

James Alleman

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Recent Litigation Support

Case – Stevens-Henager College, Inc. v. Qwest Communications Corporation. Denver District Court, Case Number: 07-cv-4743. o.

Client: Stevens-Henager College

Law firm: Ogborn, Summerlin & Ogborn, LLC (Denver, CO), 2008 – 2009.

Provided:

- Analysis of toll-free traffic agreements.
- Preparation of questions for the defendant's expert.

Conclusion: Settled out of Court in 2009. Settlement confidential.

Case – MedCam, Inc., n/k/a OptiMEMS, Inc. v. MCNC, American Arbitration Association, File Number 50, T 133 00573 03.

Client: MCNC (Raleigh, NC)

Law firm: Maslon Edelman Borman & Brand (Minneapolis, MN)

Provided:

- The Expert Report on stock market boom of the late 1990's and early 2000, a time of "irrational exuberance."
- Preparation of questions for deposition of plaintiff's expert.
- Expert testimony at the Arbitration.

Expert Report:

- Described the financial markets in information and communications technology (ICT) sector during the period leading up to JDS Uniphase (JDSU) purchase of Cronos on 19 April 2000.
- Detailed the acquisitions by JDSU and other companies during the period of the sudden implosion of the ICT sector that occurred around the time JDSU purchased Cronos in early 2000.
- Discussed and critiqued alternative valuation methods.

Conclusion: All issues found in favor of MCNC in 2006.

Case – AudioText International, Inc. v. AT&T, Civil Action Nos.: 00-5010 & 02-6937

Client: AudioText International, Inc.

Law firm: Burns & Kasmien (Philadelphia, PA)

Provided:

- Expert Report on international telecommunications traffic and resale.
- Preparation for deposition of defendant's expert.

The Expert Report:

- Described and analyzed the economic environment of international telecommunications services, including how resellers operate in this market to find the best prices to carry their traffic.
- Described and analyzed the international wireline and cellular telecommunications market.

- Analyzed the revenue consequences of losing AT&T capacity when Sprint capacity was available.
- Analyzed and forecasted the demand for international traffic during the period September 2000 to September 2002.

Conclusion: Settled in favor of client out of Court in 2006.

Case – *Rasner et al. v. Sturm et al.*, Civil Action No.00-k-1376

Client: Donald Sturm, Sheldon S. Ohringer, Paul C. Adams, James O. Spitzenberger, John C. Stiska and Melanie L. Sturm (Directors of FirstWorld Communications)

Law firms: Cadwalader, Wickersham & Taft LLP (New York, NY) & Holland & Hart (Denver, CO)

Provided:

- The Expert Report
- Preparation of questions for deposition of plaintiff's expert.

The Expert Report

- Described the telecommunications and internet industry during the period leading up to FirstWorld Communication Inc.'s March 8, 2000 Initial Public Offering (IPO).
- Detailed the experience of other companies offering similar products and services as those offered by FirstWorld during the sudden implosion of the dot.com industry that occurred shortly after FirstWorld's IPO.

Conclusion: Settled out of Court in 2004.

Case – United States of America vs. Muhammad Abdul Hafeez and Bilal Chaudhary, Case – No. 02-CR-490-RB-1

Clients: Muhammad Abdul Hafeez and Bilal Chaudhary

Law firm: Holland & Pagliuca (Denver, CO)

Provided:

- Expert Report on business, billing practices, and international traffic.
- Preparation for deposition.

The Expert Report and Supplements:

- Proved that SNA Telecom's service providers did not bill the company correctly.
- Showed defendants' actions in undertaking the appropriate steps to establish a legitimate business in the telecommunications industry.
- Showed Messieurs Hafeez's and Chaudhary's practices and actions were inconsistent with fraud.

Conclusion: Probation for clients.

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