

EXHIBIT 11

DECLARATION OF TRENT D. TANNER
IN SUPPORT OF
NUVASIVE'S OPPOSITION TO
DEFENDANTS' MOTIONS IN LIMINE NOS. 1-10

Message

From: Training and Development [traininganddevelopment@nuvasive.com]
Sent: 1/9/2012 9:49:35 AM
To: Adam Gordon; Adam Pegg; - Dimension Medical, LLC-Adam Speakman; - Matrix Medical-Adrienne McGill; Alan Leland; Alexandra Spann; Allison Heinrich; - Dimension Medical, LLC-Amber Costa; - Compass Spine-Andrea Wicklund; Andrew Bonne; - Dimension Medical, LLC-Andrew Hohl; - Sound Surgical, LLC-Anne Ludlam; - Dimension Medical, LLC-Ann Marie Sweigart; Anthony Giorgianni; - Anthony Wicks; Antoinia Frammolino; - Matrix Medical-Art Sanchez; - Novus Technologies, Inc.-Ashley Warwick; - NuSpine, Inc.-Austin Britt; - Novus Technologies, Inc.-Bailey Holt; Baltasar Garaygordobil; Barb Greeley; Bayne Mackenzie; - Compass Spine-Ben Alfelor; Bill Sydenham; Bill Bernhard; - NuSpine, Inc.-Bill Richards; - Blake Hammond; Blake Wilson; Bland Chamberlain; - Integrity Medical-Blane Huegel; Bo Nagahi; - Novus Technologies, Inc.-Bob Salvat; Brad McGuire; - Certified Medical, LLC-Brad Jenks; - Summit Spine Solutions-Brad Kubik; - Bradley Paxton; Brent Osswald; - MorganGray Medical-Brent Ford; - MorganGray Medical-Brent Thomas; - Certified Medical, LLC-Brett Krautmann; - Dimension Medical, LLC-Brett C. Sorensen; - Compass Spine-Brett Lanuti; - Summit Spine Solutions-Brian Fisher; - Elite Medical Solutions-Brian Adams; - Integrity Medical-Brian Hastings; Brian Lambe; - NuSpine, Inc.-Brian Myers; - Mountain States Surgical-Brian Feraud; Brooks Kieschnick; Caitlin Mabry; Carlos Gautreaux; - Integrity Medical-Casey Camero; - Sound Surgical, LLC-Casey Miller; Cassie Pleat; Chad Sohr; - Summit Spine Solutions-Chad Jaeger; - Integrity Medical-Chad Graham; - Elite Medical Solutions-Chad Bradshaw; - Summit Spine Solutions-Charles Milligan; Chris McMahon; Chris Worley; - Integrity Medical-Stephanie Bumbara; - Integrity Medical-Chris LeDuff; - Novus Technologies, Inc.-Chris Helps; - Coalition Spine-Chris Chiarappa; Christopher Eddy; Christian Farkas; Chris Boyhan; - Certified Medical, LLC-Chuck Dobbins; - Sound Surgical, LLC-Colby Street; - Matrix Medical-Cory Hess; - Elite Medical Solutions-Craig Mathieson; - Sound Surgical, LLC-Craig Hampson; - Integrity Medical-Dan Deignan; Dan Burnam; - Coalition Spine-Dan Lau; Dan Driscoll; Daniel Brown; - Matrix Medical-Danny San Miguel; - Sound Surgical, LLC-Dave Nelson; - Integrity Medical-Dave Hawley; David Melancon; David Smith; - NuSpine, Inc.-David Lane; David Babb; - Summit Spine Solutions-Derek Mountsier; - Sound Surgical, LLC-Derek Mulgrew; - Madsen Medical-Dominic Gonzales; Douglas Nichele; - Integrated Spine-Drew Whalen; - Compass Spine-Drew Williams; Edward Quinn; Edric Van Akin; - Matrix Medical-Emil Ashe; - Integrated Spine-Eric McCorkle; - NuSpine, Inc.-Eric Herzwurm; - Mountain States Surgical-Eric Armbruster; Erick Memmesheimer; - Mountain States Surgical-Erit Schaneman; - Madsen Medical-Frank Orlando; - Compass Spine-Gavin Renkly; - Integrity Medical-George England; - Certified Medical, LLC-Greg Logsdon; - Integrity Medical-Greg Soufleris; - Dimension Medical, LLC-Greg Maxwell; - MorganGray Medical-Greg Taylor; - Coalition Spine-Greg Kinsey; - Choice Medical-Greg Branch; - Mountain States Surgical-Greg Smith; Holly Rinaldi; - Sound Surgical, LLC-Hunter Volk; - Compass Spine-Ian Snook; Jacqueline Jay; James Greene; - Integrity Medical - James Smith; James Arcidiacono; - Madsen Medical-James Pinto; Jami Yorsch; - Coalition Spine-Jane Stein; - Novus Technologies, Inc.-Jarrett Clay; Jason Howard; Jason Santamore; Jason McGrath; - Sound Surgical, LLC-Jason Luke; Javier Vegas; Javis Guillory; Jay Colehour; - Summit Spine Solutions-Jeff Able; Jeff Gerstner; Jeff Cole; - Coalition Spine-Jeff Wootton; Jeff Hogan; - Mountain States Surgical-Jeff Fosselius; Jeff Weidemann; Jeff Brown; - Dimension Medical, LLC-Jennifer Evans; Jennifer Hanna; Jeremy Pfeil; - Certified Medical, LLC-Jeremy Lafaire; - Coalition Spine-Jerry Campbell; - Integrity Medical-Jim Willman; Joseph Cistulli; Joseph Triano; - Compass Spine-Joe Furtek; Joel Lehnen; John Ferrazza; John Arrocha; John Hyatt; John Saraceno; Jon Schulz; Jonathan Capoccia; - Summit Spine Solutions-Jose Deanda; - Integrity Medical-Jose Calleja; - Integrated Spine-Joe Orlich; Josh Sallee; - Certified Medical, LLC-Joshua M. Hendershott; - Certified Medical, LLC-Josh LaFaire; - Integrity Medical-Josh Cervi; - NuSpine, Inc.-Joshua Slutzky; - Summit Spine Solutions-Justin Hininger; - Dimension Medical, LLC-Justin Pettigrew; Justin Wells; Justin Stowers; Katherine Pullen; Keegan Begley; - Novus Technologies, Inc.-Ken Kormanis; - Dimension Medical, LLC-Kevin Bauer; - Dimension Medical, LLC-Kevin Althouse; Kevin Ryan; - Sound Surgical, LLC-Kevin Booth; - Coalition Spine-Kim Vandiver; Kris Renton; - Madsen Medical-Kris Madsen; Kristy Torakis; Kyle Clark; - Dimension Medical, LLC-Larry Johnston; - Summit Spine Solutions-Leah Silverstein; - Choice Medical-Linda Plato; - Sound Surgical, LLC-Lori Pollard; Luke Sanders; Mark Campbell; Mark White; Mark Monaghan; - NuSpine, Inc.-Mark Spivey; Martin Kuser; - Integrity Medical-Mary Callari; - Coalition Spine-Matt Fox; - Coalition Spine-Matt Zeedik; Matt Cernyar; - Madsen Medical-Matt Smith; - Integrity Medical-Matt Camero; - Mountain States Surgical-Matt Cieply; - Integrated Spine-Maureen Whitaker; Max Rhodes; - NuSpine, Inc.-Melissa McLaney; - Integrity Medical-Melissa Yanovitch; - Summit Spine Solutions-Micah Magness; - Summit Spine Solutions-Michael Coetzee; Michael Pakalik; - Compass Spine-Mike Rudolph; - Coalition Spine-Michelle Smith; Mike Harvey; - Dimension Medical, LLC-Mike Cowgill; - Novus Technologies, Inc.-Mike Malloy; Mike Budak; - Mountain States Surgical-Mike Biselli; Michael Wasemiller; - Compass Spine-Natalie Borresen; Nathan Campbell; Nicholas DiGiovanni; Nicolas Hoyt; Patrick Wittbrodt; - NuSpine, Inc.-Patrick Fusco; Patton Gade; Paul Eckdale; Paul Cory; Paul Hasbrook; - Coalition Spine-Paul McClintock; Phil Job; - Novus Technologies, Inc.-Preston Browder; - Elite Medical Solutions-Quinn Boland; Quinn McCarthy; - NuSpine, Inc.-Rainer Kendrick; - Integrity Medical-Raymond Polo; - Compass Spine-Becky Rutland; Richard Welsh; - Summit Spine Solutions-Rob Spencer; - Integrity Medical-Rob Quinn; Robert Johnson; Matt Twite; Roger Yapp; Ron Eckels; - Elite

Medical Solutions-Ryan O'Connor; - Novus Technologies, Inc.-Ryan Wickline; Ryan Normandeau; Sullie Hansen; Scott Irvin; Scott Peterman; Scott Leube; - Elite Medical Solutions-Scott D. Ackerman; - Integrity Medical-Scott Flanders; - Novus Technologies, Inc.-Scott Van Gilder; Scott Sieczkarek; Scott McCook; - Mountain States Surgical-Scott Secory; Seema Mavumkal; - Sound Surgical, LLC-Seth Cichanski; - Certified Medical, LLC-Shane T. Allen; - Summit Spine Solutions-Shawn Bateman; - Sound Surgical, LLC-Shawn Walker; Shelly Wolfe; Sonny Morocco; Spencer Flores; - Madsen Medical-Stephan Kordonowy; Stephen Fisher; - Compass Spine-Steve Rons; - Compass Spine-Steve Vizmeg; - Sound Surgical, LLC-Steve Birnbaum; - NuSpine, Inc.-Steven Schneider; - Novus Technologies, Inc.-Tasha McCray; - Compass Spine-Ted Poser; Tera Robison; Terry Rich; Thomas Plummer; Tim Day; Todd Clements; - Novus Technologies, Inc.-Todd Alessi; - Elite Medical Solutions-Tom Krizmanich; - Summit Spine Solutions-Tony Roman; Tony DeMars; Tony Chittum; - Compass Spine-Travis Westerfeld; - Integrity Medical-Trenton Miller; - NuSpine, Inc.-Trevor Cobb; Trey Fisher; Troy Hawk; Troy Brazell; Tyler Morgan; Tyler Shelton; Valerie Bergmann; - Choice Medical-Walt Lewetag; - NuSpine, Inc.-Wayne Sweeten; - Novus Technologies, Inc.-Wes McLemore; Wes Lawrence; - Compass Spine-Will Eichenberg; - Summit Spine Solutions-Zach Newman; - Coalition Spine-Zach Yager; Akspine1@gmail.com; Alex Svetlitski [asvetlitski@nuvasive.com]; Andrew Fitzpatrick [afitzpatrick@nuvasive.com]; Annette Rowe [arowe@nuvasive.com]; Anthony Joseph [ajoseph@nuvasive.com]; Ashish Bhakta [abhakta@nuvasive.com]; Bart Vanlandingham [bvanlandingham@nuvasive.com]; Ben Taylor [btaylor@nuvasive.com]; Ben Gates [bgates@nuvasive.com]; Billy Blevins [bblevins@nuvasive.com]; Bradley Vering [bvering@nuvasive.com]; Brandon Barnish [bbarnish@nuvasive.com]; Bree Plotsker [bplotsker@nuvasive.com]; Brendan Norris [bnorris@nuvasive.com]; Brett Barker [bbarker@nuvasive.com]; bczubak@yahoo.com; Brian Meyers [bmeyers@nuvasive.com]; Cal Chancy [cchancy@nuvasive.com]; Caleb Granger [cgranger@nuvasive.com]; Christopher Calma [ccalma@nuvasive.com]; Claire Kettering [ckettering@nuvasive.com]; Curt Bagby [cbagby@nuvasive.com]; Dan Fitzgerald [dfitzgerald@nuvasive.com]; Dan Schneider [DSchneider@nuvasive.com]; Darren Kimble [dkimble@nuvasive.com]; Dave Decker [ddecker@nuvasive.com]; David Capallo [dcapallo@nuvasive.com]; Dean D'Agostino [ddagostino@nuvasive.com]; Dennis Benassi [DBenassi@nuvasive.com]; Doug Karczewski [dkarczewski@nuvasive.com]; Montie Claussen [mclaussen@nuvasive.com]; Eric Howard [ehoward@nuvasive.com]; Grant Gowen [ggowen@nuvasive.com]; gjackson@nuvasive.com; James Phillips [jphillips@nuvasive.com]; Jacki Carlile-Smith [jcarlile@nuvasive.com]; James Fish [jfish@nuvasive.com]; James D. Smith [jdsmith@nuvasive.com]; Jay Pendleton [jpendleton@nuvasive.com]; Jay Clark [jdclark@nuvasive.com]; Jeff Greengrass [jgreengrass@nuvasive.com]; Jeff Moore [jmoore@nuvasive.com]; Joseph Sentipal [jsentipal@nuvasive.com]; Joe Walker [jwalker@nuvasive.com]; Joel Reikowski [jreikowski@nuvasive.com]; John Cassidy [jcassidy@nuvasive.com]; Jonathan Mings [jmings@nuvasive.com]; Joseph Melendes [jmelendes@nuvasive.com]; Keith Cleary [kcleary@nuvasive.com]; Kelsey Enquist [kenquist@nuvasive.com]; Kenneth Asnip [kasnip@nuvasive.com]; Kris Rowsam [krowsam@nuvasive.com]; Kristin Wagner [kwagner@nuvasive.com]; Kyle Bernholz [kbernholz@nuvasive.com]; Larry Butler [lbutler@nuvasive.com]; Laura Stone [LStone@nuvasive.com]; Matthew Heim [mheim@nuvasive.com]; Matt Link [mlink@nuvasive.com]; Matthew Marks [mmarks@nuvasive.com]; Mike De la Garza [mdelagarza@nuvasive.com]; Michael Panozzo [mpanozzo@nuvasive.com]; Mike McGrew [MMcGrew@nuvasive.com]; Mike Lytle [mlytle@nuvasive.com]; Morgan Kosloff [mstarr@nuvasive.com]; Nicholas Wenner [nwenner@nuvasive.com]; Nick Brettingen [nbrettingen@nuvasive.com]; Paul Jordan [pjordan@nuvasive.com]; Peter Popjevalo [ppopjevalo@nuvasive.com]; Pippi Lick [pthompson@nuvasive.com]; Ron Stewart [rstewart@nuvasive.com]; Scott Van Almen [svanalmen@nuvasive.com]; Stephen Cooke [SCooke@nuvasive.com]; Stephen Bowen [sbowen@nuvasive.com]; Steve Bales [sbales@nuvasive.com]; Taylor Baughman [tbaughman@nuvasive.com]; Tim Miller [tmiller@nuvasive.com]; Toby Welch [twelch@nuvasive.com]; Todd Boeckman [tboeckman@nuvasive.com]; Tony Floros [tfloros@nuvasive.com]

CC: *All Sales Training [AllSalesTraining@nuvasive.com]; *All Area Vice Presidents [USCommercialVicePresidents@nuvasive.com]

Subject: ACTION: NSM 2012 XLIF Breakout Pre-Work

Attachments: PreCall Plan.doc; NSM 2012 XLIF Pre-Work.docx

NUVA Sales Force,

We look forward to hosting you next week at the 2012 NuVasive Sales Meeting. In preparation for the XLIF breakout sessions, please review all of the material attached as you will use the information during interactions with surgeons and the product team. Your knowledge and understanding the information is important to the success of the breakout and your continued development. Make the most of the opportunity and come prepared.

Additionally, please complete the attached Pre-Call Planning form and send the completed form to the XLIF Team at XLIF@nuvasive.com by Wednesday, January 18th.

Travel safe,

Ed Graubart
VP, Training & Sales Force Development, Global | NuVasive



XLIF®

NSM Pre-Work for XLIF Breakouts

Dear NUVA Sales Force,

We are very excited about this year's NuVasive® Sales Meeting XLIF breakout sessions. The past six months have been exciting in terms of product launches. The XLIF breakout sessions will have a strong focus on XLIF selling skills and having deeper XLIF discussions with surgeons to help you drive growth in your territory.

The following pages contain pre-work for the XLIF breakout sessions. **Please review all of the material, as you will use the information for role-plays and to answer questions from surgeons.**

Additionally, please fill out the attached Pre-Call Planning form with information about a surgeon target in your territory that is not currently doing XLIF. Send the completed form to [HYPERLINK "mailto:XLIF@nuvasive.com"] **by January 18th.**

We look forward to seeing you at the sales meeting.

Sincerely,

The XLIF Team

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