

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
NO. 1:15-cv-00399**

SANDRA LITTLE COVINGTON, *et al.*,

Plaintiffs,

v.

THE STATE OF NORTH CAROLINA, *et al.*,

Defendants.

**PLAINTIFFS' MOTION IN  
LIMINE TO EXCLUDE SCOTT  
FALMLEN TESTIMONY**

NOW COME Plaintiffs by and through their undersigned counsel, and pursuant to Local Rule 7.3 and Federal Rule of Evidence 401, move the Court to preclude Defendants from calling Scott Falmlen as a trial witness. Mr. Falmlen's testimony will not be relevant to any issue in the case, and his testimony should not be allowed.

WHEREFORE, for the reasons described in Plaintiffs' supporting memorandum, which is being filed contemporaneously with this motion, Plaintiffs respectfully request the Court preclude Defendants from calling Scott Falmlen as a trial witness.

Respectfully submitted, this the 10th day of April, 2016.

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**CERTIFICATE OF SERVICE**

I hereby certify that on this date I have electronically filed the foregoing **PLAINTIFFS' MOTION IN LIMINE TO EXCLUDE SCOTT FALMLEN TESTIMONY** with the Clerk of Court using the CM/ECF system which will provide electronic notification of the same to the following:

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This the 10th day of April, 2016.

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