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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-67805-ER  
Internal Use Only**

SWAN et al v. FOSTER WHEELER LLC  
Assigned to: HONORABLE EDUARDO C.  
ROBRENO  
Case in other court: CA-N, 11-06150  
Cause: 28:1332 Diversity-Asbestos Litigation

Date Filed: 12/27/2011  
Jury Demand: None  
Nature of Suit: 368 P.I. :  
Asbestos  
Jurisdiction: Diversity

**Plaintiff**

**MARY SWAN**  
*AS WRONGFUL DEATH  
HEIR, AND AS SUCCESSOR-  
IN-INTEREST TO LYLE  
SWAN, DECEASED*

represented by **ALAN R. BRAYTON**  
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**Plaintiff**

**LYLE SWAN, JR.**

represented by **ALAN R. BRAYTON**  
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*ATTORNEY TO BE NOTICED*

**DAVID R. DONADIO**  
(See above for address)  
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**GEOFF T. SLONIKER**  
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**KIMBERLY J.W.J. CHU**  
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**Plaintiff**

**LISA LUNA**

represented by **ALAN R. BRAYTON**  
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*ATTORNEY TO BE NOTICED*

**DAVID R. DONADIO**  
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**KIMBERLY J.W.J. CHU**

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**Plaintiff**

**RYAN SWAN**

represented by **ALAN R. BRAYTON**

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**KIMBERLY J.W.J. CHU**

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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**RENAE ZAZUETA**

*AS LEGAL HEIRS OF LYLE  
SWAN, DECEASED*

represented by **ALAN R. BRAYTON**

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**KIMBERLY J.W.J. CHU**

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*ATTORNEY TO BE NOTICED*

V.

**Defendant****FOSTER WHEELER LLC**

*formerly known as*  
FOSTER WHEELER  
CORPORATION

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
12/27/2011	<a href="#">view1</a>	TRANSFER ORDER NO. 1142 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. (jelu, ) (Entered: 12/27/2011)
12/27/2011	<a href="#">view2</a>	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. (jelu, ) (Entered: 12/27/2011)
12/27/2011	<a href="#">view3</a>	NOTICE TO COUNSEL (jelu, ) (Entered: 12/27/2011)
01/06/2012	<a href="#">view4</a>	ORDER THAT IN THE CASES LISTED IN EXHIBIT "A", ATTACHED, A STATUS & SCHEDULING CONFERENCE WILL BE HELD ON 2/7/2012 AT 2:00 P.M. IN COURTROOM 11A, ETC. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 1/5/12. 1/6/12 ENTERED AND COPIES MAILED AND E-MAILED.(kw, ) (Entered: 01/06/2012)
01/12/2012	<a href="#">view5</a>	STATUS REPORT <i>AS TO PLAINTIFF MARY SWAN (ADMINISTRATIVE ORDER NO. 12)</i> by LISA LUNA, LYLE SWAN, JR, MARY SWAN, RYAN SWAN, RENAE ZAZUETA. (CHU, KIMBERLY) (Entered: 01/12/2012)
01/13/2012	<a href="#">view6</a>	NOTICE of Voluntary Dismissal by All Plaintiffs As To

		DISMISSAL OF PUNITIVE DAMAGES CLAIM ONLY, AS TO FOSTER WHEELER LLC (FKA FOSTER WHEELER CORPORATION) ONLY(DONADIO, DAVID) (Entered: 01/13/2012)
01/18/2012	<a href="#">view7</a>	ORDER GRANTING PLFF'S REQUEST TO DISMISS PUNITIVE DAMAGES CLAIM ONLY, FROM DEFT FOSTER WHEELER LLC WITHOUT PREJUDICE. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 1/18/12. 1/19/12 ENTERED AND COPIES MAILED AND E-MAILED.(kw, ) (Entered: 01/19/2012)
02/06/2012	<a href="#">view8</a>	STATUS REPORT <i>Regarding the court's February 7, 2012, Initial Status and Scheduling Conference</i> by LISA LUNA, LYLE SWAN, JR, MARY SWAN, RYAN SWAN, RENAE ZAZUETA. (CHU, KIMBERLY) (Entered: 02/06/2012)
02/08/2012	<a href="#">view9</a>	SCHEDULING ORDER THAT ALL DISCOVERY MUST BE COMPLETED BY 6/7/2012. SUMMARY JUDGMENT MOTIONS MUST BE FILED BY 9/24/2012. A FINAL PRE-REMAND HEARING, INCLUDING ORAL ARGUMENT ON ALL OPPOSED SUMMARY JUDGMENT MOTIONS, WILL BE HELD ON 11/13/2012 AT 10:00 A.M. IN COURTROOM 15A, ETC. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 2/7/12. 2/9/12 ENTERED AND COPIES MAILED AND E-MAILED.(kw, ) (Entered: 02/09/2012)
02/09/2012	<a href="#">view10</a>	AFFIDAVIT of Service by MANDY PODESTA re: served Proof of service of summons and the Complaint with attached Exhibit, Notice of Tag Along, Certificate of Interested Persons, Declination of Magistrate and the initial order of the court and other papers from the clerk of the court for service upon defendants <i>FOSTER WHEELER LLC (FKA FOSTER WHEELER CORPORATION)</i> upon DOUG FOLEY by PERSONAL SERVICE BY CERTIFIED MAILING on 12/19/11 (DONADIO, DAVID) (Entered: 02/09/2012)
11/06/2012	<a href="#">view11</a>	ORDER THAT A FINAL PRE-REMAND HEARING, INCLUDING ORAL ARGUMENT ON ALL OPPOSED SUMMARY JUDGMENT MOTIONS, WILL BE HELD ON 1/28/2013 AT 10:00 A.M. IN COURTROOM 15A, ETC. SIGNED BY HONORABLE EDUARDO C. ROBRENO

		ON 11/5/12. 11/7/12 ENTERED AND COPIES MAILED AND E-MAILED. (kw, ) (Entered: 11/07/2012)
01/23/2013	<a href="#">view12</a>	ORDER THAT A FINAL PRE-REMAND HEARING, INCLUDING ORAL ARGUMENT ON ALL OPPOSED SUMMARY JUDGEMENT MOTIONS, WILL BE HELD ON 4/2/2013 AT 10:00AM IN COURTROOM 15A.SEE ATTACHED.. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 1/22/13. 1/24/13 ENTERED AND COPIES MAILED, E-MAILED.(dp, ) (Entered: 01/24/2013)
04/01/2013	<a href="#">view13</a>	STATUS REPORT <i>re FINAL PRE-REMAND CONFERENCE ON APRIL 2, 2013</i> by LISA LUNA, LYLE SWAN, JR, MARY SWAN, RYAN SWAN, RENAE ZAZUETA. (SLONIKER, GEOFF) (Entered: 04/01/2013)
04/02/2013	<a href="#">view14</a>	ORDER THAT THE COURT SUGGESTS THAT THE ABOVE-CAPTIONED CASE SHOULD BE REMANDED TO THE USDC FOR THE NORTHERN DISTRICT OF CALIFORNIA FOR RESOLUTION OF ALL MATTERS PENDING WITHIN THIS CASE EXCEPT PUNITIVE DAMAGES. ADDITIONAL INFORMATION CONTAINED HEREIN. SIGNED BY HONORABLE EDUARDO C. ROBRENO ON 4/2/2013. 4/3/2013 ENTERED AND COPIES MAILED AND E-MAILED. (aeg, ) (Entered: 04/03/2013)
04/11/2013	<a href="#">view15</a>	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 3:11-5769, 11-6150; CT-D 3:12-271, 12-384; NC-E 5:10-364; NC-W 1:11-182. (See Paper # 8840 in 01-md-875). (tjd) (Entered: 04/11/2013)
04/11/2013	<a href="#">view</a>	Certified Copy of Conditional Remand Order along with a copy of the docket E-mailed to the Northern District of California. (tjd) (Entered: 04/11/2013)