

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

TERRY HARNSBERGER)	
)	
Plaintiff,)	
)	
v.)	Case No. 13-1316-KMH
)	
WASAME SUGULE, et al.)	
)	
Defendants.)	
_____)	

MEMORANDUM AND ORDER

Consistent with the trial management order, the parties have designated the testimony they wish to offer by deposition. The rulings on the parties' objections are as follows:

Dr. Dereck Aaron Peery

Defendants have no objection to plaintiff's designations of Dr. Peery's deposition; however, defendants seek to offer the entire deposition at trial and plaintiff objects to a number of specific sections. The rulings on plaintiff's objections are:

Page 36, lines 10-25

GRANTED¹

Page 37, lines 1-25

**DENIED with respect to lines 24-25;
GRANTED with respect to lines 1-23**

¹ Dr. Peery's deposition pages 36-39 relate specifically to Topic 1 of Plaintiff's Motion in Limine (Doc. 52), discussed in Memorandum and Order, Doc. 73 at 2-4.

Page 38, lines 1-25	DENIED with respect to lines 1-4; GRANTED with respect to lines 5-25
Page 39, lines 1-15	GRANTED
Page 45, lines 16-25	GRANTED²
Page 46, lines 1-18	GRANTED
Page 67, lines 4-10, 22-25	GRANTED
Page 68, lines 1-14	GRANTED

Dr. Dennis Foster

Defendants have no objection to plaintiff's designations of Dr. Foster's deposition; however, defendants seek to enter the entire deposition and plaintiff objects to a number of specific sections. The rulings on plaintiff's objections are:

Page 34, lines 19-25	GRANTED as unopposed
Page 39, lines 3-15	DENIED
Page 40, lines 7-16	GRANTED³
Page 40, lines 23-25	DENIED
Page 41, lines 1-2	DENIED

² Dr. Peery's deposition pages 45-46 relate specifically to Topic 2 of Plaintiff's Motion in Limine (Doc. 52) discussed in Memorandum and Order, Doc. 73 at 4.

³ Dr. Foster's deposition page 40 lines 7-16 relate specifically to Topic 2 of Plaintiff's Motion in Limine (Doc. 52) discussed in Memorandum and Order, Doc. 73 at 4.

IT IS THEREFORE ORDERED that the parties are prohibited from presenting any deposition testimony described above where the objection was **GRANTED**. The parties shall confer and edit the video depositions consistent with the rulings herein.

IT IS SO ORDERED.

Dated at Wichita, Kansas this 25th day of November, 2014.

s/ Karen M. Humphreys
KAREN M. HUMPHREYS
United States Magistrate Judge