- VOLUME F -

IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE DISTRICT OF DELAWARE

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BELDEN TECHNOLOGIES, INC. and BELDEN CDT (CANADA) INC.,	:	CIVIL ACTION
Plaintiffs,	:	
vs.	:	
SUPERIOR ESSEX INC. and SUPERIOR ESSEX COMMUNICATIONS LP,	:	
Defendants.	:	NO. 08-063 (SLR)

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Wilmington, Delaware
Tuesday, September 14, 2010
8:00 o'clock, a.m.

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BEFORE: HONORABLE SUE L. ROBINSON, U.S.D.C.J., and a jury

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Valerie J. Gunning
Kevin Maurer
Official Court Reporters

CommScope v. Belden
IPR2023-01061, -01062
CommScope Ex. 1066

APPEARANCES:

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-and-

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Counsel for Defendants

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MR. LOWRIE: Yes.

THE COURT: Let's bring the jury in.

MR. LOWRIE: Your Honor, I apologize.

MR. HENSCHKE: Your Honor, we had one housekeeping matter. I needed to formally move to admit JTX-9 into evidence. There was some confusion during the testimony about what the right number was for it.

THE COURT: Let's before bring the jury in.

MR. LOWRIE: We had made a proffer on the reexam. I think Your Honor said, no it couldn't come in. When we looked at the transcript, Your Honor didn't actually say that. So we need the ruling.

THE COURT: The ruling is, no, it can't come in, the reexamination. Thank you very much.

(Jury enters courtroom at 1:37 p.m.)

THE COURT: Counsel, you can fill me in on what we are doing now.

MR. LOWRIE: Your Honor, Belden would move JTX-09, which was referred to in the testimony.

THE COURT: I understand there is no objection.

MR. HAWKINS: No objection, Your Honor.

(Joint Exhibit No. 09 was received in evidence.)

THE COURT: All right.

MR. LOWRIE: There is a stipulation between the parties that we would move into evidence, JTX-397.

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MR. HAWKINS: No objection.

MR. LOWRIE: With that, Belden rests.

THE COURT: Anything further from Superior Essex?

MR. HAWKINS: No, Your Honor.

THE COURT: Members of the jury, that means the record is closed. In other words in order for us to get ready for closing arguments and finish up jury instructions, we are going to excuse you early today. We will ask you to be back tomorrow at 9:30. We will go right into closing arguments and you will be instructed on the case tomorrow, late morning, early afternoon.

So you are excused.

Even though the presentation of evidence is done, you are still not to discuss the case with anyone else. Don't read anything touching on the case or perform any independent investigation. Have a safe ride home, and we will see you tomorrow morning at 9:30.

(Jury leaves courtroom at 12:39 p.m.)

THE COURT: My law clerk is working on a few minor edits to my final draft for you to review. If you give us 15 minutes, I will be back. I will give you another 15 minutes or so to review it. Then, hopefully, we will be back and ready to review this by 1:15 or so. Thank you very much.

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