

Mar 18, 2009

**FILED
CLERK'S OFFICE**

A CERTIFIED TRUE COPY
ATTEST
By **Jakela Mells** on **Apr 03, 2009**
FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

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

3:05cv 338 mc R/EMT
MDL No. 875

(SEE ATTACHED SCHEDULE)

CONDITIONAL REMAND ORDER

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The transferee court in this litigation has, in the action on this conditional remand order: (1) severed all claims for punitive or exemplary damages; and (2) advised the Panel that coordinated or consolidated pretrial proceedings with respect to the remaining claims have been completed, and that remand of those claims to the transferor court, as provided in 28 U.S.C. §1407(a), is appropriate.

IT IS THEREFORE ORDERED that all claims in the action on this conditional remand order except the severed damages claims be remanded to their respective transferor courts.

IT IS ALSO ORDERED that, pursuant to Rule 7.6 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 436-38 (2001) (Rules), the transmittal of this order to the transferee clerk for filing shall be stayed 15 days from the date of this order. 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. This order does not become effective until it is filed in the office of the Clerk for the United States District Court for the Eastern District of Pennsylvania.

IT IS FURTHER ORDERED that, pursuant to Rule 7.6(g), the parties shall furnish the Clerk for the Eastern District of Pennsylvania with a stipulation or designation of the contents of the record to be remanded all necessary copies of any pleadings or other matter filed so as to enable said Clerk to comply with the order of remand.

Inasmuch as no objection is pending at this time, the stay is lifted.
Apr 03, 2009
CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:

Jeffery N. Lüthi
Jeffery N. Lüthi
Clerk of the Panel

A TRUE COPY CERTIFIED TO FROM THE RECORD
DATED: *4-6-09*
Tom Dayson
DEPUTY CLERK, UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

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

MDL No. 875

SCHEDULE FOR CONDITIONAL REMAND ORDER

— TRANSFEREE — DIST. DIV. C.A.NO.	— TRANSFEROR — DIST. DIV. C.A.NO.	CASE CAPTION
PAE 2	ARW 2 07-2004	Eddie Joe Wooten, et al. v. CertainTeed Corp., et al.
PAE 2 09-62937	CAN 3 07-2824	Helen Hutchison, et al. v. A.W. Chesterton Co., et al.
PAE 2	FLN 3 05-338	Joseph T. Chavers, et al. v. Allis-Chalmers, et al.