

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior Judge Walker D. Miller

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Courtroom Deputy: Patricia Glover  
Court Reporter: Paul Zuckerman

Date: November 12, 2009  
Time: 22 minutes

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**Civil Action No. 07-cv-02370-WDM**

Parties:

**TEXAS INSTRUMENTS, INC.**

Plaintiff,

vs.

**BIAx CORPORATION,**

Defendant.

Counsel:

David Palmer  
Thomas Jackson  
David Goldberg  
Jana Limer

Steven Merker

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**COURTROOM MINUTES**

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Hearing Regarding: Final Trial Preparation Conference.

**9:06 a.m.** Court in session.

Appearances of counsel. Larry Schroeder, Senior Counsel is present on behalf of Texas Instruments.

The parties confirm that the matter will proceed to trial.

The Court advises counsel on procedure for jury selection, *voir dire*, opening statement.

The Court addresses witnesses and those presented by deposition.

Statements from counsel Palmer and Merker.

The Court addresses that it expects a joint exhibit list and as many stipulations as possible that counsel can agree to. Counsel agree to meet and address the issue.

The Court addresses procedure for jury instructions.

The Court address the matters at issue and whether testimony is needed and/or the Court will decide those issues.

Statements from counsel Palmer and Merker. The parties stipulate that if the witness that would testify at the hearing prior to trial is not available, then neither party will be permitted to call live witnesses.

The Court inquires if counsel have any questions about trial procedure.

The Court addresses pending motions.

**ORDERED: 1. The Motions in Limine (Doc. #s. 439, 440, 441, 442, 443, 444) are DENIED without prejudice.**

**ORDERED: 2. Hearing is set on November 19, 2009 at 1:30 p.m., in Courtroom A902, 901 19<sup>th</sup> Street, Denver, CO**

**9:28 a.m.** Court in recess.

Total in-court time: 22 minutes

Hearing concluded.