

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/COUNTER-DEFENDANTS

v.

CASE NO. 1:06cv433-LTS-RHW

STATE FARM FIRE & CASUALTY COMPANY

DEFENDANT/COUNTER-PLAINTIFF

and

HAAG ENGINEERING CO.

DEFENDANT

**STATE FARM'S MOTION TO CERTIFY THE COURT'S  
[872] ORDER AND [871] MEMORANDUM OPINION  
FOR INTERLOCUTORY APPEAL  
PURSUANT TO 28 U.S.C. § 1292(b)**

State Farm Fire and Casualty Company ("State Farm") submits this motion for certification of this Court's [871] Memorandum Opinion and [872] Order for interlocutory appeal pursuant to 28 U.S.C. § 1292(b), by amending each of them to include a statement by the Court that its denial of State Farm's [739] motion to dismiss due to the Rigsbys' violations of the seal order presents a controlling question of law, that an immediate appeal would materially advance the ultimate termination of the litigation, and that there are substantial grounds for a difference of opinion as to this question.

1. In support of its motion, State Farm incorporates by reference its concomitant memorandum of authorities, including all evidence, argument and law contained therein.

WHEREFORE, PREMISES CONSIDERED, for the foregoing reasons, State Farm respectfully requests that the Court grant this motion to certify its [871] Memorandum Opinion and [872] Order for interlocutory appeal pursuant to 28 U.S.C. § 1292(b), by amending each of them to include a statement by the Court that its denial of State Farm's [739] motion to dismiss due to the Rigsbys' violations of the seal order presents a controlling question of law, that an immediate appeal would materially advance the

ultimate termination of the litigation, and that there are substantial grounds for a difference of opinion as to this question.

This the 7<sup>th</sup> day of February, 2011.

Respectfully submitted,

STATE FARM FIRE AND CASUALTY COMPANY

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*PRO HAC VICE*

**CERTIFICATE OF SERVICE**

I, E. Barney Robinson III, one of the attorneys for State Farm Fire and Casualty Company, 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 CM/ECF system:

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This the 7<sup>th</sup> day of February, 2011.

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