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falsification of his police logs was protected activity, and, if so, whether Defendant's May and June of 2007 discipline was in retaliation for this protected activity.

In light of the court's July 10, 2009 memorandum and order, the issues for trial are very narrow, and all of Defendants' motions in limine will be granted.<sup>1</sup> All of the motions address evidence that would be irrelevant and/or unduly prejudicial to Defendants. The court took great care to delineate the narrow scope of the issues for trial, and will not permit the parties to get side tracked from those issues.

Therefore, **IT IS HEREBY ORDERED THAT** Defendants' motions in limine, (Docs. 36, 38, 40, 42, and 44), are **GRANTED**. Plaintiff is precluded at trial from:

- (1) Making reference to a hostile work environment and/or the theory of a hostile work environment within the Swatara Township Police Department;
- (2) any reference pertaining to Plaintiff's diagnosis and treatment for breast cancer;
- (3) any reference to the 2003 lawsuit against Swatara Township regarding compensation for off-duty care of police dogs;
- (4) any reference to the "Z-Based Evaluation System" as a quota system, and;

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<sup>1</sup>Defendants' motions are: **(1)** To preclude Plaintiff's reference to a hostile work environment and/or hostile work environment theory as defined by Title VII of the Civil Rights Act of 1974, (Doc. 36); **(2)** to preclude Evidence of Plaintiff's diagnosis and treatment of breast cancer, (Doc. 38); **(3)** to preclude evidence of the 2003 lawsuit against Swatara Township regarding compensation for off-duty care of police dogs, (Doc. 40); **(4)** To preclude any and all references to the "z-based evaluation system" as a quota system, (Doc. 42), and; **(5)** to preclude evidence of any discrete employment action taking place prior to August 1, 2005. (Doc. 44.)

(5) introducing any evidence of any discrete employment action taking place prior to August 1, 2005.

s/Sylvia H. Rambo  
United States District Judge

Dated: July 13, 2009.