

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

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

SEP - 4 2009

DAVID J. MALAND, CLERK
BY
DEPUTY _____

ERIC M. ALBRITTON,

Plaintiff

v.

**CISCO SYSTEMS, INC. and RICHARD
FRENKEL**

Defendants

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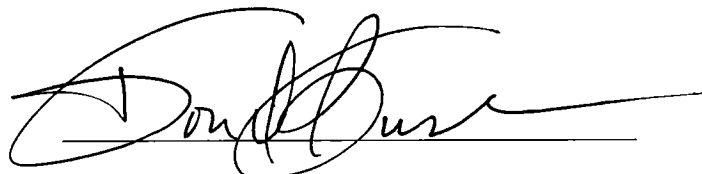
No. 6:08cv00089

**ORDER REGARDING DEFENDANTS' AMENDED OBJECTIONS TO PLAINTIFF'S
DEPOSITION DESIGNATIONS AND CROSS-DESIGNATIONS**

The Court has reviewed those Amended Objections to Plaintiff's Deposition Designations and Cross-Designation upon which Defendant requested ruling prior to trial, the matter having been referred to the undersigned by the Honorable Richard A. Schell. The Court has reviewed the underlying deposition testimony and those corresponding exhibits provided by counsel and has made the attached rulings. As indicated in the attached Exhibit A, any sustained objections, such that the testimony shall not be introduced at the time of trial, are marked with an "S." Any overruled objections, such that the testimony can be introduced at the time of trial, are marked with an "O."

SO ORDERED.

Signed this 4 day of September, 2009.



**DON D. BUSH
UNITED STATES MAGISTRATE JUDGE**

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

ERIC M. ALBRITTON

v.

CISCO SYSTEMS, INC.,
RICK FRENKEL, MALLUN YEN &
JOHN NOH

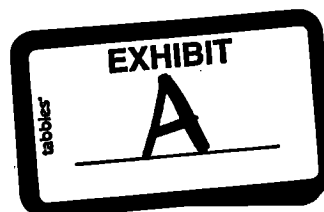
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C. A. NO. 6:08-CV-00089

**DEFENDANTS' AMENDED OBJECTIONS TO PLAINTIFF'S
DEPOSITION DESIGNATIONS AND CROSS-DESIGNATIONS**

FOR RULINGS PRIOR TO TRIAL

Deponent	Page/Line	Objections
Mallun Yen §	27:1-5	Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen §	36:5-41:11	Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen §	36:24-25	Speculation.
Mallun Yen §	39:1-2	Argumentative.
Mallun Yen §	39:7-10	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen §	39:14	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen 0	45:18-20	Speculation. Irrelevant and immaterial under Fed. R. Evid. 402. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen 0	63:15-64:4	Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen 0	74:24-75:2	Speculation. Hearsay. Fed. R. Evid. 802.
Mallun Yen §	79:13-21	Argumentative. Compound.
Mallun Yen 0	84:7-11	Argumentative. Question misstates the blog.
Mallun Yen §	84:20-25	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen 0	86:5-11	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.



Deponent	Page/Line	Objections
Mallun Yen Ø	86:13-18	Argumentative. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen Ø	87:2-88:6	Privileged. Attorney client. Work Product.
Mallun Yen S	87:6-88:7	Objections and instructions to the witness not to be read to the jury.
Mallun Yen Ø	91:11-18	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen Ø	91:20-92:4	Argumentative. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen S	92:20-22	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703. Asked and answered.
Mallun Yen S	93:3-12	Privileged. Attorney client. Work Product.
Mallun Yen Ø	93:13-15	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen Ø	93:22	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen S	94:2-3	Argumentative.
Mallun Yen S	94:7-11	Argumentative. Speculation.
Mallun Yen Ø	94:18-22	Privileged. Attorney client. Work Product.
Mallun Yen S	94:23-95:1	Sidebar
Mallun Yen Ø	95:7-10	Seeks privileged information.
Mallun Yen S	95:22-24	Hearsay. Fed. R. Evid. 802. Facts not in evidence. Privileged. Attorney client. Work Product.
Mallun Yen Ø	96: 12-20	Argumentative. Privileged. Attorney Client. Work Product.
Mallun Yen Ø	101:21-102:2	Argumentative.
Mallun Yen Ø	102:4-11	Argumentative. Abusive. Misstates the Federal and local rules.
Mallun Yen S	109:15-16	Misstates the document.
Mallun Yen S	109:21-22	Sidebar
Mallun Yen Ø	110:9-10	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen Ø	111:11-12	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen Ø	111:19-21	Interrupted the witnesses answer. Argumentative. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.

Deponent	Page/Line	Objections
Mallun Yen §	112:9-10	Argumentative.
Mallun Yen 0	112:16-17	Argumentative. Speculation.
Mallun Yen 0	113:1-3	Argumentative.
Mallun Yen 0	113:7-8	Argumentative.
Mallun Yen 0	113:13	Augmentative. Speculation.
Mallun Yen §	114:20-21	Misstates the witnesses testimony.
Mallun Yen 0	115:4-6	Speculation.
Mallun Yen 0	115:14-16	Irrelevant. Speculation. Improper predicate for opinion testimony
Mallun Yen 0	115:25	Speculation.
Mallun Yen 0	116:13-22	Speculation. Improper predicate for opinion testimony. Multifarious.
Mallun Yen §	117:2-3	Argumentative. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen §	117:9-11	Argumentative. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen 0	117:17-20	Argumentative. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen 0	118:1-2	Argumentative. Speculation. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen 0	118:9-10 and 13	Argumentative. Speculation. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen §	121:14-17	Misstates the local rules and the federal rules.
Mallun Yen §	124:10-12	Misstates the facts on the document. Speculation.
Mallun Yen §	126:2-9	Speculation. Argumentative. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen 0	126:21-24	Argumentative. Assumes facts not in evidence.
Mallun Yen 0	127:3	Argumentative. Misstates facts. Speculation.
Mallun Yen 0	127:7-10	Argumentative. Misstates facts. Speculation.
Mallun Yen 0	127:13	Argumentative. Misstates facts. Speculation.
Mallun Yen §	179:15-23	Privileged pursuant to the protective order.
Mallun Yen §	179:24-180:4	Argumentative. Misstates facts.
Mallun Yen 0	180:-7-8	Argumentative. Misstates facts.
Mallun Yen 0	181:22-182:3	Argumentative. Misstates facts.
Mallun Yen 0	182:8-11	Argumentative. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen 0	182:15	Argumentative. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.

Deponent	Page/Line	Objections
Mallun Yen	182:23-24 §	Argumentative. Irrelevant and immaterial under Fed. R. Evid. 402. Improper character evidence. Fed. R. Evid. 404.
Mallun Yen	183:4-7 0	Argumentative. Irrelevant and immaterial under Fed. R. Evid. 402. Improper character evidence. Fed. R. Evid. 404.
Mallun Yen	184:4-5 §	Argumentative. Speculative.
Mallun Yen	184:17-18	Vague, ambiguous and nonsensical. Argumentative.
Mallun Yen	185:12-14 0	Argumentative. Misstates facts.
Mallun Yen	185:18 §	The offer is not in question/answer format; the designation ends with a question with no answer.
Mallun Yen	187:3-190:23 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	187:11-13 0	Argumentative. Misstates facts. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen	187:21-24 0	Privileged. Attorney Client. Work Product.
Mallun Yen	188:17-189:23 0	Privileged pursuant to the protective order.
Mallun Yen	189:24-25 0	Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen	190:5-6 0	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen	190:14-23 0	Privileged pursuant to the protective order.
Mallun Yen	191:15-192:5 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	193:8-194:3 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	193:13-21 0	Argumentative.
Mallun Yen	195:5-14 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	196:10-13 §	Argumentative. Speculative. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen	196:14 §	Objections not to be read to the jury.
Mallun Yen	196:11-13 0	Argumentative. Speculative. Irrelevant and immaterial under Fed. R. Evid. 402.
Mallun Yen	196:15-17 0	Argumentative. Speculative. Irrelevant and immaterial under Fed. R. Evid. 402.

Deponent	Page/Line	Objections
Mallun Yen	197:16-202:2 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	198:8-13 0	Compound. Speculative. Misstates facts.
Mallun Yen	198:16 0	Argumentative.
Mallun Yen	199:3-10 5	Argumentative. Speculation. Misstates facts.
Mallun Yen	199:17-19 0	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen	200:5-7 0	Compound. Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen	200:23-24 0	Argumentative. Speculation. Improper predicate for opinion testimony. Fed. R. Evid. 701, 702 and 703.
Mallun Yen	201:13-15 0	Speculation. Argumentative.
Mallun Yen	202:1-2 0	Speculation. Argumentative.
Mallun Yen	207:3-18 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	208:8-209:2 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	209:13-210:2 5	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	209:13-17 5	Argumentative.
Mallun Yen	212: 15-19 4 5	Compound. Misstates facts. Argumentative.
Mallun Yen	212:23-213:13 0	Privileged. Attorney Client.
Mallun Yen	213:18-23 1 0	Privileged. Attorney Client.
Mallun Yen	216:24-222:3 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	218:25-219:2 0	Argumentative.
Mallun Yen	222:12-228:4 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	229:4-230:6 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	229:21-230:2 0	Speculation. Argumentative.
Mallun Yen	231:4-18 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.

Deponent	Page/Line	Objections
Mallun Yen	231:4-6 0	Argumentative. Speculation.
Mallun Yen	231:12-13 0	Argumentative. Misstates facts.
Mallun Yen	241:19-242:16 0	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	247:7-8 S	Argumentative. Speculation.
Mallun Yen	249:18-251:18 S	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	249:25-250:1 S	Speculation.
Mallun Yen	257:9-16 0	Privileged pursuant to the protective order.
Mallun Yen	186:22-190:23 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	191:15-192:5 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	193:8-194:3 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	195:5-14 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	196:11-21 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	197:16-202:16 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.

Deponent	Page/Line	Objections
Mallun Yen	203:23-206:1 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	207:1-18 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	208:8-209:2 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	209:13-210:2 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	210:17-213:15 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	213:18-214:4 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	214:8-19 0	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Mallun Depo Ex. 11) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	216:24-222:3 0	Testimony concerning privileged document CISCO PRIVILEGED 000122-125 (Mallun Depo Ex. 13) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	222:12-223:3 0	Testimony concerning privileged document CISCO PRIVILEGED 000146-149 (Mallun Depo Ex. 14) is highly confidential pursuant to the protective order and should not be used in open court.

Deponent	Page/Line	Objections
Mallun Yen	229:4-230:6 0	Testimony concerning privileged document CISCO PRIVILEGED 000146-149 (Mallun Depo Ex. 14) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	230:17-19 0	Testimony concerning privileged document CISCO PRIVILEGED 000146-149 (Mallun Depo Ex. 14) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	231:4-18 0	Testimony concerning privileged document CISCO PRIVILEGED 000146-149 (Mallun Depo Ex. 14) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	232:17-233:5 0	Testimony concerning privileged document CISCO PRIVILEGED 000146-149 (Mallun Depo Ex. 14) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	233:23-234:23 0	Testimony concerning privileged document CISCO PRIVILEGED 000146-149 (Mallun Depo Ex. 14) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	249:18-255:4 S	Testimony concerning privileged document CISCO PRIVILEGED 000269-272 (Mallun Depo Ex. 18) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	255:12-24 0	Testimony concerning privileged document CISCO PRIVILEGED 000269-272 (Mallun Depo Ex. 18) is highly confidential pursuant to the protective order and should not be used in open court.
Mallun Yen	257:9-24 0	Testimony concerning privileged document CISCO PRIVILEGED 000269-272 (Mallun Depo Ex. 18) is highly confidential pursuant to the protective order and should not be used in open court.

Deponent	Page/Line	Objections
Marta Beckwith O	10:17-18	Speculation
Marta Beckwith O	11:12-13	Speculation. Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith S	16:17	Sidebar
Marta Beckwith O	16:24-17:1	Misstates the facts, speculation, hearsay
Marta Beckwith O	18:14-16	Privilege Fed. R. Evid. 501 and 502
Marta Beckwith S	20:11-12	Irrelevant and immaterial under Fed. R. Evid. 402. Argumentative.
Marta Beckwith O	22:2-4	Speculation; no personal knowledge
Marta Beckwith O	22:11-13	Hearsay, lack of personal knowledge
Marta Beckwith O	23:20-22	Argumentative, Improper opinion testimony
Marta Beckwith O	24:2-3	Argumentative, Improper opinion testimony, Irrelevant and immaterial under Fed. R. Evid. 402.
Marta Beckwith O	24:8-10	Argumentative, Improper opinion testimony, Irrelevant and immaterial under Fed. R. Evid. 402. Misstates the facts.
Marta Beckwith O	25:6-7	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Argumentative, , Irrelevant and immaterial under Fed. R. Evid. 402. Misstates the facts.
Marta Beckwith O	25:10-13	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Argumentative, Irrelevant and immaterial under Fed. R. Evid. 402. Misstates the facts.
Marta Beckwith O	25:16-19	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Argumentative, Irrelevant and immaterial under Fed. R. Evid. 402. Misstates the facts.
Marta Beckwith S	26:7-9	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Argumentative, Irrelevant and immaterial under Fed. R. Evid. 402. Misstates the facts. Lack of personal knowledge.
Marta Beckwith O	27:14-15	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.

Deponent	Page/Line	Objections
Marta Beckwith 0	27:21	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	28:3-5	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	28:9-11	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	28:21-23	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	29:1-3	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Argumentative,
Marta Beckwith 0	29:8-10	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Irrelevant and immaterial under Fed. R. Evid. 402. Argumentative,
Marta Beckwith 0	29:13-14	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	29:19-21	Speculation
Marta Beckwith 0	30:4-8	Compound question. Misstates the facts. Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	30:23	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Irrelevant and immaterial under Fed. R. Evid. 402. Argumentative.
Marta Beckwith 0	32:19-21	Hearsay, Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Speculation, Lack of personal knowledge.
Marta Beckwith 0	23:25-24:1	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith 0	34: 7-8	Argumentative
Marta Beckwith 0	35:1-12	Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Speculation
Marta Beckwith 0	37:15-16	Hearsay,

Deponent	Page/Line	Objections
Marta Beckwith S	41:3-4	Hearsay, Speculation, Lack of personal knowledge.
Marta Beckwith S	41:11-12	Speculation, Lack of personal knowledge. Irrelevant and immaterial under Fed. R. Evid. 402.
Marta Beckwith O	46:25-47:1	Speculation
Marta Beckwith O	50:18-53:10	Testimony concerning privileged documents is highly confidential pursuant to the protective order and should not be used in open court. This testimony refers to Cisco.Privilege.000269-272. Defendant incorporates its objections to the exhibit.
Marta Beckwith O	51:2	Sidebar
Marta Beckwith O	52:3-5	Question that was later re-asked not response based on objections.
Marta Beckwith S	52:17-53:4	Sidebar
Marta Beckwith S	58:13-16	Argumentative, Irrelevant and immaterial under Fed. R. Evid. 402.
Marta Beckwith S	58:21-23	Irrelevant and immaterial under Fed. R. Evid. 402. Argumentative,
Marta Beckwith S	59:1-25	Irrelevant and immaterial under Fed. R. Evid. 402. If deemed relevant, the probative value is outweighed by danger of unfair prejudice under Fed. R. 403.
Marta Beckwith S	60:12-62:20	Irrelevant and immaterial under Fed. R. Evid. 402. Hearsay
Marta Beckwith O	63:8-9	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702.
Marta Beckwith O	63:14-16 and 18	Speculation, Lack of personal knowledge.
Marta Beckwith S	65:15	Irrelevant and immaterial under Fed. R. Evid. 402. Argumentative,
Marta Beckwith S	66:2-3	Irrelevant and immaterial under Fed. R. Evid. 402. Argumentative,
Marta Beckwith O	67:9-10; 68:19-72:24	Testimony concerning privileged documents is highly confidential pursuant to the protective order and should not be used in open court. This testimony refers to Cisco.Privilege.000027 Defendant incorporates its objections to the exhibit.

Deponent	Page/Line	Objections
Marta Beckwith b	68:19-970:25	Hearsay, Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Speculation, Lack of personal knowledge.
Marta Beckwith b	70:13-17	Compound question
Marta Beckwith b	71:1	Privileged attorney client/work product.
Marta Beckwith S	71:5-7	Instruction to the witness not to be read to the jury.
Marta Beckwith b	71:8-72:6	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Speculation
Marta Beckwith b	72:13-16, 19-20	Improper opinion testimony, and no designation of this witness as an expert. Fed. R. Evid. 701, 702. Argumentative, Speculation
Marta Beckwith S	88:18-89:9	Testimony concerning privileged documents is highly confidential pursuant to the protective order and should not be used in open court. This testimony refers to Cisco.Privilege.000094 Defendant incorporates its objections to the exhibit.
Marta Beckwith S	88:18-89:9	Irrelevant and immaterial under Fed. R. Evid. 402. If deemed relevant, the probative value is outweighed by danger of unfair prejudice under Fed. R. 403.

Deponent	Page/Line	Objections
John Noh S	17:16-17 and 20	Irrelevant and immaterial under Fed. R. Evid. 402. If deemed relevant, the probative value is outweighed by danger of unfair prejudice under Fed. R. 403.
John Noh S	29:7-9	Speculation
John Noh S	38:19-20	Speculation.
John Noh O	40:22-25	Irrelevant and immaterial under Fed. R. Evid. 402.
John Noh O	43:10-13 and 16	Argumentative; Improper opinion testimony (FRE 701)
John Noh O	44:19	Argumentative, Speculation
John Noh O	60:18-23	Argumentative.. If deemed relevant, the probative value is outweighed by danger of unfair prejudice under Fed. R. 403.
John Noh S	101:12-102:22	Irrelevant and immaterial under Fed. R. Evid. 402. If deemed relevant, the probative value is outweighed by danger of unfair prejudice under Fed. R. 403. Improper character evidence Fed. R. 404. Improper opinion testimony Fed. R. 701.
John Noh S	103:1-25	Irrelevant and immaterial under Fed. R. Evid. 402. If deemed relevant, the probative value is outweighed by danger of unfair prejudice under Fed. R. 403. Improper character evidence Fed. R. 404. Improper opinion testimony Fed. R. 701.
John Noh S	103:1-3	Speculation, Argumentative
John Noh O	106:12-13	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402.
John Noh O	107:19-20	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402.
John Noh O	107:25-108-1	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony.
John Noh O	108:6-7	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony.
John Noh O	108:12-13	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony.
John Noh O	108:18	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony.

Deponent	Page/Line	Objections
John Noh 0	111:3-5	Argumentative; Irrelevant and immaterial under Fed. R. Evid. 402. Improper opinion testimony.
John Noh S	121:21-23	Speculation.
John Noh 0	124:4-126:14	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
John Noh 0	124:17-125:9	Lack of personal knowledge, improper opinion testimony.
John Noh 0	126:21-24	Testimony has been designated as highly confidential pursuant to the protective order and should not be used in open court.
John Noh S	128:18-21	Speculation
John Noh 0	141:9-12	Argumentative, speculation
John Noh 0	141:17-18	Argumentative, Irrelevant and immaterial under Fed. R. Evid. 402.
John Noh 0	118:14-122:7	Testimony concerning privileged document CISCO PRIVILEGED 000012 and 000015 (Noh Depo Ex. 15) is highly confidential pursuant to the protective order and should not be used in open court.
John Noh 0	124:4-126:14	Testimony concerning privileged document CISCO PRIVILEGED 000014-16 (Noh Depo Ex. 16) is highly confidential pursuant to the protective order and should not be used in open court.
John Noh 0	126:21-24	Testimony concerning privileged document CISCO PRIVILEGED 000011-13 (Noh Depo Ex. 17) is highly confidential pursuant to the protective order and should not be used in open court.
John Noh 0	127:12-129:2	Testimony concerning privileged document CISCO PRIVILEGED 000011-13 (Noh Depo Ex. 17) is highly confidential pursuant to the protective order and should not be used in open court.

Deponent	Page/Line	Objections
Mark Chandler O	34:11-12	Speculation.
Mark Chandler O	36:7-9	Argumentative. Speculation.
Mark Chandler O	77:8-10	Argumentative. Speculation.
Mark Chandler O	88:16-91:18	Irrelevant and immaterial under Fed. R. Evid. 402.
Mark Chandler O	91:23-24	Privileged
Mark Chandler O	91:25-92:11	Counsel's instruction to witness and sidebar.
Mark Chandler O	96:18-21	Argumentative.
Mark Chandler O	97:2-5	Argumentative. Misstates facts.
Mark Chandler S	97:22-24	Argumentative. Speculation.