

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BRIGHT RESPONSE, LLC

§

vs.

§

CASE NO. 2:07-CV-371-CE

§

§

GOOGLE INC., ET AL.

§

ORDER

The court issues this supplemental order on motions *in limine* to address the motions that were carried in the court's previous order (Dkt. No. 571).

Bright Response's Motions in Limine

6. GRANTED in part and DENIED in part. The court will allow Dr. Branting to testify about the facts disclosed in his dissertation, but he may not go further as a fact witness than what is revealed in the document itself.
10. GRANTED.
11. GRANTED.
32.
 - a. DENIED.
 - b. DENIED.
 - c. GRANTED.
 - d. DENIED.
33. DENIED.

Defendants' Joint Motions in Limine

7. GRANTED in part and DENIED in part. The court will allow evidence of lump sum licenses to the patent-in-suit entered in settlement in support of the defendants' damages model.

8. DENIED. This motion is denied as a motion *in limine*, but the court will not allow the plaintiff to offer evidence inconsistent with its 30(b)(6) witnesses' testimony or its assertion of privilege.

Yahoo's Motions in Limine

3. DENIED.

SIGNED this 2nd day of August, 2010.



CHARLES EVERINGHAM IV
UNITED STATES MAGISTRATE JUDGE