

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

THOMAS C. and PAMELA MCINTOSH

PLAINTIFFS

versus

Civil Action No. 1:06cv1080-LTS-RHW

**STATE FARM FIRE & CASUALTY
COMPANY AND FORENSIC ANALYSIS
& ENGINEERING CORPORATION**

DEFENDANTS

**JOINT MOTION TO ABATE PRELIMINARY ORDER [613]
AND TO WITHDRAW MOTION [629]**

COME NOW the Plaintiffs, Thomas C. and Pamela McIntosh, and Defendant, Forensic Analysis & Engineering Corp. ("FAEC"), and non-party Movant, Nellie Williams, by and through their counsel of record, who move this Court to abate its Preliminary Order prohibiting the dissemination of information from Nellie Williams' hard drive [613], and in support thereof would show the following, to wit:

1) On October 8, 2007, non-party movant Nellie Williams filed her Motion for Protective Order and request to prohibit the dissemination of information obtained from her personal laptop's hard drive [605].

2) On October 9, 2007, this Court entered a preliminary Order prohibiting the dissemination of information obtained from Ms. Williams' hard drive [613].

3) On October 11, 2007, Plaintiffs filed a Motion to permit compliance with a Federal Grand Jury Subpoena relative to Ms. Williams' hard drive [629].

4) Plaintiffs and FAEC have negotiated a settlement between them, and therefore, have notified the Court and all parties of the withdraw all pending motions between Plaintiffs, FAEC and Ms. Williams.

5) As such, Plaintiffs and FAEC move this Court to abate its October 9, 2007 Order prohibiting the dissemination of information obtained from Ms. Williams' hard drive [613].

6) In connection with this Court's abatement of its October 9, 2007 Order, Plaintiffs and FAEC withdraw Motion [629] and all pleadings and responses relative thereto.

7) This action by Plaintiffs, FAEC, and Nellie Williams is part of an overall settlement between them which is currently being implemented.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs and Defendant, Forensic Analysis & Engineering Corp., and non-party movant, Nellie Williams, respectfully move the Court to abate this Court's preliminary Order prohibiting the dissemination of information obtained from Ms. Williams' hard drive [613], and in connection therewith, all pleadings and responses relative to Motion [629] are withdrawn.

Respectfully submitted, this 9th day of November, 2007.

FORENSIC ANALYSIS &
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By: /s/ Kathryn Platt
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CERTIFICATE OF SERVICE

This is to certify that the undersigned attorney for Galloway, Johnson, Tompkins, Burr & Smith, has this day served a copy of the above and foregoing upon counsel of record and other interested persons via the Court's electronic notification system.

So certified, this 9th day of September, 2007.

/s/ Kathryn Platt
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