

10/12/99

OPEN COURT  
**FILED**

OCT 12 1999

*Sally P. Rubel*

Clerk of the  
Circuit Court

KEY

Off.  
Ad.  
Ref.

Offered  
Admitted  
Refused

SUMMARY OF PLAINTIFF'S EXHIBITS

Designation	Description	Off.	Objection	Ad.	Reserved	Ref.
1	02/24/92 unsigned letter from SFIC removing AAB from the SFIC repair facility reference guide			✓		
2	02/27/92 letter of BAB to Sally Rubel, SFIC on behalf of AAB					
3	03/24/92 letter of Gary Weakly, SFIC concerning quality of work not being the basis of the removal from the SFIC RFRG			✓		
4	Form letter of SFIC to AAB existing and/or prospective customers (SFIC admits sending-see def. ans. to 3rd amended comp., par. 3 & 4)			✓		
Group Exhibit A	1988 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit B	1989 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit C	1990 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit D	1991 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit E	1992 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		

Designation	Description	Off.	Objection	Ad.	Reserved	Ref.
11A	summary of 1994 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
12A	summary of 1995 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
13A	summary of 1996 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
14A	summary of 1997 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
15A	summary of 1998 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
16	Statement of Elaine Galli-Vail					
17	Statement of Nelson Capitano					
18A, 18B, & 18C	statement of Emmett C. Jesberg, Jr.					
19A & 19B	Statement of Larry Durham					
20	Statement of Monica Foster-Whalen					
21	Statement of John Moloney					
22A - 22J	Transcript of the 12/16/93 conversation between Jim Hayden and Mark Miller					
23A & 23B	Statement of Paul J. Myers					
24	06/30/92 Letter of Sarunas Valiukenas					
25	08/06/92 letter of Bill Ebert to Dale Emerson					
26A & 26B	Statement of Cindy Evans					

Designation	Description	Off.	Objection	Ad.	Reserved	Ref.
27A, 27B & 27C	11/17/93 letter of Debora Vansacik to State Farm					
28A, 28B & 28C	Statement of Sandy Klunick					
29A & 29B	Statement of Shirley Hatchett					
30	09/20/96 letter of Randal M. Lewis to Michael Supan of Fender Menders Body Shop		✓	✓		
31A & 31B	09/10/93 letter of John Marley to State Farm President, Edward Rust		✓			✓
32A & 32B	Statement of Alan Preogzin					
33A, 33B, 33C & 33D	Statement of Steve Mills					
34A & 34B	08/08/94 letter of Gary L. Smith to Steve Mills					
35	08/09/94 letter of Cheryl L. Jyawook to Steve Mills					
36	09/09/94 letter of Steve Mills to Eilen Calip					
37A & 37B	Statement of Dennis Werth					
38A, 38B, 38C, 38D & 38E	8/6/88 AAB job tickets of AAB for Dennis Werth					
39A & 39B & 39C	Statement of Robert Shipman					
40A, 49B & 40C	Statement of Robert O'Keefe					
41A, 41B, 41C & 41D	Statement of Brian and Linda Wood					

Designation	Description	Off.	Objection	Ad.	Reserved	Ref.
Group Exhibit F	1993 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit G	1994 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit H	1995 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit I	1996 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit J	1997 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit K	1998 AAB job tickets for jobs on vehicles owned by SFIC insureds or claimants			✓		
Group Exhibit L	Plaintiff's federal income tax returns for 1988 through 1998			✓		
5	Amended form letter of SFIC to AAB existing and/or prospective customers		<i>WAT</i>			
5A	summary of 1988 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
6A	summary of 1989 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
7A	summary of 1990 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
8A	summary of 1991 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
9A	summary of 1992 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		
10A	summary of 1993 AAB jobs on vehicles owned by SFIC insureds or claimants		✓	✓		

Designation	Description	Off.	Objection	Ad.	Reserved	Ref.
43A	Audio tape of the 12/16/93 conversation between Jim Hayden and Mark Miller at the SFIC claims office on Lawrence St.		✓	✓		<i>MLC</i>
43B - 43K	Transcript of the 12/16/93 conversation between Jim Hayden and Mark Miller at the SFIC claims office on Lawrence St.		✓	✓		
43L	Video tape transcript and audio of 12/16/93 conversation between Jim Hayden and Mark Miller at the SFIC claims office on Lawrence St.		✓	✓		
T-15-B	Audio tape of the 5/22/92 conversation between Jim Hayden and Bill Ebert					
T-15-C	Transcript of the 5/22/92 conversation between Jim Hayden and Bill Ebert					
T-15-D	Video tape transcript and audio of the 5/22/92 conversation between Jim Hayden and Bill Ebert					
T-22-A	Audio tape of the 11/30/92 conversation between Dwight "Butch" McDow and Bill Ebert					
T-22-B	Transcript of the 11/30/92 conversation between Dwight "Butch" McDow and Bill Ebert					
T-22-C	Video tape transcript and audio of the 11/30/92 conversation between Dwight "Butch" McDow and Bill Ebert					
50A - 50E	State Farm Approved Repair Facilities for 5/99					
T-13-B	Audio tape of the 2/25/92 conversation between Bill Ebert and Sally Rubel					
T-13-C	Transcript of the 2/25/92 conversation between Bill Ebert and Sally Rubel					

Designation	Description	Off.	Objection	Ad.	Reserved	Ref.
T-13-D	Video tape transcript and audio of the 5/22/92 conversation between Bill Ebert and Sally Rubel					
Group Exhibit M-1 through M- <del>52</del> 40	<del>State Farm Repair Facility Reference Guide</del> POLICY CLAIMS SUPERVISION MANUAL.		AAB	✓		
51	3/24/92 Letter from Gary Weakly to Beeman Law Office regarding the removal of AAB from the Reference Guide					
52A - 52B	1/12/96 letter from Stephen Osborne to Gary Weakly requesting reinstatement of AAB					
53A - 53D	Repair Facility Survey Form signed by Bill Ebert on 5/17/91					

54	AAB/SF job ticket for Cynthia Sutton--Dick Skelton approved & signed final on 02/05/92			✓		
55	AAB/SF job ticket for Patricia Carter-Dick Skelton approved and signed final on 01/22/92 (6 pages)			✓		
56	AAB/SF job ticket for Diane Hays--Dick Skelton approved and signed final on 01/22/92 (7 pages)			✓		
57	AAB/SF job ticket for repairs to Jean Wilken's Plymouth Voyager van -- Dick Skelton approved and signed supplement on 09/16/91			✓		
59	AAB/SF job ticket for Pansy Molohon--Dick Skelton approved and signed supplement on 02/21/92 (6 pgs)			✓		
60	AAB/SF job ticket for Joanne Moussette -- Dick Skelton approved and signed supplement on 11/12/91			✓		
61	01/02/92 statement of Richard Skelton regarding his having seen a gun on Bill Ebert's person in 1991 while discussing additional repairs on a van					
62	12/30/91 statement of Dwight "Butch" McDow regarding Bill Ebert's gun.					
65	02/25/92 memo from Sally Rubel to Gary Weakly regarding the removal of Bill Ebert--sent memo to all agents			✓		
66	02/25/92 memo <del>to</del> Sally Rubel to all agents and agency manuals advising of removal of AAB from Repair Facility List			✓		

67	01/15/92 memo of Sally Rubel regarding Bill Ebert					
70	02/20/92 memo from Don Hartman to Bob Schwartz and Sally Rubel regarding Bill Ebert				✓	
71	08/28/92 letter of Jim Hayden (State Farm Insurance) to Nelson Capitano re Bill Ebert not agreeing to guidelines essential to insure quality repairs				✓	
72	SF's 1995 Annual Report to policy holders		✓	✓		
73	SF's 1996 Annual Report to policy holders		✓	✓		
74	Comparison of gross sales by insurance companies, Country Companies and Cincinnati		✓			✓
75	Picture of outside of American Auto Body				✓	
76	Picture of office portion of American Auto Body				✓	
77	Picture of office portion of American Auto Body, close-up of Bill's desk				✓	
78	Picture of office portion of American Auto Body, door and chairs				✓	