



CJ09 7411 -
Dixon

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

MELTON PARHAM, individually and as
custodial parent, guardian and next friend of
MELTON PARHAM, JR.,

Plaintiff,

v.

AMERICAN HONDA MOTOR CO., INC.,
HONDA MOTOR CO., LTD., HONDA OF
AMERICA MFG., INC., HONDA R&D CO.,
LTD., HONDA R&D AMERICAS, INC.;
HONDA NORTH AMERICA, INC.;
TAKATA CORPORATION; TAKATA SEAT
BELTS INC.; TAKATA RESTRAINT
SYSTEMS INC.; TAKATA-PETRI INC.; TK-
TAITO L.L.C.; AND TK HOLDINGS INC.

Defendants.

AUG 6 2009
PATRICIA PRESLEY, COURT CLERK
by [Signature] DEPUTY

Case No.: **CJ -2009-7411 .**

PETITION

COMES NOW the plaintiff, Melton Parham, individually and as custodial parent, guardian and next friend of Melton Parham, Jr., a minor child, and for their cause of action against the Defendants allege and state as follows:

1. Plaintiff is the custodial parent and guardian of the said minor child, Melton Parham, Jr., and brings this action for and on behalf of Melton Parham, Jr., as the said minor child's next friend.
2. On May 27, 2009, the minor child was riding as a passenger in an automobile that

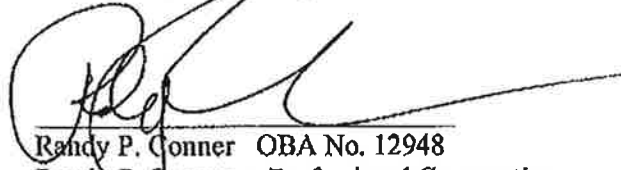


was being driven by his sister, Ashley Nicole Parham.

3. While thus riding in the automobile, the automobile was involved in a minor accident.
4. The accident occurred in Oklahoma County, Oklahoma.
5. As a result of a manufacturing defect in a component of the automobile, Melton Parham, Jr.'s sister sustained a fatal injury during the accident.
6. Melton Parham, Jr., observed the injuries to, and the death of, his sister, Ashley Nicole Parham, at the time of and during the immediate aftermath of the automobile accident.
7. As a result thereof, the minor child sustained and suffered personal injuries and damages for emotional distress
8. Melton Parham, Jr. has thereby been damaged in an amount in excess of \$10,000.00.

WHEREFORE, premises considered, the plaintiff, Melton Parham, individually and as custodial parent, guardian and next friend of Melton Parham, Jr. prays judgment in his favor on behalf of the said minor child for an amount in excess of \$10,000.00 against the defendants, American Honda Motor Co., Inc., Honda Motor Co., Ltd., Honda of America Mfg., Inc., Honda R&D Co., Ltd., Honda R&D Americas, Inc.; Honda North America, Inc.; Takata Corporation; Takata Seat Belts Inc.; Takata Restraint Systems Inc.; Takata-Petri Inc.; TK-Taito L.L.C.; and TK Holdings Inc.

Respectfully submitted,



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ATTORNEYS FOR PLAINTIFF

ATTORNEY LIEN CLAIMED

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IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

MELTON PARHAM, individually and as
custodial parent, guardian and next friend of
MELTON PARHAM, JR.,

Plaintiff,

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HONDA NORTH AMERICA, INC.;
TAKATA CORPORATION; TAKATA SEAT
BELTS INC.; TAKATA RESTRAINT
SYSTEMS INC.; TAKATA-PETRI INC.; TK-
TAITO L.L.C.; AND TK HOLDINGS INC.

Defendants.

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AUG - 7 2009

PATRICIA PRESLEY, COURT CLERK
by DEPUTY

ANSWER

COME NOW the defendants, American Honda Motor Co., Inc., Honda Motor Co., Ltd., Honda of America Mfg., Inc., Honda R&D Co., Ltd., Honda R&D Americas, Inc.; Honda North America, Inc.; Takata Corporation; Takata Seat Belts Inc.; Takata Restraint Systems Inc.; Takata-Petri Inc.; TK-Taito L.L.C.; and TK Holdings, Inc., and for their answer to the plaintiff's Petition on file herein, allege and state:

ADMISSIONS AND DENIALS

1. These answering defendants admit the allegations contained in paragraph 1 of the plaintiff's Petition.
2. These answering defendants admit the allegations contained in paragraph 2 of the

plaintiff's Petition.

3. These answering defendants admit the allegations contained in paragraph 3 of the plaintiff's Petition.
4. These answering defendants admit the allegations contained in paragraph 4 of the plaintiff's Petition.
5. This answering defendant specifically deny the allegations contained in paragraph 5 of the plaintiff's Petition
6. These answering defendants are without sufficient knowledge or information to form a belief as to the veracity of the allegations contained in paragraph 6 of the plaintiff's Petition and, therefore, deny same, demanding strict proof thereof.
7. These answering defendants are without sufficient knowledge or information to form a belief as to the veracity of the allegations contained in paragraph 7 of the plaintiff's Petition and, therefore, deny same, demanding strict proof thereof.
8. These answering defendants are without sufficient knowledge or information to form a belief as to the veracity of the allegations contained in paragraph 8 of the plaintiff's Petition and, therefore, deny same, demanding strict proof thereof

WHEREFORE, the defendants, American Honda Motor Co., Inc., Honda Motor Co., Ltd., Honda of America Mfg., Inc., Honda R&D Co., Ltd., Honda R&D Americas, Inc.; Honda

North America, Inc.; Takata Corporation; Takata Seat Belts Inc.; Takata Restraint Systems Inc.; Takata-Petri Inc.; TK-Taito L.L.C. ; and TK Holdings Inc., pray for judgment in their favor and against the plaintiff, Melton Parham, in both his individual capacity and in his capacity as custodial parent, guardian and next friend of Milton Parham, Jr., together with their cost of this defense and such other relief as the court may deem just and proper.

Respectfully submitted,




Gary M. Chubbuck OBA No. 1682
Michael D. Duncan OBA NO. 11601
FENTON FENTON SMITH RENEAU & MOON
211 North Robinson Ave., Suite 800 N.
Oklahoma City, Oklahoma 73102

Ph.: 405.235.4671
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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of August, 2009, I served a true and correct copy of the above and forgoing Answer by United States Mail, Postage Prepaid to plaintiff's counsel of record.



Gary M. Chubbuck/Michael D. Duncan

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STATE OF OKLAHOMA

MELTON PARHAM, individually and as
custodial parent, guardian and next friend of
MELTON PARHAM, JR.,

Plaintiff,

v.

AMERICAN HONDA MOTOR CO., INC.,
HONDA MOTOR CO., LTD., HONDA OF
AMERICA MFG., INC., HONDA R&D
CO., LTD., HONDA R&D AMERICAS,
INC.; HONDA NORTH AMERICA, INC.;
TAKATA CORPORATION; TAKATA
SEAT BELTS INC.; TAKATA
RESTRAINT SYSTEMS INC.; TAKATA-
PETRI INC.; TK-TAITO L.L.C.; AND TK
HOLDINGS INC.,

Defendants.

Case No.: CS-2009-7411

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AUG - 7 2009

PATRICIA PRESLEY, COURT CLERK
by [Signature] DEPUTY

**ORDER APPROVING SETTLEMENT
AND JOURNAL ENTRY OF JUDGMENT**

NOW on this 7th day of August, 2009, the above-captioned matter
comes on before the undersigned District Court Judge upon the Joint Application for Court
Approval of Settlement and for Entry of Judgment as submitted by the Plaintiff, Melton Parham
(the "Plaintiff"), individually and as custodial parent, guardian and next friend of Melton
Parham, Jr., a minor child (the "Minor Child"), and the Defendants, American Honda Motor Co.,
Inc., Honda Motor Co., Ltd., Honda of America Mfg., Inc., Honda R&D Co., Ltd., Honda R&D

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Americas, Inc.; Honda North America, Inc.; Takata Corporation; Takata Seat Belts Inc.; Takata Restraint Systems Inc.; Takata-Petri Inc.; TK-Taito L.L.C.; and TK Holdings Inc. ("Defendants"). This Joint Application seeks the Court's approval of a settlement agreement entered into between the Plaintiff, individually and as custodial parent, guardian and next friend of the Minor Child, and the Defendants. The Court, having reviewed the stipulations included in the parties' Joint Application, after hearing sworn testimony of the Plaintiff, and being fully advised in the premises, finds as follows:

1. That the Plaintiff is the custodial parent and guardian of the Minor Child.
2. That this action arises out of an automobile accident in which the Minor Child was involved. Plaintiffs allege that, as a result of said accident, the Minor Child sustained minimal bodily injuries as a result of the accident and emotional injuries as a result of observing injuries to and the resulting death of his sister, Ashley Nicole Parham.
3. That a settlement agreement has been entered into between the Plaintiff, individually and as custodial parent and guardian of the Minor Child, and the Defendants, whereby the said defendants have agreed to pay to the Plaintiff, individually and as custodial parent, guardian and next friend of the Minor Child, the total sum of [REDACTED] and [REDACTED] (the "Settlement Amount"), in consideration for a Parent-Guardian Release on behalf of the Plaintiff, individually and as custodial parent, guardian and next friend of the Minor Children.
5. That \$ 0 of the Settlement Amount shall be paid to medical lien holders in full and final settlement of any subrogation interests herein.

6. That the attorney for the Plaintiff, Randy P. Conner, is entitled to attorney's fees, costs and expenses in the sum of \$ 0 for his representation of the Plaintiff herein, which sum is to be paid from the Settlement Amount paid by said defendants to the Plaintiff herein.

7. That the Settlement Amount referred to in paragraph 3 above is deemed to be fair, just and in the best interest of the minor child, Melton Parham, Jr., and is entered into by the parties of their own free will, being fully represented by counsel and after being made fully aware of the circumstances and consequences.

8. That Plaintiff, Melton Parham, individually and as custodial parent, guardian, and next friend of the minor child, Melton Parham, Jr., is aware that said minor child has a right to a jury trial and said minor child has a right to await reaching the age of majority and up to one (1) year thereafter before bringing this action but, by entering into this settlement, has affirmatively agreed to waive said rights.

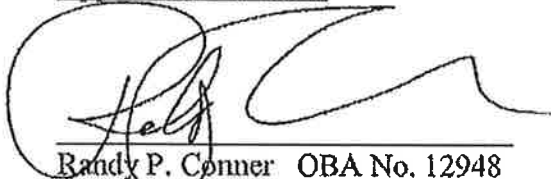
IT IS THEREFORE ORDERED ADJUDGED AND DECREED that the Joint Application for Court Approval of Settlement and for Entry of Judgment should be, and the same is hereby, GRANTED; this Court hereby approves the terms of the settlement agreement as set out herein, and further hereby enters Judgment in favor of the plaintiff, Melton Parham, individually and as custodial parent, guardian, and next friend of the minor child, Melton Parham, Jr., and against the defendants, American Honda Motor Co., Inc., Honda Motor Co., Ltd., Honda of America Mfg., Inc., Honda R&D Co., Ltd., Honda R&D Americas, Inc.; Honda North America, Inc.; Takata Corporation; Takata Seat Belts Inc.; Takata Restraint Systems Inc.;

Takata-Petri Inc.; TK-Taito L.L.C.; and TK Holdings Inc., in the amount of [REDACTED]


IT IS SO ORDERED this 7th day of August, 2009.


JUDGE OF THE DISTRICT COURT

Approved as to form:



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ATTORNEY FOR DEFENDANTS