

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE**

<b>PUBLISHAMERICA, LLLP,</b>	)	
	)	<b>CASE NO. 3:10-cv-00108</b>
<b>Plaintiff/Counter-Defendant,</b>	)	
	)	<b>JUDGE NIXON</b>
<b>v.</b>	)	
	)	<b>MAGISTRATE JUDGE BRYANT</b>
<b>LIGHTNING SOURCE INC.,</b>	)	
	)	<b>JURY DEMAND</b>
<b>Defendant/Counter-Plaintiff.</b>	)	

**ANSWER AND COUNTERCLAIM**

For its Answer to the Complaint filed by Plaintiff PublishAmerica, LLLP ("PA"), Defendant Lightning Source Inc. ("LSI") states as follows:

**FIRST DEFENSE**

LSI hereby responds to each numbered paragraph of the Complaint as follows:

1. Upon information and belief, LSI admits the first and fifth sentences of Paragraph 1 of the Complaint. LSI is without knowledge or information sufficient to form a belief about the truth of the remaining allegations in Paragraph 1 of the Complaint, and they are accordingly denied.
2. Admitted, except that Defendant's correct name is Lightning Source Inc.
3. Paragraph 3 of the Complaint states a legal conclusion and therefore requires no response. However, LSI agrees that jurisdiction and venue are proper in this Court.
4. No response to Paragraph 4 is required.
5. LSI admits the allegations contained in the first three sentences of Paragraph 5 of the Complaint. In response to the fourth sentence of Paragraph 5 of the Complaint, LSI admits that a copy of an Operating Manual is attached to the Complaint as Exhibit 2.

