

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

)	
In re:)	Chapter 11
)	
WINDSTREAM HOLDINGS, INC., <i>et al.</i> , ¹)	Case No. 19-22312 (RDD)
)	
Debtors.)	(Jointly Administered)
)	
WINDSTREAM HOLDINGS, INC., <i>et al.</i> ,)	
)	
Plaintiffs,)	Adv. Pro. No. 19-08246
)	
v.)	
)	
CHARTER COMMUNICATIONS, INC. and)	
CHARTER COMMUNICATIONS OPERATING, LLC,)	
)	
Defendants.)	
)	

EXHIBITS ADMITTED AT TRIAL

Joint Trial Exhibit No.	Description
1	Spectrum Business Value Added Reseller Agreement, dated April 11, 2018
2	Charter_046353
3	Defendants' Form 10-K for the period ending 12/31/18
4	Defendants' Form 10-Q for the period ending 6/30/19

¹ The last four digits of Debtor Windstream Holdings, Inc.'s tax identification number are 7717. Due to the large number of debtor entities in these Chapter 11 cases, for which joint administration has been granted, a complete list of the debtor entities and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <http://www.kccllc.net/windstream>. The location of the Debtors' service address for purposes of these Chapter 11 cases is: 4001 North Rodney Parham Road, Little Rock, Arkansas 72212.

5	Charter_006319-Charter_006325
6	Charter_007830-Charter_007831
7	Ex. 28 to Rule 30(b)(6) Deposition of Keith Dardis
8	Charter_047110; Charter_047065-Charter_047109; Charter_047111-Charter_047113
9	<i>Proof of Claim No. 5739, Bankr. Case No. 19-22345; Proof of Claim No. 5740, Bankr. Case No. 19-22349; Proof of Claim No. 5738, Bankr. Case No. 19-22440; Proof of Claim No. 5786, Bankr. Case No. 19-22456; Proof of Claim No. 5768, Bankr. Case No. 19-22469; Proof of Claim No. 5731, Bankr. Case No. 19-22366; Proof of Claim No. 5792, Bankr. Case No. 19-22366; Proof of Claim No. 5791, Bankr. Case No. 19-22369; Proof of Claim No. 5760, Bankr. Case No. 19-22372; Proof of Claim No. 5759, Bankr. Case No. 19-22375; Proof of Claim No. 5758, Bankr. Case No. 19-22378; Proof of Claim No. 5755, Bankr. Case No. 19-22380; Proof of Claim No. 5767, Bankr. Case No. 19-22380; Proof of Claim No. 5761, Bankr. Case No. 19-22384; Proof of Claim No. 5748, Bankr. Case No. 19-22386; Proof of Claim No. 5762, Bankr. Case No. 19-22388; Proof of Claim No. 5790, Bankr. Case No. 19-22391; Proof of Claim No. 5780, Bankr. Case No. 19-22394; Proof of Claim No. 5736, Bankr. Case No. 19-22399; Proof of Claim No. 5749, Bankr. Case No. 19-22423; Proof of Claim No. 5750, Bankr. Case No. 19-22427; Proof of Claim No. 5734, Bankr. Case No. 19-22447; Proof of Claim No. 5766, Bankr. Case No. 19-22325; Proof of Claim No. 5751, Bankr. Case No. 19-22347; Proof of Claim No. 5752, Bankr. Case No. 19-22311; Proof of Claim No. 5735, Bankr. Case No. 19-22393; Proof of Claim No. 5765, Bankr. Case No. 19-22409; Proof of Claim No. 5753, Bankr. Case No. 19-22340; Proof of Claim No. 5732, Bankr. Case No. 19-22460; Proof of Claim No. 5764, Bankr. Case No. 19-22478; Proof of Claim No. 5754, Bankr. Case No. 19-22433; Proof of Claim No. 5830, Bankr. Case No. 19-22434; Proof of Claim No. 5763, Bankr. Case No. 19-22458; Proof of Claim No. 5737, Bankr. Case No. 19-22486; Proof of Claim No. 5733, Bankr. Case No. 19-22476; Proof of Claim No. 5747, Bankr. Case No. 19-22492; Proof of Claim No. 5793, Bankr. Case No. 19-22496; Proof of Claim No. 5769, Bankr. Case No. 19-22400</i>
10	Charter Direct Mail Marketing Mailers
11	5/16/19 Invoice and Letter from Kurtzman Carson Consultants to Windstream Holdings, Inc.

12	Charter Direct Mailer Sample Envelope
13	Ex. 44 to Rule 30(b)(6) Deposition of Frederick Gunzel
14	Ex. 46 to Rule 30(b)(6) Deposition of Frederick Gunzel
15	Ex. 47 to Rule 30(b)(6) Deposition of Frederick Gunzel
16	Robert Borders Curriculum Vitae
17	Revised Segment Results from Direct Mailer

Plaintiffs Trial Exhibit No.	Description
1	<i>Windstream Holdings, Inc., et. al. v. Charter Communications, Inc., et. al.</i> , Adv. Pro. No. 19-08246, Adv. Dkt. No. 1
3	<i>Charter Communications Holding Co., et. al. v. DirecTV, Inc.</i> , No. 4:09-cv-00730, Dkt. No. 1 (E.D. Mo. May 11, 2009)
5	Tab 5 to Expert Report of John C. Jarosz
6	Windstream Holdings, Inc. 2Q18 Earnings Presentation
7	Windstream Holdings, Inc. 2Q19 Earnings Presentation
8	Charter_000652-000654
9	Charter_000998-000999
10	Charter _001005

11	Charter_009451-009452
12	Charter_009885-009886
14	WIN002467
15	Ex. 6 to 11/15/19 Thompson Dec.
17	WIN002058- WIN002063
18	WIN000381-WIN000467; WIN000675-WIN001770; WIN001780-WIN002057; WIN002072-WIN002094
19	WIN002772- WIN002814
20	<i>Charter Communications Holding Co., et. al. v. DirecTV, Inc.</i> , No. 4:09-cv-00730, Dkt. No. 9-2 (E.D. Mo. May 11, 2009)
25	Charter_045452
26	Charter_000540- Charter_000543
27	Charter_000677- Charter_000678
28	Charter_001217- Charter_001220
29	Charter_006088
30	Ex. 3 from 9/19/19 Atkinson Dep. II
33	Charter_000514
34	Ex. 1 to 12/6/19 Auman Dec.

35	Third Supplemental Initial Disclosures of Plaintiff Windstream Holdings, Inc. and Affiliated Debtors
39	Ex. 4 from 9/12/19 RAPP Dep.
40	Charter_000936-000941
41	Charter_006254-006255
42	Charter_006103-006109
43	Charter_010013-010021
44	Ex. 9 from 9/12/19 RAPP Dep.
45	Ex. 10 from 9/12/19 RAPP Dep.
46	Ex. 1 to 4/11/19 Langston Supp. Dec.
47	Charter_020211-020218
48	<i>Windstream Holdings, Inc., et. al. v. Charter Communications, Inc., et. al.</i> , Adv. Pro. No. 19-08246, Adv. Dkt. No. 84
50	Charter_000583-Charter_000585
51	Charter_001458-Charter_001461
52	Charter_001492-Charter_001496
53	Charter_009191-Charter_009192
55	Charter_020026-Charter_020027

58	Charter_020032
59	Charter's Responses and Objections to Windstream's Interrogatories (9/23/19)
60	"190917 Charter Litigation Information –damages.xlsx"
61	"Consumer ARPU_GM.pdf"
62	Email – "Charter Corrective Mailings," July 31, 2019
64	WIN002771
65	WIN000069-WIN000070
66	WIN000381; WIN000389-WIN000391; WIN000414-WIN000467; WIN001203; WIN001207-WIN001209; WIN001223-WIN001227; WIN001248; WIN001394; WIN001398; WIN001401-WIN001404; WIN001419-WIN001425; WIN001442; WIN001909; WIN001926- WIN001931; WIN001944; WIN001948-WIN001950; WIN001867- WIN001877; WIN001882; WIN000727-WIN000728; WIN000735- WIN000736; WIN000746-WIN000757; WIN000762; WIN000766- WIN000772; WIN000781- WIN000783; WIN000797-WIN000800; WIN000819; WIN000862; WIN000876-WIN000891; WIN000898- WIN000906; WIN000948-WIN000951; WIN000969-WIN000971; WIN000984-WIN000986; WIN000992; WIN001156; WIN001196- WIN001202; WIN000993-WIN000994; WIN000997-WIN000998; WIN001010-WIN001013; WIN001041; WIN001299; WIN001329- WIN001330; WIN001341-1342; WIN001345; WIN001443-WIN001445; WIN001449; WIN001479-WIN001484; WIN001490; WIN001042- WIN001045; WIN001049-WIN001052; WIN001055-WIN001058; WIN001095; WIN001249-WIN001250; WIN001252-WIN001258; WIN001286; WIN001291-WIN001292; WIN01298; WIN001571; WIN001581- WIN001582; WIN001610; WIN001614-WIN001615; WIN001620; WIN002002-WIN002011; WIN002041-WIN002045; WIN002048; WIN001096; WIN001100-WIN001104; WIN001110; WIN001133- WIN001145; WIN001155; WIN001529; WIN001554; WIN001557- WIN001558; WIN001570; WIN001621-WIN001625; WIN001657- WIN001663; WIN001669; WIN001951-WIN001975; WIN001993- WIN001994; WIN002001; WIN001883; WIN001896-WIN001903; WIN001908; WIN001346-WIN001347; WIN001352-WIN001354;

	WIN001360-WIN001371; WIN001383-WIN001385; WIN001393; WIN001670; WIN001677-WIN001679; WIN001724; WIN001809; WIN001842-WIN001846; WIN001855-WIN001859; WIN001862- WIN001866; WIN001725-WIN00732; WIN001766-WIN00767; WIN001770
67	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 504
68	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 551
69	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 693
70	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 822
71	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 932
72	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 970
73	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1079
74	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1157
75	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1238
76	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1319
77	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1360
78	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1449
79	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1522
80	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 612

81	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 812
82	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 878
83	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 936
84	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 982
85	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1114
86	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1163
87	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1239
88	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1322
89	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1375
90	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1454
91	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1548
92	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1188
93	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1507
94	Analysis Group invoices, September 2019 through December 2019 (not included on Fee Applications)
95	NERA invoices, December 2019 (not included on Fee Applications)
99	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1598

100	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1642
101	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1631
102	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1632
103	John Jarosz CV (as of March 2020)
104	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1679
105	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1682
106	<i>In re Windstream Holdings, Inc., et. al.</i> , Case No. 19-22312, Dkt. No. 1701
313	WIN003249 - WIN003249
315	Internal Windstream Legal Time
316	Customer Credits
350	Debtors Objections and Responses to Charters Written Discovery Related to Alleged Legal and Promotional Costs

Charter Trial Exhibit No.	Description
3	Windstream Holdings, Inc. Form 10-K
15	6/19/19 Initial Disclosures
16	8/29/19 Supplemental Initial Disclosures
17	9/6/19 Second Supplemental Initial Disclosures

26	2/16/19 - 2/28/19 One Touch Intelligence LLC Report
27	2/25/19 One Touch Intelligence LLC Competitive Alert
77	S. Gunzel Dep. Ex. 48
78	S. Gunzel Dep. Ex. 49
84	M. Kardos Dep. Ex. 10
87	M. Kardos Dep. Ex. 13
110	March 2019 Mailing List Produced to Plaintiffs on May 13, 2019
127	Understanding Your Residential Bill
128	Understanding Your Business Bill
130	April 2019 Windstream Holdings, Inc. Corporate Monthly Operating Report
146	Windstream's Responses and Objections to Second Interrogatories
185	Chapter 11 Petition, Case No. 19-22324
252	Chapter 11 Petition, Case No. 19-22311
309	Chapter 11 Petition, Case No. 19-22418
383	May 13, 2019 email containing the box link providing the Charter mailing list (i.e., Defendants' Ex. No. 110)

Charter Impeachment Exhibit No.	Description (Admitted for Impeachment Purposes Only)
1	FCC Fixed Broadband Deployment – Fabens, Texas; 2020-03-16
2	FCC Fixed Broadband Deployment – Fabens, Texas; 2020-03-16
4	FCC View Service Provider Details; Dec. 2018

5	FCC View Service Provider Details; Provider coverage overlap and population coverage; Dec. 2018
23	FCC Fixed Broadband Deployment – Odenville, Alabama; Dec. 2018
25	FCC Fixed Broadband Deployment – Census Block 011504052214; Dec. 2019
30	FCC Fixed Broadband Deployment – Catlettsburg, Kentucky; Dec. 2018
31	FCC Fixed Broadband Deployment – Dover, Kentucky; Dec. 2018
38	FCC Fixed Broadband Deployment – Madison, Missouri; Dec. 2018
39	FCC Fixed Broadband Deployment – Murdock, Nebraska; Dec. 2018

Dated: May 14, 2020
New York, NY

/s/ Terence P. Ross
Terence P. Ross
Michael R. Justus (admitted *pro hac vice*)
Shaya Rochester
KATTEN MUCHIN ROSENMAN LLP
575 Madison Avenue
New York, NY 10022
Telephone: (212) 940-8800
Facsimile: (212) 940-8876
Email: terence.ross@katten.com
michael.justus@katten.com
srochester@katten.com

Conflicts Counsel to the Debtors and Debtors in Possession