

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION

THE CHRISTIAN MINISTERIAL ALLIANCE, et al.

PLAINTIFFS

v.

NO. 4:19-cv-402

STATE OF ARKANSAS, et al.

DEFENDANTS

ORDER

Defendants have filed a motion to exclude evidence (Doc. No. 139) to which Plaintiffs have responded.

The Victor Hill letter. Defendants are correct that the cited deposition testimony of Judge Hill is insufficient to authenticate the document. However, it would be premature for the Court to rule on the admissibility of the letter and testimony regarding it at this time.

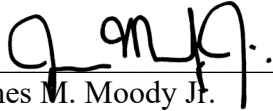
Plaintiff's exhibit list. Defendants purport to challenge "a number of exhibits it appears were never produced in discovery or otherwise provided" prior to Plaintiffs' submission of their exhibit list. As stated in the Court's scheduling order, "[w]itnesses and exhibits not identified in response to appropriate discovery may not be used at trial except in extraordinary circumstances." (Doc. No. 54). Defendants have not provided enough information at this time for the Court to rule on any particular exhibit.

Inadmissible evidence. Defendants also ask the Court to exclude evidence that is inadmissible pursuant to the Rules of Evidence. As always, the burden is on the parties to make timely and specific objections to any proffered evidence. Fed.R.Evid. 103.

Defendant's motion to exclude (Doc. No. 139) is DENIED. The Court encourages the parties to continue to work through their objections and to stipulate to the admissibility of

exhibits as they are able. Otherwise, the Court will make evidentiary rulings as called upon to do so at trial.

IT IS SO ORDERED this 2nd day of February, 2022.

  
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James M. Moody Jr.  
United States District Judge