

IN THE SUPREME COURT OF THE STATE OF MISSISSIPPI NO. 2006-CA-01658

IN THE MATTER OF THE ESTATE OF NATHAN McGEE, DECEASED FRANCES CAROLYN HARRIS PHILIP, SUSAN CATHERINE HARRIS COUCH, SAMUEL KING HARRIS, DAVID WALTON LONGMORE, JAMES ALAN LONGMIRE, and ROBERT WILLIAM LONGMIRE

1

FILED

MAR 1 4 2007

OFFICE OF THE CLERK SUPREME COURT COURT OF APPEALS

APPELLANTS

v. MARGARET McDANIEL HARVESTON, ADMINISTRATRIX, and RLI INSURANCE COMPANY, SURETY

APPELLEES

APPELLEE MARGARET McDANIEL HARVESTON'S BRIEF

On Appeal from the Chancery Court of Adams County, Mississippi

Respectfully submitted, CLAUDE PINTARD, JR. M.S.B. NO. PINTARD & PINTARD POST OFFICE BOX 1065 NATCHEZ, MS 39121 TELEPHONE: (601) 445-9800 FAX: (601) 445-9820

IN THE SUPREME COURT OF THE STATE OF MISSISSIPPI NO. 2006-CA-01658

IN THE MATTER OF THE ESTATE OF NATHAN McGEE, DECEASED

FRANCES CAROLYN HARRIS PHILIP, SUSAN CATHERINE HARRIS COUCH, SAMUEL KING HARRIS, DAVID WALTON LONGMORE, JAMES ALAN LONGMIRE, and ROBERT WILLIAM LONGMIRE

APPELLANTS

v.

MARGARET McDANIEL HARVESTON, ADMINISTRATRIX, and RLI INSURANCE COMPANY, SURETY

APPELLEES

CERTIFICATE OF INTERESTED PERSONS

Undersigned counsel of record certifies that the persons listed below have an interest in the outcome of this case. These representations are made in order that the Justices of the Supreme Court and/or the Judges of the Court of Appeals may evaluate possible disqualification or recusal.

Honorable George Ward, Adams County Chancellor

THE NATHAN McGEE HEIRS: Frances Carolyn Harris Philip, Appellant Susan Catherine Harris Couch, Appellant Samuel King Harris, Appellant David Walton Longmire, Appellant James Alan Longmire, Appellant Robert William Longmire, Appellant

John W. Christopher Christopher & Ellis, PLLC Attorneys for Appellants Margaret McDaniel Harveston, Administratrix, Appellee

Claude Pintard, Jr. Pintard & Pintard Attorney for Margaret McDaniel Harveston, Appellee

RLI Insurance Company, Surety for the Administratrix, Appellee

Ron A. Yarbrough Brunini, Grantham, Grower & Hewes, PLLC Attorneys for RLI Insurance Company, Appellee

un M

CLAUDE PINTARD, JR. (MSB 4365) Attorney for Appellee Margaret McDaniel Harveston

SUMMARY OF THE ARGUMENT AND ARGUMENT

Appellee Margaret McDaniel Harveston hereby adopts by reference in its entirety,

pursuant to Mississippi Rules of Appellate Procedure, Rule 28(i), the Brief by Appellee

RLI Insurance Company.

Respectfully submitted,

MARGARET McDANIEL HARVESTON

By:

lelande Claude Pintard, Jr. (MSB

Her Attorney

PINTARD & PINTARD 207 South Commerce Street Post Office Box 1065 Natchez, Mississippi 39121 Telephone: (601) 445-9800 Facsimile: (601) 445-9820

CERTIFICATE OF SERVICE

I, Claude Pintard, Jr., hereby certify that I have this day caused to be delivered, via United States mail, first class postage prepaid, a true and correct copy of the foregoing document to the following:

John W. Christopher Christopher & Nester, PLLC P.O. Box 982 Ridgeland, MS 39158

Ron A. Yarbrough Brunini, Grantham, Grower & Hewes, PLLC P.O. Box 119 Jackson, MS 39201

Hon. George M. Ward Adams County Chancellor Post Office Box 1144 Natchez, MS 39121 4. This the <u>14</u> day of March, 2007.

Claude Pintard, Jr.