

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

DARRELL BRISTER

CIVIL ACTION

VERSUS

NO. 17-3510

BP EXPLORATION & PRODUCTION
INC., *et al.*

SECTION M (5)


ORDER & REASONS

Before the Court is a motion by plaintiff Darrell Brister to disqualify the undersigned from these proceedings.¹ The same motion has been filed and fully briefed in seven other B3 cases. Having considered the parties' memoranda, the record, and the applicable law, the Court denies the motion for the reasons articulated at length in the Order & Reasons issued in *Carpenter v. BP Exploration & Production Inc.*, No. 17-3645, R. Doc. 63 (E.D. La. July 14, 2022), because there is no actual conflict of interest or appearance of impropriety, and the motion was untimely filed. A judge has an affirmative duty not to disqualify himself or herself unnecessarily, and because Brister raises no compelling or persuasive grounds for disqualification here, it is unnecessary and, indeed, would be improper for the undersigned to do so.

Accordingly,

IT IS ORDERED that Brister's motion to disqualify (R. Doc. 42) is DENIED.

New Orleans, Louisiana, this 14th day of July, 2022.


BARRY W. ASHE
UNITED STATES DISTRICT JUDGE

¹ R. Doc. 42.