

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION

ANASCAPE, LTD.

Plaintiff,

v.

MICROSOFT CORPORATION, and  
NINTENDO OF AMERICA, INC.,

Defendants.

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Hon. Ron Clark

Civil Action No. 9:06-CV-00158-RC

**[PROPOSED TEXT]**

**ORDER GRANTING DEFENDANTS’ MOTION TO  
PRECLUDE TESTIMONY BY MARK BALDWIN AND MEMORANDUM IN SUPPORT**

This Court, having considered all papers filed in connection with DEFENDANTS’  
MOTION TO PRECLUDE TESTIMONY BY MARK BALDWIN, hereby GRANTS the motion  
and ORDERS that Mr. Baldwin will not be permitted to testify at the trial (‘700 Patent) in this  
action; and that his testimony proposed by Plaintiff is inadmissible under Fed. R. Evid. 402, 403,  
602, 702, and 703 for the reasons set forth in Microsoft’s Motion.

PROPOSED ORDER