



provide foundation testimony for the telephone tape recording devices used and his multi-state Internet based businesses to promote and “hype” multi-level marketing (MLM) concerns.

4. Kathy Coover, Vice President, Isagenix, Phoenix, Arizona, telephone 480-296-9872. Ms. Coover is a named witness for the Division. Respondent reserves the right to cross-examine or to call her separately to provide foundation testimony for the conference calls and her International based businesses to promote and “hype” multi-level marketing (MLM) concerns.
5. Kathy Coover, President, Isagenix, Phoenix, Arizona, telephone 480-551-3437. Ms. Coover is a named witness for the Division. Respondent reserves the right to cross-examine or to call him separately to provide foundation testimony for the conference calls and his International based businesses to promote and “hype” multi-level marketing (MLM) concerns.
6. Katherine Allen, Respondent Ward’s Sister, of Brisbain Austrailia, is ordered by doctors as too sick to travel, but may be available as a witness and for cross examination by the Division via Telephone. Application to the Division to be able to present this witness via teleconference will be forthcoming. Katherine can testify pertaining to Respondent Ward being on vacation with her during the entire time related to any “real estate” business deals in question took place. Katherine can also testify as to the first time Respondent Ward was made aware that any “real estate” deals took place and Respondent Ward’s reactions to finding out for the first time. Phone: 01161733240302
7. Jeffery Buckner, Assistant Attorney General, State of Utah, telephone (801)366-0310. Mr. Buckner is the counsel of record for the Division in this matter and likely may not be

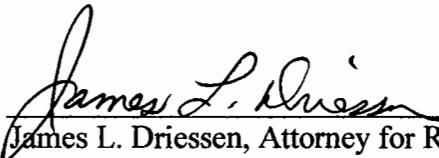
called as a witness in the administrative hearing, however, his testimony may be needed to provide foundation for the creation and mailing of the Memorex DVD+R, marked "Mowen SEC 01" and provided by the attorney for the Division (listed in Exhibits below) as part of his initial disclosures to Respondent(s) via U.S. Mail first class postage stamped September 7, 2007. Mr. Buckner's testimony may be presented and handled as part of an evidentiary motions in limine proceeding prior to the hearing as part of the hearing, or the Division may stipulate as to the admissibility of the contents of the DVD which included several recorded phone conversations between the Respondent(s) and various other named witnesses.

8. All witnesses identified by the Division

#### EXHIBITS

1. Memorex DVD+R, marked Mowen SEC 01, provided by the attorney for the Division
2. All documents, dockets, records, photos, or other media material objects identified by the Division as exhibits.
3. Emails from or to Jeff Mowen, Elizabeth Ward or "Team Kulu" Isagenix email account.

Dated this 16<sup>th</sup> day of February, 2007.

BY:   
James L. Driessen, Attorney for Respondent Ward

CERTIFICATE OF MAILING

I hereby certify that I mailed, postage prepaid, by first class mail, a true and correct copy of the forgoing Witness & Exhibits List to the following this 16<sup>th</sup> day of February, 2007.

Or, (check box and initial if appropriate)

Hand delivered \_\_\_\_\_

Jeff Buckner  
Assistant Attorney General  
160 East 300 South  
PO Box 140872  
Salt Lake City, Utah 84114-0872

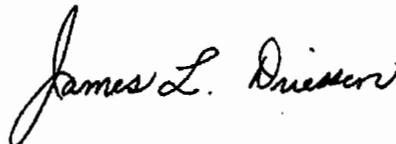
Hand delivered \_\_\_\_\_

Pam Radzinski  
Utah Dept. of Commerce  
Securities Division  
P.O. BOX 146760  
Salt Lake City, Utah 84114-6760

Hand delivered \_\_\_\_\_

Jeffery L. Mowen  
125 East Main Street. Suite 411  
American Fork, UT 84003

SIGNED,



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James L. Driessen