

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

LOGANTREE LP

Plaintiff,

v.

GARMIN INTERNATIONAL, INC.

Defendant.

Case No. 6:17-cv-01217

PLAINTIFF LOGANTREE LP'S MOTION IN LIMINE

For the reasons set forth in the accompanying Memorandum of Law, LoganTree LP moves for an order in *limine* on the following:

1. Argument, evidence, testimony, or suggestion that there is any difference in the operation of the step goal and step counting features between any of the Accused Products.
2. Argument, evidence, testimony, or suggestion that Garmin's products do not infringe because they do not record "a time stamp reflecting the time at which a user achieved his or her user-defined step goal."
3. Argument, evidence, or testimony of any comparison between the accused products to prior art.
4. Argument, evidence, testimony, or suggestion that the asserted claims of the '576 patent are limited to workers compensation claims, back angles on lifting heavy objects, or the BackTalk device, or that Garmin does not infringe because Garmin's Accused Products are different from the BackTalk device.
5. Argument, evidence, testimony, or suggestion that LoganTree took contradictory positions between its statements to the patent office and its infringement contentions in this litigation.
6. Argument, evidence, testimony, or reference to any alleged improprieties in LoganTree's, or any of its affiliates', dealings with the IRS or SEC.

Respectfully submitted by:

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Counsel for Plaintiff LoganTree LP

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2022, I electronically filed a copy of the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel of record for all parties in the case.

/s/Clayton J. Kaiser

Clayton J. Kaiser, #24066