

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

ALBERT SNYDER,  
Plaintiff

v.

FRED W. PHELPS, SR.,  
SHIRLEY L. PHELPS-ROPER;  
REBEKAH A. PHELPS-DAVIS; and  
WESTBORO BAPTIST CHURCH, INC.  
Defendants

Civil Action No. 06-CV-1389 RDB

**PLAINTIFF'S MOTION IN LIMINE TO EXCLUDE ANY EVIDENCE CONCERNING  
PLAINTIFF'S "COURT FILE" IN HIS DIVORCE ACTION**

Plaintiff, Albert Snyder, by and through counsel, files the within Motion in Limine to Exclude any Evidence Concerning Plaintiff's "Court File" in his Divorce Action.

1. By means of a discovery request, defendants requested plaintiff's documents concerning his divorce and plaintiff produced the same. In short, plaintiff was in possession of a divorce Settlement Agreement and nothing else.
2. Defendants provided their exhibit list (by means of their proposed Pretrial Order, Doc. No. 159) and have included "[c]ourt file in divorce action of plaintiff" as an exhibit.
3. Plaintiff does not know what the aforementioned exhibit refers to. Regardless, any such Court file is irrelevant to the within claims or purported defenses.
4. Assuming *arguendo* that whether plaintiff is divorced is relevant, this fact can be established without the necessity of documents. Indeed, plaintiff has admitted that he is divorced.
5. Court documents in a divorce action will likely confuse or mislead a jury.

WHEREFORE, plaintiff Albert Snyder respectfully requests that this Honorable Court preclude defendants' exhibit identified as "[c]ourt file in divorce action of plaintiff."

BARLEY SNYDER LLC

/s/ Sean E. Summers

By: \_\_\_\_\_

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Attorneys for Plaintiff

2073150

**CERTIFICATE OF SERVICE**

I hereby certify that on this date true and correct copies of Plaintiff's Motion in Limine to Exclude any Evidence Concerning Plaintiff's "Court File" in his Divorce Action are being served in the following manner:

Via ECF:

Jonathan L. Katz, Esquire  
Marks & Katz, LLC  
1400 Spring Street  
Suite 410  
Silver Spring, MD 20910

Via First Class Mail:

Shirley L. Phelps-Roper  
3640 Churchill Road  
Topeka, KS 66604

Rebekah A. Phelps-Davis  
1216 Cambridge  
Topeka, KS 66604

BARLEY SNYDER LLC

/s/ Sean E. Summers

By: \_\_\_\_\_

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Date: October 11, 2007