

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

CHARLES WALKER,

Plaintiff,

CASE NO. 16-CV-10355

HON. GEORGE CARAM STEEH

v.

STATE FARM INSURANCE  
CO.,

Defendant.

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ORDER DENYING PLAINTIFF'S MOTION IN LIMINE (Doc. 30)  
TO PRECLUDE DEFENDANT FROM INTRODUCING  
EVIDENCE OF DAMAGES AND GRANTING DEFENDANT'S  
MOTION (Doc. 32) TO PRECLUDE REFERENCES TO  
CERTAIN STATEMENTS IN THE INCIDENT REPORT

Now before the court are two motions *in limine*: (1) Plaintiff Charles Walker's motion *in limine* to prohibit defendant State Farm Insurance Company from introducing evidence regarding damages at trial, and (2) Defendant's motion *in limine* to preclude Plaintiff from referencing, disclosing, or publishing the May 17, 2015 incident report's statements — that the fire was “unintentional” and that there were no “human factors” — during voir dire, opening statement or at any stage of the proceedings prior to laying a proper foundation for admissibility under Federal Rule of Evidence 702 and 703. On June 19, 2017, the court held a hearing on both

motions. For the reasons stated on the record, Plaintiff's motion *in limine* (Doc. 30) is DENIED and Defendant's motion *in limine* (Doc. 32) is GRANTED. The May 17, 2015 incident report may be used at trial with the "unintentional" and "human factors" references redacted. Plaintiff may refer to or publish the "unintentional" and "human factors" references in that incident report only upon laying a proper foundation for admissibility as required by the court's prior order dated April 24, 2017. (Doc. 26).

**IT IS SO ORDERED.**

Dated: June 19, 2017

s/George Caram Steeh  
GEORGE CARAM STEEH  
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

Copies of this Order were served upon attorneys of record on June 19, 2017, by electronic and/or ordinary mail.

s/Marcia Beauchemin  
Deputy Clerk