

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

SPRINT COMMUNICATIONS COMPANY L.P.,)

Plaintiff,)

v.)

THEGLOBE.COM, INC.,)

VOICEGLO HOLDINGS, INC.,)

VONAGE HOLDINGS CORP., and)

VONAGE AMERICA, INC.)

Defendants.)

Case No. 2:05-CV-02433-JWL-DJW

**SPRINT’S RESPONSE TO VONAGE’S MOTION TO PRECLUDE THE TESTIMONY
OF THE HONORABLE GERALD J. MOSSINGHOFF**

By its August 21, 2007 Order (Doc. No. 308), the Court signaled its intent to play, at trial, an instructional video prepared by the Federal Judicial Center. The video is designed to help jurors understand what patents are, why they are needed, how inventors get them, the role of the PTO, and why disputes over patents arise. Having reviewed the video and having no objections to it, Sprint no longer believes that the testimony of Mr. Mossinghoff is necessary in this action.

If defendants Vonage Holdings Corp. and Vonage America, Inc. (collectively “Vonage”) do not object to the Court’s decision to play the Federal Judicial Center video, Sprint will withdraw Mr. Mossinghoff from its witness list and will not call Mr. Mossinghoff at trial. Pursuant to this representation, Sprint respectfully requests that the Court find moot Vonage’s motion to preclude the testimony of Mr. Mossinghoff. Should Vonage raise and the Court

sustain an objection to the playing of the patent video, Sprint promptly will respond to the substance of Vonage's motion to preclude.

Respectfully Submitted,

/s/ Adam P. Seitz

August 24, 2007

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CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of August, 2007, a copy of SPRINT'S RESPONSE TO VONAGE'S MOTION TO PRECLUDE THE TESTIMONY OF THE HONORABLE GERALD J. MOSSINGHOFF was e-filed with the Court, which sent notice to the following:

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