

[Avery, Michael E. et al. vs. State Farm Mutual Automobile Insurance Company](#)

Year: 2004

Court: Illinois Supreme Court

Case Number: 91494

Insurers should not be able to use after market parts when policy calls for restoring vehicle to pre-loss condition. Class actions are the most judicially efficient method of resolving such unfair practices. McCarran Ferguson does not pre-empt a state's ability to regulate such conduct. UDate 12/19/2016: The RICO case (Mark Hale et al v. State Farm) alleging that the insurer funneled money to a political campaign of a judge that would rule in their favor in the underlying case is proceeding as a class action. A export report's seal was lifted with traces the alleged contributions. UDate 9/5/2018: State Farm settled for \$250 Million one week prior to the start of trial.
<https://www.insurancejournal.com/news/national/2018/09/04/500127.htm>

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