

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JACK TERRY and EDEN TERRY,

Plaintiffs,

v.

SAFECO INSURANCE COMPANY OF
AMERICA,

Defendant.

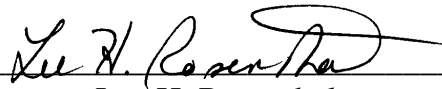
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CIVIL ACTION NO. H-10-0340

ORDER

The motion filed by the defendant, Safeco Insurance Company of America, to sever under Federal Rule of Civil Procedure 21, (Docket Entry No. 15), is denied without prejudice. A motion to sever the claims for extra-contractual damages under the Teas Insurance code may be reurged, if appropriate, after the record on the contractual claims is better developed and their relationship to the extra-contractual claims is clarified.

SIGNED on October 13, 2010, at Houston, Texas.



Lee H. Rosenthal
United States District Judge