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**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:08-cv-00228-CRB
Internal Use Only**

Davis et al v. General Electric Company et al
Assigned to: Hon. Charles R. Breyer
Referred to: Magistrate Judge Joseph C. Spero (Settlement)
Cause: 28:1332 Diversity-Product Liability

Date Filed: 01/14/2008
Jury Demand: Both
Nature of Suit: 368 P.I. : Asbestos
Jurisdiction: Diversity

Plaintiff

John L. Davis

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

Robert Kacsuta

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Plaintiff

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V.

Defendant

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Defendant

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Defendant**Todd Shipyards Corporation***TERMINATED: 08/13/2012*represented by **George D. Yaron**

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Defendant**General Dynamics Corporation***TERMINATED: 08/13/2012*represented by **Daniel Dennis O'Shea**


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Defendant**Bell Helicopter Textron, Inc.***TERMINATED: 08/13/2012*represented by **Stephen K. Brunk**



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Date Filed	#	Docket Text
01/14/2008	<u>1</u>	COMPLAINT /issued summons against Viad Corp., Todd Shipyards Corporation, General Dynamics Corporation, Bell Helicopter Textron, Inc., General Electric Company (Filing fee \$ 350, receipt number 34611014545.). Filed by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy. (ga, COURT STAFF) (Filed on 1/14/2008) (hdj, COURT STAFF). (Additional attachment(s) added on 2/9/2008: # <u>1</u> Complaint, # <u>2</u> Exhibit A) (ga, COURT STAFF). (Entered: 01/16/2008)
01/14/2008	<u>2</u>	Certificate of Interested Entities by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy identifying Other Affiliate Kim Sykes, Other Affiliate Janeen Davis, Other Affiliate Heidi Lynn Sermons, Other Affiliate Carol Larsen, Other Affiliate Kim Earl, Other Affiliate Shirley Pierce, Other Affiliate James Lawrence Pierce, Other Affiliate Sherry Lynne Pierce, Other Affiliate Donna Jo Huber, Other Affiliate David Keith Pierce, Other Affiliate Robert J. Schoelzel, Other Affiliate Connie Eddy, Other Affiliate Shari Duvall, Other Affiliate Shannon Presock, Other Affiliate Kenneth Davis for Richard Eddy; Other Affiliate Kim Sykes, Other Affiliate Janeen Davis, Other Affiliate Heidi Lynn Sermons, Other Affiliate Carol Larsen, Other Affiliate Kim Earl, Other Affiliate Shirley Pierce, Other Affiliate James Lawrence Pierce, Other Affiliate Sherry Lynne Pierce, Other Affiliate Donna Jo Huber, Other Affiliate David Keith Pierce, Other Affiliate Robert J. Schoelzel, Other Affiliate Helen Schoelzel, Other Affiliate Kenneth Davis for Robert Schoelzel; Other Affiliate Robert Wallace, Other Affiliate Kim Sykes, Other Affiliate Janeen Davis, Other Affiliate Heidi Lynn Sermons, Other Affiliate Carol Larsen, Other Affiliate Kim Earl, Other Affiliate Shirley Pierce, Other Affiliate James Lawrence Pierce, Other Affiliate Sherry Lynne Pierce, Other Affiliate Donna Jo Huber, Other Affiliate David Keith Pierce, Other Affiliate Robert J. Schoelzel, Other Affiliate Rosa M. Jackson-Wallace, Other Affiliate Mark A. Wallace, Other Affiliate Stephanie L. Webster, Other Affiliate Victor J. Wallace, Other Affiliate Yolanda. A. Wallace, Other Affiliate Kenneth Davis for Norris Wallace; Other Affiliate Kim Sykes, Other Affiliate Janeen Davis, Other Affiliate Heidi Lynn Sermons, Other Affiliate Carol Larsen, Other Affiliate Kim Earl, Other Affiliate Shirley Pierce, Other Affiliate James Lawrence Pierce, Other Affiliate Sherry Lynne Pierce, Other Affiliate Donna Jo Huber, Other Affiliate David Keith Pierce, Other Affiliate Robert J. Schoelzel, Other Affiliate Kenneth Davis for James Pierce Sr., James Watson, John L. Davis, Robert Kacsuta, William Larsen. re <u>1</u> Complaint, (ga, COURT STAFF) (Filed on 1/14/2008) (hdj, COURT STAFF). (Entered: 01/16/2008)
01/14/2008	<u>3</u>	ADR SCHEDULING ORDER: Case Management Statement due by 4/16/2008. Case Management Conference set for 4/23/2008 10:30 AM..

		Signed by Judge James Larson on 1/14/08. (Attachments: # 1 Judge Standing Order, # 2 Court Standing Order, # 3 Consent/Decline Form)(ga, COURT STAFF) (Filed on 1/14/2008) (Entered: 01/16/2008)
01/14/2008		CASE DESIGNATED for Electronic Filing. (ga, COURT STAFF) (Filed on 1/14/2008) (Entered: 01/16/2008)
01/23/2008	4	ORDER OF RECUSAL. Signed by Judge James Larson on 1/23/08. (jlsec, COURT STAFF) (Filed on 1/23/2008) (Entered: 01/23/2008)
01/24/2008	5	ORDER REASSIGNING CASE. Case reassigned to Judge Hon. Jeffrey S. White for all further proceedings. Judge Magistrate Judge James Larson no longer assigned to the case.. Signed by Executive Committee on 1/24/08. (as, COURT STAFF) (Filed on 1/24/2008) (Entered: 01/24/2008)
01/28/2008	6	INITIAL SCHEDULING CONFERENCE ORDER: Case Management Statement due by 4/18/2008. Case Management Conference set for 4/25/2008 01:30 PM.. Signed by Judge Jeffrey S. White on 1/28/08. (jjo, COURT STAFF) (Filed on 1/28/2008) (Entered: 01/28/2008)
01/28/2008		(Court only) ***Deadlines terminated. (hdj, COURT STAFF) (Filed on 1/28/2008) (Entered: 01/29/2008)
02/21/2008	7	<i>GENERAL ELECTRIC COMPANY'S ANSWER to Complaint with Jury Demand FOR ASBESTOS PERSONAL INJURY/PRODUCTS LIABILITY</i> by General Electric Company. (Johnson, Derek) (Filed on 2/21/2008) (Entered: 02/21/2008)
02/21/2008	8	Certificate of Interested Entities by General Electric Company (Johnson, Derek) (Filed on 2/21/2008) (Entered: 02/21/2008)
02/21/2008	9	NOTICE by General Electric Company <i>OF TAG ALONG ACTION</i> (Johnson, Derek) (Filed on 2/21/2008) (Entered: 02/21/2008)
02/21/2008	10	Letter from Derek Johnson to Michael Beck at MDL on 2/21/08. (Johnson, Derek) (Filed on 2/21/2008) (Entered: 02/21/2008)
02/22/2008	11	ANSWER to Complaint with Jury Demand by Todd Shipyards Corporation. (Attachments: # 1 Demand for Jury Trial, # 2 Certificate of Interested Parties, # 3 Notice of Tag-Along Action)(Patterson, Keith) (Filed on 2/22/2008) (Entered: 02/22/2008)
02/24/2008	12	First MOTION to Dismiss <i>COMPLAINT FOR FAILURE TO JOIN NECESSARY PARTIES [FRCP 12(b)(7); FRCP 19(a)]; OR, ALTERNATIVELY, FOR ORDER REQUIRING JOINDER OF NECESSARY PARTIES [FRCP 19(a)(2)]; OR ALTERNATIVELY, FOR DISMISSAL OF COMPLAINT FOR FAILURE TO JOIN INDISPENSABLE PARTIES [FRCP 12(b)(7) and FRCP 19(b)]</i> filed by Bell Helicopter Textron, Inc.. Motion Hearing set for 4/11/2008 09:00 AM in Courtroom 2, 17th Floor, San Francisco. (Attachments: # 1 POINTS AND AUTHORITIES IN SUPPORT OF MOTION, # 2 REQUEST FOR JUDICIAL NOTICE, # 3 Signature Page (Declarations/Stipulations) DECLARATION OF STEPHEN K. BRUNK IN SUPPORT OF REQUEST FOR JUDICIAL NOTICE, # 4 Signature Page (Declarations/Stipulations) DECLARATION

		OF FLOYD HATHCOAT IN SUPPORT OF MOTION, # 5 NOTICE OF INTERESTED PERSONS OR ENTITIES, # 6 Proposed Order [PROPOSED] ORDER ON MOTION, # 7 PROOF OF SERVICE)(Brunk, Stephen) (Filed on 2/24/2008) (Entered: 02/24/2008)
02/25/2008	13	Certificate of Interested Entities by Todd Shipyards Corporation (Yaron, George) (Filed on 2/25/2008) (Entered: 02/25/2008)
02/25/2008	14	ANSWER to Complaint with Jury Demand by Viad Corp.. (Davis, Whitney) (Filed on 2/25/2008) (Entered: 02/25/2008)
02/25/2008	15	<i>PROOF OF SERVICE OF ANSWER to Complaint FOR ASBESTOS PERSONAL INJURY/PRODUCTS LIABILITY.</i> by Viad Corp.. (Davis, Whitney) (Filed on 2/25/2008) (Entered: 02/25/2008)
02/25/2008	16	Renoticed Hearing Date by Bell Helicopter Textron, Inc. re 12 First MOTION to Dismiss <i>COMPLAINT FOR FAILURE TO JOIN NECESSARY PARTIES [FRCP 12(b)(7); FRCP 19(a)]; OR, ALTERNATIVELY, FOR ORDER REQUIRING JOINDER OF NECESSARY PARTIES [FRCP 19(a)(2)]; OR ALTERNATIVELY, FOR DISMISSAL OF COMPLAINT FOR FAILURE TO JOIN</i> First MOTION to Dismiss <i>COMPLAINT FOR FAILURE TO JOIN NECESSARY PARTIES [FRCP 12(b)(7); FRCP 19(a)]; OR, ALTERNATIVELY, FOR ORDER REQUIRING JOINDER OF NECESSARY PARTIES [FRCP 19(a)(2)]; OR ALTERNATIVELY, FOR DISMISSAL OF COMPLAINT FOR FAILURE TO JOIN</i> First MOTION to Dismiss <i>COMPLAINT FOR FAILURE TO JOIN NECESSARY PARTIES [FRCP 12(b)(7); FRCP 19(a)]; OR, ALTERNATIVELY, FOR ORDER REQUIRING JOINDER OF NECESSARY PARTIES [FRCP 19(a)(2)]; OR ALTERNATIVELY, FOR DISMISSAL OF COMPLAINT FOR FAILURE TO JOIN</i> First MOTION to Dismiss <i>COMPLAINT FOR FAILURE TO JOIN NECESSARY PARTIES [FRCP 12(b)(7); FRCP 19(a)]; OR, ALTERNATIVELY, FOR ORDER REQUIRING JOINDER OF NECESSARY PARTIES [FRCP 19(a)(2)]; OR ALTERNATIVELY, FOR DISMISSAL OF COMPLAINT FOR FAILURE TO JOIN</i> AMENDED NOTICE OF MOTION (Brunk, Stephen) (Filed on 2/25/2008) Modified on 2/26/2008 (hdj, COURT STAFF). (Entered: 02/25/2008)
02/25/2008	17	AMENDED ANSWER to Complaint with JURY DEMAND by Viad Corp.. (Davis, Whitney) (Filed on 2/25/2008) (Entered: 02/25/2008)
02/25/2008	18	<i>PROOF OF SERVICE TO AMENDED ANSWER to Complaint with JURY DEMAND</i> by Viad Corp.. (Davis, Whitney) (Filed on 2/25/2008) (Entered: 02/25/2008)
02/26/2008	19	ORDER (1) TO SHOW CAUSE AND (2) SETTING BRIEFING SCHEDULE ON MOTION TO DISMISS. Signed by Judge Jeffrey S. White on 2/26/08. (jjo, COURT STAFF) (Filed on 2/26/2008) (Entered: 02/26/2008)
02/27/2008	20	RESPONSE TO ORDER TO SHOW CAUSE by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy (<i>re: Transfer to Asbestos MDL#875</i>). (Attachments: # 1 Affidavit - Declaration in Support)(LeRoy, Lloyd) (Filed

		on 2/27/2008) (Entered: 02/27/2008)
03/03/2008	21	RESPONSE TO ORDER TO SHOW CAUSE by Bell Helicopter Textron, Inc.. (Attachments: # 1 Exhibit Separate Lodgement of Copies of Non-Reported Cases)(Brunk, Stephen) (Filed on 3/3/2008) (Entered: 03/03/2008)
03/03/2008	22	***INCORRECT DOCUMENT - PLEASE DISREGARD AND SEE DOCKET NO. 23*** (jjo, COURT STAFF). (Entered: 03/03/2008)
03/03/2008	23	AMENDED ORDER (1) TO SHOW CAUSE AND (2) SETTING BRIEFING SCHEDULE. Signed by Judge Jeffrey S. White on 3/3/08. (jjo, COURT STAFF) (Filed on 3/3/2008) (Entered: 03/03/2008)
03/05/2008	24	ORDER (1) Discharging Order to Show Cause and (2) Staying Action. Signed by Judge Jeffrey S. White on 3/5/08. (jjo, COURT STAFF) (Filed on 3/5/2008) (Entered: 03/05/2008)
04/21/2008		(Court only) ***Deadlines terminated. (hdj, COURT STAFF) (Filed on 4/21/2008) (Entered: 04/21/2008)
05/15/2008	25	SUMMONS Returned Executed by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy. General Dynamics Corporation served on 3/19/2008, answer due 4/8/2008. [<i>Personal Service by Sherriff</i>] (Donadio, David) (Filed on 5/15/2008) (Entered: 05/15/2008)
05/29/2008	26	MOTION for Entry of Default " <i>Request for Entry of Default and Declaration</i> " [FRCivP 55] filed by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy. (Donadio, David) (Filed on 5/29/2008) (Entered: 05/29/2008)
06/02/2008	27	Notice of Withdrawal of Motion " <i>Notice of Withdrawal of Request for Entry of Default and Declaration</i> " filed by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy. (Donadio, David) (Filed on 6/2/2008) (Entered: 06/02/2008)
06/17/2008	28	<i>GENERAL DYNAMICS CORPORATION'S ANSWER</i> to Complaint with Jury Demand by General Dynamics Corporation. (O'Shea, Daniel) (Filed on 6/17/2008) (Entered: 06/17/2008)
07/07/2008	29	CTO 304 ORDER from USDC-Eastern District of Pennsylvania. Signed by Clerk of the Panel Jeffery N. Luthi on 7/2/08. (hdj, COURT STAFF) (Filed on 7/7/2008) (Entered: 07/10/2008)
07/07/2008		(Court only) ***Civil Case Terminated. (hdj, COURT STAFF) (Filed on 7/7/2008) (Entered: 08/12/2008)
10/30/2008	30	NOTICE by John L. Davis, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson, Robert Kacsuta, Richard Eddy " <i>Notice of Electronic Submission</i> " [Asbestos MDL #875] (Donadio, David) (Filed on 10/30/2008) (Entered: 10/30/2008)

08/13/2012	31	CONDITIONAL REMAND ORDER (MDL 875) by MDL Panel remanding case back to the USDC Northern District-San Francisco; Case reopened. (hdj, COURT STAFF) (Filed on 8/13/2012) (Entered: 08/13/2012)
08/13/2012		(Court only) *** Party Todd Shipyards Corporation, Viad Corp., Bell Helicopter Textron, Inc. and General Dynamics Corporation terminated. (rcsS, COURT STAFF) (Filed on 8/13/2012) (Entered: 12/11/2012)
09/05/2012	32	ORDER REQUIRING JOINT STATUS REPORT. Status Report due by 9/28/2012.. Signed by Judge Jeffrey S. White on 9/5/12. (jjoS, COURT STAFF) (Filed on 9/5/2012) (Entered: 09/05/2012)
09/17/2012	33	CERTIFICATE OF SERVICE by John L. Davis, Richard Eddy, Robert Kacsuta, William Larsen, James Pierce, Sr, Robert Schoelzel, Norris Wallace, James Watson re 32 Order, Set Deadlines (Sloniker, Geoff) (Filed on 9/17/2012) (Entered: 09/17/2012)
09/25/2012	34	ORDER, Case reassigned to Hon. Charles R. Breyer. Hon. Jeffrey S. White no longer assigned to the case.. Signed by Executive Committee on 9/25/12. (ha, COURT STAFF) (Filed on 9/25/2012) (Entered: 09/25/2012)
09/26/2012		CLERKS NOTICE (text only, no document on file) Status Report due by 10/5/2012. Status Conference set for 10/12/2012 11:00 AM in Courtroom 6, 17th Floor, San Francisco before Hon. Charles R. Breyer. Trial counsel must be present in court - no telephonic appearances will be granted. (beS, COURT STAFF) (Filed on 9/26/2012) (Entered: 09/26/2012)
10/05/2012	35	STATUS REPORT by General Electric Company. (Attachments: # 1 Exhibit)(Johnson, Derek) (Filed on 10/5/2012) (Entered: 10/05/2012)
11/12/2012	36	Letter from Kimberly J. Chu <i>RE: Administrative Information Regarding the GE Group of Cases.</i> (Chu, Kimberly) (Filed on 11/12/2012) (Entered: 11/12/2012)
11/13/2012	37	Minute Entry: Status Conference - held on 10/12/2012. (Date Filed: 11/13/2012). (Court Reporter Connie Kuhl.) (tlS, COURT STAFF) (Date Filed: 11/13/2012) (Entered: 11/13/2012)
02/19/2013		CASE REFERRED to Magistrate Judge Joseph C. Spero for Settlement (ahm, COURT STAFF) (Filed on 2/19/2013) (Entered: 02/19/2013)
02/19/2013		(Court only) ***Set/Clear Flags (ahm, COURT STAFF) (Filed on 2/19/2013) (Entered: 02/19/2013)
09/18/2013	38	CONDITIONAL REMAND ORDER (MDL 875) by MDL Panel. (mclS, COURT STAFF) (Filed on 9/18/2013) (Entered: 09/18/2013)