

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
NORTHERN DIVISION**

**JAMES TUCKER and
MINDY TUCKER**

PLAINTIFFS

v. No. 1:11-cv-44-DPM

**SOUTHWESTERN ENERGY CO.;
CHESAPEAKE ENERGY CORP.;
and BHP BILLITON PETROLEUM
(FAYETTEVILLE) LLC**

DEFENDANTS

**PHILLIP BERRY and
PEGGY BERRY**

PLAINTIFFS

v. No. 1:11-cv-45-DPM

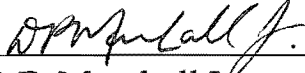
**SOUTHWESTERN ENERGY CO.;
CHESAPEAKE ENERGY CORP.;
and BHP BILLITON PETROLEUM
(FAYETTEVILLE) LLC**

DEFENDANTS

ORDER

I appreciate the parties' submissions on the recusal issues. I know this was extra and unexpected work; but the additional legal analysis and the new facts were helpful. After further consideration of the issues in light of the parties' submissions, my conclusion is that I am not disqualified from sitting and there is no good reason that I should recuse. 28 U.S.C. § 455(a) and (b)(4). I will therefore continue in the case.

So Ordered.



D.P. Marshall Jr.
United States District Judge

6 April 2012