

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

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THOMAS C. and PAMELA McINTOSH, :

Plaintiffs, :

CIVIL ACTION NO. 1:06-CV-
1080-LTS-RHW

- against - :

STATE FARM FIRE & CASUALTY CO. and :
FORENSIC ANALYSIS & ENGINEERING
CO., et al., :

Defendants. :

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**DEFENDANT STATE FARM FIRE AND CASUALTY COMPANY’S SECOND
MOTION TO DISQUALIFY THE BARRETT LAW OFFICE, P.A.,
NUTT & MCALISTER, P.L.L.C., THE LOVELACE LAW FIRM, P.A., AND
THE MIKE MOORE LAW FIRM, LLC**

Comes now Defendant State Farm Fire and Casualty Company (“State Farm”), and hereby moves this Honorable Court for an order to disqualify the Barrett Law Office, P.A., Nutt & McAlister, P.L.L.C., the Lovelace Law Firm, P.A., the Mike Moore Law Firm, LLC, the entity formerly known as the Scruggs Katrina Group and now known as the Katrina Litigation Group, and all of the lawyers associated with these entities from representing Plaintiffs Thomas C. and Pamela McIntosh in this case. In support of this Motion to Disqualify, State Farm submits the accompanying Memorandum of Law demonstrating that Plaintiffs’ counsel have committed numerous egregious ethical violations which warrant their disqualification from this case.

WHEREFORE, upon consideration of this motion and supporting documents, State Farm respectfully requests that this Honorable Court enter an order granting its Motion to Disqualify

the Barrett Law Office, P.A., Nutt & McAlister, P.L.L.C., the Lovelace Law Firm, P.A., the Mike Moore Law Firm, LLC, the entity formerly known as the Scruggs Katrina Group and now known as the Katrina Litigation Group, and all lawyers associated with these entities from representing Plaintiffs in this case, and to further order that Plaintiffs may not use any item obtained through their counsel's unethical activities as evidence against State Farm in this litigation.

Dated: January 3, 2008

RESPECTFULLY SUBMITTED,

/s/ John A. Banahan

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CERTIFICATE OF SERVICE

I, **JOHN A. BANAHAN**, one of the attorneys for the Defendant, **STATE FARM FIRE & CASUALTY COMPANY**, do hereby certify that I have this date electronically filed the foregoing with the Clerk of Court using the ECF system which sent notification of such filing to the following to:

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DATED, this the 3rd day of January, 2008.

/s/ John A. Banahan
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