

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

LINDA METCALF, *et al.*,

Plaintiffs,

v.

MERRILL LYNCH, PIERCE,  
FENNER & SMITH, INC., *et al.*,

Defendants.

No. 4:11-CV-00127

(Chief Judge Brann)

**ORDER**

**APRIL 21, 2022**

In accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Plaintiffs' motion *in limine* to preclude evidence of advice of counsel (Doc. 333) is **GRANTED** in part and **DENIED** in part. Defendants may produce such evidence to defend against punitive damages, but are prohibited from introducing such evidence to defend against liability in this matter; and
2. Defendants' motion *in limine* to preclude evidence of preproduction expenses (Doc. 334) is conditionally **GRANTED**.

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann

Chief United States District Judge