

1 Rosemary T. McGuire, Esq. Bar No. 172549

2 WEAKLEY, ARENDT & McGUIRE, LLP
1630 East Shaw Avenue, Suite 176
3 Fresno, California 93710
Telephone: (559) 221-5256
4 Facsimile: (559) 221-5262

5 Attorneys for Defendant, MICHAEL TROEHLER

6

7

8

IN THE UNITED STATES DISTRICT COURT

9

FOR THE EASTERN DISTRICT OF CALIFORNIA

10

11 RANDALL EDGAR WILLIAMS,
SANDRA WILLIAMS,

12

Plaintiffs,

13

vs.

14

15 MICHAEL J. TROEHLER City Of Fresno
Police Officer,

16

Defendant.

17

) CASE NO. 1:08-CV-01523-OWW-GSA

) **ORDER RE MOTIONS IN LIMINE OF**
) **DEFENDANT MICHAEL TROEHLER**

) Trial Date: September 2, 2010

18 The motions in limine of defendant, Michael Troehler, came on for hearing on August 20, 2010,
19 the Honorable Oliver W. Wanger, presiding. Rayma Church appeared on behalf of plaintiff. Rosemary
20 T. McGuire appeared on behalf of defendant. The following rulings were made:

21 Motion in Limine No. 1, to preclude evidence not produced in discovery, is granted.

22 Motion in Limine No. 2, to preclude improper comments regarding damages, is granted.

23 Motion in Limine No. 3, to preclude evidence of liability insurance, is granted.

24 Motion in Limine No. 4, to preclude evidence of indemnification of defendant Officer Troehler
25 by his employer, the City of Fresno, is granted.

26 Motion in Limine No. 5, to exclude non-party witnesses from the courtroom, is granted.

27 Motion in Limine No. 6, to preclude Darren Hise from rendering expert opinions, is denied.

28 ///

1 Motion in Limine No. 7, to preclude, Darren Hise from giving opinions regarding factual
2 determinations, credibility of witnesses, legal conclusions and/or past experiences or claims of success,
3 is granted.

4 Motion in Limine No. 8, to preclude evidence of other lawsuits against Officer Troehler, the City
5 of Fresno, or any other testifying officer, is granted.

6 Motion in Limine No. 9, to preclude questions regarding personnel matters, prior complaints
7 concerning job performance or prior disciplinary issues as to the defendant or any other City of Fresno
8 police officer who testifies, is granted.

9 Motion in Limine No. 10, to preclude reference to an alleged affair between plaintiff and a police
10 officer's wife, is granted. Plaintiff, his counsel and any witness testifying on his behalf, are precluded
11 from making any reference, written or oral, to an alleged affair between plaintiff and a police officer's
12 wife. Neither the police officer or his wife will be identified in any way during the trial of this matter.
13 Additionally, there will be no mention of a detective and second police officer who allegedly came to
14 plaintiff's house to intimidate him over the alleged affair.

15

16

17

18 IT IS SO ORDERED.

19 **Dated: September 1, 2010**

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE

20

21

22

23

24

25

26

27

28