

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

**UNITED STATES OF AMERICA ex rel.  
CORI RIGSBY AND KERRI RIGSBY**

**RELATORS**

**VS**

**CIVIL ACTION NO. 1:06-cv-00433-LTS-RHW**

**STATE FARM MUTUAL INSURANCE  
COMPANY, NATIONWIDE INSURANCE  
COMPANY, ALLSTATE INSURANCE  
COMPANY, USAA INSURANCE COMPANY,  
FORENSIC ANALYSIS ENGINEERING  
CORPORATION; EXPONENT FAILURE  
ANALYSIS, HAAG ENGINEERING CO., JADE  
ENGINEERING, RIMKUS CONSULTING  
GROUP INC., STRUCTURES GROUP, E. A.  
RENFROE, INC., JANA RENFROE, GENE  
RENFROE and ALEXIS KING**

**DEFENDANTS**

**MOTION TO DISMISS DEFENDANTS**

**E.A. RENFROE & COMPANY, INC., GENE RENFROE, AND JANA RENFROE**

COME NOW Cori and Kerri Rigsby (the “Relators”), by and through their counsel, and, pursuant to Federal Rule of Civil Procedure 41(a)(2), move to voluntarily dismiss Count V of their Amended Complaint against E.A. Renfroe & Company, Inc., Gene Renfroe, and Jana Renfroe (the “Renfroe Defendants”).

**BACKGROUND**

1. This action was filed on April 26, 2006, under seal, to permit the government to investigate the matter.

2. The United States filed a notice of no decision regarding intervention on January 31, 2008.

3. Relators now wish to dismiss Count V of the Amended Complaint as against the Renfroe Defendants. The dismissal of Count V of the Amended Complaint as against the

Renfroe Defendants is in the best interests of justice and judicial economy. Specifically, Relators and the Renfroe Defendants have mutually agreed and request that the Court dismiss with prejudice all claims asserted by Relators against the Renfroe Defendants under 31 U.S.C. § 3730(h).

4. Relators respectfully ask the Court to waive the requirement for a separate memorandum contained in Local Rule 7.2(d), as there are no other arguments or authorities to be set forth.

5. A proposed order dismissing Count V of the Amended Complaint as against the Renfroe Defendants is being submitted to the Court in accordance with the local rules.

WHEREFORE, Relators request that the Court dismiss with prejudice as to Relators all claims asserted by Relators against the Renfroe Defendants under 31 U.S.C. § 3730(h).

THIS the 24th of April, 2009

Respectfully submitted,

/s/ C. Maison Heidelberg  
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**CERTIFICATE OF SERVICE**

I, C. Maison Heidelberg, attorney for Cori Rigsby and Kerri Rigsby, do hereby certify that I have this day caused a true and correct copy of the foregoing instrument to be delivered to the following, via the means directed by the Court's Electronic Filing System:

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