

UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF TEXAS
 AUSTIN DIVISION

FILED

FEB 07 2006

CLERK, U.S. DISTRICT COURT
 WESTERN DISTRICT OF TEXAS
 BY W. J. [Signature]
 DEPUTY CLERK

IMMUNOCEPT, LLC, PATRICE ANNE LEE, AND JAMES REESE MATSON §
 §

Plaintiffs, §

v. §

CAUSE NO. A050A334 SS

FULBRIGHT & JAWORSKI, LLP, §

Defendant. §

DEFENDANT FULBRIGHT & JAWORSKI, LLP'S OBJECTIONS TO PLAINTIFFS' PRELIMINARY PROPOSED TRIAL EXHIBIT LIST

TO: Plaintiffs Immunocept, LLC, Patrice Anne Lee and James Reese Matson, by and through their counsel of record, Michael P. Lynn, Lynn Tillotson & Pinker, LLP, 750 N. St. Paul St., Suite 1400, Dallas, Texas 75201

Pursuant to Fed. R. Civ. P. Rule 26(a)(3)(C), defendant, Fulbright & Jaworski, LLP ("Fulbright"), objects to the following exhibits identified by Plaintiffs on their Preliminary Proposed Trial Exhibit List and Fulbright reserves the right to amend or supplement as discovery proceeds in this litigation:

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| 3. | Defendant objects to this exhibit as irrelevant under Fed. R. Evid. 401, 402 |
| 9. | Defendant objects to this exhibit under Fed. R. Evid. 802 as hearsay |
| 10. | Defendant objects to this exhibit under Fed. R. Evid. 802 as hearsay |
| 13. | Defendant objects to this exhibit under Fed. R. Evid. 802 as hearsay |
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| 17. | Defendant objects to this exhibit as incomplete and is therefore inadmissible under Fed. R. Evid. 106 and hearsay under Fed. R. Evid. 802 |
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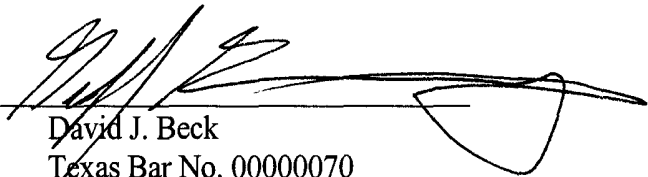
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Respectfully submitted,

BECK, REDDEN & SECREST
A Registered Limited Liability Partnership

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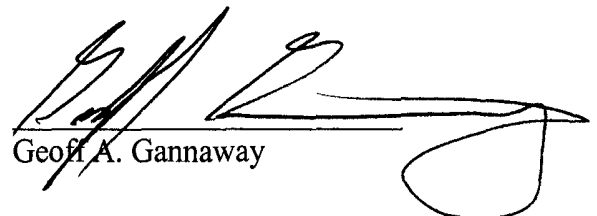
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served as shown below on counsel of record on February 6, 2006.

Via Facsimile and Certified Mail, Return-Receipt Certified

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