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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 KOMRON M. ALLAHYARI and
12 SHAUN ALLAHYARI,

Defendants.

C17-668 TSZ

MINUTE ORDER

13 The following Minute Order is made by direction of the Court, the Honorable
14 Thomas S. Zilly, United States District Judge:

15 (1) The previously deferred portions of plaintiff's motion in limine, docket
16 no. 66, as amended, docket nos. 69-1 and 78, are further DEFERRED in part and
17 DENIED in part as follows:

18 (a) Plaintiff's motion to exclude the testimony of Christie L. West
19 remains DEFERRED to the Pretrial Conference. Plaintiff shall file a copy of the
20 transcript of Ms. West's telephonic deposition on or before Wednesday, August
21 29, 2018.

22 (b) Plaintiff's motion to exclude defendant's trial exhibits 111-118, 127,
23 130-131, 133-135, and 139-152 on the ground that they were not produced during
discovery remains DEFERRED to the Pretrial Conference. The Court tentatively
concludes that the motion should be denied with respect to defendant's trial
exhibits 111-118, 127, 133-134, and 139-140, which are carbon copies of checks
drawn on defendant Shaun Allahyari's accounts. Each of these carbon copies was
apparently sent by certified mail along with a letter to the Internal Revenue
Service (Attn: Mr. Pfeiffer), dated October 6, 2006, relating to defendant Komron

1 Allahyari's Offer in Compromise. *See* Def.'s Tr. Ex. 158. If so, plaintiff cannot
2 claim any unfair surprise with respect to these carbon copies. The Court defers
3 ruling on (i) defendant's trial exhibits 130, 131, and 135, which are statements for
4 the Bank of America account associated with Washington Law Group, Komron
5 Allahyari's law firm, and (ii) defendant's trial exhibits 141-152, which are
6 statements for Shaun Allahyari's account with US Bank.

(c) Plaintiff's motion to exclude defendant's trial exhibits 101, 102, 108,
110, and 153, which are summaries, because they do not satisfy the requirements
of Federal Rule of Evidence 1006 remains DEFERRED to the Pretrial Conference.

(2) The Clerk is directed to send a copy of this Minute Order to all counsel of
7 record.

8 Dated this 27th day of August, 2018.

9 William M. McCool

Clerk

10 s/Karen Dews

11 Deputy Clerk