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9 Attorneys for Plaintiff

10 **UNITED STATES DISTRICT COURT**
 11 **CENTRAL DISTRICT OF CALIFORNIA**

12 CLYDE SMOTHERS, an individual;

13 Plaintiff,

14 v.

15 **3M COMPANY a/k/a MINNESOTA**
 16 **MINING & MANUFACTURING**
 17 **COMPANY;**
 18 **ASBESTOS CORPORATION**
 19 **LIMITED;**
 20 **AIR & LIQUID SYSTEMS**
 21 **CORPORATION**, a subsidiary of
 22 **AMPCO-PITTSBURGH**
 23 **CORPORATION**, individually and as
 24 successor by merger to **BUFFALO**
 25 **PUMPS, INC.**, individually and as
 26 successor in interest to **BUFFALO**
 27 **FORGE COMPANY;**
 28 **ALFA LAVAL, INC.**, individually and
 as successor in interest to **THE**
DELAVAL SEPARATOR COMPANY
 and **SHARPLES CORPORATION;**
AMERON INTERNATIONAL
CORPORATION, f/k/a

CASE NO. 2:13-cv-05986-SJO-AGR

**ORDER ON JOINT-STIPULATED
 REMAND**

Hon. S. James Otero
 United States Courthouse
 Courtroom No.: 1
 312 North Spring Street, 2nd Floor
 Los Angeles, CA 90012-4701

cc: order, docket, remand
 letter to Los Angeles Superior
 Court no. JCCP 6774; BC 507163
 as to defendant Foster Wheeler
 only

1 BONDSTRAND individually and as
2 successor in interest to AMERON
3 MERGER COMPANY and AMERON
4 INC., AMERCOAT, INC., and
5 AMERICAN PIPE AND
6 CONSTRUCTION;
7 **AMETEK, INC.**, individually and as
8 successor in interest to HAVEG
9 INDUSTRIES, INC. and HERCULES,
10 INC.;

11 **ANCHOR DARLING VALVE**
12 **COMPANY;**
13 **AURORA PUMP COMPANY;**
14 **BECHTEL CONSTRUCTION**
15 **COMPANY;**
16 **BECHTEL CORPORATION;**
17 **BLACKMER PUMP COMPANY;**
18 **BW/IP INC.**, individually and as
19 successor in interest to BYRON
20 JACKSON PUMP CO.;

21 **CARRIER CORPORATION,**
22 individually and as successor in interest
23 to BRYANT HEATING & COOLING
24 SYSTEMS;

25 **CBS CORPORATION f/k/a**
26 **VIACOM, INC.**, successor by merger
27 to CBS CORPORATION f/k/a
28 WESTINGHOUSE ELECTRIC
CORPORATION as successor in
interest to BF STURTEVANT;

29 **CHAMPLAIN CABLE**
30 **CORPORATION**, individually and as
31 successor in interest to HERCULES
32 INC.;

33 **CHEVRON USA, INC.**, individually
34 and as successor in interest to
35 TEXACO, INC.;

36 **CLEAVER-BROOKS, INC.**,
37 individually and f/k/a AQUA-CHEM,
38 INC.;

39 **FOSTER WHEELER, LLC;**
40 **DANA COMPANIES LLC, f/k/a and**

1 individually and as successor in interest
2 to VICTOR CORPORATION,
3 VICTOR GASKETS and VICTOR
4 MANUFACTURING AND GASKET
5 COMPANY;

6 **ELEMENTIS CHEMICALS, INC.**
7 f/k/a HARCROS CHEMICALS, INC.
8 individually and as successor in interest
9 to HARRISONS & CROSFIELD
10 (PACIFIC) INC.;

11 **ELLIOTT COMPANY**, individually
12 and as successor in interest to ELLIOTT
13 TURBO MACHINERY COMPANY,
14 INC.;

15 **FISHER CONTROLS**
16 **INTERNATIONAL, LLC**,
17 individually and as successor in interest
18 to FISHER GOVERNOR COMPANY,
19 FISHER CONTROLS COMPANY, and
20 FISHER CONTROLS
21 INTERNATIONAL, INC.;

22 **FLOWSERVE US INC.**, individually
23 and as successor in interest to
24 EDWARD VALVES, INC.;

25 **FLUOR CORPORATION**;
26 **FLUOR DANIEL ENGINEERING,**
27 **INC.**;

28 **FLUOR ENTERPRISES, INC.**,
individually and as successor in interest
to FLUOR ENGINEERS &
CONSTRUCTORS, INC. and FLUOR
DANIELS, INC.;

FMC CORPORATION, f/k/a
CONSTRUCTION EQUIPMENT
GROUP a/k/a and individually and as
successor in interest to LINK-BELT
CONSTRUCTION EQUIPMENT
COMPANY, LTD, and also
individually and as successor in interest
to NORTHERN PUMP COMPANY
f/k/a NORTHERN FIRE APPARATUS
COMPANY, CHICAGO PUMP

1 COMPANY, PEERLESS PUMP
2 COMPANY and CROSBY VALVE,
3 INC.;

4 **FOSTER WHEELER, LLC**, a/k/a and
5 individually and as successor in interest
6 to FOSTER WHEELER
7 CORPORATION and FOSTER
8 WHEELER ENERGY
9 CORPORATION;

10 **GARDNER DENVER, INC.**, f/k/a
11 GARDNER DENVER MACHINERY,
12 INC.;

13 **GENERAL ELECTRIC COMPANY;**
14 **GEORGIA-PACIFIC LLC**, f/k/a
15 GEORGIA-PACIFIC CORPORATION;

16 **GOODRICH CORPORATION**, f/k/a
17 THE B.F. GOODRICH COMPANY;

18 **GOODYEAR TIRE & RUBBER**
19 **COMPANY;**

20 **GOULDS PUMPS, INC.;**

21 **GRINNELL LLC**, d/b/a GRINNELL
22 CORPORATION;

23 **HILL BROTHERS CHEMICAL**
24 **COMPANY;**

25 **HOLLINGSWORTH & VOSE, CO.;**
26 **HONEYWELL INTERNATIONAL,**
27 **INC.**, f/k/a and individually and as
28 successor in interest to ALLIED
SIGNAL, INC., individually and as
successor in interest to BENDIX
CORPORATION;

IMO INDUSTRIES, INC.,
individually and as successor in interest
to DELAVAL TURBINE, INC. and
C.H. WHEELER MANUFACTURING
COMPANY;

INGERSOLL-RAND COMPANY,
individually and as successor in interest
to TERRY STEAM TURBINE
COMPANY;

INTERNATIONAL PAPER
COMPANY, individually and as

1 successor to STRATHMORE PAPER
CO.;

2 **ITT CORPORATION, f/k/a ITT**
3 **INDUSTRIES, INC.**, individually and
4 as successor-in-interest to BELL &
5 GOSSETT, KENNEDY VALVE
6 MANUFACTURING COMPANY,
7 KENNEDY VALVE, INC. and
8 KENNEDY VALVE COMPANY;
9 **J.T. THORPE & SON, INC.;**
10 **JOHN CRANE, INC.;**
11 **KAISER GYPSUM COMPANY,**
12 **INC.;**
13 **MEADWESTVACO**
14 **CORPORATION**
15 **METALCLAD INSULATION**
16 **CORPORATION;**
17 **OAKFABCO, INC., f/k/a KEWANEE**
18 **BOILER CORPORATION;**
19 **PARSONS CORPORATION,**
20 individually and as successor in interest
21 to THE RALPH M. PARSONS
22 COMPANY;

23 **PEERLESS INDUSTRIES, INC.;**
24 **PLANT PRODUCTS & SUPPLY**
25 **CO.;**
26 **SB DECKING, INC., f/k/a SELBY,**
27 **BATTERSBY & CO.;**
28 **SONOCO PRODUCTS COMPANY;**
SPECIAL ELECTRIC COMPANY,
INC., individually and as alter-ego and
successor-in-interest to SPECIAL
MATERIALS, INC.-DELAWARE,
SPECIAL MATERIALS, INC.-OHIO,
SPECIAL MATERIALS, INC.-
ILLINOIS and SPECIAL
MATERIALS, INC.-WISCONSIN f/k/a
SPECIAL MATERIALS, INC. f/k/a
SPECIAL ASBESTOS COMPANY,
INC.;

SYD CARPENTER, MARINE
CONTRACTOR, INC.;

1 **TEXACO INC.;**
2 **THE NASH ENGINEERING**
3 **COMPANY;**
4 **THE WILLIAM POWELL**
5 **COMPANY;**
6 **THOMAS DEE ENGINEERING**
7 **CO., INC.;**
8 **TRANE U.S. INCORPORATED,**
9 **f/k/a AMERICAN STANDARD**
10 **INCORPORATED,** individually and
11 as successor to KEWANEE BOILER
12 CORP. and AMERICAN BLOWER
13 COMPANY;
14 **TRIPLE A MACHINE SHOP, INC.;**
15 **UNION CARBIDE**
16 **CORPORATION;**
17 **VELAN VALVE CORPORATION,**
18 individually and as successor in interest
19 to VELAN STEAM TRAP
20 CORPORATION;
21 **VIKING PUMP, INC.;**
22 **WARREN PUMPS, LLC,** f/k/a
23 WARREN PUMPS, INC., individually
24 and as successor in interest to QUIMBY
25 PUMP COMPANY;
26 **WEIR VALVES & CONTROLS**
27 **USA, INC.,** f/k/a and individually and
28 as successor in interest to ATWOOD &
MORRILL;
and DOES 1 through 400, inclusive,

Defendants.

THIS MATTER HAVING COME BEFORE THE COURT by the Joint
Stipulation For Remand of this case to the Superior Court for the State of California,
Central District, Stanley Mosk Courthouse, by and between counsel for Plaintiff
CLYDE SMOTHERS and counsel for Defendant FOSTER WHEELER, LLC in the
above referenced matter,

1 It is hereby, ORDERED, that this matter is REMANDED forthwith to the
2 Superior Court for the State of California, Central District, Stanley Mosk Courthouse
3 where it was originally filed within Joint Consolidated Cases Proceeding JCCP 4674,
4 original case number BC507163.
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6 **IT IS SO ORDERED.**
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10 DATED: August 27, 2013

S. James Otero

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13 HONORABLE S. JAMES OTERO
14 Judge of the United States District Court
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