

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

**NORMAN J. BROUSSARD and
GENEVIEVE BROUSSARD**

PLAINTIFFS

VERSUS

1:06cv6LG-RHW

STATE FARM FIRE AND CASUALTY COMPANY

DEFENDANTS

**DEFENDANT'S MOTION TO EXCLUDE (30)(B)(6) DEPOSITION
TESTIMONY FROM A SEPARATE CASE**

Comes now STATE FARM FIRE AND CASUALTY COMPANY (hereinafter referred to as State Farm), and files this its Motion to Exclude (30)(b)(6) Deposition Testimony in a Separate Case and for cause would show unto the Court as follows, to wit:

I.

State Farm would show that the 30(b)(6) deposition testimony of Marsha Slaughter taken in *Williams v. State Farm*, (1:06-CV-00055-LTS-RHW) on October 19, 2006, and limited to the claim handling in that case is irrelevant to the claim handling in the instant action.

II.

State Farm would also show that the 30(b)(6) deposition testimony of Marsha Slaughter taken in *Williams v. State Farm, supra*, as proffered for use in the Pre-Trial Order in the instant action is unfairly prejudicial to State Farm and that danger of prejudice substantially outweighs the probative value of the evidence.

III.

State Farm would further show that admissibility of any portion of the 30(b)(6)

deposition testimony taken in *Williams v. State Farm* regarding claim handling is likely to confuse the jury regarding actual claim handling in the instant action.

IV.

Finally, in support of said Motion, State Farm attaches the following:

- _____ 1. Notice of 30(b)(6) Deposition in the instant action
2. Terry Blalock Deposition taken in the instant action
3. Notice of 30(b)(6) Deposition in *Williams v. State Farm*
4. Marsha Slaughter Deposition taken in *Williams v. State Farm*

WHEREFORE, PREMISES CONSIDERED; State Farm prays that its Motion to Exclude 30(b)(6) Deposition Testimony in an Alternative Case be granted.

Respectfully submitted,

BRYAN, NELSON, SCHROEDER,
CASTIGLIOLA & BANAHAN, PLLC
Attorneys for Defendant,

**STATE FARM FIRE AND CASUALTY
COMPANY**

BY: /s/ *Matthew E. Perkins*
MATTHEW E. PERKINS (102353)

CERTIFICATE OF SERVICE

I, **MATTHEW E. PERKINS**, one of the attorneys for the Defendant, **STATE FARM FIRE AND CASUALTY COMPANY**, do hereby certify that on December 29, 2006, I electronically filed the foregoing Motion to Exclude 30(b)(6) Deposition Testimony in an Alternative Case, with the Clerk of the Court using the ECF system which sent notification of such filing to the following:

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/s/ Matthew E. Perkins

MATTHEW E. PERKINS (102353)

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