

NORTHPOINT TECHNOLOGY, LTD.,

Plaintiff,

v.

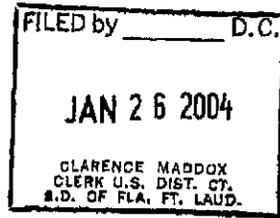
MDS AMERICA, INC., and  
MDS INTERNATIONAL, S.A.R.L.,

Defendants. /

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

Case No.01-14207-CIV-COHN

**ORDER DENYING RENEWED MOTION  
FOR JUDGMENT AS A MATTER OF  
LAW**



**THIS CAUSE** is before the Court upon Plaintiff's Renewed Motions for Judgement as a Matter of Law (docket entries ## 181 and 184).

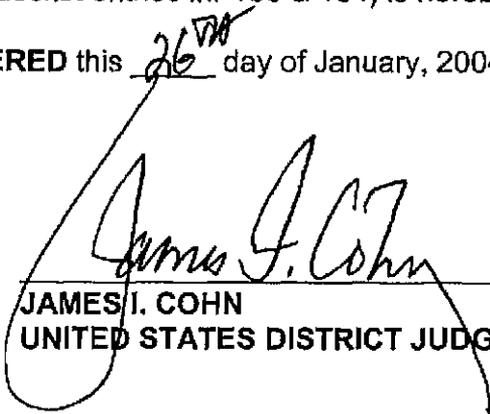
Judgment as a matter of law is proper only when the "facts and inferences point so overwhelmingly in favor of the movant ... that reasonable people could not arrive at a contrary verdict." Richardson v. Leeds Police Dep't, 71 F.3d 801, 805 (11th Cir.1995). The evidence adduced at trial must be such that, without weighing the credibility of the witnesses or otherwise considering the weight of the evidence, there can be but one conclusion as to the verdict that reasonable men could have reached. Rabun v. Kimberly-Clark Corp., 678 F.2d 1053, 1057 (11th Cir.1982). All of the evidence is viewed and all reasonable inferences are drawn in a light most favorable to the non-moving party. See Beckwith v. City of Daytona Beach Shores, 58 F.3d 1554, 1560 (11th Cir.1995).

As the jury's verdict was one which reasonable people could reach, it is

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**ORDERED AND ADJUDGED** that Plaintiff's Renewed Motions for Judgement as a Matter of Law (docket entries ## 183 & 184) is hereby **DENIED**.

**DONE AND ORDERED** this 26<sup>th</sup> day of January, 2004.



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**JAMES I. COHN**  
**UNITED STATES DISTRICT JUDGE**

cc:Barry S. Richard  
Mark Supko  
Walter E. Hanley  
Janet T. Munn  
James H. Laughlin