

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

DEFENDANT, E. A. RENFROE & COMPANY, INC.'S RESPONSE
TO PLAINTIFFS' MOTION FOR DISMISSAL WITH PREJUDICE OF
EXTRA-CONTRACTUAL AND PUNITIVE DAMAGES CLAIMS

The defendant E. A. RENFROE & COMPANY, INC. ("Renfroe") files this, its response to the Motion for Dismissal with Prejudice of Extra-Contractual and Punitive Damage Claims [Docket No. 1312] filed by the Plaintiffs, Thomas C. and Pamela McIntosh, and to the Response [Docket No. 1313] filed by the defendant State Farm Fire and Casualty Company ("State Farm"), and would state to the Court that Renfroe, having reviewed the Motion by the Plaintiffs and the Response by State Farm, does not object to the dismissal of all claims against it and State Farm specified in the Motion, including, but not limited to, extra-contractual damages and claims for bad faith, negligent or intentional infliction of emotion distress, concerted action to avoid paying insurance claim, and punitive damages, nor does Renfroe object to the entry by the Court of the Order sought by the Plaintiffs' Motion.

THIS, the 7th day of September, 2008.

Respectfully submitted,

E. A. RENFROE & COMPANY, INC.

BY: s/ H. Hunter Twiford, III
H. Hunter Twiford, III
One of its Attorneys

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CERTIFICATE OF SERVICE

I, the undersigned H. Hunter Twiford, III, McGlinchey Stafford PLLC, hereby certify that on this day, I electronically filed the foregoing with the Clerk of the Court using the ECF system, which sent notification of such filing to the following:

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and I hereby certify that I have mailed by United States Postal Service the document to the following non-ECF participants:

NONE

THIS, the 7th day of September, 2008.

s/ H. Hunter Twiford, III
H. HUNTER TWIFORD, III