

3. Zurich has produced two documents applicable to its Third Party Administrator, but continually refuses to produce any of its own manuals or guidelines. Thus, Plaintiffs moved to compel on November 23, 2005.

4. On January 23, 2006, this Court ordered the Defendants to produce, among other things, their “withheld claims manuals and claims handling guidelines.” Zurich produced its “Liability Best Practices,” named in this Court’s Order, but refuses to produce any additional claims manuals or guidelines. Zurich claims that it needs more time to determine whether responsive documents exist and to analyze this Court’s Order.

5. Given that Zurich has had over ten months since Plaintiffs first requested Zurich’s claim manuals and guidelines, over two months since service of more specific requests, and over a month since this Court specifically ordered that such documents be produced, Zurich should be compelled to produce, immediately, all withheld claims manuals and guidelines and to pay the costs of this motion.

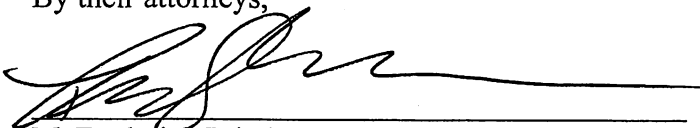
6. In further support of this Motion, Plaintiffs rely on the Memorandum submitted herewith.

WHEREFORE, Plaintiffs respectfully request that this Court order Zurich to:

- a. Produce all withheld claims manuals and guidelines before 9 A.M. on Wednesday, March 8, 2006 to allow sufficient time for Plaintiffs to review the documents before the scheduled deposition of Kathleen Fuell, a key defense witness; and
- b. Pay the costs of bringing this Motion.

ON BEHALF OF HIS MINOR CHILD
AND NEXT FRIEND, REBECCA RHODES,

By their attorneys,

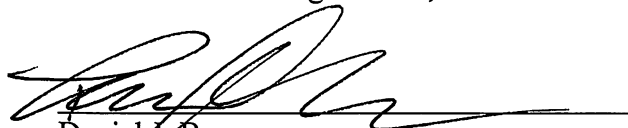


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DATED: March 1, 2006

Rule 9C Certificate

I hereby certify that I conferred with Gregory P. Varga, counsel for Zurich, the afternoon of February 23, 2006, in a good faith attempt to narrow the areas of disagreement, but to no avail.



Daniel J. Brown

CERTIFICATE OF SERVICE


I hereby certify that on this day, a true and accurate copy of the above document was served via hand delivery on the attorney of record for each party at:

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DATED: March 1, 2006



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