

EXHIBIT A

14	<p>1 what y'all are asking me for.</p> <p>2 All right. I'll -- I'll sign an order this</p> <p>3 week that gives you trial time. It seems to me, just</p> <p>4 from looking at the issues, that a lot of these things</p> <p>5 can be worked out through stipulations, such as -- such</p> <p>6 that additional time beyond what I'm thinking about</p> <p>7 wouldn't be necessary, but I've given up hope on</p> <p>8 stipulations.</p> <p>9 We've got a number of motions in limine.</p> <p>10 Most of y'all who are here know the rules about motions</p> <p>11 in limine. In this court, a ruling on a limine motion,</p> <p>12 you know, granting it or denying it, is not a definitive</p> <p>13 ruling on the admissibility of the evidence itself. You</p> <p>14 need, therefore, to protect your record.</p> <p>15 If I grant a motion in limine, that's an</p> <p>16 order that you approach the bench before launching into</p> <p>17 something that's directly or indirectly covered by a</p> <p>18 motion in limine in front of the jury. All I'm asking</p> <p>19 you to do is approach the bench and secure a ruling</p> <p>20 outside the presence of the jury. So please follow that</p> <p>21 instruction.</p> <p>22 With respect to your experts, you need to</p> <p>23 instruct your expert witnesses that when they're on</p> <p>24 cross examination, if a question fairly calls for a yes</p> <p>25 or no answer, it needs to be answered yes or no. I'll</p>	16	<p>1 agreement with respect to both of those.</p> <p>2 THE COURT: Okay.</p> <p>3 MR. FENSTER: And we have a number of</p> <p>4 proposals that have been submitted that are still under</p> <p>5 consideration by both parties, Your Honor.</p> <p>6 THE COURT: Okay. All right. Plaintiff's</p> <p>7 Motion No. 1 is denied.</p> <p>8 2 has been withdrawn.</p> <p>9 3 has been withdrawn.</p> <p>10 4 is denied.</p> <p>11 5 is denied.</p> <p>12 6, I'm going to -- going to carry that.</p> <p>13 I'll hear argument on that.</p> <p>14 7 is granted as agreed.</p> <p>15 8 is granted as agreed.</p> <p>16 9, granted as agreed.</p> <p>17 10 and 11, I'll hear argument on.</p> <p>18 12 is denied.</p> <p>19 You know, these motions that are being</p> <p>20 denied, I'm going to take up some of these issues, I'm</p> <p>21 sure, on Monday with respect to the evidentiary issues,</p> <p>22 but the fact, again, that I'm denying a motion in limine</p> <p>23 is -- I mean, it's -- it could mean that it's not a</p> <p>24 proper subject for a motion in limine. So, again, you</p> <p>25 need to protect your record on both sides.</p>
15	<p>1 promise you that I will allow the expert to explain his</p> <p>2 answers on redirect, but the time for explaining his</p> <p>3 answers are not on cross examination.</p> <p>4 Most of the motions in limine I've looked at</p> <p>5 I'm going to give you rulings on right now. I'll hear</p> <p>6 argument on some of them, but before I get started, are</p> <p>7 there any additional agreements other than those that</p> <p>8 were forwarded to the Court yesterday?</p> <p>9 MR. FENSTER: Yes, Your Honor.</p> <p>10 THE COURT: Let's start with the</p> <p>11 plaintiffs. Are there any additional agreements?</p> <p>12 MR. FENSTER: Your Honor, plaintiffs, in an</p> <p>13 effort to reduce the issues for the Court, have agreed</p> <p>14 to withdraw Motions in Limine -- Plaintiff's Motions in</p> <p>15 Limine Nos. 2, 3, and 13. We also have a few agreements</p> <p>16 with respect to defendants'.</p> <p>17 THE COURT: Okay.</p> <p>18 MR. FENSTER: With respect to joint</p> <p>19 defendants' motions in limine, the plaintiff agrees to</p> <p>20 Nos. 5, 11, and 12.</p> <p>21 THE COURT: Any additional?</p> <p>22 MR. FENSTER: Yes. With regard to Yahoo!'s</p> <p>23 Motion in Limine No. 5, which is essentially the same as</p> <p>24 Plaintiff's Motion in Limine No. 7, to restrict</p> <p>25 testimony to expert report, I believe that we have an</p>	17	<p>1 13 has been withdrawn.</p> <p>2 14 is denied.</p> <p>3 15 is granted insofar as the defendants are</p> <p>4 precluded from stating that a particular product or</p> <p>5 service was at one time accused of infringement and now</p> <p>6 is not accused of infringement. This order does not</p> <p>7 prevent the defendants from saying -- or introducing</p> <p>8 evidence in front of the jury that particular products</p> <p>9 or services are not accused of infringement standing</p> <p>10 alone. So I'm allowing you to do that, but you can't --</p> <p>11 I'm not going to get into withdrawn claims of</p> <p>12 infringement in front of the jury, okay? Any questions?</p> <p>13 MR. VERHOEVEN: Understood, Your Honor.</p> <p>14 THE COURT: Okay. 16 is granted as agreed.</p> <p>15 17 is granted.</p> <p>16 18 is denied.</p> <p>17 19 is granted.</p> <p>18 20 is granted.</p> <p>19 21 is granted in part. You can talk about</p> <p>20 the fact that the Patent and Trademark Office is busy,</p> <p>21 has a lot of applications. But we're not going to</p> <p>22 introduce evidence about the average amount of time that</p> <p>23 any particular examiner has to spend on any given</p> <p>24 patent.</p> <p>25 22 is granted to the extent there's not</p>