UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

CONSUMER FINANCIAL PROTECTION BUREAU,

Plaintiff,

v.

ITT EDUCATIONAL SERVICES, INC.,

Defendant.

Case No. 1:14-cv-00292-SEB-TAB

DEFENDANT ITT EDUCATIONAL SERVICES, INC.'S
PRELIMINARY EXHIBIT LIST

In accordance with the Case Management Plan (Document 33) submitted by the parties and approved by this Court on August 11, 2014 (Document 40), Defendant ITT Educational Services, Inc. ("ITT") hereby submits the following Preliminary Exhibit List. ITT's investigation and discovery into the matters alleged in the Consumer Financial Protection Bureau's ("CFPB") Complaint is ongoing. Consequently, ITT reserves its right to supplement or amend this preliminary list as the parties' discovery and trial preparations continue. ITT submits this list without prejudice to ITT's motion to stay the district court proceedings pending ITT's appeal to the Seventh Circuit.

1. Risk Sharing Agreement between ITT and Student CU Connect CUSO, LLC ("CUSO"), dated February 2009;
2. Enrollment Agreement Forms signed by students who received Student CU Connect loans from July 21, 2011 until December 31, 2011;
3. Cost Summary and Payment Addenda to Enrollment Agreement signed by students who received Student CU Connect loans from July 21, 2011 until December 31, 2011;

4. Student applications related to the third-party student loan origination process for those students who received Student CU Connect loans ("SCUC private loans") from July 21, 2011 until December 31, 2011;
5. Disclosures provided by CUSO related to the third-party student loan origination process for those students who received SCUC private loans from July 21, 2011 until December 31, 2011;
6. Course Catalogs provided to and signed by ITT students who received Student CU Connect loans from July 21, 2011 until December 31, 2011;
7. Templates reflecting financial aid training provided to ITT employees in 2010 and 2011;
8. All documents obtained via third-party discovery in this action;
9. All pleadings and discovery responses, answers, or materials produced by the parties in this action;
10. All deposition testimony taken in this action;
11. All expert reports disclosed in this action;
12. Curriculum vitae and all material relied upon by any expert witnesses to formulate opinions in this action;
13. All documents relied upon by any witness who testifies in this action;
14. All exhibits needed for demonstrative purposes;
15. All exhibits listed by the CFPB;
16. All exhibits needed for impeachment or rebuttal purposes; and
17. Other exhibits that are unknown at this time, but that will be promptly disclosed to this Court and all counsel of record when the need for their introduction at trial becomes known.

Dated: February 8, 2016

ICE MILLER, LLP

By: */s/ Philip A. Whistler*

Philip A. Whistler (#1205-49)
Thomas E. Mixdorf (#16812-49)
One American Square, Suite 2900
Indianapolis, IN 46282-0200
Telephone: (317) 236-2100
Facsimile: (317) 236-2219
Philip.Whistler@icemiller.com
Thomas.Mixdorf@icemiller.com

GIBSON, DUNN & CRUTCHER LLP
Timothy J. Hatch (*pro hac vice*)
333 South Grand Avenue
Los Angeles, CA 90071-3197
Telephone: (213) 229-7000
Facsimile: (213) 229-7520
Thatch@gibsondunn.com

GIBSON, DUNN & CRUTCHER LLP
Douglas R. Cox (*pro hac vice*)
Jason J. Mendro (*pro hac vice*)
Lucas C. Townsend (*pro hac vice*)
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5306
Telephone: (202) 955-8500
Facsimile: (202) 467-0539
DCox@gibsondunn.com
JMendro@gibsondunn.com
LTownsend@gibsondunn.com

CERTIFICATE OF SERVICE

I hereby certify that on February 8, 2016, a copy of the foregoing was filed electronically pursuant to the Court's electronic filing procedures. Notice of this filing will be sent to counsel of record by operation of the Court's electronic filing system.

/s/ Philip A. Whistler
Philip A. Whistler