

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

DEC 31 2025

RICK WARREN
COURT CLERK

109

BILL and LACY HURSH,

Plaintiffs,

v.

**STATE FARM FIRE & CASUALTY
COMPANY;
MARK D. WELTY; and
MARK D. WELTY INSURANCE
AGENCY, INC.,**

Defendants.

CASE NO. CJ-2025-2626

Hon. Amy Palumbo

JOURNAL ENTRY

COMES ON for hearing before this Court on the 25th day of November 2025, Plaintiffs Bill and Lacy Hursh's ("Plaintiffs") appeared on the following Motions: Defendant State Farm Fire & Casualty Company's ("State Farm") Motion to Quash Corporate Representative Notice; State Farm's Motion to Quash the Deposition Notices of Thomas Moss; State Farm's Motion to Quash the Deposition Notices of Nicole Manduca; State Farm's Motion to Quash the Deposition Notices of Scott Welsh; State Farm's Motion to Quash the Deposition Notices of Wensley Herbert; State Farm's Motion to Quash the Deposition Notices of Kathy Ress; State Farm's Motion to Quash the Deposition Notices of Tyrone Smith; State Farm's Motion to Quash the Deposition Notices of Wendy Mazza; and Defendant Mark D. Welty and Mark D. Welty Insurance Agency, Inc.'s ("Welty") Motion to Dismiss. The Court, having carefully reviewed the parties' briefs, hearing arguments of counsel, and consideration of additional materials provided at the hearing, finds and orders as follows:

EXHIBIT

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1. The Court has considered the arguments set forth in the parties' extensive briefing on these discovery issues, as well as arguments made by counsel at the hearings, and consideration of additional materials provided at the hearing.
2. The Court has carefully considered and weighed each of the proportionality factors set forth in 12 O.S. § 3226(B) in conjunction with making its rulings as to the relevance and proportionality of each category of discovery at issue in State Farm's Motion to Quash Corporate Representative Notice as well as State Farm's seven individual Motion to Quash Deposition Notices, including the importance of the issues at stake in this action, the amount in controversy, the parties' relative access to relevant information, the parties' resources, the importance of the discovery in resolving the issues, and whether the burden or expense of the proposed discovery outweighs its likely benefit.
3. Having considered these factors, the Court finds the discovery sought herein is relevant to Plaintiffs' claims, including allegations of pattern and practice and the evidence at issue is reasonably calculated to lead to the discovery of admissible evidence and proportional to the needs of the case.
4. The Court hereby DENIES State Farm's Motion to Quash Corporate Representative Notice.
5. The Court hereby DENIES State Farm's Motion to Quash the Deposition Notices of Thomas Moss.
6. The Court hereby DENIES State Farm's Motion to Quash the Deposition Notices of Nicole Manduca.
7. The Court hereby DENIES State Farm's Motion to Quash the Deposition Notices of Scott Welsh.

8. The Court hereby DENIES State Farm's Motion to Quash the Deposition Notices of Wensley Herbert.

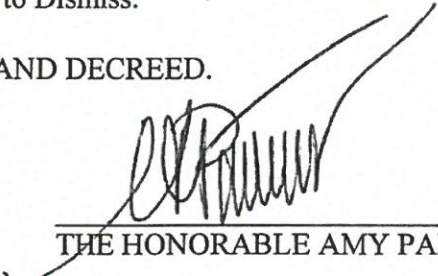
9. The Court hereby DENIES State Farm's Motion to Quash the Deposition Notices of Kathy Ress.

10. State Farm's Motion to Quash the Deposition Notices of Tyrone Smith and Wendy Mazza is MOOT.

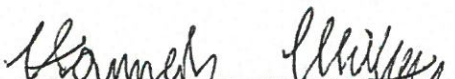
a. With respect to Wendy Mazza and Tyrone Smith, Plaintiffs have agreed to issue subpoenas to both, because State Farm claims these individuals are no longer employed by State Farm, and agree to travel to such jurisdiction wherein they reside.

11. The Court hereby DENIES Welty's Motion to Dismiss.

It is THEREFORE ORDERED, ADJUDGED, AND DECREED.


THE HONORABLE AMY PALUMBO

APPROVED AS TO FORM:


Reggie N. Whitten, OBA No. 9576

Michael Burrage, OBA No. 1350

Blake Sonne, OBA No. 20341

Hannah Whitten, OBA No. 35261

John S. Sanders, OBA No. 34990

Jake Denne, OBA No. 35097

Whitten Burrage

512 North Broadway Avenue, Suite 300

Oklahoma City, OK 73102

Office: 405.516.7800

Facsimile: 405.516.7859

rwhitten@whittenburragelaw.com

mburrage@whittenburragelaw.com

bsonne@whittenburragelaw.com

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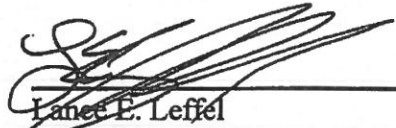
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Oklahoma County



hwhitten@whittenburragelaw.com
jsanders@whittenburragelaw.com
jdenne@whittenburragelaw.com

Attorneys for Plaintiffs



Lance E. Leffel
Ashlyn M. Smith
GABLE GOTWALS
BOK Park Plaza
499 W. Sheridan Ave., Suite 2200
Oklahoma City, OK 73102
llefel@gablelaw.com
asmith@gablelaw.com

Carrie B. McNeer
Grant A. Fitz
GABLE GOTWALS
110 N. Elgin Avenue
Suite 200
Tulsa, OK 74120-1490
cmcneer@gablelaw.com
gfitz@gablelaw.com

Attorneys for Defendants State Farm and Defendants Mark D. Welty and Mark D. Welty Insurance Agency, Inc.