

**U. S. District Court  
Eastern District of Louisiana (New Orleans)  
CIVIL DOCKET FOR CASE #: 2:06-cv-11388-HGB-SS**

Adams v. Lexington Insurance Company et al  
Assigned to: Judge Helen G. Berrigan  
Referred to: Magistrate Judge Sally Shushan  
Case in other court: Civil District Court Parish Of Orleans,  
06-10204

Date Filed: 12/28/2006  
Jury Demand: Plaintiff  
Nature of Suit: 110 Insurance  
Jurisdiction: Diversity

Cause: 28:1332 Diversity-Insurance Contract

**Plaintiff**

**Brad A. Adams**

represented by **Deana Palmisano Lejarza**  
Palmisano Lejarza Law Firm, LLC  
3500 N. Causeway Blvd.  
Suite 108  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Lexington Insurance Company**

represented by **Robert I. Siegel**  
Gieger, Laborde &Laperouse, LLC  
One Shell Square  
701 Poydras St.  
Suite 4800  
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**Kelley Strain Collins**  
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**ATTORNEY TO BE NOTICED**

**Krystena L. Harper**  
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 TERMINATED: 07/06/2007

**Defendant**

**American International Group, Inc.**  
 TERMINATED: 02/11/2009

represented by **Robert I. Siegel**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

**Kelley Strain Collins**  
 (See above for address)  
 ATTORNEY TO BE NOTICED

**Krystena L. Harper**  
 (See above for address)  
 TERMINATED: 08/14/2007

Date Filed	#	Docket Text
12/28/2006	<u>1</u>	NOTICE OF REMOVAL and State Court Pleadings from Civil District Court Parish Of Orleans, case number 06-10204. ( Filing fee \$ 350 ) filed by Lexington Insurance Company, American International Goup, Inc.. (Attachments: # <u>1</u> Civil Cover Sheet)(cak, ) (Entered: 12/29/2006)
12/28/2006	<u>2</u>	Statement of Corporate Disclosure by Lexington Insurance Company, American International Goup, Inc. identifying National Union Fire Insurance Company of Pittsburgh, Pa., Insurance Company Of The State Of Pennsylvania, Birmingham Fire Insurance Company of Pa., American International Group, Inc. as Corporate Parents. (cak, ) (Entered: 12/29/2006)
01/09/2007	<u>3</u>	ORDER that parties submit memoranda by 2/15/07 re: issue as set forth in document. Signed by Judge Helen G. Berrigan on 1/8/07.(plh, ) (Entered: 01/10/2007)
02/02/2007	<u>4</u>	RESPONSE TO ORDER TO SHOW CAUSE by Lexington Insurance Company, American International Goup, Inc.. (Attachments: # <u>1</u> Exhibit A, B &C)(Siegel, Robert) (Entered: 02/02/2007)
02/15/2007	<u>5</u>	Memorandum by Brad A. Adams re jurisdictional amount. (Attachments: # <u>1</u> Exhibit)(plh, ) (Entered: 02/21/2007)
04/04/2007	<u>6</u>	ORDER that by 4/16/07 parties submit supplemental memoranda as set forth in document. Signed by Judge Helen G. Berrigan on 4/4/07.(plh, ) (Entered: 04/05/2007)
04/16/2007	<u>7</u>	Memorandum by Lexington Insurance Company, American International Goup, Inc. <i>In response to the Court's April 4, 2007 Order.</i> (Attachments: # <u>1</u> Exhibit A, B, C)(Siegel, Robert) (Entered: 04/16/2007)
04/16/2007	<u>8</u>	EXPARTE/CONSENT MOTION for Extension of Time to File Statement as to amount of payment under flood insurance policy by Brad A. Adams. (plh, ) (Entered: 04/18/2007)
04/17/2007	<u>9</u>	ORDER granting <u>8</u> Motion for Extension of Time to File. Signed by Judge Helen G. Berrigan on 4/17/07. (plh, ) (Entered: 04/18/2007)
04/26/2007	<u>10</u>	Memorandum by Brad A. Adams re: Flood Insurance Payment. (plh, ) (Entered: 04/27/2007)

05/23/2007	<u>11</u>	ORDER the Court is satisfied that the minimum jurisdictional amount existed at removal. Signed by Judge Helen G. Berrigan on 5/23/07.(plh, ) (Entered: 05/24/2007)
06/01/2007	<u>12</u>	NOTICE of Hearing.Scheduling Conference set for 6/28/2007 10:00 AM before courtroom deputy by telephone, by Clerk. (kac, ) (Entered: 06/01/2007)
06/07/2007	<u>13</u>	ORDER that ANY party interested in scheduling an expedited settlement conference with the Magistrate Judge should so advise the Court in writing by letter as soon as possible. Signed by Judge Helen G. Berrigan on 6/7/07.(ala, ) (Entered: 06/11/2007)
06/11/2007	<u>14</u>	ANSWER to Complaint by Lexington Insurance Company.(Siegel, Robert) Modified on 6/12/2007 to link to ntc of removal (plh, ). (Entered: 06/11/2007)
06/12/2007	15	Correction of Docket Entry by Clerk re <u>14</u> Answer to Complaint; ***Document should have been linked to another document by checking the box 'Should the document you are filing link to another document' or by selecting a related document on other appropriate screen. Clerk took corrective action by linking document to document 1.*** (plh, ) (Entered: 06/12/2007)
06/28/2007	<u>16</u>	SCHEDULING ORDER: Final Pretrial Conference set for 4/29/2008 08:30 AM before Chief Judge Helen G. Berrigan., Telephone Status Conference set for 3/27/2008 09:00 AM before Chief Judge Helen G. Berrigan., Bench Trial set for 5/19/2008 10:00 AM before Chief Judge Helen G. Berrigan.. Signed by Judge Helen G. Berrigan. (Attachments: # <u>1</u> Pretrial Notice Form)(kac, ) (Entered: 06/28/2007)
07/03/2007	<u>17</u>	EXPARTE/CONSENT MOTION to Substitute Attorney <i>Kelley W. Strain</i> by Lexington Insurance Company. (Attachments: # <u>1</u> Proposed Order)(Siegel, Robert) Modified on 7/5/2007 to correct event(plh, ). (Entered: 07/03/2007)
07/05/2007	18	Correction of Docket Entry by Clerk re <u>17</u> MOTION to Appear as Counsel of Record; ***Filing attorney selected incorrect event. Correct event is Motion to Substitute Attorney. Clerk took corrective action by changing the event.*** (plh, ) (Entered: 07/05/2007)
07/06/2007	<u>19</u>	ORDER granting <u>17</u> Motion to Substitute Attorney. Added attorney Kelley Wingate Strain for Lexington Insurance Company. Attorney Krystena L. Harper terminated. Signed by Judge Helen G. Berrigan on 7/5/07. (plh, ) (Entered: 07/06/2007)
08/14/2007	<u>20</u>	EXPARTE/CONSENT MOTION to Substitute Attorney. Attorney Kelley W. Strain to be substituted in place of Krystena L. Harper by American International Goup, Inc.. (Attachments: # <u>1</u> Proposed Order)(Siegel, Robert) (Entered: 08/14/2007)
08/14/2007	<u>21</u>	ORDER granting <u>20</u> Motion to Substitute Attorney. Added attorney Kelley Wingate Strain for American International Goup, Inc. Attorney Krystena L. Harper terminated. Signed by Judge Helen G. Berrigan on 8/14/2007. (cak, ) (Entered: 08/15/2007)
01/28/2008	<u>22</u>	ORDER Telephone Settlement Conference set for 1/29/2008 03:00 PM before Magistrate Judge Sally Shushan. Signed by Judge Sally Shushan.(cms, ) (Entered: 01/28/2008)

01/29/2008	<u>23</u>	Amended ORDER – TELEPHONE Settlement Conference set for 2/20/2008 01:30 PM before Magistrate Judge Sally Shushan.. Signed by Judge Sally Shushan.(car, ) (Entered: 01/29/2008)
02/18/2008	<u>24</u>	EXPARTE/CONSENT MOTION to Enroll as Counsel of Record by Brad A. Adams. (Attachments: # <u>1</u> Proposed Order)(Salas, Camilo) (Entered: 02/18/2008)
02/19/2008	<u>25</u>	ORDER granting <u>24</u> Motion to Enroll as Counsel of Record for Attorney Camilo Kossy Salas, III for Brad A. Adams. Signed by Judge Helen G. Berrigan on 2/19/08. (blg) (Entered: 02/20/2008)
02/20/2008	<u>26</u>	Minute Entry for proceedings held before Judge Sally Shushan : Settlement Conference held on 2/20/2008. (car, ) (Entered: 02/20/2008)
02/29/2008	<u>27</u>	Witness List by Lexington Insurance Company, American International Group, Inc.. (Strain, Kelley) (Entered: 02/29/2008)
02/29/2008	<u>28</u>	Exhibit List by Lexington Insurance Company, American International Group, Inc.. (Strain, Kelley) (Entered: 02/29/2008)
03/07/2008	<u>29</u>	***DEFICIENT*** EXPARTE/CONSENT Joint MOTION to Continue <i>Trial Date</i> by Brad A. Adams, Lexington Insurance Company, American International Group, Inc.. (Attachments: # <u>1</u> Proposed Order)(Salas, Camilo) Modified on 3/10/2008 (plh, ). (Entered: 03/07/2008)
03/13/2008	<u>30</u>	EXPARTE/CONSENT Joint MOTION to Continue <i>Trial Date</i> by Brad A. Adams, Lexington Insurance Company, American International Group, Inc.. (Attachments: # <u>1</u> Certificate# <u>2</u> Proposed Order)(Salas, Camilo) (Entered: 03/13/2008)
03/17/2008	<u>31</u>	ORDER granting <u>30</u> Joint MOTION to Continue <i>Trial</i> as set forth in document. Signed by Judge Helen G. Berrigan on 3/17/08.(plh, ) (Entered: 03/18/2008)
04/23/2008	<u>32</u>	NOTICE Scheduling Conference set for 5/7/2008 10:15 AM before courtroom deputy by telephone, by Clerk. (gac, ) (Entered: 04/23/2008)
05/07/2008	<u>33</u>	SCHEDULING ORDER: Final Pretrial Conference set for 2/18/2009 04:00 PM before Chief Judge Helen G. Berrigan. Telephone Status Conference set for 1/21/2009 03:45 PM before Chief Judge Helen G. Berrigan. Bench Trial set for 3/16/2009 10:00 AM before Chief Judge Helen G. Berrigan. Signed by Clerk for Judge Helen G. Berrigan on 5/7/08. (Attachments: # <u>1</u> Pretrial Notice Form)(plh, ) (Entered: 05/07/2008)
06/06/2008	<u>34</u>	MOTION to Amend/Correct <i>Scheduling Order</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 6/25/2008 09:30 AM before Chief Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support Motion to Amend Scheduling Order, # <u>2</u> Notice of Hearing Motion to Amend Scheduling Order, # <u>3</u> Proposed Order Motion to Amend Scheduling Order)(Strain, Kelley) (Entered: 06/06/2008)
06/06/2008	<u>35</u>	**DEFICIENT** First MOTION for Leave to File <i>Amended Complaint</i> by Brad A. Adams. Motion(s) referred to Sally Shushan. Motion Hearing set for 6/25/2008 08:00 AM before Magistrate Judge Sally Shushan. (Attachments: # <u>1</u> Notice of Hearing, # <u>2</u> Memorandum in Support of Plaintiff's Motion for

		Leave to File Amended Complaint, # <u>3</u> Certificate of Nonconsent Under Loca Rules, # <u>4</u> Amended Complaint)(Salas, Camilo) Modified on 6/9/2008 (plh, ). (Entered: 06/06/2008)
06/09/2008	<u>36</u>	First MOTION for Leave to File <i>Amended Complaint</i> by Brad A. Adams. Motion(s) referred to Sally Shushan. Motion Hearing set for 6/25/2008 09:00 AM before Magistrate Judge Sally Shushan. (Attachments: # <u>1</u> Notice of Hearing, # <u>2</u> Memorandum in Support of Plaintiff's Motion for Leave to File Amended Complaint, # <u>3</u> Certificate of Nonconsent Under Local Rules, # <u>4</u> Amended Complaint)(Salas, Camilo) (Entered: 06/09/2008)
06/09/2008	<u>37</u>	ORDER denying <u>34</u> Motion to Amend/Correct Scheduling Order. Signed by Chief Judge Helen G. Berrigan on 6/9/08. (plh, ) (Entered: 06/10/2008)
06/11/2008	<u>38</u>	ORDER Setting Hearing on <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> : Motion Hearing set for 6/25/2008 ON BRIEFS before Magistrate Judge Sally Shushan. Signed by Magistrate Judge Sally Shushan on 6/11/08.(sek, ) (Entered: 06/11/2008)
06/17/2008	<u>39</u>	RESPONSE/MEMORANDUM in Opposition filed by Lexington Insurance Company, American International Group, Inc. re <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> . (Attachments: # <u>1</u> Exhibit "A" – Property Notice Loss)(Strain, Kelley) (Entered: 06/17/2008)
06/24/2008	<u>40</u>	ORDER that plaintiff's <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> is reset for hearing, no oral argument, on 6/30/2008 on briefs. Adams shall file a reply memorandum by Friday, June 27, 2008. Signed by Magistrate Judge Sally Shushan.(ecm, ) (Entered: 06/24/2008)
06/30/2008	<u>41</u>	**DEFICIENT** REPLY to Response to Motion filed by Brad A. Adams re <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> . (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Salas, Camilo) Modified on 7/1/2008 (plh, ). (Entered: 06/30/2008)
07/01/2008	<u>42</u>	REPLY to Response to Motion filed by Brad A. Adams re <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> . (Attachments: # <u>1</u> Reply Memorandum PART 2 of 2, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3)(Salas, Camilo) (Entered: 07/01/2008)
07/02/2008	<u>43</u>	EXPARTE/CONSENT MOTION for Leave to File <i>Sur-Reply Memorandum in Opposition to Plaintiff's Motion for Leave to File Amended Complaint</i> by Lexington Insurance Company, American International Group, Inc.. Motion(s) referred to Sally Shushan. (Attachments: # <u>1</u> Proposed Order on Defendants' Motion for Leave to File Sur-Reply Memorandum, # <u>2</u> Proposed Pleading Defendants' Sur-Reply Memorandum in Opposition to Plaintiff's Motion for Leave to File Amended Complaint, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E)(Strain, Kelley) (Entered: 07/02/2008)
07/02/2008	<u>44</u>	EXPARTE/CONSENT MOTION for Leave to File <i>a Memorandum in Response to Defendants' Sur-Reply Memorandum</i> by Brad A. Adams. Motion(s) referred to Sally Shushan. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Pleading Plaintiff's Memorandum in Response to Defendants' Sur-Reply Memorandum)(Salas, Camilo) (Entered: 07/02/2008)

07/02/2008	<u>45</u>	ORDER granting <u>36</u> Motion for Leave to File Amended Complaint. Signed by Magistrate Judge Sally Shushan on 7/2/2008. (caa, ) (Entered: 07/03/2008)
07/02/2008	<u>46</u>	ORDER granting <u>43</u> Motion for Leave to File Memorandum. Signed by Magistrate Judge Sally Shushan on 7/2/2008. (caa, ) (Entered: 07/03/2008)
07/03/2008	<u>47</u>	AMENDED COMPLAINT with Jury Demand against Lexington Insurance Company & American International Group, Inc. filed by Brad A. Adams.(caa, ) (Entered: 07/03/2008)
07/03/2008	<u>48</u>	RESPONSE/MEMORANDUM in Opposition filed by Lexington Insurance Company & American International Group, Inc. re <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> . (Attachments: # <u>1</u> Exhibit A – E)(caa, ) (Entered: 07/03/2008)
07/03/2008	<u>49</u>	ORDER granting <u>44</u> Motion for Leave to File a Memorandum in Response to Defendants' Sur-Reply Memorandum. Signed by Magistrate Judge Sally Shushan. (ijg, ) (Entered: 07/03/2008)
07/03/2008	<u>50</u>	MEMORANDUM filed by Brad A. Adams in response to defendants' sur-reply memorandum to plaintiff's <u>36</u> First MOTION for Leave to File <i>Amended Complaint</i> . (ijg, ) (Entered: 07/03/2008)
07/21/2008	<u>51</u>	ANSWER to <u>47</u> Amended Complaint by Lexington Insurance Company, American International Group, Inc.(Collins, Kelley) Modified on 7/22/2008 to add filer (plh, ). (Entered: 07/21/2008)
07/22/2008	<u>52</u>	Correction of Docket Entry by Clerk re <u>51</u> Answer to Amended Complaint; **Filing attorney did not select American International Group, Inc. as a filer(s). Clerk added filer(s).** (plh, ) (Entered: 07/22/2008)
11/06/2008	<u>53</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Dean White by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>54</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Seth Short by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>55</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of William Dunn by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>56</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Ray Drury by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>57</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Wesley Werneking by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>58</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Sandra Carter by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)

11/06/2008	<u>59</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Paul Maneau by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>60</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Maureen Wall by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>61</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Lori Burke Cox by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>62</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Todd Cormier by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/06/2008	<u>63</u>	**DOCUMENT STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** NOTICE to Take Deposition of Andy Johnson by Brad A. Adams.(Salas, Camilo) Modified on 11/7/2008 (plh, ). (Entered: 11/06/2008)
11/07/2008	64	Correction of Docket Entry by Clerk re <u>58</u> Notice to Take Deposition, <u>54</u> Notice to Take Deposition, <u>56</u> Notice to Take Deposition, <u>63</u> Notice to Take Deposition, <u>55</u> Notice to Take Deposition, <u>62</u> Notice to Take Deposition, <u>59</u> Notice to Take Deposition, <u>53</u> Notice to Take Deposition, <u>57</u> Notice to Take Deposition, <u>60</u> Notice to Take Deposition, <u>61</u> Notice to Take Deposition; **DOCUMENTS HAVE BEEN STRICKEN PURSUANT TO RULE 5(D) OF THE FRCP** (plh, ) (Entered: 11/07/2008)
11/07/2008	<u>65</u>	MOTION to Compel <i>Discovery</i> by Brad A. Adams. Motion(s) referred to Sally Shushan. Motion Hearing set for 12/3/2008 09:00 AM before Magistrate Judge Sally Shushan. (Attachments: # <u>1</u> Certificate of Counsel Required by Local Rule 37, # <u>2</u> Notice of Hearing, # <u>3</u> Memorandum in Support of Plaintiff's Motion to Compel Discovery, # <u>4</u> Exhibit 1, # <u>5</u> Exhibit 2, # <u>6</u> Exhibit 3)(Salas, Camilo) Modified on 11/10/2008 to correct hearing date(plh, ). (Entered: 11/07/2008)
11/10/2008	66	Correction of Docket Entry by Clerk re <u>65</u> MOTION to Compel <i>Discovery</i> ; **Filing attorney selected incorrect hearing date. Correct hearing date is 12/3/2008 9:00 AM before Magistrate Judge Sally Shushan. Clerk took corrective action.** (plh, ) (Entered: 11/10/2008)
11/10/2008	<u>67</u>	NOTICE of Hearing on Motion filed by Brad A. Adams re <u>65</u> MOTION to Compel <i>Discovery</i> . Motion Hearing set for 12/3/2008 09:00 AM. The motion is set for hearing on the BRIEFS ONLY (no oral argument). Signed by Magistrate Judge Sally Shushan. (ecm, ) (Entered: 11/10/2008)
11/14/2008	<u>68</u>	EXPARTE/CONSENT MOTION for Extension of Deadlines by Which Parties Must Submit Expert Reports by Brad A. Adams. (Attachments: # <u>1</u> Proposed Order)(Salas, Camilo) (Entered: 11/14/2008)
11/17/2008	<u>69</u>	ORDER granting <u>68</u> Motion for Extension of Deadlines as set forth therein. Signed by Judge Helen G. Berrigan on 11/17/08. (rll, ) (Entered: 11/19/2008)
11/25/2008	<u>70</u>	RESPONSE/MEMORANDUM in Opposition filed by all defendants re <u>65</u> MOTION to Compel <i>Discovery</i> . (Attachments: # <u>1</u> Exhibit A)(Collins, Kelley) (Entered: 11/25/2008)

		11/25/2008)
12/02/2008	<u>71</u>	MOTION for Summary Judgment by American International Group, Inc.. Motion Hearing set for 12/24/2008 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Notice of Hearing, # <u>4</u> Exhibit A, # <u>5</u> Exhibit B, # <u>6</u> Exhibit C, # <u>7</u> Proposed Order)(Collins, Kelley) (Entered: 12/02/2008)
12/04/2008	<u>72</u>	ORDER dismissing as moot <u>65</u> Motion to Compel. Signed by Magistrate Judge Sally Shushan. (ecm, ) (Entered: 12/04/2008)
12/15/2008	<u>73</u>	MOTION to Compel <i>More Complete Discovery Responses</i> by Lexington Insurance Company, American International Group, Inc.. Motion(s) referred to Sally Shushan. Motion Hearing set for 12/31/2008 09:00 AM before Magistrate Judge Sally Shushan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Affidavit Certificate of Counsel Required by Local Rule 37, # <u>6</u> Notice of Hearing)(Collins, Kelley) (Entered: 12/15/2008)
12/16/2008	<u>74</u>	RESPONSE/MEMORANDUM in Opposition filed by Brad A. Adams re <u>71</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Plaintiff's Response to Defendant's Statement of Uncontested Facts)(Salas, Camilo) (Entered: 12/16/2008)
12/16/2008	<u>75</u>	NOTICE of Hearing on Motion filed by Lexington Insurance Company, American International Group, Inc. re <u>73</u> MOTION to Compel <i>More Complete Discovery Responses</i> . Motion Hearing set for 12/31/2008 09:00 AM on the BRIEFS ONLY (no oral argument). Signed by Magistrate Judge Sally Shushan. (ecm, ) (Entered: 12/16/2008)
12/18/2008	<u>76</u>	ORDER that the hearing set for 12/24/08 will be on the briefs re <u>71</u> MOTION for Summary Judgment filed by American International Group, Inc. Signed by Judge Helen G. Berrigan on 12/18/08.(plh, ) (Entered: 12/19/2008)
12/19/2008	<u>77</u>	EXPARTE/CONSENT MOTION for Extension of Time to File <i>Witness and Exhibit Lists</i> by Lexington Insurance Company, American International Group, Inc.. (Attachments: # <u>1</u> Proposed Order)(Collins, Kelley) (Entered: 12/19/2008)
12/22/2008	<u>78</u>	ORDER granting <u>77</u> Motion for Extension of Time to File as set forth therein. Signed by Judge Helen G. Berrigan on 12/22/08. (rll, ) (Entered: 12/22/2008)
12/23/2008	<u>79</u>	EXPARTE MOTION for Leave to File <i>Reply Memorandum to Plaintiff's Opposition to Motion for Summary Judgment</i> by American International Group, Inc.. (Attachments: # <u>1</u> Proposed Order Motion for Leave to File Reply, # <u>2</u> Proposed Pleading Reply Memorandum, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D)(Collins, Kelley) Modified on 12/24/2008 to add 'exparte'(plh, ). (Entered: 12/23/2008)
12/23/2008	<u>80</u>	EXPARTE/CONSENT MOTION for Extension of Time to File Response/Reply as to <u>73</u> MOTION to Compel <i>More Complete Discovery Responses</i> by Brad A. Adams. Motion(s) referred to Sally Shushan. (Attachments: # <u>1</u> Proposed Order)(Salas, Camilo) (Entered: 12/23/2008)
12/24/2008	81	Correction of Docket Entry by Clerk re <u>79</u> MOTION for Leave to File <i>Reply Memorandum to Plaintiff's Opposition to Motion for Summary Judgment</i> ; **Filing attorney should have selected 'Y' at the question 'Is this an Exparte/Consent Motion Y/N?'.



		Clerk modified docket text to reflect 'Exparte'.** (plh, ) (Entered: 12/24/2008)
12/24/2008	<u>82</u>	RESPONSE/MEMORANDUM in Opposition filed by Brad A. Adams re <u>73</u> MOTION to Compel <i>More Complete Discovery Responses</i> . (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Salas, Camilo) (Entered: 12/24/2008)
12/24/2008	<u>83</u>	ORDER granting American International Group, Inc.'s <u>79</u> Motion for Leave to File Reply Memorandum to Plaintiff's Opposition to Motion for Summary Judgment. Signed by Judge Helen G. Berrigan on 12/24/08. (rll, ) (Entered: 12/29/2008)
12/24/2008	<u>84</u>	REPLY to Response to Motion filed by American International Group, Inc. re <u>71</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(rll, ) (Entered: 12/29/2008)
12/29/2008	<u>85</u>	ORDER granting plaintiff's <u>80</u> Motion for Extension of Time to File Response/Reply as set forth in document. Signed by Magistrate Judge Sally Shushan. (ecm, ) (Entered: 12/29/2008)
12/31/2008	<u>86</u>	Witness List by Brad A. Adams. (Salas, Camilo) (Entered: 12/31/2008)
12/31/2008	<u>87</u>	Exhibit List by Brad A. Adams. (Salas, Camilo) (Entered: 12/31/2008)
12/31/2008	<u>88</u>	Witness List by all defendants. (Collins, Kelley) (Entered: 12/31/2008)
12/31/2008	<u>89</u>	Exhibit List by all defendants. (Collins, Kelley) (Entered: 12/31/2008)
01/05/2009	<u>90</u>	ORDER granting <u>73</u> Motion to Compel. Adams shall provide defendants with the current address and telephone number for each of his witnesses by 1/7/09.. Signed by Magistrate Judge Sally Shushan. (ecm, ) (Entered: 01/05/2009)
01/06/2009	<u>91</u>	MOTION for Summary Judgment <i>on ACC</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>92</u>	MOTION for Summary Judgment <i>on ACV</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>93</u>	MOTION for Summary Judgment <i>on MOLD</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>94</u>	MOTION for Summary Judgment <i>on OFFSET</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u>

		Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>95</u>	MOTION for Summary Judgment <i>on 22:658</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>96</u>	MOTION for Summary Judgment <i>on PRESCRIPTION</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>97</u>	MOTION for Summary Judgment <i>on VPL</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>98</u>	MOTION for Partial Summary Judgment <i>on LIMITATIONAL WATERCRAFT</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Contested/Uncontested Facts, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Notice of Hearing)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>99</u>	MOTION for Partial Summary Judgment <i>re Power Failure Exclusion</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Notice of Hearing, # <u>3</u> Proposed Order, # <u>4</u> Statement of Contested/Uncontested Facts, # <u>5</u> Exhibit A, # <u>6</u> Exhibit B, # <u>7</u> Exhibit C, # <u>8</u> Exhibit D, # <u>9</u> Exhibit E, # <u>10</u> Exhibit F, # <u>11</u> Exhibit G, # <u>12</u> Exhibit H, # <u>13</u> Exhibit I)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>100</u>	MOTION for Partial Summary Judgment <i>re Mental Anguish</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support Mental Anguish, # <u>2</u> Notice of Hearing, # <u>3</u> Proposed Order, # <u>4</u> Statement of Contested/Uncontested Facts, # <u>5</u> Exhibit A)(Collins, Kelley) (Entered: 01/06/2009)
01/06/2009	<u>101</u>	MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> by Lexington Insurance Company, American International Group, Inc.. Motion Hearing set for 1/21/2009 09:30 AM before Judge Helen G. Berrigan. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Notice of Hearing, # <u>3</u> Proposed Order, # <u>4</u> Statement of Contested/Uncontested Facts, # <u>5</u> Exhibit A, # <u>6</u> Exhibit B)(Collins, Kelley) (Entered: 01/06/2009)
01/12/2009	<u>102</u>	EXPARTE/CONSENT MOTION to Continue <i>HEARING ON DEFENDANTS' TEN MOTIONS FOR SUMMARY JUDGMENT OR ALTERNATIVELY TO EXTEND DATE BY WHICH PLAINTIFF IS REQUIRED TO FILE OPPOSITIONS</i>

		<i>TO THE MOTIONS; AND INCORPORATED MEMORANDUM IN SUPPORT</i> by Brad A. Adams. (Attachments: # <u>1</u> Proposed Order)(Salas, Camilo) (Entered: 01/12/2009)
01/14/2009	<u>103</u>	ORDER granting in part and denying in part <u>102</u> MOTION to Continue <i>HEARING ON DEFENDANTS' TEN MOTIONS FOR SUMMARY JUDGMENT OR ALTERNATIVELY TO EXTEND DATE BY WHICH PLAINTIFF IS REQUIRED TO FILE OPPOSITIONS TO THE MOTIONS; AND INCORPORATED MEMORANDUM IN SUPPORT</i> filed by Brad A. Adams. Any opposition to the pending motions shall be filed on 1/21/09 at which time the motions will be taken under advisement on the briefs and without oral argument. Signed by Judge Helen G. Berrigan on 1/14/09.(plh, ) (Entered: 01/15/2009)
01/16/2009	<u>104</u>	ORDER that the hearing set for 1/21/09 will be on the briefs re <u>95</u> MOTION for Summary Judgment <i>on</i> 22:658 filed by Lexington Insurance Company, American International Group, Inc., <u>93</u> MOTION for Summary Judgment <i>on</i> <i>MOLD</i> filed by Lexington Insurance Company, American International Group, Inc., <u>91</u> MOTION for Summary Judgment <i>on</i> <i>ACC</i> filed by Lexington Insurance Company, American International Group, Inc., <u>100</u> MOTION for Partial Summary Judgment <i>re</i> <i>Mental Anguish</i> filed by Lexington Insurance Company, American International Group, Inc., <u>94</u> MOTION for Summary Judgment <i>on</i> <i>OFFSET</i> filed by Lexington Insurance Company, American International Group, Inc., <u>99</u> MOTION for Partial Summary Judgment <i>re</i> <i>Power Failure Exclusion</i> filed by Lexington Insurance Company, American International Group, Inc., <u>97</u> MOTION for Summary Judgment <i>on</i> <i>VPL</i> filed by Lexington Insurance Company, American International Group, Inc., <u>98</u> MOTION for Partial Summary Judgment <i>on</i> <i>LIMITATIONAL WATERCRAFT</i> filed by Lexington Insurance Company, American International Group, Inc., <u>92</u> MOTION for Summary Judgment <i>on</i> <i>ACV</i> filed by Lexington Insurance Company, American International Group, Inc., <u>96</u> MOTION for Summary Judgment <i>on</i> <i>PRESCRIPTION</i> filed by Lexington Insurance Company, American International Group, Inc., <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> filed by Lexington Insurance Company, American International Group, Inc. Signed by Judge Helen G. Berrigan on 1/16/09.(plh, ) (Entered: 01/16/2009)
01/21/2009	<u>105</u>	<b>**DEFICIENT**</b> RESPONSE/MEMORANDUM in Opposition filed by Brad A. Adams re <u>95</u> MOTION for Summary Judgment <i>on</i> 22:658, <u>93</u> MOTION for Summary Judgment <i>on</i> <i>MOLD</i> , <u>91</u> MOTION for Summary Judgment <i>on</i> <i>ACC</i> , <u>100</u> MOTION for Partial Summary Judgment <i>re</i> <i>Mental Anguish</i> , <u>94</u> MOTION for Summary Judgment <i>on</i> <i>OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re</i> <i>Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on</i> <i>VPL</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on</i> <i>LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on</i> <i>ACV</i> , <u>96</u> MOTION for Summary Judgment <i>on</i> <i>PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> . (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5)(Salas, Camilo) Modified on 1/22/2009 (gec, ). (Entered: 01/21/2009)
01/21/2009	<u>106</u>	<b>**ERROR: FILED AS A SEPARATE DOCUMENT**</b> AFFIDAVIT in Opposition by Affiant Donald R. Lodrigues re <u>95</u> MOTION for Summary Judgment <i>on</i> 22:658, <u>93</u> MOTION for Summary Judgment <i>on</i> <i>MOLD</i> , <u>91</u> MOTION for Summary Judgment <i>on</i> <i>ACC</i> , <u>100</u> MOTION for Partial Summary

		Judgment <i>re Mental Anguish</i> , <u>94</u> MOTION for Summary Judgment <i>on OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on VPL</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on ACV</i> , <u>96</u> MOTION for Summary Judgment <i>on PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Salas, Camilo) Modified on 1/22/2009 (gec, ). (Entered: 01/21/2009)
01/21/2009	<u>107</u>	**ERROR: FILED AS A SEPARATE DOCUMENT** AFFIDAVIT in Opposition by Affiant Brad A. Adams re <u>95</u> MOTION for Summary Judgment <i>on 22:658</i> , <u>93</u> MOTION for Summary Judgment <i>on MOLD</i> , <u>91</u> MOTION for Summary Judgment <i>on ACC</i> , <u>100</u> MOTION for Partial Summary Judgment <i>re Mental Anguish</i> , <u>94</u> MOTION for Summary Judgment <i>on OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on VPL</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on ACV</i> , <u>96</u> MOTION for Summary Judgment <i>on PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> . (Salas, Camilo) Modified on 1/22/2009 (gec, ). (Entered: 01/21/2009)
01/21/2009	<u>108</u>	**ERROR: FILED AS A SEPARATE DOCUMENT** Response/Reply by Brad A. Adams to <u>95</u> MOTION for Summary Judgment <i>on 22:658</i> , <u>93</u> MOTION for Summary Judgment <i>on MOLD</i> , <u>91</u> MOTION for Summary Judgment <i>on ACC</i> , <u>100</u> MOTION for Partial Summary Judgment <i>re Mental Anguish</i> , <u>94</u> MOTION for Summary Judgment <i>on OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on VPL</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on ACV</i> , <u>96</u> MOTION for Summary Judgment <i>on PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> (Salas, Camilo) Modified on 1/22/2009 (gec, ). (Entered: 01/21/2009)
01/21/2009	<u>109</u>	**ERROR: FILED AS A SEPARATE DOCUMENT** AFFIDAVIT in Opposition by Affiant Brad A. Adams re <u>95</u> MOTION for Summary Judgment <i>on 22:658</i> , <u>93</u> MOTION for Summary Judgment <i>on MOLD</i> , <u>91</u> MOTION for Summary Judgment <i>on ACC</i> , <u>100</u> MOTION for Partial Summary Judgment <i>re Mental Anguish</i> , <u>94</u> MOTION for Summary Judgment <i>on OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on VPL</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on ACV</i> , <u>96</u> MOTION for Summary Judgment <i>on PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> . (Salas, Camilo) Modified on 1/22/2009 (gec, ). (Entered: 01/22/2009)
01/22/2009	<u>110</u>	**ERROR: FILED AS A SEPARATE DOCUMENT** AFFIDAVIT in Opposition by Affiant Brad A. Adams re <u>91</u> MOTION for Summary Judgment <i>on ACC</i> , <u>100</u> MOTION for Partial Summary Judgment <i>re Mental Anguish</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on ACV</i> , <u>96</u> MOTION for Summary Judgment <i>on PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> , <u>95</u> MOTION for Summary Judgment <i>on 22:658</i> , <u>93</u>

		MOTION for Summary Judgment <i>on MOLD</i> , <u>94</u> MOTION for Summary Judgment <i>on OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on VPL</i> . (Attachments: # <u>1</u> Exhibit A Part 1, # <u>2</u> Exhibit A Part 2, # <u>3</u> Exhibit A Part 3, # <u>4</u> Exhibit A Part 4, # <u>5</u> Exhibit A Part 5, # <u>6</u> Exhibit A Part 6, # <u>7</u> Exhibit A Part 7, # <u>8</u> Exhibit A Part 8, # <u>9</u> Exhibit A Part 9, # <u>10</u> Exhibit A Part 10, # <u>11</u> Exhibit A Part 11, # <u>12</u> Exhibit A Part 12, # <u>13</u> Exhibit B, # <u>14</u> Exhibit C, # <u>15</u> Exhibit D, # <u>16</u> Exhibit E, # <u>17</u> Exhibit F, # <u>18</u> Exhibit G, # <u>19</u> Exhibit H, # <u>20</u> Exhibit I)(Salas, Camilo) Modified on 1/23/2009 (plh, ). (Entered: 01/22/2009)
01/22/2009	111	Correction of Docket Entry by Clerk re <u>106</u> Affidavit in Opposition to Motion, <u>107</u> Affidavit in Opposition to Motion, <u>108</u> Response/Reply, <u>109</u> Affidavit in Opposition to Motion. Documents were incorrectly filed as separate documents instead of attachments to <u>105</u> Response/Memorandum in Opposition which is deficient pursuant to LR7.8.1E. (gac, ) (Entered: 01/22/2009)
01/22/2009	<u>112</u>	Minute Entry for proceedings held before Judge Helen G. Berrigan: Status Conference held on 1/22/2009. (gac, ) (Entered: 01/22/2009)
01/22/2009	<u>113</u>	EXPARTE/CONSENT MOTION for Leave to File <i>Supplemental Memorandum in Opposition to Defendants' Motion for Summary Judgment on the Issue of the Non-Retroactive Effect of the 2006 Amendments to La.Rev. Stat. 22:658 and Incorporated Memorandum in Support</i> by Brad A. Adams. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Pleading Plaintiff's Supplemental Memorandum in Opposition to Defendants' Motion for Summary Judgment on the Issue of the Non-Retroactive Effect of the 2006 Amendments to La. Rev. Stat. 22:658; and Incorporated Memorandum in Support)(Salas, Camilo) (Entered: 01/22/2009)
01/22/2009	<u>114</u>	EXPARTE/CONSENT MOTION for Leave to File <i>RE-FILE PLAINTIFF'S MEMORANDUM IN OPPOSITION TO DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT OR PARTIAL SUMMARY JUDGMENT AND THEREBY COMPLY WITH WHAT IS REQUIRED BY THE NOTICES OF DEFICIENT DOCUMENT ISSUED BY THE CLERK OF COURT; AND INCORPORATED MEMORANDUM IN SUPPORT</i> by Brad A. Adams. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Pleading Plaintiff's Memorandum in Opposition to Defendants' Motions for Summary Judgment or for Partial Summary Judgment, # <u>3</u> Exhibit 1, # <u>4</u> Exhibit 2, # <u>5</u> Exhibit 3, # <u>6</u> Exhibit 4, # <u>7</u> Exhibit 5, # <u>8</u> Proposed Pleading Plaintiff's Response to Defendants' Statements of Uncontested Facts, # <u>9</u> Affidavit of Donald R. Lodrigues, # <u>10</u> Exhibit A, # <u>11</u> Exhibit B, # <u>12</u> Affidavit of Brad A. Adams, # <u>13</u> Exhibit 1, Part 1, # <u>14</u> Exhibit A, Part 2, # <u>15</u> Exhibit A, Part 3, # <u>16</u> Exhibit A, Part 4, # <u>17</u> Exhibit A, Part 5, # <u>18</u> Exhibit A, Part 6, # <u>19</u> Exhibit A, Part 7, # <u>20</u> Exhibit A, Part 8, # <u>21</u> Exhibit A, Part 9, # <u>22</u> Exhibit A, Part 10, # <u>23</u> Exhibit A, Part 11, # <u>24</u> Exhibit A, Part 12, # <u>25</u> Exhibit B, # <u>26</u> Exhibit C, # <u>27</u> Exhibit D, # <u>28</u> Exhibit E, # <u>29</u> Exhibit F, # <u>30</u> Exhibit G, # <u>31</u> Exhibit H, # <u>32</u> Exhibit I, # <u>33</u> Affidavit Second Affidavit of Brad A. Adams)(Salas, Camilo) (Entered: 01/22/2009)
01/23/2009	115	Correction of Docket Entry by Clerk re <u>110</u> Affidavit in Opposition to Motion. Document was incorrectly filed as a separate document instead of an attachment to <u>105</u> Response/Memorandum in Opposition which is deficient

		pursuant to LR7.8.1E. (plh, ) (Entered: 01/23/2009)
01/23/2009	<u>116</u>	ORDER granting <u>113</u> Motion for Leave to File Supplemental Memorandum. Signed by Judge Helen G. Berrigan. (gec, ) (Entered: 01/26/2009)
01/23/2009	<u>117</u>	Supplemental Memorandum filed by Brad A. Adams, in opposition of <u>95</u> MOTION for Summary Judgment <i>on</i> 22:658. (gec, ) (Entered: 01/26/2009)
01/23/2009	<u>118</u>	ORDER granting <u>114</u> Motion for Leave to File Memorandum. Signed by Judge Helen G. Berrigan. (gec, ) (Entered: 01/26/2009)
01/23/2009	<u>119</u>	RESPONSE/MEMORANDUM in Opposition filed by Brad A. Adams re <u>91</u> MOTION for Summary Judgment <i>on</i> ACC, <u>100</u> MOTION for Partial Summary Judgment <i>re</i> <i>Mental Anguish</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on</i> <i>LIMITATIONAL WATERCRAFT</i> , <u>92</u> MOTION for Summary Judgment <i>on</i> ACV, <u>96</u> MOTION for Summary Judgment <i>on</i> <i>PRESCRIPTION</i> , <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i> , <u>95</u> MOTION for Summary Judgment <i>on</i> 22:658, <u>93</u> MOTION for Summary Judgment <i>on</i> <i>MOLD</i> , <u>94</u> MOTION for Summary Judgment <i>on</i> <i>OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re</i> <i>Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on</i> <i>VPL</i> . (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2 – 3, # <u>3</u> Exhibit 4 – 5, # <u>4</u> Statement of Contested/Uncontested Facts, # <u>5</u> Affidavit of Donald R. Lodrigues, # <u>6</u> Exhibit A, # <u>7</u> Exhibit B, # <u>8</u> Affidavit of Brad A. Adams, # <u>9</u> Exhibit A, Part 1, # <u>10</u> Exhibit A, Part 2, # <u>11</u> Exhibit A, Part 3, # <u>12</u> Exhibit A, Part 4, # <u>13</u> Exhibit A, Part 5, # <u>14</u> Exhibit A, Part 6, # <u>15</u> Exhibit A, Part 7, # <u>16</u> Exhibit A, Part 8, # <u>17</u> Exhibit A, Part 9, # <u>18</u> Exhibit A, Part 10, # <u>19</u> Exhibit A, Part 11, # <u>20</u> Exhibit A, Part 12, # <u>21</u> Exhibits B – I, # <u>22</u> Affidavit Second Affidavit of Brad A. Adams)(gec, ) (Entered: 01/26/2009)
02/02/2009	<u>120</u>	EXPARTE/CONSENT MOTION for Leave to File <i>Reply Memorandum and Leave to File Reply Memorandum with Excess Pages</i> by Lexington Insurance Company, American International Group, Inc.. (Attachments: # <u>1</u> Proposed Order Motion for Leave to File Reply Memorandum and to File Reply Memorandum with Excess Pages, # <u>2</u> Proposed Pleading Reply Memorandum to Plaintiff's Opposition Memorandum to Defendants' Motions for Summary Judgment and Motions for Partial Summary Judgment, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J, # <u>13</u> Exhibit K, # <u>14</u> Exhibit L, # <u>15</u> Exhibit M, # <u>16</u> Exhibit N, # <u>17</u> Exhibit O, # <u>18</u> Exhibit P, # <u>19</u> Exhibit Q, # <u>20</u> Exhibit R, # <u>21</u> Exhibit S, # <u>22</u> Exhibit T, # <u>23</u> Exhibit U, # <u>24</u> Exhibit V, # <u>25</u> Exhibit W)(Collins, Kelley) (Entered: 02/02/2009)
02/03/2009	<u>121</u>	ORDER granting <u>120</u> Motion for Leave to File Reply Memorandum. Signed by Judge Helen G. Berrigan on 2/3/09. (plh, ) (Entered: 02/03/2009)
02/03/2009	<u>122</u>	REPLY to Response to Motion filed by Lexington Insurance Company, American International Group, Inc. re <u>95</u> MOTION for Summary Judgment <i>on</i> 22:658, <u>93</u> MOTION for Summary Judgment <i>on</i> <i>MOLD</i> , <u>91</u> MOTION for Summary Judgment <i>on</i> ACC, <u>100</u> MOTION for Partial Summary Judgment <i>re</i> <i>Mental Anguish</i> , <u>94</u> MOTION for Summary Judgment <i>on</i> <i>OFFSET</i> , <u>99</u> MOTION for Partial Summary Judgment <i>re</i> <i>Power Failure Exclusion</i> , <u>97</u> MOTION for Summary Judgment <i>on</i> <i>VPL</i> , <u>98</u> MOTION for Partial Summary Judgment <i>on</i> <i>LIMITATIONAL</i>

		<p><i>WATERCRAFT</i>, <u>92</u> MOTION for Summary Judgment <i>on ACV</i>, <u>96</u> MOTION for Summary Judgment <i>on PRESCRIPTION</i>, <u>101</u> MOTION for Partial Summary Judgment <i>Regarding Burden of Proof</i>. (Attachments: #<u>1</u> Exhibits a – f, #<u>2</u> exhibit g, #<u>3</u> exhibits h – p, #<u>4</u> exhibits q – w)(plh, ) (Entered: 02/03/2009)</p>
02/11/2009	<u>123</u>	<p>ORDER granting <u>71</u> Motion for Summary Judgment; granting <u>91</u> Motion for Summary Judgment; granting <u>92</u> Motion for Summary Judgment; granting <u>93</u> Motion for Summary Judgment; granting in part and denying in part <u>94</u> Motion for Summary Judgment; granting in part as unopposed and denying in part without prejudice <u>95</u> Motion for Summary Judgment; granting <u>96</u> Motion for Summary Judgment; granting <u>97</u> Motion for Summary Judgment; granting <u>98</u> Motion for Partial Summary Judgment; granting <u>99</u> Motion for Partial Summary Judgment; denying <u>100</u> Motion for Partial Summary Judgment; dismissing without prejudice <u>101</u> Motion for Partial Summary Judgment. Signed by Judge Helen G. Berrigan on 2/11/09. (plh, ) (Entered: 02/11/2009)</p>
02/17/2009	<u>124</u>	<p>ORDER that the pretrial conference set for 2/18/09 is CANCELED. FURTHER ORDERED that if the signed pretrial order is not received by 2/20/09 at 9:00 AM the trial will be canceled as set forth in document. Signed by Judge Helen G. Berrigan on 2/17/09.(plh, ) (Entered: 02/17/2009)</p>