

ENTERED

August 04, 2023

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

TERRY PETTEWAY, *et al.*,

Plaintiffs,

VS.

GALVESTON COUNTY, TEXAS,
et al.,

Defendants.

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3:22-CV-57

ORDER

The parties have submitted several objections to the trial exhibits. *See* Dkts. 204-2, 207, 214, 216. The plaintiffs have also moved to admit expert reports under Fed. R. Evid. 807. Dkt. 213. The court grants the plaintiffs’ motion in part and attaches to this order its rulings on the other evidentiary objections.

Non-expert-report exhibits for which the court has overruled all pending objections are admitted into evidence. For expert-report trial exhibits (including exhibits, tables, figures, and appendix materials from the reports), the court will not pre-admit these exhibits or admit them in lieu of live expert testimony. Instead, it will admit these exhibits subject to any

further objections in open court if the expert testifies and adopts the statements in the report while under oath and subject to cross examination.

Signed on Galveston Island this 4th day of August, 2023.



JEFFREY VINCENT BROWN
UNITED STATES DISTRICT JUDGE

Plaintiffs' Objections to Defendants' Exhibit List (Dkt. 204-2)

DX No.	Objection	Ruling
001	FRE 802 (Hearsay)	Sustained ¹
002	FRE 802 (Hearsay)	Sustained
003	FRE 802 (Hearsay)	Sustained
007	FRE 401 (Relevance)	Overruled
011	FRE 401 (Relevance), 403 (Prejudice, Confusion, Waste of Time)	Overruled
014	FRE 106 (Completeness)	Overruled
015	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
016	FRE 802 (Hearsay)	Overruled
019	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time); FRE 802 (Hearsay)	Sustained only on hearsay
020	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time); FRE 802 (Hearsay)	Overruled
021	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
022	FRE 802 (Hearsay)	Overruled
026	FRE 802 (Hearsay)	Overruled
028	FRE 802 (Hearsay)	Overruled
030	FRE 802 (Hearsay), FRE 401 (Relevance), 403 (Prejudice, Confusion, Waste of Time)	Sustained only on hearsay
031	FRE 802 (Hearsay)	Sustained
033	FRE 802 (Hearsay)	Sustained
039	FRE 802 (Hearsay)	Sustained
040	FRE 802 (Hearsay)	Sustained

¹ If the court sustains a hearsay objection, it will still allow the proponent of the evidence to prove at trial that the evidence is not hearsay or falls under a hearsay exception.

042	FRE 802 (Hearsay)	Sustained
049	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
055	FRE 401 (Relevance), 403 (Prejudice, Confusion, Waste of Time); FRE 802 (Hearsay)	Sustained
057	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
058	FRE 802 (Hearsay)	Sustained
059	FRE 802 (Hearsay)	Sustained
060	FRE 802 (Hearsay)	Sustained
061	FRE 802 (Hearsay)	Sustained
070	FRE 802 (Hearsay); FRE 401 (Relevance); Lacks Foundation; 702 (Expert testimony)	Sustained only on hearsay
071	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
081	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
083	FRE 802 (Hearsay)	Sustained
090	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
106	FRE 106 (Completeness)	Overruled
117	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
118	FRE 802 (Hearsay)	Sustained
123	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
124	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
125	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
126	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
130	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
131	FRE 401 (Relevance)	Overruled
132	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled

133	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Sustained only on relevance
140	FRE 403 (Prejudice, Confusion, Waste of Time); FRE 802 (Hearsay)	Overruled
142	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
143	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
144	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
145	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
156	FRE 802 (Hearsay)	Sustained
157	FRE 106 (Completeness)	Overruled
158	FRE 403 (Prejudice, Confusion, Waste of Time)	Overruled
160	FRE 401 (Relevance)	Sustained
161	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
162	FRE 802 (Hearsay)	Sustained
164	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
165	FRE 401 (Relevance)	Overruled
167	FRE 401 (Relevance)	Overruled
170	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
171	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
172	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
173	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
174	FRE 401 (Relevance)	Sustained
177	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
178	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
179	FRE 802 (Hearsay)	Sustained
180	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay

181	FRE 802 (Hearsay)	Sustained
183	FRE 802 (Hearsay)	Sustained
185	FRE 802 (Hearsay)	Overruled
186	FRE 802 (Hearsay)	Sustained
193	FRE 401 (Relevance); 403 (Prejudice, Confusion, Waste of Time)	Overruled
197	FRE 802 (Hearsay)	Sustained
198	FRE 802 (Hearsay)	Sustained
205	FRE 802 (Hearsay)	Sustained
206	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
207	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
210	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
211	FRE 802 (Hearsay)	Sustained
212	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
214	FRE 802 (Hearsay)	Overruled
215	FRE 802 (Hearsay)	Overruled
216	FRE 802 (Hearsay)	Overruled
217	FRE 802 (Hearsay)	Overruled
218	FRE 802 (Hearsay)	Overruled
219	FRE 802 (Hearsay)	Overruled
220	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained only on hearsay
221	FRE 702 (Expert Testimony);	Overruled
222	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
223	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
224	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
225	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
226	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled

227	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
228	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
229	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
230	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
231	FRE 702 (Expert Testimony); FRE 802 (Hearsay)	Overruled
242	FRE 802 (Hearsay); FRE 401 (Relevance)	Sustained
243	FRE 802 (Hearsay)	Sustained
244	FRE 802 (Hearsay)	Sustained
245	FRE 802 (Hearsay)	Sustained
247	FRE 802 (Hearsay)	Sustained
259	FRE 106 (Completeness) - lacks family	Overruled
260	FRE 106 (Completeness) - lacks family	Overruled
261	FRE 106 (Completeness) - lacks family	Overruled
262	FRE 106 (Completeness) - lacks family	Overruled
263	FRE 106 (Completeness) - lacks family	Overruled
264	FRE 106 (Completeness) - lacks family	Overruled
266	FRE 106 (Completeness) - lacks family	Overruled
267	FRE 106 (Completeness) - lacks family	Overruled
268	FRE 106 (Completeness) - lacks family	Overruled
269	FRE 106 (Completeness) - lacks family	Overruled
270	FRE 106 (Completeness) - lacks family	Overruled
272	FRE 106 (Completeness) - lacks family	Overruled
273	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
275	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
276	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled

277	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
278	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
279	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
280	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
281	FRE 901 (Authenticity / Foundation) - Master Date is 9/12/2022	Overruled
283	FRE 106 (Completeness) – lacks families	Overruled

Defendants' Objections to Plaintiffs' Exhibit List (Dkt. 207)

PX No.	Objection	Ruling
1	Relevance	Overruled
2	Relevance	Overruled
3	Relevance	Overruled
4	Relevance	Overruled
5	Authentication; Foundation; Hearsay; Object to use of document not disclosed in response to disclosures, copy not provided until 7/14/2023;	Sustained
6	Hearsay, Relevance	Sustained only on hearsay
7	Relevance	Overruled
8	Relevance	Overruled
9	Relevance	Overruled
12	Hearsay	Sustained only on hearsay
13	Relevance, foundation	Overruled
17	Relevance, authentication, foundation (unsigned letter; signed copy is at DEFS00035811- 816)	Authentication objection withdrawn August 3, 2023 Overruled if replaced with signed copy
21	Relevance	Overruled

22	Relevance	Overruled
23	Relevance	Overruled
26	Hearsay, relevance	Sustained only on hearsay
29	Relevance	Overruled
40	Relevance, foundation	Overruled
47	Relevance	Overruled
48	Relevance	Overruled
49	Relevance	Overruled
51	FRE 106 - Incomplete document (MSJ PDF Exhibit incomplete; should be submitted in native format)	Overruled
59	Inadmissible under FRE 408 as a settlement negotiation; incomplete document	Withdrawn July 27, 2023
60	Relevance, hearsay	Overruled
61	Inadmissible under FRE 408 as a settlement negotiation; incomplete document	Withdrawn July 27, 2023
62	Hearsay	Sustained
65	Relevance, Hearsay (news article in body of email)	Sustained only on hearsay
66	Improper designation of entire deposition transcript as documentary evidence; entire transcript is not evidence and contains inadmissible testimony and attorney discussion	Sustained
67	Improper designation of entire transcript as documentary evidence; entire transcript is not evidence and not all portions are relevant	Sustained
68	Relevance; Hearsay	Sustained only on hearsay
69	Hearsay	Sustained
70	Hearsay	Sustained
71	Hearsay	Sustained
73	Relevance; hearsay; authentication; FRE 403	Overruled
74	Relevance; hearsay; authentication	Overruled

75	Hearsay	Sustained
76	Relevance	Overruled
77	Hearsay	Sustained
78	Hearsay	Sustained
79	Hearsay	Sustained
80	Relevance; hearsay; authentication; not disclosed prior to exchange of exhibit list; improper format for record	Authentication objection withdrawn August 3, 2023 Sustained
81	Hearsay	Sustained
82	Relevance	Overruled
83	Relevance	Overruled
84	Relevance	Overruled
85	Relevance	Overruled
86	Hearsay	Sustained
88	Relevance	Overruled
89	Relevance	Overruled
91	Relevance; hearsay; authentication; foundation	Sustained only on hearsay
92	Hearsay	Sustained
97	Relevance; authentication	Overruled
98	Relevance	Overruled
99	Relevance; incomplete document	Overruled
100	Relevance	Overruled
102	Hearsay	Sustained
106	Relevance; hearsay	Sustained only on hearsay
107	Hearsay	Sustained
108	Hearsay; Authentication; Reliability/FRE 703	Authentication objection withdrawn August 3, 2023 Sustained only on hearsay

109	Hearsay	Sustained
110	Hearsay	Sustained
111	Hearsay	Sustained
112	Hearsay	Sustained
113	Hearsay	Sustained
115	Hearsay	Sustained
118	Hearsay	Sustained
119	Hearsay	Sustained
120	Hearsay	Sustained
127	Relevance	Overruled
129	Relevance	Overruled
134	Hearsay	Sustained
135	FRE 106 - Incomplete document, need attachments	Overruled
136	Hearsay	Sustained
137	Hearsay	Sustained
139	Object to use of document not produced until pretrial exchanges; Authentication; errors in transcription	Sustained, if plaintiffs cannot show a substantial justification or that it is harmless
140	Object to use of document not produced until pretrial exchanges; Authentication; errors in transcription	Withdrawn July 27, 2023
141	Relevance; FRE 403	Overruled
144	Hearsay	Overruled
146	Hearsay, relevance	Sustained only on hearsay
150	Hearsay	Sustained
151	Hearsay	Sustained
152	Relevance	Overruled
153	Relevance	Overruled
154	Hearsay	Sustained

157	Hearsay	Sustained
158	Hearsay	Sustained
162	Relevance	Overruled
168	Relevance, Foundation, Authentication, Not provided prior to exhibit list exchange, hearsay, attempt to provide legal opinion as evidence	Sustained on hearsay Sustained on timeliness, if plaintiffs cannot show a substantial justification or that it is harmless
190	FRE 106 incomplete document, complete Excel spreadsheet should be submitted	Overruled
206	Hearsay	Sustained
210	FRE 106 - Incomplete document; DX 264 is complete native version	Overruled
220	FRE 106 Incomplete document, lacks attachments through DEFS00027972	Withdrawn July 28, 2023
273	Hearsay	Sustained
278	Pages Holmes 323-24, 344, 346 contain hearsay and previously undisclosed expert analysis	Sustained
279	Hearsay	Sustained
280	Relevance, Hearsay; FRE 403	Sustained only on hearsay
286	Relevance, authentication	Overruled
294	Hearsay	Sustained
300	Relevance, hearsay	Sustained only on hearsay
301	Hearsay	Sustained
302	Hearsay	Sustained
305	Relevance, hearsay	Sustained
308	Hearsay	Sustained
310	Relevance, Hearsay; FRE 403	Sustained only on hearsay
311	Hearsay	Sustained
313	Relevance, Hearsay; FRE 403	Sustained only on hearsay
315	Authentication; foundation (No bates label, witness did not recall it); relevance	Authentication objection withdrawn August 3, 2023

		Overruled
319	Hearsay	Sustained
320	Hearsay	Sustained
321	Hearsay, inadmissible under FRE/FRCP 33, Not current version (4-21-2023)	Overruled, if plaintiffs use current version
323	Hearsay, inadmissible under FRE/FRCP 33, Not current version (2-27-2023)	Sustained
327	Object to designation as an exhibit; witness testimony	Sustained
328	Hearsay, authentication	Sustained
329	Hearsay	Sustained
335	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
337	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
340	Hearsay – FRE 801 and 802	Overruled
341	Hearsay – FRE 801 and 802	Overruled
342	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
343	Hearsay – FRE 801 and 802	Overruled
344	Hearsay - FRE 801 and 802; Reliability/FRE 703	Overruled
345	Hearsay – FRE 801 and 802	Overruled
346	Hearsay – FRE 801 and 802	Overruled
347	Hearsay – FRE 801 and 802	Overruled
348	Hearsay – FRE 801 and 802	Overruled
349	Hearsay – FRE 801 and 802	Overruled
350	Hearsay – FRE 801 and 802	Overruled
351	Hearsay – FRE 801 and 802	Overruled
352	Hearsay – FRE 801 and 802	Overruled
353	Hearsay - FRE 801 and 802, object to format as not viewable as exhibit	Overruled
354	Hearsay - FRE 801 and 802, object to format as not viewable as exhibit	Overruled

355	Hearsay - FRE 801 and 802, object to format as not viewable as exhibit	Overruled
356	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
357	Hearsay – FRE 801 and 802	Withdrawn July 28, 2023
358	Hearsay – FRE 801 and 802	Withdrawn July 28, 2023
359	Hearsay – FRE 801 and 802	Overruled
360	Hearsay – FRE 801 and 802	Overruled
361	Hearsay – FRE 801 and 802	Overruled
362	Hearsay – FRE 801 and 802	Overruled
363	Hearsay – FRE 801 and 802	Overruled
364	Hearsay – FRE 801 and 802	Withdrawn July 28, 2023
365	Hearsay – FRE 801 and 802	Withdrawn July 28, 2023
366	Hearsay – FRE 801 and 802	Overruled
367	Hearsay – FRE 801 and 802	Overruled
368	Hearsay – FRE 801 and 802	Overruled
369	Hearsay – FRE 801 and 802	Overruled
370	Hearsay – FRE 801 and 802	Overruled
371	Hearsay – FRE 801 and 802	Overruled
372	Hearsay – FRE 801 and 802	Overruled
373	Hearsay – FRE 801 and 802	Overruled
374	Hearsay – FRE 801 and 802	Overruled
375	Hearsay – FRE 801 and 802	Overruled
376	Hearsay – FRE 801 and 802	Overruled
377	Hearsay – FRE 801 and 802	Overruled
378	Hearsay – FRE 801 and 802	Overruled
379	Hearsay – FRE 801 and 802	Overruled
380	Hearsay – FRE 801 and 802	Overruled
381	Helpfulness - FRE 702 and 703	Overruled

	Hearsay - FRE 801 and 802	
382	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Hearsay objections withdrawn July 28, 2023; helpfulness objection overruled
383	Hearsay	Overruled
384	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
385	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
386	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
387	Hearsay - FRE 801 and 802	Withdrawn July 28, 2023
388	Hearsay - FRE 801 and 802	Overruled
389	Hearsay - FRE 801 and 802	Overruled
390	Hearsay - FRE 801 and 802	Overruled
391	Hearsay - FRE 801 and 802	Overruled
392	Hearsay - FRE 801 and 802	Overruled
393	Hearsay - FRE 801 and 802	Overruled
394	Hearsay - FRE 801 and 802	Overruled
395	Hearsay - FRE 801 and 802	Overruled
396	Hearsay - FRE 801 and 802	Overruled
397	Hearsay - FRE 801 and 802	Overruled
398	Hearsay - FRE 801 and 802	Overruled
399	Hearsay - FRE 801 and 802	Overruled
400	Hearsay - FRE 801 and 802	Overruled
401	Hearsay - FRE 801 and 802	Overruled
402	Hearsay - FRE 801 and 802	Overruled
403	Hearsay - FRE 801 and 802	Overruled
404	Hearsay - FRE 801 and 802	Overruled
406	Hearsay, authentication	Sustained

409	Hearsay - FRE 801 and 802, object to format as not viewable as exhibit	Overruled
410	Hearsay - FRE 801 and 802, object to format as not viewable as exhibit	Overruled
411	Hearsay - FRE 801 and 802, object to format as not viewable as exhibit	Overruled
412	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
413	Hearsay – FRE 801 and 802	Overruled
414	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
415	Hearsay – FRE 801 and 802	Overruled
416	Hearsay – FRE 801 and 802	Overruled
417	Hearsay – FRE 801 and 802	Overruled
418	Hearsay – FRE 801 and 802	Overruled
419	Objection Hearsay - FRE 801 and 802, not useable as exhibit	Overruled
420	Objection Hearsay - FRE 801 and 802, not useable as exhibit	Overruled
421	Objection Hearsay - FRE 801 and 802, not useable as exhibit	Overruled
422	Objection Hearsay - FRE 801 and 802, not useable as exhibit	Overruled
423	Incomplete document; authentication	Withdrawn August 3, 2023
425	Relevance, Hearsay - FRE 801 and 802	Sustained only on hearsay
427	Hearsay	Sustained
429	Hearsay, inadmissible under FRE/FRCP 33	Sustained only on hearsay
432	Hearsay – FRE 801 and 802	Sustained
438	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
439	Hearsay - FRE 801 and 802; Reliability/FRE 703	Overruled
440	Hearsay – FRE 801 and 802	Overruled
441	Hearsay – FRE 801 and 802	Overruled
442	Hearsay – FRE 801 and 802	Overruled
443	Hearsay – FRE 801 and 802	Overruled

444	Hearsay – FRE 801 and 802	Withdrawn July 28, 2023
445	Hearsay – FRE 801 and 802	Overruled
446	Hearsay – FRE 801 and 802	Overruled
447	Hearsay – FRE 801 and 802	Overruled
451	Hearsay	Overruled
452	Hearsay – FRE 801 and 802	Overruled
453	Hearsay – FRE 801 and 802	Overruled
454	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
455	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
459	Hearsay – FRE 801 and 802	Sustained
460	Hearsay – FRE 801 and 802	Overruled
461	Hearsay – FRE 801 and 802	Sustained
462	Hearsay – FRE 801 and 802	Sustained
463	Hearsay – FRE 801 and 802	Sustained
464	Hearsay – FRE 801 and 802	Sustained
465	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
468	Hearsay – FRE 801 and 802	Overruled
469	Hearsay - FRE 801 and 802, format not viewable as exhibit	Overruled
472	Hearsay - FRE 801 and 802; relevance; foundation; authentication; reliability	Overruled
475	Hearsay - FRE 801 and 802; relevance; foundation; authentication; reliability	Authentication objection withdrawn August 3, 2023 Overruled
476	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
477	Hearsay – FRE 801 and 802	Overruled
478	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
479	Hearsay – FRE 801 and 802	Overruled

480	Hearsay – FRE 801 and 802	Overruled
485	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
486	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
487	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
488	Hearsay – FRE 801 and 802	Overruled
489	Hearsay – FRE 801 and 802	Overruled
490	Hearsay – FRE 801 and 802	Overruled
491	Hearsay – FRE 801 and 802	Overruled
492	Hearsay - FRE 801 and 802; foundation; Witness not on Disclosures, not on Plaintiffs' witness list, not designated as an expert, analysis not provided in discovery, not deposed	Sustained on hearsay Sustained on timeliness, if plaintiffs cannot show a substantial justification or that it is harmless
493	Hearsay - FRE 801 and 802; Witness not on Disclosures, not designated as an expert, not on Plaintiffs' witness list; analysis not provided in discovery, not deposed	Sustained on hearsay Sustained on timeliness, if plaintiffs cannot show a substantial justification or that it is harmless
494	Hearsay - FRE 801 and 802; Witness not on Disclosures, not designated as an expert, not on Plaintiffs' witness list; analysis not provided in discovery, not deposed	Sustained on hearsay Sustained on timeliness, if plaintiffs cannot show a substantial justification or that it is harmless
495	Hearsay	Sustained
496	Hearsay	Overruled
498	Hearsay	Sustained
499	Hearsay – FRE 801 and 802	Sustained
500	Hearsay – FRE 801 and 802	Sustained
501	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
503	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled

504	Hearsay – FRE 801 and 802	Sustained
505	Helpfulness - FRE 702 and 703 Hearsay - FRE 801 and 802	Overruled
507	Hearsay – FRE 801 and 802	Withdrawn July 28, 2023
508	Hearsay – FRE 801 and 802	Overruled
509	Hearsay – FRE 801 and 802	Overruled
510	Hearsay – FRE 801 and 802	Overruled
511	Hearsay – FRE 801 and 802	Overruled
512	Hearsay – FRE 801 and 802	Overruled
513	Hearsay – FRE 801 and 802	Overruled
514	Hearsay – FRE 801 and 802	Overruled
515	Hearsay – FRE 801 and 802	Sustained
516	Hearsay – FRE 801 and 802	Sustained
519	Hearsay – FRE 801 and 802	Sustained
524	Object to description not matching bates number, should be DEFS00036199 (identified bates is a spreadsheet)	Overruled
525	Hearsay – FRE 801 and 802	Sustained
528	Hearsay – FRE 801 and 802	Sustained
531	Relevance	Overruled
532	Relevance	Overruled
539	FRE 401, 403	Overruled
540	FRE 401, 403	Overruled
563	FRE 401	Overruled
564	FRE 401	Overruled
565	FRE 802	Sustained
566	FRE 802	Sustained
567	FRE 802	Sustained
568	FRE 802; Not Timely Produced; authentication	Authentication objection withdrawn August 3, 2023

		Sustained
569	FRE 802	Sustained
571	FRE 802	Sustained
572	FRE 802, authentication	Authentication objection withdrawn August 3, 2023 Sustained
573	FRE 802, authentication	Authentication objection withdrawn August 3, 2023 Sustained
575	Not Timely Produced	Withdrawn July 27, 2023
578	FRE 802	Sustained
580	FRE 802	Sustained
596	FRE 802	Overruled
597	FRE 802	Overruled
598	FRE 802	Overruled
599	FRE 802	Overruled
600	FRE 802	Overruled
601	FRE 802	Overruled
602	FRE 802	Overruled
603	FRE 802	Overruled