pursuant to IDX shall be limited to properties listed on an exclusive right to sell basis."

48. In 2001, Realcomp adopted and approved rules to exclude listing information for Exclusive Agency, Limited Service and MLS Entry Only Listings from the data it provides to the Approved Websites.

49. The Realcomp IDX is the Internet Data Exchange service that affords Realcomp members the option of authorizing display of their active listings on other Realcomp members' web sites.

50. The rules adopted and approved by Realcomp in 2001 that prevent Exclusive Agency, Limited Service and MLS Entry Only Listings on the Realcomp MLS from being transmitted to, or displayed on, Realtor.com, Moveinmichigan.com, and Realcomp member IDX websites are known for purposes of this case as the "Web Site Policy."

51. After adopting the Web Site Policy, Realcomp had to make certain technical changes, including changing its data extract program to pull only Exclusive Right to Sell Listings.

52. Before Respondent implemented the Search Function Policy, the Realcomp MLS search screen defaulted to all available listings, including Exclusive Agency Listings.

53. Moveinmichigan.com is the exclusive provider of real estate listing information for clickondetroit.com.

54. A for-sale-by-owner real estate transaction does not have a listing broker.

55. An Exclusive Agency Listing involves the services of a listing broker.

56. Offers of compensation to cooperating brokers are made through the Realcomp MLS, and are not displayed on public web sites.

57. Realcomp at all times pertinent to this matter has permitted agents: 1) to enter

what are referred to as “Exclusive Agency Listings” in the Complaint into the Realcomp Multiple Listing Service; and 2) who enter “Exclusive Agency Listings” to be members of Realcomp.

58. At all times pertinent to this matter, there has been another Multiple Listing Service, MiRealSource, in addition to Realcomp, servicing at least part of Southeastern Michigan.

59. MiRealSource, prior to April 2007 and prior to entering into a Consent Decree with the Federal Trade Commission, did not allow Exclusive Agency Listings to be entered into its Multiple Listing Service and as such MiRealSource did not forward its listings to public websites.

60. For Sale By Owner (FSBO) homes, where the seller does not retain a realtor, are not permitted to be listed on Realcomp’s MLS as all listings must be entered by realtors.

STIPULATIONS OF LAW

61. Realcomp is, and at all relevant times has been, a corporation as “corporation” is defined by Section 4 of the FTC Act, 15 U.S.C. § 44.

62. At all times relevant herein, Realcomp has been, and is now, engaged in commerce as “commerce” is defined in Section 4 of the FTC Act, 15 U.S.C. § 44.

63. The acts and practices of Respondent have been or are in or affecting commerce as “commerce” is defined in the Federal Trade Commission Act, as amended, and Respondent is subject to the jurisdiction of the Federal Trade Commission. Among other things, the acts and practices of Respondent:

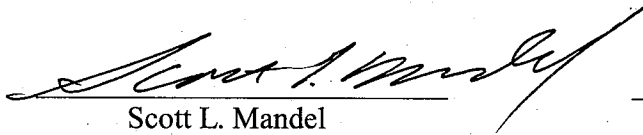
(A) affect the purchase and sale of real estate by persons moving into and out of Southeastern Michigan; and

(B) affect the transmission of real estate listing information to public real estate web sites that are intended for a national audience, including Realtor.com.

64. The elements of a combination or conspiracy of that unreasonably restrains trade are: (1) the existence of a contract, combination, or conspiracy among two or more separate entities, that (2) unreasonably restrains trade, and (3) affects interstate or foreign commerce. *See, e.g., Law v. NCAA*, 134 F.3d 1010, 1016 (10th Cir. 1998) (identifying elements of a violation of Section 1 of the Sherman Act); *Fashion Originators' Guild, Inc. v. FTC*, 312 U.S. 457, 463-64 (1941) (Section 5 of the FTC Act violations may be based on conduct that violates the Sherman Act).

65. Respondent is a combination of its members with respect to the policies at issue (the "Web Site Policy" and the "Search Function Policy"). *National Society of Professional Engineers v. United States*, 435 U.S. 679 (1978).

66. The purpose of the antitrust laws is to protect competition, not competitors. *Brown Shoe Co. v. United States*, 370 U.S. 294, 320 (1962).



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Dated: June 14, 2007

EXHIBIT A

JOINT EXHIBIT LIST REALCOMP DOCKET NO. 9320

Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 1	3/22/06	Realcomp Part II Document Production Response		
CX 2	7/2/01	Minutes from the Board of Governors Meeting, June 22, 2001 (also used as CX 91 with Gerry Burke and Robert Gleason)		
CX 3	9/28/01	Minutes from the Board of Governors Meeting, September 28, 2001 (also used CX 92 with Gerry Burke and Robert Gleason)		
CX 4	7/03	Realcomp Rules and Regulations July 2003 (also used as CX 93 with David Elya)	RC0001	RC0024
CX 5	9/03	Realcomp Policy Handbook, September 2003	RC0079	RC0090
CX 6	1/04	Realcomp Rules and Regulations January, 2004	RC0025	RC0052
CX 7	9/05	Realcomp II Ltd. Rules and Regulations, Revised September, 2005	RC0053	RC0078
CX 8	9/05	Realcomp II Ltd. Policy Handbook, Revised: September, 2005	RC0091	RC102
CX 9	8/27/03	Minutes from the Board of Governors Meeting, August 22, 2003 (also used as CX 94 with Gerry Burke, CX 166 with Doug Hardy, CX 136 with Nead)	RC0122	RC0126
CX 10	8/28/02	Minutes from the Board of Governors Meeting, August 23, 2002 (also used as CX 95 with Alissa Nead and Gerry Burke)	RC0108	RC0111

Case Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 11	10/2/02	Minutes from the Board of Governors Meeting, September 27, 2002 (also used as CX 96 with Gerry Burke)	RC0112	RC0116
CX 12	10/29/02	Minutes from the MLS/User Committee Meeting October 14, 2002 (also used as CX 162 with Nowak)	RC0103	RC0107
CX 13		Realcomp Website: IDX for Vendors		
CX 14	11/03	RealSolutions Regarding Listing Type Change	RC0170	RC0172
CX 15	2002	Realcomp Notice to Brokers About MoveinMichigan.com 2002	RC0210	RC0210
CX 16		Reserved		
CX 17	11/17/03	RealFax Regarding Listing Type Changes, November 17, 2003	RC0176	RC0176
CX 18	11/03	Memorandum from Karen Kage to Realcomp Brokers Regarding Plans for Implementing Listing Type Data into the Realcomp MLS	RC0177	RC0187
CX 19	9/15/03	Letter from Jaime Ashmore of Realtor.com to Karen Kage Regarding Amendment to Realtor.com Agreement	RC0202	RC0203
CX 20	7/11/05	Realtor.com Data Content Provider Agreement Amendment	RC0204	RC0205
CX 21	12/31/97	Realtor.com Data Content Provider Agreement	RC0188	RC0196

Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 22	6/11/04	Letter from Karen Thomas to Karen Kage About Complaints Regarding GreaterMichiganRealty	RC0138	RC0157
CX 23	7/19/04	Fax Regarding GreaterMichiganRealty Exclusive Agency Listings from S Nelson to Tora	RC0158	RC0166
CX 24	8/3/04	Email from Mike Gladchun to Karen Kage Regarding Greater Michigan Realty	RC0167	RC0169
CX 25	8/16/05	Fax from Lee Jaffke to Karen Kage Regarding Exclusive Agency Listings	RC0131	RC0137
CX 26	2002-2003	Data Sharing Agreements Between Realcomp and Ann Arbor Area Board of Realtors, Down River Association of Realtors, Flint Area Association of Realtors, Jackson Multiple Listing Service, Inc., Lapeer and Upper Thumb Association of Realtors, Lenawee County Association of Realtors, and Monroe County Association of Realtors	RC0211	RC0243
CX 27	12/03	Realcomp Data Sharing Pamphlet	RC0244	RC0245
CX 28	7/04	Straight Talk July 2004 Regarding Listing Types		
CX 29	4/04	Straight Talk April 2004 Regarding Listing Types (also used as CX 98 with David Elya and CX 223 with Karen Kage)		
CX 30	4/07	Video Clips from ClickonDetroit.com with Karen Kage Discussing Moveinmichigan.com		
CX 31	5/07	Straight Talk: Michigan Property Data Query for Realtors		

Case Entry Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 32	11/20/06	Realcomp's Answer to the Complaint		
CX 33	1/11/07	Respondent's Responses and Objections to Petitioner's First Set of Interrogatories and Attachments	RC1376	RC1378
CX 34	12/11/06	Realcomp II Ltd.'s Response to Claimant Counsel's First Request for Production of Documents and Things		
CX 35	2/20/07	Excerpts of Deposition of Karen Kage, CEO of Realcomp		
CX 36	8/23/06	Excerpts of Investigational Hearing of Karen Kage, CEO of Realcomp		
CX 37	2/21/07	Excerpts of Deposition of Darralyn Bowers, Realcomp Board of Governor		
CX 38	2/23/07	Excerpts of Deposition of Robert Gleason, Realcomp Board of Governor		
CX 39	3/14/07	Excerpts of Deposition of Robert Taylor, Realcomp Board of Governor		
CX 40	1/2/07	Excerpts of Deposition of David Elya, Realcomp Board of Governor		
CX 41	1/31/07	Excerpts of Deposition of Daniel Mulvihill, Realcomp Board of Governor		
CX 42	1/2/07	Excerpts of Deposition of Alissa Nead, Realcomp Board of Governor		

Case Exhibit Number	Exhibit Date	Exhibit Title	Beginning Document Number	Ending Document Number
CX 43	2/21/07	Excerpts of Deposition of Douglas Hardy, Realcomp Board of Governor		
CX 44	1/17/07	Excerpts of Deposition of Carl Williams, Realcomp Board of Governor		
CX 45	1/18/02	Important Meeting Notice Regarding One MLS in Southeast Michigan with Attachments	RC0486	RC0501
CX 46 - CX 47		Reserved		
CX 48	7/26/06	Realcomp Active Member Subscribing Offices		
CX 49		Reserved		
CX 50	8/03	Letter from Karen Kage and Alissa Nead to Virginia Bratt and Charles Reaume, August and September, 2003	RC0437	RC0441
CX 51	9/10/03	Email from Sue Kracht to Karen Kage Regarding Joint Operating Agreement Proposal with MiRealSource	RC0395	RC0414
CX 52		Reserved		
CX 53	03/07	Straight Talk: Pros and Cons of Data Distribution		
CX 54	12/21/93	Realcomp Restated Subscription/Service Agreement	RC0246	RC0290
CX 55	10/25/04	Letter from Karen Kage to John Kersten, October 25, 2004	RC0432	RC0436
CX 56	12/23/93	Restated & Superseding Realcomp Shareholders Agreement	RC0332	RC0346

Case Number	Case Date	Case Title	Beginning Document Number	Ending Document Number
CX 57		Reserved		
CX 58	5/4/06	Realcomp Listing Profile Forms Used by Agents and Brokers Submitting Information to Realcomp		
CX 59	11/04	Realcomp Fifth Amended Bylaws	RC0300	RC0331
CX 60	2/15/00	Award of Arbitrators, North Oakland County Board of Realtors	000001	000027
CX 61	2/22/07	Realcomp Training Services: PRD/CMA Public Records Data & Comparative Market Analysis		
CX 62	3/27/07	Realcomp Online and Listing Load Upgrade		
CX 63	8/16/04	Award of Arbitrators, Western Wayne Oakland County Association of Realtors	WWOC0000181	WWOC0000183
CX 64	11/3/05	Award of Arbitrators, Western Wayne Oakland County Association of Realtors	WWOC0000141	WWOC0000145
CX 65	10/26/06	Decision of the Ethics Hearing Panel of the Professional Standards Committee	WWOC0000087	WWOC0000088
CX 66	6/9/05	Decision of the Ethics Hearing Panel of the Professional Standards Committee	WWOC0000156	WWOC0000158
CX 67	7/29/04	Decision of the Ethics Hearing Panel of the Professional Standards Committee	WWOC0000189	WWOC0000192

Exhibit Number	Exhibit Date	Document Title	Beginning Document Number	Ending Document Number
CX 68	5/06	Newsline: "President's Report: Election Time is Right Around the Corner"		
CX 69 - CX 73		Reserved		
CX 74	9/20/06	Realcomp Shareholder Update for August & September	000587	000587
CX 75	10/16/06	Email from Michelle Brant to brussell@michigangroup.com Regarding Update on FTC	000663	000664
CX 76	11/10/06	Email from Fran Green Regarding Memo Regarding Proposed MLS Rules Change	000653	000655
CX 77		List of Web Sites Pulled Together by Realcomp	RC1376	RC1377
CX 78	6/12/06	The Critical Role of the Realtor in the Real Estate Transaction		
CX 79	1/17/07	Search For Homes, Realty Executive Group		
CX 80	1/17/07	Property Search, Coldwell Banker Preferred Regarding MLS #26208189		
CX 81		Map of Southeast Michigan Counties and Cities		
CX 82		Map of Michigan		
CX 83	5/3/07	MLS Express Real Estate Web Page		

Case Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 84	11/1/01	Realtor Magazine Article: "Doing Business: Ethics Broker Must Pay Buyer's Rep"		
CX 85	10/24/06	National Association of Realtors, MLS Antitrust Compliance Policy		
CX 86		Procuring Cause Factors, National Association of Realtors Legal Affairs Article		
CX 87		Arbitration Worksheet		
CX 88	12/6/93	Realcomp Restated Articles of Incorporation	RC0293	RC0299
CX 89	1/19/07	Realcomp Call to Action Regarding Public Website Policies		
CX 90	10/06	Realcomp II Ltd. Policy Handbook, Revised October 2006	RC1364	RC1375
CX 91	12/31/05	Realcomp Balance Sheet	RC0348	RC0353
CX 92		Realcomp Organization Flow Chart	RC0347	RC0347
CX 93		Reserved		
CX 94	2006	NAR Code of Ethics and Arbitration Manual	NARFTC000088	NARFTC000473
CX 95	12/06	FAAR Realtor Member Roster	FLI0000169	FLI0000180
CX 96	11/22/06	Ann Arbor Board of Realtors Firm Member Roster	AAA0000155	AAA0000174
CX 97	10/30/02	Minutes from the Board of Governors Meeting, October 25, 2002 (also used as RC Ex. 13 with Karen Kage)	RC0117	RC0121

Exhibit Number	Document Title	Document Date	Beginning Document Number	Ending Document Number
CX 98	Realcomp Unveils New MiTime2buy Campaign	2007		
CX 99	Realcomp Statement of Real Property Information Services, May 2006 (also used as RC Ex. 31 with Karen Kage)	05/06		
CX 100	Realcomp II Ltd., Rules & Regulations, Revised October, 2006	10/06	RC1337	RC1363
CX 101	Map of Southeastern Michigan Counties			
CX 102	Realcomp II Ltd., REALFAX Regarding MoveinMichigan.com	7/22/02	RC0913	RC0913
CX 103	MiRealSource 2006 Rules and Regulations	9/29/06		
CX 104	MiRealSource Broker Data Sharing Participant Lists	3/7/07		
CX 105	Reserved			
CX 106	Letter to Realcomp Brokers from Karen Kage Regarding Policy Change with Realtor.com	2/28/07		
CX 107	Reserved			
CX 108	AmeriSell Realty LLC Document Showing No Buyer Agent/Client Relationship			
CX 109	Marketing Services You Will Receive from David Elya		REG 0000011	REG 0000011
CX 110	Our Office Real Estate Listings - David Elya - Realty Executives Group	1/17/07		

Case Number	Acquire Date	Document Title	Beginning Document Number	Ending Document Number
CX 111	1/17/07	Realty Executives Group, Property Search Regarding MLS #27000623		
CX 112	1/17/07	Realtor.com, Property Search Regarding MLS #27000623		
CX 113	2007	Realcomp Positive Realtors Messages Toolbox		
CX 114	1/17/07	Century 21 Town & Country, Property Search Regarding MLS #27000623		
CX 115	1/17/07	Coldwell Banker, Property Search Regarding MLS #27000623		
CX 116	1/17/07	RE/MAX Classic, Property Search Regarding MLS #27000623		
CX 117	1/17/07	Century 21 Hartford South, Property Search Regarding MLS #27000623		
CX 118		Reserved		
CX 119	1/17/07	Realtor.com Property Search Regarding MLS #26208189		
CX 120	1/17/07	Prudential Select Real Estate, Property Search Regarding MLS #26208189		
CX 121	1/17/07	Prudential Select Real Estate Property Search Regarding MLS #26208189		

Exhibit Number	Exhibit Date	Exhibit Title	Exhibiting Document Number	Exhibiting Document Number
CX 122	1/17/07	Century 21 Hartford South Property Search Regarding MLS #26208189		
CX 123	1/17/07	Century 21 Town & Country Property Search Regarding MLS #26208189		
CX 124	1/17/07	RE/MAX Classic Property Search Regarding MLS #26208189		
CX 125	1/17/07	Keller Williams Realty Property Search Regarding MLS #26208189		
CX 126	12/06	Code of Ethics and Standards of Practice of the National Association of Realtors, Effective January 1, 2007 (also used as CX 176 with Rademacher)		
CX 127	4/25/07	List of Realcomp Appraiser Members on MoveinMichigan.com		
CX 128 - CX 130		Reserved		
CX 131	10/21/05	Email from John Cooper to ATR-Real Estate Workshop Regarding Thoughts on Real Estate Competition		
CX 132	5/20/05	Northwest Ohio Real Estate Information Systems, Inc. (NORIS) Multiple Listing Service Rules & Regulations, amended 5/20/05		
CX 133		Expert Report of Dr. David M. Eisenstadt with attachments		

Document Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 134		Regression Analysis of Days on Market, EA v. ERTS prepared by Dr. David Eisenstadt		
CX 135	4/25/07	MoveinMichigan.com: MI Time 2 Buy in Michigan		
CX 136		Reserved		
CX 137	2001-2001	A Changing Landscape, An Examination of Key Trends Shaping the Real Estate Industry		
CX 138	4/25/07	MoveinMichigan.com Print Out of Inter Lakes Appraisal Company Agents		
CX 139	4/25/07	MoveinMichigan.com Home Selling Tips		
CX 140	5/3/07	RealtyTrac.com Web Search Page Regarding Foreclosures Nationwide		
CX 141	3/01	Positioning Your Association in a Technology World, Presentation by Internet Crusade, March 2001		
CX 142	11/11/06	MLS Rule Changes Approved by NAR Multiple Listing Issues and Policies Committee on November 11, 2006		
CX 143		Reserved		
CX 144	3/05	Metropolitan Realtor, March 2005	MCAR0000717	MCAR0000723
CX 145		Reserved		
CX 146	4/2/06	The Consumer: Catalyst of Change, April 2, 2006		

Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 147	5/3/07	Weichert.com Search Page for Michigan Real Estate		
CX 148	3/29/06	Minutes of the MCAR Information Services Task Force	MCAR0000734	MCAR0000735
CX 149	3/29/06	Agenda for MCAR Information Services Task Force	MCAR0000736	MCAR0000740
CX 150	6/2/06	Email from Fran Green Regarding Clarification on "Hit" Statistics from MoveinMichigan.com (also used as CX 62 with Pat Jacobs)	MCAR0000742	MCAR0000742
CX 151	6/22/06	Minutes MCAR Board of Directors Meeting	MCAR0000744	MCAR0000745
CX 152		Reserved		
CX 153	1/2/07	Rismedia Article: Six Ways to Compete against Online Models		
CX 154 - CX 158		Reserved		
CX 159	7/05	Metropolitan Realtor, July 2005	MCAR0000688	MCAR0000692
CX 160		Gerry Burke, The Weir Manuel Seller's Advantage		
CX 161	5/3/07	Owners.com Sell My Home Options		
CX 162	5/3/07	Loop.net: #1 Commercial Real Estate Online		
CX 163	12/04	Realcomp Fee Schedule	MMN00002	MMN00010
CX 164	12/04	Realcomp Talking Points	MMN00011	MMN00013

Exhibit Number	Exhibit Date	Document Title	Beginning Document Number	Ending Document Number
CX 165	9/23/05	Realcomp Board of Governors Meeting Agenda and Attachments Regarding ClickonDetroit	MMN00019	MMN00037
CX 166 - CX 169		Reserved		
CX 170	8/14/06	MLS User Committee Agenda, August 14, 2006	MMN00043	MMN00044
CX 171	10/13/04	MiRealSource MLS presentation for REALCOMP II Ltd. Special Shareholder's Meeting	MCAR0000777	MCAR0000795
CX 172 - CX 173		Reserved		
CX 174		Michigan Association of Realtors Exclusive Buyer Agency Contract		
CX 175		Michigan Association of Realtors Exclusive Right to Sell Contract		
CX 176		Reserved		
CX 177		Dan Mulvihill, Real Estate Broker Website		
CX 178	9/22/05	MoveInMichigan.com Marketing Plan Summary	MV00028	MV00030
CX 179	6/24/05	ClickOnDetroit.com, the #1 Web Site in Southeast Michigan, MoveInMichigan.com, June 24, 2005	MV0105	MV0121

Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 180	11/6/06	Email from Karen Kage Regarding Response from NAR, November 6, 2006	MV0002	MV0009
CX 181	8/26/05	Realcomp II Ltd. Board of Governors Meeting Agenda, Friday, August 26, 2005	MV0096	MV0098
CX 182	9/23/05	Century 21 2004 Key Findings Regarding Consumers	MV0099	MV0104
CX 183	8/2/04	In Defense of Realcomp IDX, Mark Kleinknecht, Realcomp Governor, WWOCAR	MV0055	MV0057
CX 184	8/6/04	Email from David Elya Regarding Realcomp IDX Information	MV0058	MV0060
CX 185		Reserved		
CX 186	2/5/07	AmeriSellRealty.com, For Sale By Owner/MLS & Realtor.com Flat Fee Realtor Service		
CX 187		Exclusive Right to Sell Listing Agreement, AmeriSell Realty		
CX 188	5/3/07	Yahoo Real Estate Help: Agent/MLS Listings		
CX 189	1/1/06	MLS Rules and Regulations, Multiple Listing Service of Greater Cincinnati, Inc., Revised January 1, 2006	AH000023	AH000054
CX 190	1/1/06	Exhibit A: "Schedule of Cincinnati MLS Fees and Charges," Revised January 1, 2006	AH000055	AH000055

Case Number	Effective Date	Document Title	Binding Document Number	Ending Document Number
CX 191	2/03	Rules and Regulations for Participants and Subscribers of Mid America Regional Information Systems, Inc., Revised February 2003	AH000056	AH000070
CX 192	1/02	MLS Definitions Adopted by the Dayton Area Board of Realtors Board of Directors, January 2002	AH000113	AH000131
CX 193	2005	Dayton Area Board of Realtors, Real Estate Forms, Orientation to MLS	AH000111	AH000111
CX 194	7/04	Rules and Regulations for the Southeast Minnesota Association of Realtors MLS, Inc.	AH000146	AH000167
CX 195	11/3/06	Regional Multiple Listing Service of Minnesota, Inc. Rules and Regulations	AH000168	AH000187
CX 196		Search Screen for the Columbus, Ohio MLS	AH000001	AH000001
CX 197		Search Screen for MLS from the Rochester, Minnesota Area	AH000008	AH000008
CX 198	5/10/07	BuySelf Realty: How It Works to Sell Your Home with BuySelf Realty		
CX 199	5/10/07	BuySelf Realty: How Does MLS Work?		
CX 200	5/10/07	BuySelf Realty: Won't Interested Buyers Find My Home Themselves?		
CX 201		Real Estate Law, 2 nd Edition Excerpt	AH000276	AH000277

Exhibit Number	Date	Description	Beginning Document Number	Ending Document Number
CX 202	5/06	Statement of Real Property Information Services as Provided by Realcomp II Ltd.	AH000132	AH000141
CX 203	12/04	Realcomp Policy Handbook	AH000071	AH000082
CX 204	3/05	Realcomp II Ltd. Rules and Regulations, Revised March, 2005	AH000083	AH000109
CX 205	5/14/02	Package of Documents Regarding Yourigloo.com Customer Who Wants Their Listing Removed	WA0000005	WA0000173
CX 206	8/5/04	Letter from Anita Groggins to Realcomp Regarding MLS Membership Termination	WA0000174	WA0000174
CX 207	12/8/04	Certificate of Dissolution, Yourigloo.com of Detroit, Inc.	WA0000175	WA0000176
CX 208	11/00	Yourigloo.com Single Business Tax Notice	WA0000177	WA0000194
CX 209	5/3/07	Yahoo Real Estate Help: Why Are Default Searches Set to "Agent/MLS Listings" Rather Than "Real Estate Classifieds"?		
CX 210		Realcomp II Ltd. Application for Participation	RC1393	RC1394
CX 211	2007	Realcomp II Ltd. Board of Governors Roster 2007 (Also used as CX 61 with Patricia Jacobs)		
CX 212	9/18/06	Email from Fran Green to Mamcy Merdzinski Regarding Realcomp II Ltd. Rejects FTC Proposal		



Exhibit Number	Document Date	Document Title	Beginning Document Number	Ending Document Number
CX 213	10/13/06	Article, Real Estate Groups Settle FTC Complaint - Associations to Stop Blocking Rivals' Listings		
CX 214	2007	Realcomp's Showing Assist Goes Online		
CX 215	01/06	RealSolutions Regarding Realcomp Growth and New Access to MLS Through PDAs		
CX 216	9/18/06	Letter to John Kersten from Karen Kage Regarding Realcomp Brokers and Agents Vote to Reject Proposal from the Federal Trade Commission.	CTC0000027	CTC0000027
CX 217	5/06	Straight Talk - May 2006, Guidelines for the 2006 Business Plan		
CX 218	7/24/06	Email from Judith Lindenau to Karen Kage Regarding Michigan State Search	FLI0000226	FLI0000229
CX 219	5/04	RealSolutions Regarding Web Site Advertising		
CX 220	2/07	Straight Talk - The Purpose of an MLS (also used as CX 300 with Hardy)		
CX 221	1/23/04	Realty Times Article: Today's MLS: The Realtor's New Best Friend by Karen Kage		
CX 222	1/07	Statement of Real Property Information Services As Provided by Realcomp II Ltd.		

Exhibit Number	Date	Description	Beginning Document Number	Ending Document Number
CX 223	5/3/07	Yahoo Real Estate: Sell Your Home with the Help of Yahoo! Classifieds		
CX 224	4/21/06	Chart: Realcomp II Ltd... The Realtor'S MLS, All of these things bring "More Listings and More Sales" to Realcomp Subscribers (also used as CX 88 with Alissa Nead)		
CX 225	2007	Realcomp II Ltd. Training Services, Showing Assist Manual		
CX 226	2007	Realcomp Response to Interrogatory Number 1: Chart Containing Counties by Zip Code Which Constitute Realcomp's Market Service Area	RC1386	RC1390
CX 227	2/14/07	Realcomp Response to Interrogatories: PRD Sales vs MLS Sales (How many properties are sold by owner outside of the MLS?)	RC1391	RC1392
CX 228	2/16/07	In the Matter of Realcomp II Ltd., Docket No. 9320, Respondent's Responses and Objections to Complaint Counsel's Second Set of Interrogatories		
CX 229	2007	Number of Realcomp Offices Participating in Realtor.com (Specification Number 10)	RC1562	RC1562
CX 230	2/14/07	Realcomp Broker Data Export Agreement (Specification Number 2)	RC1405	RC1410

Case Number	Case Date	Document Title	Beginning Document Number	Ending Document Number
CX 231	2/16/07	Realcomp II Ltd.'s Responses and Objections to Complaint Counsel's Third Request for Production of Documents and Things		
CX 232	10/18/06	Realcomp Memorandum To Shareholder Executives regarding Shareholder Information Sharing Session	RC1449	RC 1449
CX 233	11/1/06	Memorandum from Karen Kage to Ted Loring, Committee Liaison, Regarding Request for Defeat or Postponement of Possible Recommendations Regarding NAR's Proposed MLS Rule Changes	RC1450	RC1451
CX 234	11/3/06	Email from Laurie Janik, General Counsel, NAR to Karen Kage Regarding NAR MLS Policy (also used as CX 395 with Niersbach)	NARFTC0001160	NARFTC0001163
CX 235	11/1/06	Memorandum from Karen Kage to Ted Loring, Committee Liaison, Regarding Request for Defeat or Postponement of Possible Recommendations Regarding NAR's Proposed MLS Rule Changes	RC1452	RC1454
CX 236	11/20/06	Email from L. Janik to Karen Kage Regarding Questions Regarding New Policies	RC1455	RC1455
CX 237	2/6/07	Real Mail Regarding Google Mapping Added to Realcomp Online E-Mailer Utility	RC1458	RC1459
CX 238	2/9/07	Realcomp II Ltd.'s Responses and Objections to Complaint Counsel's First Request for Admissions		

