Ogle et al v. General Electric Company et al Doc. 18

MICHAEL E. KUNZ
CLERK'S OFFICE
CLERK OF COURT

ROOM 2609
(267) 299-7018

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA
U.S. COURT HOUSE
601 MARKET STREET
PHILADELPHIA 19106-1797

RECEIVED
FEB 10 2009
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: ASBESTOS PRODUCTS LIABILITY LITIGATION
MDL 875
CA-N, Div. 3- See Attached Schedule

Dear Clerk:

The enclosed certified copy of a Conditional Transfer Order (CTO-318) from the Judicial Panel is being sent to you regarding the involved action(s) listed on the attached schedule. These case(s) have been properly identified as multi district litigation asbestos cases.

****PLEASE DO NOT FORWARD ANY OF THE RECORD OR ANY DOCUMENTS TO OUR COURT. WE ALSO DO NOT NEED A COPY OF THE DOCKET OR THIS ORDER RETURNED TO OUR COURT.****

This copy is information for your court's records. We will extract your case from the pacer website; you are not required to forward any documents from your court's records. We are in the process of assigning new case numbers and all future docketing will be conducted in our court. A Transfer Order and Case Log will be sent to your Clerk. If you have any questions please contact me at (267) 299-7018.

Sincerely,

MICHAEL E. KUNZ
Clerk of Court

Tom Dempsey

Tom Dempsey
MDL Docketing Clerk

Enclosure

Dockets.Justia.com

A CERTIFIED TRUE COPY
ATTEST
By Teresa Bishop on Jan 27, 2009
FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Jan 09, 2009
FILED
CLERK'S OFFICE

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI)

C 09-4400 EMC
(SEE ATTACHED SCHEDULE)

MDL No. 875

FILED
FEB 10 2009
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CONDITIONAL TRANSFER ORDER (CTO-318)

On July 29, 1991, the Panel transferred 21,937 civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 771 F.Supp. 415 (J.P.M.L. 1991). Since that time, 83,678 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable Eduardo C. Robreno.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Robreno.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Pennsylvania for the reasons stated in the order of July 29, 1991, and, with the consent of that court, assigned to the Honorable Eduardo C. Robreno.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Jeffery N. Luthi
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.
Jan 27, 2009
CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

A TRUE COPY CERTIFIED TO FROM THE RECORD
DATED: 1/29/09
ATTEST: Tom Dempsey
DEPUTY CLERK, UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI) MDL No. 875

SCHEDULE CTO-318 - TAG-ALONG ACTIONS

DIST. DIV. C.A. #	CASE CAPTION
CALIFORNIA CENTRAL	
~~CAC 2 08-7434~~	~~Carol S. Dudash, et al. v. Alstom Power, Inc., et al.~~ **Opposed 1/26/09**
~~CAC 2 08-7548~~	~~John Lusk, et al. v. A.B. Boyd Co., et al.~~ **Opposed 1/26/09**
CALIFORNIA NORTHERN	
~~CAN 3 08-3013~~	~~Jeri Redman, et al. v. A.W. Chesterton Co., Inc., et al.~~ **Opposed 1/26/09**
CAN 3 08-4380	Elmoyne Holbrook, et al. v. General Electric Co., et al.
CAN 3 08-4381	Theoni Salcedo, et al. v. Newport News Shipbuilding & Dry Dock Co., et al.
CAN 3 08-4400	Clark Ogle, et al. v. General Electric Co., et al.
CAN 3 08-4401	Albert Hutto, et al. v. General Electric Co., et al.
CAN 3 08-4415	Larry Yabarra, et al. v. General Electric Co., et al.
~~CAN 3 08-4416~~	~~John Koloen, et al. v. General Electric Co., et al.~~ **Opposed 1/27/09**
CAN 3 08-4461	Joseph Murray, et al. v. General Electric Co., et al.
CAN 3 08-4489	Daniel Tarbell, Sr., et al. v. Kaiser Ventures, LLC, et al.
CAN 3 08-4490	Thomas Huff, et al. v. Kaiser Ventures, LLC, et al.
CAN 3 08-4656	Brenda Lunsford, et al. v. General Electric Co.
CAN 3 08-4926	Cleo Ann Conner, et al. v. General Electric Co., et al.
CAN 3 08-5185	Dennis Morillas, et al. v. General Electric Co.
CAN 3 08-5212	Sheila Correia, et al. v. Newport News Shipbuilding & Dry Dock Co.
~~CAN 3 08-5260~~	~~David Sanborn, et al. v. Asbestos Corp., Ltd., et al.~~ **Opposed 1/26/09**
CAN 4 08-4925	Patsy Rood, etc. v. General Electric Co., et al.
CAN 4 08-5015	Dorothy Seltmann, et al. v. A.W. Chesterton Co., et al.
CONNECTICUT	
CT 3 07-1359	Lionel J. Despres, et al. v. Ampco-Pittsburgh Corp., et al.
CT 3 07-1912	Hope Olivar, etc. v. Buffalo Pumps, Inc., et al.
CT 3 08-116	Dorothy DeMatties, etc. v. Acmat Corp., et al.
CT 3 08-707	Richard Carroll, et al. v. Buffalo Pumps, Inc., et al.
CT 3 08-1479	Robert I. Hayford, Jr., et al. v. Buffalo Pumps, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

DELAWARE	
DE 1 08-624	Herbert Pease v. A.W. Chesterton Co., Inc., et al.
DE 1 08-912	Jacqueline Snyder, etc. v. A.O. Smith Corp., et al.
FLORIDA NORTHERN	
FLN 1 08-206	John Delatte, et al. v. A.W. Chesterton Co., Inc., et al.
ILLINOIS NORTHERN	
ILN 1 08-5754	Marlene Woods, etc. v. CBS Corp., et al.
ILLINOIS SOUTHERN	
~~ILS 3 08-755~~	~~Arvid Johnson, et al. v. Foster Wheeler Energy Corp., et al.~~ **Vacated 1/23/09**
LOUISIANA EASTERN	
~~LAE 2 08-4203~~	~~Walter McDonald, et al. v. Crowley Maritime Corp., et al.~~ **Opposed 1/27/09**
~~LAE 2 08-4204~~	~~Clarence Scott Wren, Sr. v. Cooper/T. Smith Stevedoring, Inc., et al.~~ **Opposed 1/27/09**
LOUISIANA WESTERN	
LAW 5 08-1341	Joan Montalbano, et al. v. Crown Cork & Seal Co., Inc.
MICHIGAN EASTERN	
MIE 2 91-72030	Alfonso Estrada, et al. v. ACandS, Inc., et al.
MIE 2 91-72171	Robert H. Middleton, et al. v. ACandS, Inc., et al.
~~MIE 2 08-14920~~	~~Garry Turner v. Grand Trunk Western Railroad, Inc.~~ **Opposed 1/27/09**
MINNESOTA	
MN 0 08-1417	Marvin Gurewitz, etc. v. American Standard, Inc., et al.
MN 0 08-6301	Marvin Dunlap, et al. v. Soo Line Railroad Co.
NORTH CAROLINA EASTERN	
NCE 2 08-31	Jerome Bowen Blake v. Anchor Packing Co., et al.
NCE 4 08-118	Harvey Worthington Turnage, Jr., et al. v. Anchor Packing Co., et al.
NCE 4 08-137	Diane Schechter, etc. v. Anchor Packing Co., et al.
NCE 5 08-378	Jessie Darquenne Ashley, etc. v. Anchor Packing Co., et al.
NCE 7 08-106	George N. White, Jr., et al. v. Aqua-Chem, Inc., et al.
NCE 7 08-112	Russell Jay Aderhold, et al. v. Aqua-Chem, Inc., et al.
NCE 7 08-138	David W. Williams, et al. v. Aqua-Chem, Inc., et al.
NCE 7 08-150	Norwood Shelton Wood, et al. v. Anchor Packing Co., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

NORTH CAROLINA MIDDLE

NCM 1 08-697	Donald Ray Clark v. Aqua-Chem, Inc., et al.
NCM 1 08-708	Douglas I. Grandy, et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-709	Terry W. Wyrick, et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-764	Rosa Lee Manning, et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-765	Thomas C. Purdy, et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-783	Jimmie Lee Thompson, Sr. v. Aqua-Chem, Inc., et al.
NCM 1 08-784	Cary Brown Murphy, et al. v. Aqua-Chem, Inc., et al.
NCM 1 08-893	Gary Wade Shue, etc. v. Aqua-Chem, Inc., et al.

NORTH CAROLINA WESTERN

NCW 1 07-383	Jackie C. Laney, et al. v. A.W. Chesterton Co., Inc., et al.
NCW 1 08-478	William M. Hamrick, Sr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-479	Murray D. Washam, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-480	Bennie G. Pryor, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-481	Brenda T. Fuller, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-486	Dennis W. Richard, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-487	Linda K. Burrell, etc. v. Aqua-Chem, Inc., et al.
NCW 1 08-490	Timothy B. Grass, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-491	William C. Sturdivant, Jr., et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-493	Sueann B. Setzer, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-494	Danny Ray Shepherd, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-498	Larry R. Robinette, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-499	Gary A. Cornelius, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-500	James F. Barker, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-502	Charles R. Bradshaw, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-503	Ronald K. Bridges, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-504	Joe Dean Byers v. Aqua-Chem, Inc., et al.
NCW 1 08-505	Robin G. Caskey, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-506	Tommy E. Cauthen, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-508	Leon W. Crocker, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-509	Jacob M. Dellinger, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-511	Timothy S. Dellinger, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-512	Eddie Ray Evans, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-513	Tony V. Lineberger, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-514	Coy B. Helms, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-517	Randy G. Mahaffey, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-518	Gary T. McGee, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-522	James Boyce Mitchem v. Aqua-Chem, Inc., et al.
NCW 1 08-524	Stanley B. Rucker, et al. v. Aqua-Chem, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

NCW 1 08-525	Kenneth L. Rumfelt, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-527	Danny L. Setzer, et al. v. Aqua-Chem, Inc., et al.
NCW 1 08-528	Timothy A. Sheppard v. Aqua-Chem, Inc., et al.
NCW 1 08-529	Robert L. Witherspoon, et al. v. Aqua-Chem, Inc., et al.
NEW HAMPSHIRE	
NH 1 08-458	Judith L. Jackson, etc. v. Metropolitan Life Insurance Co., et al.
NEW JERSEY	
~~NJ 2 08-5112~~	~~Francine Peluso v. Asbestos Corp., Ltd., et al.~~ **Opposed 1/26/09**
NEW YORK EASTERN	
NYE 1 08-3221	Edward Kelchner v. A.W. Chesterton Co., Inc., et al.
NYE 1 08-3436	Mozelle Justice, etc. v. A.W. Chesterton Co., Inc., et al.
NEW YORK SOUTHERN	
~~NYS 1 08-10228~~	~~Michael Curry v. American Standard, Inc., et al.~~ **Opposed 1/14/09**
OHIO NORTHERN	
OHN 1 08-10006	Willard E. Bartel, et al. v. A-C Product Liability Trust, et al.
OHN 1 08-10007	Willard E. Bartel, et al. v. A-C Product Liability Trust, et al.
OKLAHOMA NORTHERN	
OKN 4 08-590	Donnis Lawson, etc. v. Burlington Northern & Santa Fe Railway Co.
OREGON	
~~OR 3 08-469~~	~~Vivian L. Dunn, etc. v. B&P Process Equipment & Systems, LLC, et al.~~ **Opposed 1/26/09**
RHODE ISLAND	
RI 1 05-252	Micheline Moore, etc. v. A.W. Chesterton Co., Inc., et al.
RI 1 05-253	Helen Docherty, etc. v. A.W. Chesteron Co., Inc., et al.
RI 1 08-472	Michael D. Beamis v. Buffalo Pumps, Inc.
SOUTH CAROLINA	
SC 0 08-3356	James Monroe Scott, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3415	William T. Clinton, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3561	Robert S. Glenn, Jr., et al. v. Aqua-Chem, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

SC 0 08-3562	Perry Littlejohn v. Aqua-Chem, Inc., et al.
SC 0 08-3565	James K. Lightsey, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3566	Tony D. Hamilton, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3730	Gardy F. Oliver, Jr., et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3738	Donald W. Ligon, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3739	Ronald E. Parham, et al. v. Aqua-Chem, Inc., et al.
SC 2 08-3759	Madge L. Pittman, etc. v. Owens-Illinois, Inc., et al.
SC 7 08-3736	Boyd Holcomb, et al. v. Aqua-Chem, Inc., et al.
SC 7 08-3741	Michael E. Parker, et al. v. Aqua-Chem, Inc., et al.
SC 7 08-4096	Bill Bailey, etc. v. Aqua-Chem Inc., et al.
SC 8 08-3357	Odell C. Weaver, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3362	Teresa H. Dale, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3416	Selma F. Whitfield, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3420	Shirley C. Harden, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3424	James Kenneth Black, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3446	Charles D. Crisp, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3448	John Michael Ashley, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3560	Larry M. Parker, et al. v. Aqua-Chem, Inc., et al.

TENNESSEE EASTERN

~~TNE 3 08-368~~	~~Angie Smiddy, etc. v. Alcoa, Inc.~~ **Opposed 1/26/09**

UTAH

~~UT 2 08-630~~	~~Ronnie Smith, et al. v. Ford Motor Co., et al.~~ **Opposed 1/27/09**

VIRGINIA EASTERN

VAE 2 08-9368	Eugene L. Beckerle v. American Standard, Inc., et al.
VAE 2 08-9369	Jesus Marquez v. American Standard, Inc., et al.
VAE 2 08-9370	Orlando Sanchez v. American Standard, Inc., et al.
VAE 2 08-9371	Albert W. Anderson v. American Standard, Inc., et al.
VAE 2 08-9372	Hjalner E. Nygard v. American Standard, Inc., et al.
VAE 2 08-9373	Johnny A. O'Neal, Jr. v. American Standard, Inc., et al.
VAE 2 08-9374	Robert A. Smith v. American Standard, Inc., et al.
VAE 2 08-9375	Robert Lee Zamora v. American Standard, Inc., et al.
VAE 2 08-9377	Michael E. Sanders v. American Standard, Inc., et al.
VAE 2 08-9430	Dennis R. Callihan v. American Standard, Inc., et al.
VAE 2 08-9431	Walter V. Ward v. American Standard, Inc., et al.
VAE 2 08-9432	William H. Monroe, Jr., etc. (George H. Heckman, Jr.) v. American Standard, Inc., et al.
VAE 2 08-9433	Donald L. Hardsaw, Sr. v. American Standard, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

VAE 2 08-9434	Emmett Kirtley v. American Standard, Inc., et al.
VAE 2 08-9435	Pete A. Ortega v. American Standard, Inc., et al.
VAE 2 08-9452	Roger K. Bergholz v. American Standard, Inc., et al.
VAE 2 08-9453	Ronald M. Elde v. American Standard, Inc., et al.
VAE 2 08-9454	Arthur J. Demasi v. American Standard, Inc., et al.
VAE 2 08-9455	Raymond E. Ficklin v. American Standard, Inc., et al.
VAE 2 08-9456	Richard L. Adams v. American Standard, Inc., et al.
VAE 2 08-9457	Dennis Brown v. American Standard, Inc., et al.
VAE 2 08-9458	Donald F. Carroll, et al. v. The Budd Co., et al.
VAE 2 08-9459	Larry Dixon v. American Standard, Inc., et al.
VAE 2 08-9460	Francis G. Gross v. American Standard, Inc., et al.
VAE 2 08-9461	James H. Hasenfuss v. American Standard, Inc., et al.
VAE 2 08-9462	John R. Hastings, Sr. v. American Standard, Inc., et al.
VAE 2 08-9463	Alfred A. Haugen v. American Standard, Inc., et al.
VAE 2 08-9464	Francis J. Hedstrom v. American Standard, Inc., et al.
VAE 2 08-9465	Jay R. Hutton v. American Standard, Inc., et al.
VAE 2 08-9466	Edward L. Lee v. American Standard, Inc., et al.
VAE 2 08-9467	Jack H. Lester v. American Standard, Inc., et al.
VAE 2 08-9468	Raymond C. Martin v. American Standard, Inc., et al.
VAE 2 08-9469	Harold B. Martinson v. American Standard, Inc., et al.
VAE 2 08-9470	Thomas C. McDougall v. American Standard, Inc., et al.
VAE 4 08-3247	Robert Irving Armistead v. 3M Business Products Sales, Inc., et al.

VIRGIN ISLANDS

VI 1 08-54	Gabriel Alexander v. St. Croix Alumina, LLC, et al.
VI 1 08-55	Theodore Simon v. St. Croix Alumina, LLC, et al.