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ASBESTOS,CA-N,MDL-875

**United States District Court
Eastern District of Pennsylvania (Philadelphia)
CIVIL DOCKET FOR CASE #: 2:11-cv-64225-ER
Internal Use Only**

RAMIRIEZ et al v. METALCLAD INSULATION CORPORATION et al
Assigned to: HONORABLE EDUARDO C. ROBRENO
Case in other court: CA-N, 11-01031
Cause: 28:1332 Diversity-Asbestos Litigation

Date Filed: 04/01/2011
Jury Demand: None
Nature of Suit: 368 P.I. :
Asbestos
Jurisdiction: Diversity

Plaintiff

GUADALUPE RAMIRIEZ
*AS WRONGFUL DEATH
HEIR, AND AS SUCCESSOR-
IN-INTEREST TO RAUL
RAMIREZ, DECEASED*

represented by **DAVID R. DONADIO**
BRAYTON PURCELL LLP
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Plaintiff

**MARTA IAIS RAMIREZ-
LOPEZ**

represented by **DAVID R. DONADIO**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

NOAH JACOB WOODS
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GEOFF T. SLONIKER
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KIMBERLY J.W.J. CHU
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Plaintiff

MARIBEL ALEXIS

represented by **DAVID R. DONADIO**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

NOAH JACOB WOODS
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GEOFF T. SLONIKER
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KIMBERLY J.W.J. CHU
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Plaintiff

CHARMAINE CARR

represented by **DAVID R. DONADIO**
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NOAH JACOB WOODS
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GEOFF T. SLONIKER
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KIMBERLY J.W.J. CHU
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Plaintiff

RAUL RAMIREZ
*AS LEGAL HEIRS, OF RAUL
RAMIREZ*

represented by **DAVID R. DONADIO**
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ATTORNEY TO BE NOTICED*

NOAH JACOB WOODS
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KIMBERLY J.W.J. CHU
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ATTORNEY TO BE NOTICED

V.

Defendant

**GENERAL ELECTRIC
COMPANY**

Defendant

**METALCLAD INSULATION
CORPORATION**
TERMINATED: 11/22/2011

represented by **FELICIA YI-WEN FENG**
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TERMINATED: 11/22/2011

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TERMINATED: 11/22/2011

Defendant

CBS CORPORATION
TERMINATED: 06/13/2012
formerly known as
VIACOM, INC

represented by **KEVIN DOUGLAS JAMISON**
POND NORTH LLP
350 SOUTH GRAND AVE
#3300

TERMINATED: 06/13/2012
formerly known as
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CORPORATION
TERMINATED: 06/13/2012

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TERMINATED: 06/13/2012
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Defendant

**GENERAL DYNAMICS
CORPORATION**

represented by **JAMES J. O'BRIEN**
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TERMINATED: 06/26/2012

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Defendant

**NORTHROP GRUMMAN
 SHIPBUILDING, INC.**
TERMINATED: 08/09/2011

represented by **DANIEL JAMES KELLY**
 TUCKER ELLIS & WEST LLP
 135 MAIN ST STE 700
 SAN FRANCISCO, CA 94105
 415-617-2400
 Email:
 daniel.kelly@tuckerellis.com
TERMINATED: 08/09/2011
LEAD ATTORNEY

Date Filed	#	Docket Text
04/01/2011	view1	TRANSFER ORDER NO. 963 THAT THE CLERK OF COURT IS ORDERED TO INITIATE THE PROCEDURES FOR THE TRANSFER OF MDL 875 CASES FROM THE U.S.D.C. NORTHERN DISTRICT OF CALIFORNIA, IN ACCORDANCE WITH THE TERMS OF THIS COURT'S ADMINISTRATIVE ORDER NO. 11. ENTERED AND COPIES MAILED. (mk,) (Entered: 04/08/2011)
04/01/2011	view2	AMENDED ADMINISTRATIVE ORDER NO. 11 THAT THE MODIFICATIONS TO THE EXISTING PROCEDURES FOR THE PROCESSING OF CASES, DOCKETS, PLEADINGS AND ORDERS IN MDL 875 CASES ARE ADOPTED AS OUTLINED IN THIS ORDER, ETC. ENTERED AND COPIES MAILED. (mk,) (Entered: 04/08/2011)

04/01/2011	view3	NOTICE TO COUNSEL (mk,) (Entered: 04/08/2011)
05/16/2011	view4	ORDER THAT IN THE CASES LISTED IN EXHIBIT "A," ATTACHED, A STATUS AND SCHEDULING CONFERENCE WILL BE HELD ON 5/31/11, AT 2:00PM, IN COURTROOM 11A. SEE ATTACHED. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 5/10/11. 5/17/11 ENTERED AND COPIES MAILED, E-MAILED.(dp,) (Entered: 05/17/2011)
06/03/2011	view5	ORDER THAT ALL DEADLINES IN THE ABOVE CAPTIONED CASE ARE INCLUDED IN THE ATTACHED LIST, AND THAT A FINAL PRE-REMAND HEARING, INCLUDING ORAL ARGUMENT ON ALL OPPOSED SUMMARY JUDGMENT MOTIONS, WILL BE HELD ON TUESDAY, MAY 22, 2012 AT 10:00AM IN COURTROOM 11A, JAMES A. BYRNE UNITED STATES COURTHOUSE, 601 MARKET STREET, PHILADELPHIA, PA 19106. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 6/2/2011. 6/4/2011 ENTERED AND COPIES MAILED AND E-MAILED. (aeg,) (Entered: 06/04/2011)
06/03/2011	view6	ORDER THAT THE ABOVE-CAPTIONED CASES BE CONSOLIDATED UNDER THE FIRST CASE NUMBER LISTED, CASE NO. 11-64225. IT IS FURTHER ORDERED THAT CASE NO. 11-64226 BE MARKED CLOSED. IT IS FURTHER ORDERED THAT ALL FUTURE FILINGS SHALL BE DONE UNDER C.A. #11-64225 ONLY. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 6/2/11. 6/6/11 ENTERED AND COPIES E-MAILED.(kw,) (Entered: 06/06/2011)
06/27/2011	view7	NOTICE by NORTHROP GRUMMAN SHIPBUILDING, INC. <i>Of Initial Disclosures</i> (KELLY, DANIEL) (Entered: 06/27/2011)
06/27/2011	view8	NOTICE of Appearance by DANIEL DENNIS O'SHEA on behalf of GENERAL DYNAMICS CORPORATION with Certificate of Service(O'SHEA, DANIEL) (Entered: 06/27/2011)
07/29/2011	view9	ANSWER to Complaint by GENERAL DYNAMICS CORPORATION.(O'SHEA, DANIEL) (Entered: 07/29/2011)

08/03/2011	view10	NOTICE of Voluntary Dismissal by All Plaintiffs As To HUNTINGTON INGALLS INCORPORATED FKA NORTHROP GRUMMAN SHIPBUILDING, INC., ONLY, WITHOUT PREJUDICE(DONADIO, DAVID) (COPY FORWARDED TO JUDGE FOR APPROVAL) Modified on 8/4/2011 (md). (Entered: 08/03/2011)
08/09/2011	view11	ORDER GRANTING PARTIES' REQUEST TO DISMISS DEFT HUNTINGTON INGALLS INCORPORATED FKA NORTHROP GRUMMAN SHIPBULDING, INC. FROM THIS ACTION WITHOUT PREJUDICE. EACH PARTY TO BEAR ITS OWN FEES AND COSTS. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 8/8/11. 8/10/11 ENTERED AND COPIES E-MAILED.(kw,) (Entered: 08/10/2011)
09/09/2011	view12	Disclosure with Certificate of Service by METALCLAD INSULATION CORPORATION.(FENG, FELICIA) (Entered: 09/09/2011)
10/19/2011	view13	NOTICE by METALCLAD INSULATION CORPORATION <i>Pre-Trial Interrogatories to Plaintiffs, Set One, Request for Admissions to Plaintiffs, Set One, Requests for Production of Documents to Plaintiffs, Set One</i> (Attachments: # 1 Designation Form, # 2 Designation Form)(FENG, FELICIA) (Entered: 10/19/2011)
11/18/2011	view14	NOTICE of Voluntary Dismissal by All Plaintiffs As To METALCLAD INSULATION CORPORATION, ONLY, WITHOUT PREJUDICE(DONADIO, DAVID) (Entered: 11/18/2011)
11/22/2011	view15	STIPULATION AND ORDER THAT THIS COURT DISMISS DEFT METALCLAD INSULATION CORPORATION FROM THIS ACTION WITHOUT PREJUDICE. EACH PARTY TO BEAR ITS OWN FEES & COSTS. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 11/22/11. 11/23/11 ENTERED AND COPIES E-MAILED.(kw,) (Entered: 11/23/2011)
02/02/2012	view16	Disclosure with Certificate of Service by GENERAL DYNAMICS CORPORATION.(DONOHUE, KERI) (Entered: 02/02/2012)
03/16/2012	view17	MOTION for Summary Judgment filed by GENERAL

		DYNAMICS CORPORATION.Memorandum, Declaration, Certificate of Service. (Attachments: # 1 Supplement Memorandum, # 2 Affidavit Declaration of Keri A. Donohue, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit C-A, # 7 Exhibit C-B, # 8 Exhibit C-C, # 9 Exhibit C-D, # 10 Exhibit C-E, # 11 Exhibit C-F1, # 12 Exhibit C-F2, # 13 Exhibit C-F3, # 14 Exhibit C-F4, # 15 Exhibit C-G, # 16 Exhibit D, # 17 Text of Proposed Order [Proposed] Order)(DONOHUE, KERI) (Entered: 03/16/2012)
04/16/2012	view18	RESPONSE in Opposition re 17 MOTION for Summary Judgment filed by MARIBEL ALEXIS, CHARMAINE CARR, RAUL RAMIREZ, MARTA IAIS RAMIREZ-LOPEZ, GUADALUPE RAMIRIEZ. (Attachments: # 1 Affidavit DECLARATION OF GEOFF T. SLONIKER IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANT GENERAL DYNAMICS CORPORATIONS MOTION FOR SUMMARY JUDGMENT, OR, IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF CERTAIN ISSUES;, # 2 Supplement PLAINTIFFS REQUEST FOR ORAL ARGUMENT, # 3 Supplement PLAINTIFFS EVIDENTIARY OBJECTIONS TO THE DECLARATION OF DAVID P. SARGENT, JR., # 4 Supplement PLAINTIFFS EVIDENTIARY OBJECTIONS TO THE DECLARATION OF ROGER B. HORNE, # 5 Text of Proposed Order [PROPOSED] ORDER DENYING DEFENDANT GENERAL DYNAMICS CORPORATIONS MOTION FOR SUMMARY JUDGMENT, OR, IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF CERTAIN ISSUES)(SLONIKER, GEOFF) (Entered: 04/16/2012)
04/24/2012	view19	NOTICE of Voluntary Dismissal by All Plaintiffs As To PRAYER FOR PUNITIVE DAMAGES CLAIM ONLY, AS TO GENERAL DYNAMICS CORPORATION ONLY, WITHOUT PREJUDICE.(DONADIO, DAVID) (Entered: 04/24/2012)
04/26/2012	view20	ORDER THAT PARTIES REQUEST THIS COURT DISMISS PRAYER FOR PUNITIVE DAMAGES CLAIM ONLY, FROM DEFT GENERAL DYNAMICS CORPORATION, WITHOUT PREJUDICE. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 4/25/12.

		4/27/12 ENTERED AND COPIES MAILED AND E-MAILED.(kw,) (Entered: 04/27/2012)
04/30/2012	view21	REPLY to Response to Motion re 17 MOTION for Summary Judgment filed by GENERAL DYNAMICS CORPORATION. (DONOHUE, KERI) (Entered: 04/30/2012)
05/08/2012	view22	ORDER THAT HEARINGS ON ALL PENDING OPPOSED DISPOSITIVE MOTIONS, INCLUDING MOTIONS FOR SUMMARY JUDGMENT, IN THIS CASE WILL BE HOLD ON 6/28/2012 AT, 10:00 A.M. IN COURTROOM 15A. THIS ORDER SUPERCEDES ANY PREVIOUSLY ENTERED ORDER CONCERNING THE DATE ON WHICH THE HEARING WILL BE HELD. OTHER INSTRUCTIONS ARE AS OUTLINED HEREIN.. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 05/08/2012. 05/08/2012 ENTERED AND COPIES E-MAILED.(jmf,) (Entered: 05/08/2012)
05/09/2012	view23	ORDER THAT HEARINGS ON ALL PENDING OPPOSED DISPOSITIVE MOTIONS, INCLUDING MOTIONS FOR SUMMARY JUDGMENT, IN THIS CASE WILL BE HELD ON 6/28/2012, AT 10:00 A.M. IN COURTROOM 15A, ETC. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 5/8/12. 5/10/12 ENTERED AND COPIES E-MAILED.(kw,) (Entered: 05/10/2012)
06/08/2012	view24	NOTICE of Voluntary Dismissal by All Plaintiffs As To CBS CORPORATION, A DELAWARE CORPORATION, F/K/A VIACOM INC., SUCCESSOR BY MERGER TO CBS CORPORATION, A PENNSYLVANIA CORPORATION, F/K/A WESTINGHOUSE ELECTRIC CORPORATION, ONLY, WITH PREJUDICE. EACH PARTY TO BEAR ITS OWN FEES AND COSTS. (DONADIO, DAVID) (Entered: 06/08/2012)
06/13/2012	view25	ORDER GRANTING PARTIES' REQUEST TO DISMISS DEFT CBS CORPORATION FROM THIS ACTION WITH PREJUDICE. EACH PARTY TO BEAR ITS OWN FEES AND COSTS. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 6/12/12. 6/14/12 ENTERED AND COPIES MAILED AND E-MAILED. (kw,) (Entered: 06/14/2012)

06/26/2012	view26	STATUS REPORT <i>RE FINAL PRE-REMAND CONFERENCE ON JUNE 28, 2012</i> by MARIBEL ALEXIS, CHARMAINE CARR, RAUL RAMIREZ, MARTA IAIS RAMIREZ-LOPEZ, GUADALUPE RAMIRIEZ. (CHU, KIMBERLY) (Entered: 06/26/2012)
06/26/2012	view27	NOTICE of Withdrawal of Appearance of Daniel Dennis O'Shea by JAMES J. O'BRIEN on behalf of GENERAL DYNAMICS CORPORATION, Certificate of Service. (O'BRIEN, JAMES) Modified on 6/27/2012 (md). (Entered: 06/26/2012)
06/26/2012	view28	NOTICE of Withdrawal of Appearance by DANIEL DENNIS O'SHEA on behalf of GENERAL DYNAMICS CORPORATION, Certificate of Service.(O'SHEA, DANIEL) Modified on 6/27/2012 (md). (Entered: 06/26/2012)
07/11/2012	view29	NOTICE of Appearance by GABRIEL A. JACKSON on behalf of GENERAL DYNAMICS CORPORATION with Notice of Appearance of Gabriel A. Jackson, James J. OBrien, Keri A. Donohue and Certificate of Service (JACKSON, GABRIEL) (Entered: 07/11/2012)
07/23/2012	view30	MOTION AND ORDER THAT DANIEL O' SHEA, FORMER ASSOCIATE TO JACKSON JENKINS RENSTROM LLP, IS NO LONGER WITH THE FIRM. DEFENDANT ELECTRIC BOAT COMPANY, GENERAL DYNAMICS CORPORATION, AND BATH IRON WORKS CORPORATION RESPECTFULLY REQUEST THAT DANIEL O'SHEA BE REMOVED FROM THE COURT'S AND COUNSEL'S SERVICE LISTS AND EMAIL NOTIFICATIONS WITH RESPECT TO THE DEFENDANTS. GABRIEL A. JACKSON, JAMES J. O'BRIEN AND KERI A. DONOHUE OF JACKSON JENKINS RENSTROM LLP ARE ADDED AS COUNSEL; ETC.. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 7/23/2012. 7/24/2012 ENTERED AND COPIES MAILED AND E-MAILED. (ems) (Entered: 07/24/2012)
11/09/2012	view31	ORDER THAT THE MOTION FOR SUMMARY JUDGMENT OF DEFENDANT GENERAL DYNAMICS CORPORATION (DOC. NO. 17) IS DENIED. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON

		11/8/2012.11/9/2012 ENTERED AND COPIES E-MAILED.(jmf,) (Entered: 11/09/2012)
01/28/2013	view32	ORDER THAT A RULE IS ISSUED FOR PLAINTIFFS TO SHOW CAUSE WHY THE CASES ON EXHIBIT "A," ATTACHED, SHOULD NOT BE DISMISSED OR REMANDED TO THE TRANSFEROR COURT. IT IS FURTHER ORDERED THAT PLAINTIFFS' COUNSEL SHALL PROVIDE WRITTEN REPORT TO THE COURT BY INDICATING WHETHER EACH CASE FALLS INTO ONE OF FOUR CATEGORIES LISTED HEREIN.. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 1/25/13. 1/28/13 ENTERED AND COPIES MAILED, E-MAILED.(dp,) (Entered: 01/28/2013)
02/04/2013	view33	ORDER THAT A RULE IS ISSUED FOR PLAINTIFFS TO SHOW CAUSE WHY THE CASES ON EXHIBIT "A," ATTACHED, SHOULD NOT BE DISMISSED OR REMANDED TO THE TRANSFEROR COURT.. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 2/4/13. 2/4/13 ENTERED AND COPIES MAILED, E-MAILED.(dp,) (Entered: 02/04/2013)
02/15/2013	view34	STATUS REPORT <i>February 4, 2013 OSC Status Report</i> by GUADALUPE RAMIRIEZ. (CHU, KIMBERLY) (Entered: 02/15/2013)
02/26/2013	view35	ORDER THAT THE MOTIONS FOR RECONSIDERATION OF DEFENDANTS GENERAL DYNAMICS CORPORATION, ELECTRIC BOAT CORPORATION, AND BATH IRON WORKS CORPORATION OF THE COURT'S SUMMARY JUDGMENT ORDERS IDENTIFIED ON EXHIBIT A ARE HEREBY DENIED AS UNTIMELY. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 2/25/2013. 2/26/2013 ENTERED AND COPIES MAILED, E-MAILED.(kp,) (Entered: 02/26/2013)
02/26/2013	view36	ORDER THAT A RULE IS ISSUED FOR PLAINTIFFS TO SHOW CAUSE WHY THE CASES ON EXHIBIT "A," ATTACHED, SHOULD NOT BE DISMISSED OR REMANDED TO THE TRANSFEROR COURT. A WRITTEN REPORT FOR EACH CASE MUST BE EMAILED TO THE MDL 875 CLERK AT MICHELE_VENTURA@PAED.USCOURTS.GOV, AND

		FILED ON THE DOCKET, NO LATER THAN 3/13/13.. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 2/26/13. 2/27/13 ENTERED AND COPIES MAILED, E-MAILED.(dp,) (Entered: 02/27/2013)
03/13/2013	view37	STATUS REPORT <i>re ORDER TO SHOW CAUSE DATED FEBRUARY 26, 2013</i> by MARIBEL ALEXIS, CHARMAINE CARR, RAUL RAMIREZ, MARTA IAIS RAMIREZ-LOPEZ, GUADALUPE RAMIRIEZ. (CHU, KIMBERLY) (Entered: 03/13/2013)
03/18/2013	view38	ORDER THAT THE COURT SUGGESTS THAT THE ABOVE-CAPTIONED CASE SHOULD BE REMANDED TO THE U.S.D.C. FOR THE NORTHERN DISTRICT OF CALIFORNIA FOR RESOLUTION OF ALL MATTERS PENDING WITHIN THIS CASE EXCEPT PUNITIVE DAMAGES. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 3/14/13.3/19/13 ENTERED AND COPIES MAILED AND E-MAILED.(kw,) (Entered: 03/19/2013)
03/27/2013	view39	Copy of Conditional Remand Order from the Judicial Panel on Multidistrict Litigation that all claims in the actions on this order except the severed damages claims be remanded to their respective transferor courts: CA-N 3:05-3107, 10-2447, 10-3382, 10-4713, 11-1031, 11-3933, 4:09-2335, 10-5968, 11-1646; NJ-D 2:06-4899; CA-N 3:06-3724, 08-4416; RI-D 1:10-65. (See Paper # 8826 in 01-md-875). (tjd) (Entered: 03/27/2013)
03/27/2013	view	Certified copy of Conditional Remand Order along with a copy of the Docket e-mailed to the Northern District of California. (tjd) (Entered: 03/27/2013)