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20 **SEE SIGNATURE PAGE FOR**  
21 **ADDITIONAL COUNSEL**

22 **IN THE UNITED STATES DISTRICT COURT**  
23 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
24 **SOUTHERN DIVISION**

25 ECHOSTAR SATELLITE CORP., *et al.*,

26 Plaintiffs,

27 v.

28 NDS GROUP PLC, *et al.*

Defendants.

Case No. SA CV 03-950 DOC(JTL)

**NDS'S SECOND SUPPLEMENTAL  
RESPONSES TO PLAINTIFF  
ECHOSTAR COMMUNICATIONS  
CORPORATION'S  
INTERROGATORIES (NOS. 2, 5-7,  
9, 10 & 12)**

CASE NO.  
SA CV 03-950 DOC (JTLx)  
ECHOSTAR SATELLITE CORP., *et al.*

vs.

NDS GROUP PLC, *et al.*

DEFENDANT'S EXHIBIT **1073A**

SATE \_\_\_\_\_ IDEN.

DATE \_\_\_\_\_ EVID.

BY \_\_\_\_\_  
Deputy Clerk

CONFIDENTIAL

NDS

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RESPONSES TO PLAINTIFF  
ECHOSTAR COMMUNICATIONS  
CORPORATION'S  
INTERROGATORIES (NOS. 2, 5-7,  
9, 10 & 12)**

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**CONFIDENTIAL**

NDS'S SECOND SUPPLEMENTAL RESPONSES  
TO ECHOSTAR'S INTERROGATORIES  
Case No. SA CV 03-950 DOC(JTL)

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**INTERROGATORY NO. 7:**

Identify and Describe Your relationship (whether business, employee, agency, independent contractor, or other) with: (1) Christopher Tarnovsky, (2) George Tarnovsky, (3) Reuven Hasak, (4) John Norris, (5) Oliver Kommerling, (6) Allen Menard, (7) Dave Dawson, (8) Shawn Quinn, (9) Todd Dale, (10) Andre Sergei, (11) Stanley Frost, (12) Edwin Bruce, and (13) Brian Sommerfield, including but not limited to when each was hired or retained: the basis or scope of the relationship, compensation, supervision, and purpose of hire or retainer.

**SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 7:**

NDS objects to this Request on the basis of each and every General Objection set forth above. NDS further objects on the basis that this Request is vague and ambiguous with respect to the terms "Basis or scope of the relationship," "supervision:" and "purpose of hire or retainer." NDS further objects that portions of this Request violate the privacy rights of NDS employees. NDS further objects an the basis that this interrogatory comprises at least 13 interrogatories including all discrete subparts within the meaning of FRCP 33.

1 Pursuant to the parties' meet and confer, NDS has agreed to supplement its  
2 response to this Request as it pertains to NDS's relationship with Christopher Tarnovsky  
3 ("Tarnovsky"), and does so subject to and without waiving any of its objections. as  
4 follows:

5 In or about January or February of 1997, Tarnovsky was retained by NDS as an  
6 exclusive consultant to assist NDS in its efforts to combat satellite television piracy. In  
7 approximately late July or early **August**, 1997, Tarnovsky was hired by NDS as a Senior  
8 Program Analyst. Tarnovsky's primary employment responsibilities at NDS were, and  
9 continue to be. assisting NDS in its efforts to combat satellite television piracy.  
10 Tarnovsky also works with NDS's engineering group, developing microcontroller and  
11 microprocessor technology. At all times, John Norris has supervised Tarnovsky.  
12 Tarnovsky receives an annual **salary**; he is also eligible for merit-based bonuses.

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Dated: March 9, 2007

MICHAEL G. YQDER  
NATHANIEL L. DILGER  
DARIN W. SNYDER  
DAVID R. EBERHART  
O'MELVENY & MYERS LLP

By *Ian Ramage*  
Ian N. Ramage

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