

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

UNITED STATES OF AMERICA,)	
)	
<i>Plaintiff,</i>)	
)	Civil Action No.: 99-1180-JTM
v.)	
)	
AMR CORPORATION,)	
AMERICAN AIRLINES, INC., and)	
AMR EAGLE HOLDING)	
CORPORATION,)	
)	
<i>Defendants.</i>)	
)	

**PLAINTIFF’S MOTION *IN LIMINE*
TO PRECLUDE ADMISSION OF “STATE ACTION” EVIDENCE**

Pursuant to Federal Rules of Evidence 401 and 402, and for the reasons set forth in the accompanying memorandum, the United States moves *in limine* to preclude the admission of evidence that the State of Texas has articulated a clear policy to regulate competition at airports in the Dallas/Ft. Worth area and has conferred authority on the cities of Dallas and Fort Worth and/or the DFW Airport Authority to implement business practices in furtherance of that state policy, and the admission of evidence that the DFW Airport Authority actively supervises the facilities at DFW, including certain activities of lessees, such as subleasing and transfers of leaseholds.

Respectfully submitted,

Plaintiff United States

By: _____ /“s”/
Rebekah J. French
United States Department of Justice
Antitrust Division

Dated April 1, 2001