



The Arkansas Plaintiffs state that their position regarding the exclusion of the expert reports and testimony of Defendants' expert, Dr. Nicholas Kalaitzandonakes, is identical to the position taken by the Plaintiffs in their Motion to Exclude Designation, Reports and Testimony of Dr. Nicholas Kalaitzandonakes filed on August 17, 2009 (D.I. 1441), their Memorandum in Support of Plaintiffs' Motion to Exclude Designation, Reports and Testimony of Dr. Nicholas Kalaitzandonakes filed on August 17, 2009, together with all accompanying exhibits (D.I. 1442) and the Reply in Support of Plaintiffs' Motion to Exclude Designation, Reports and Testimony of Dr. Kalaitzandonakes, together with all accompanying exhibits (D.I. 1568) (collectively, the "Prior Filings"). The reasoning set forth in the Prior Filings is the same for the Arkansas Plaintiffs and the Arkansas Plaintiffs hereby incorporate the Prior Filings in their entirety. It is the Arkansas Plaintiffs' position that it is not practical, nor it is necessary, to file an identical motion and brief on this issue that has been thoroughly briefed and presented previously by the Plaintiffs.

WHEREFORE, the Arkansas Plaintiffs pray that the Court exclude the testimony and all reports of Dr. Nicholas Kalaitzandonakes in their entirety.

Dated: January 20, 2011

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that I have this 20th day of January 20, 2011, electronically filed a copy of the foregoing with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the parties of record.

/s/ Don M. Downing