

IN THE CIRCUIT COURT OF LAFAYETTE COUNTY, MISSISSIPPI

**JONES, FUNDERBURG, SESSUMS,
PETERSON & LEE, PLLC**

PLAINTIFF

V.

CIVIL ACTION NO. L07-135

**RICHARD SCRUGGS, Individually; DON BARRETT, Individually;
SCRUGGS LAW FIRM, P.A.; BARRETT LAW OFFICE, P.A.;
NUTT & McALISTER, PLLC; and LOVELACE LAW FIRM, P.A.**

DEFENDANTS

MOTION TO AMEND

The Plaintiff in the above styled and numbered cause, by and through counsel, respectfully moves the court to amend the complaint. The amendment sought is the document attached to this motion as Exhibit "A" styled Second Amended Complaint.

For grounds for this motion, the Plaintiff, by and through counsel, respectfully show unto the court that developments have occurred since this matter was filed in March and evidence has developed that justice requires the amendments be allowed.

As additional grounds for this motion, if there is opposition by any of the defendants, the Plaintiffs respectfully request that it be heard at the earliest possible date.

WHEREFORE, PREMISES CONSIDERED, the Plaintiff respectfully request that the complaint be amended in accordance with the document attached to this Motion styled Second Amended Complaint.

**JONES, FUNDERBURG, SESSUMS,
PETERSON & LEE, PLLC**

By and through its attorneys,
GRADY F. TOLLISON, JR., MSB 8240
CAMERON ABEL, MSB 102319
WILLIAM K. DUKE, MSB 6210
TOLLISON LAW FIRM, P.A.

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GRADY F. TOLLISON, JR.
MSB #8240

CERTIFICATE OF SERVICE

I, Grady F. Tollison, Jr., hereby certify that I have this date caused to be hand delivered, a true and correct copy of the foregoing document on this the 5th day of December, 2007 to:

Mr. Wilton V. Byars, III
DANIEL COKER HORTON & BELL, P.A.
265 North Lamar Boulevard, Suite R
Oxford, Mississippi 38655

GRADY F. TOLLISON, JR.