

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

RICHARDS CLEARVIEW, L.L.C.

CIVIL ACTION

VERSUS

NO. 09-7204

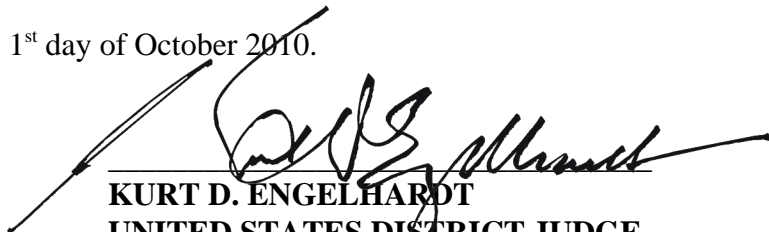
SEARS ROEBUCK AND CO.

SECTION "N" (4)

ORDER AND REASONS

Having carefully considered the motion, **IT IS ORDERED** that Plaintiff's "Motion to Preclude Testimony" (Rec. Doc. 43) is **DENIED**. Plaintiff's counsel can cross-examine Mr. Miles and offer the same objections to his testimony at trial to the same extent that she or he could with a perpetuation deposition taken prior to trial.

New Orleans, Louisiana, this 1st day of October 2010.



KURT D. ENGELHARDT
UNITED STATES DISTRICT JUDGE

Clerk to Copy:
United States Magistrate Judge Karen Wells Roby