

EXHIBIT 3

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

**IN RE:
KBR, INC., BURN PIT LITIGATION**

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* Master Case No.: RWT 09md2083
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* This Document Relates To:
* All Member Cases
*

ORDER

In accordance with the accompanying Memorandum Opinion, it is, this ____ day of _____, 2010, by the United States District Court for the District of Maryland,

ORDERED, that the United States of America is requested to participate in this matter as an *amicus curiae*; and it is further

ORDERED, that the *amicus curiae* is requested to advise the Court whether it was:

- The military or the KBR Defendants who decided which method of waste disposal to utilize at a particular base – e.g., recycling, incineration, landfills, or burning;
- The military or the KBR Defendants who decided where to locate the burn pits at particular bases;
- The military or the KBR Defendants who decided where to locate the living quarters and dining facilities for military and contractor personnel in relation to the burn pit; and
- The military or the KBR Defendants who decided which types of waste could or could not be placed in a burn pit;
- The military or the KBR Defendants who decided on the manner, method and location of water purification and distribution facilities at particular bases;

and it is further

ORDERED, that the *amicus curiae* is invited to submit a memorandum setting forth its position, if any, on the legal issues in this case; and it is further

ORDERED, that the *amicus curiae* is requested to file its memorandum and any accompanying documentary information within sixty (60) days of the date of this Order; and it is further

ORDERED, that the Clerk of this Court furnish to the United States Attorney for the District of Maryland a copy of this Order.

/s/
Roger W. Titus
United States District Judge