

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

MARCO ISLAND CABLE, INC., a Florida corporation,

Plaintiff,

-vs-

Case No. 2:04-cv-26-FtM-29DNF

COMCAST CABLEVISION OF THE SOUTH, INC., a Colorado corporation,

Defendant.

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JUDGE	John E. Steele	DATE AND TIME	July 21, 2006/ 9:00 a.m.-p.m.
DEPUTY CLERK	Brenda M. Alexander	TAPE/REPORTER	Jeffrey Thomas, OCR
COUNSEL/PLTF.(S)	James Baller/Karen Larson	COUNSEL/DEFT.(S)	Jaime Bianchi /Noah Brumfield

CLERK'S MINUTES

JURY TRIAL DAY EIGHT

- 8:30 a.m.** Charge conference between the Court and counsel.
- 10:15 a.m.** Rule 50 motion renewed by the defendant and denied by the Court for the same reasons stated on the record earlier.
- 10:20 a.m.** Closing argument by the plaintiff
- 11:45 a.m.** Closing argument by the defendant
- 12:45 a.m.** Rebuttal argument by the plaintiff
- 12:55 p.m.** Court's charge to the jury
- 1:17 p.m.** Jury exits the courtroom to begin deliberations
Luncheon recess
- 1:30 p.m.** Juror No. 8, Randall Sturup, was released by the Court due to his father's hospitalization.
- 2:10 p.m.** Plaintiff's Exhibit 68 was agreed to by counsel and submitted to the jury. Counsel for each side have 15 days to submit briefs as to Count Two.

**4:10 p.m. Verdict in favor of the plaintiff and finding damages in the amount of \$3,268,392.00.
Jury polled by the Court.**

4:15 p.m. Jury excused