

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 05, 2016

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ZACHARY D. FEATHERSTONE,

No. 1:14-CV-03084-SMJ

Plaintiff,

**ORDER DENYING PENDING
MOTIONS**

v.

PACIFIC NORTHWEST
UNIVERSITY OF HEALTH
SCIENCES,

Defendant.

Before the Court, are the Plaintiff's Motions to Exclude Anthony Errichetti's Report and Testimony, **ECF No. 82**, for Summary Judgment (Motion for Partial Summary Judgment), **ECF No. 90**, in Limine to Exclude Evidence of Interpreter Clarifications and Other Comments, **ECF No. 181**, in Limine to Exclude Evidence of Grades on Specific Assignments and Examinations, **ECF No. 182**, in Limine to Exclude Evidence Regarding Safety Concerns, **ECF No. 183**, in Limine to Exclude Evidence Regarding the Third and Fourth Years of Medical School, **ECF No. 184**, in Limine to Exclude Evidence or Argument Regarding Future Performance, **ECF No. 185**, in Limine to Exclude Evidence Re: PNWU's Process of Obtaining DVR Funding, **ECF No. 186**, in Limine to Exclude

1 Evidence or Argument Re: The Cost of Auxiliary Aids and Services, **ECF No.**
2 **187**, in Limine to Exclude Evidence or Argument Re: Academic Deference, **ECF**
3 **No. 188**, in Limine to Exclude Evidence of PNWU's Technical Standards, **ECF**
4 **189**, in Limine to Exclude Evidence and Argument Re: Concerns That Are Moot,
5 **ECF No. 190**, in Limine to Exclude Evidence of Committee Work During
6 Deferral Year, **ECF No. 191**, in Limine to Exclude Evidence of Applications to
7 Other Medical Schools, **ECF No. 192**, in Limine to Exclude "Expert" Testimony
8 of Faculty Witnesses, **ECF No. 193**, in Limine to Exclude Evidence or Argument
9 Beyond Rescission Letter Rationales, **ECF No. 194**, and Defendant's Motions to
10 Exclude Opinion Testimony of Todd Agan, **ECF No. 85**, to Exclude Opinion
11 Testimony of Robert Pollard, **ECF No. 86**, to Exclude Opinion Testimony of
12 Christopher Moreland and Michael McKee, **ECF No. 87**, for Partial Summary
13 Judgment, **ECF No. 133**, to Oppose Motion to Amend/Correct, **ECF No. 154**, and
14 in Limine, **ECF No. 195**. Based on representations of all Counsel on May 2,
15 2016, and having reviewed the pleadings and the file in this matter, the Court is
16 fully informed and **DENIES** these motions as moot with right to renew.

17 Accordingly, **IT IS HEREBY ORDERED:**

- 18 **1.** The Plaintiff's Motions, **ECF Nos. 82, 90, 181, 182, 183, 184, 185,**
19 **186, 187, 188, 189, 190, 191, 192, 193, and 194** are **DENIED** with
20 right to renew.

