

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

TOUCHSTREAM TECHNOLOGIES, INC.,
Plaintiff,

V.

CHARTER COMMUNICATIONS, INC., et
al.,

Defendants.

TOUCHSTREAM TECHNOLOGIES, INC.,
Plaintiff,

V.

COMCAST CABLE COMMUNICATIONS,
LLC, d/b/a XFINITY, et al.,

Defendants.

Lead Case No. 2:23-cv-00059-JRG
Member Case No. 2:23-cv-00062-JRG

**[PROPOSED] ORDER SUSTAINING COMCAST'S OBJECTIONS TO
MAGISTRATE JUDGE PAYNE'S DENIAL OF COMCAST'S MIL NO. 3**

Before the Court is Defendants Comcast Cable Communications, LLC, Comcast Cable Communications Management, LLC, Comcast of Houston, LLC, and Comcast Corporation’s (collectively, “Comcast”) Objections to Magistrate Judge Payne’s Denial of Comcast’s Motion *in Limine* No. 3 (the “Objection”).

Having considered the Objection, the Magistrate Judge’s ruling, related briefing, and relevant authorities, the Court concludes that the Objection should be **SUSTAINED**.

Therefore, Comcast's Motion *in Limine* No. 3 (Dkt. No. 172 at 8-10) is **GRANTED**.

It is hereby **ORDERED** that testimony, evidence, and argument regarding purported pre-February 2017 knowledge of Touchstream's technology, patents, and alleged infringement, including pre-February 2017 meetings and communications between Touchstream and Comcast or its affiliates, is **EXCLUDED**.