

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ERIC M. ALBRITTON,

§

Plaintiff,

§

§

§

v.

§

NO. 6:08-CV-00089

§

(1) CISCO SYSTEMS, INC.,

§

(2) RICHARD FRENKEL, a/k/a

§

“TROLL TRACKER,”

§

(3) JOHN NOH and

§

(4) MALLUN YEN,

§

§

Defendants.

§

ORDER GRANTING PLAINTIFF’S MOTIONS IN LIMINE

COMES NOW before the Court Plaintiff’s Motions *in Limine*, and the Court having considered the same, ORDERS as follows:

Motion in Limine No. 1: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Regarding The Fact That Albritton Represents Accused Or Convicted Murderers, Rapists, Child Molesters Or Others That Have Been Accused Or Convicted Of Similarly Disturbing Crimes.

Granted _____ Denied _____

Motion in Limine No. 2: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Regarding Albritton’s Medical Records, Personal And/Or Firm Financial Records Or Expected Income.

Granted _____ Denied _____

Motion in Limine No. 3: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Related To Statements Or Comments Made By Albritton’s Attorneys To The Press About This Case.

Granted _____ Denied _____

Motion in Limine No. 4: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Referring To The Optional Document Header Or Banner As A “File Stamp.”

Granted _____

Denied _____

Motion in Limine No. 5: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument or Other Comments Regarding Mr. Babcock’s Representation Of Oprah Winfrey (Or Any Other High Profile Clients), His Purported Expertise In First Amendment Law, Or Any Other Puffery.

Granted _____

Denied _____

Motion in Limine No. 6: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Referring To Albritton As A Top Filer Of Patent “Troll” Cases Or Patent Cases Involving Non-Practicing Entities, That He Met With Public Officials To Discuss Patent Venue Reform Legislation, Or That He Holds Himself Out As An Expert In Patent Litigation In The Eastern District Of Texas.

Granted _____

Denied _____

Motion in Limine No. 7: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Concerning Any Alleged Bad Acts Or Improper Conduct On Behalf Of Albritton Without First Approaching The Bench.

Granted _____

Denied _____

Motion in Limine No. 8: Defendants Should Be Precluded From Offering Evidence, Testimony, Attorney Argument Or Other Comments Concerning The Filing, Contents, And Rulings On Any Motion *in Limine*.

Granted _____

Denied _____