

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

H&R BLOCK, INC.;
2SS HOLDINGS, INC.; and
TA IX L.P.,

Defendants.

Civil Action No. 11-00948 (BAH)
Judge Beryl A. Howell

**PLAINTIFF'S MOTION *IN LIMINE* TO PRECLUDE ADMISSION OF DEFENDANTS'
PROPOSED REMEDIES**

Pursuant to Federal Rules of Evidence 401 and 402, Plaintiff United States, by its undersigned counsel, respectfully moves *in limine* to preclude Defendants from presenting at the preliminary injunction hearing any evidence of any offer by Defendants not to raise prices or alter product offerings post-acquisition. Under established caselaw, such evidence is deemed irrelevant and inadmissible because it has no bearing on whether the transaction at issue violates Section 7 of the Clayton Act.

In support of its Motion, the United States refers the Court to the attached Memorandum of Point and Authorities.

Dated: August 12, 2011

Respectfully submitted,

FOR PLAINTIFF UNITED STATES
OF AMERICA

/s/ Lawrence E. Buterman

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