

60 pm
2/23/02

Handwritten notes: 2 to court

FILED
HARRISBURG PA

FEB 22 2002

MARY E. D'ANDREA CLERK
Per [Signature] Deputy Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

RICHARD VIETH, et al,	Plaintiffs,	:	
		:	
	v.	:	No. 1:CV-01-2439
		:	(Judge Rambo)
THE COMMONWEALTH OF PENNSYLVANIA, et al.	Defendants.	:	

**MOTION IN LIMINE TO PROHIBIT TESTIMONY
CONCERNING THE LEGISLATIVE PROCESS OR MOTIVE**

Defendants Lieutenant Governor Jubelirer and Speaker Ryan ("Presiding Officers") file the instant motion in *limine* to prohibit testimony at the March 11-12, 2002 hearing concerning the legislative process or the motive of the General Assembly in enacting Act 1. A supporting memorandum of law has been filed contemporaneously with this motion. A proposed order is attached.

Respectfully submitted,

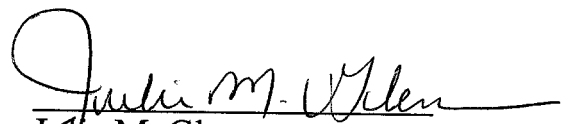
[Signature]

February 22, 2002

Linda J. Shorey
Pa. ID No. 47477
Julia M. Glencer
Pa. ID No. 80530
Jason E. Oyler
Pa. ID No. 84473
John P. Krill, Jr.
Pa. ID No. 16287
KIRKPATRICK & LOCKHART LLP
240 North Third Street
Harrisburg, PA 17101
(717) 231-4500
Counsel for Defendants Jubelirer & Ryan

CERTIFICATE OF CONCURRENCE/NON-CONCURRENCE

I certify, pursuant to Middle District L.R. 7.1, that on February 22, 2002, I sought the concurrence of Plaintiffs' counsel in the foregoing motion and that concurrence was denied. Counsel for Defendants Executive Officers concurs in the foregoing motion.



Julia M. Glencer
Pa. ID No. 80530

KIRKPATRICK & LOCKHART LLP
240 North Third Street
Harrisburg, PA 17101
(717) 231-4500
(717) 231-4501 (fax)
*Counsel for Defendants
Jubelirer and Ryan*