

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**THOMAS C. & PAMELA MCINTOSH**

**PLAINTIFFS**

**VERSUS**

**1:06-cv-1080-LTS-RHW**

**STATE FARM FIRE AND CASUALTY COMPANY;  
and E. A. RENFROE & COMPANY, INC., et al**

**DEFENDANTS**

**SECOND RE-NOTICE OF VIDEO DEPOSITION OF ZACH SCRUGGS  
WITH DOCUMENT REQUESTS**

PLEASE TAKE NOTICE that on **Monday, July 21, 2008, at 9:30 a.m., at 120-A Courthouse Square, Oxford, Mississippi**, the Defendant, **STATE FARM FIRE & CASUALTY COMPANY**, in the above entitled action will take the deposition of **ZACH SCRUGGS** as a witness for all purposes, upon oral examination pursuant to Rule 30(b)(1) and (4) Federal Rules of Civil Procedure, before a Court Reporter or some other Notary Public, who is a disinterested and unrelated officer authorized by law to administer oaths and also before a certified videographer. The Deposition will continue from day to day until completed. You are invited to attend and cross examine.

**REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS**

Defendant **STATE FARM FIRE & CASUALTY COMPANY**, by and through its counsel of record, and files this Request for Production of Documents and Things pursuant to Fed. R. Civ. P. 45 as per the subpoena duces tecum previously served on **ZACH SCRUGGS** on January 14, 2008, attached hereto as Exhibit "A" and as enforced by the Court Orders and Opinion attached as Exhibits "B," "C," and "D" as follows:

1. If within the deponent's possession, custody or control, or within the possession, custody and control of any representative of the deponent, the original of each and every document produced

pursuant to the Court's Orders dated May 15, 2008, [Doc. 1194], and June 20, 2008, [Docs. 1211, 1212], which you produced to State Farm's counsel on July 7, 2008, or only in the event that the original of any such document is not in the possession, custody or control of the deponent or his representatives then in the alternative, produce at the same time and place a true, correct and fully legible copy of all such documents.

Respectfully submitted,

BRYAN, NELSON, SCHROEDER  
CASTIGLIOLA & BANAHAN, PLLC

Attorneys for Defendant,  
STATE FARM FIRE & CAS. CO.

BY: s/H. Benjamin Mullen

H. BENJAMIN MULLEN

**CERTIFICATE OF SERVICE**

I, **H. BENJAMIN MULLEN**, one of the attorneys for the Defendant, **STATE FARM FIRE & CASUALTY COMPANY**, do hereby certify that I have this date electronically filed the foregoing document with the Clerk of Court using the ECF system which sent notification of such filing to the following to all counsel of record.

DATED, this the 3<sup>rd</sup> day of July, 2008.

/s/ H. Benjamin Mullen  
**H. BENJAMIN MULLEN**

**H. BENJAMIN MULLEN (9077)**  
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