

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

L-3 COMMUNICATIONS SECURITY
AND DETECTION SYSTEMS
CORPORATION DELAWARE

Plaintiff,

v.

AMERICAN SCIENCE &
ENGINEERING, INC.

Defendant

Civil Action No. 04-10339-RWZ

**AS&E’S MOTION FOR LEAVE TO FILE POST-HEARING SUPPLEMENTAL
SUBMISSION**

American Science & Engineering, Inc. (“AS&E”), respectfully moves for leave to file supplemental material that includes several pages of L-3’s deposition of Roy Lindquist dated June 17, 2005, two days after the hearing on the pending motions for summary judgment. Mr. Lindquist is a former employee of the United States Customs Service. He was responsible for monitoring AS&E’s work on Mobile CargoSearch project during the mid-1990’s. The supplemental submission will be helpful to the Court because Mr. Lindquist provides independent corroboration of AS&E’s position on the pending motions for summary judgment. The proposed supplemental submission, with attached exhibit, accompanies this motion. **Exh 1.** AS&E requests that it be filed and docketed upon the Court’s endorsement of this motion.

LOCAL RULE 7.1 CERTIFICATE

The undersigned certifies that on June 23 and 24, 2005, he left phone messages for members of L-3’s trial team requesting to confer on this matter. The messages were not returned.

Dated: June 24, 2005

AMERICAN SCIENCE AND
ENGINEERING, INC.

By its attorneys,

/s/ John F. Ward
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