

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Civil Action No.
03 MDL 1570

This document relates to:

Burnett, et al. v. Al Baraka Inv. & Dev. Corp., et al., Case No. 03-cv-9849 (GBD)(SN)
(S.D.N.Y.)

MOTION TO SUBSTITUTE PARTIES
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 15(d)

Pursuant to Federal Rule of Civil Procedure 15(d), Plaintiffs herein move the Court to allow substitution of the parties as identified on Exhibit A in the above-referenced action. The individuals being substituted into the case were minors at the time that the case was initially instituted; were identified as such in the initial pleading; and have since attained the age of majority. They have executed contracts with counsel in their individual capacities and now seek inclusion in the caption of the case in their individual capacities.

Exhibit A identifies each of the former minor plaintiffs to be substituted in the pleading including the capacity in which they seek to be substituted; identifies location in the existing pleading and the existing text that refers to each plaintiff; and identifies the decedent who was the parent of each plaintiff.

Plaintiffs propose that, upon endorsement of Plaintiffs' Proposed Order, the substituted party would be individually entered as a Plaintiff into the Court's ECF system to ease the burden on the Clerk of the Court's Office and based on the size of this MDL.

Dated: August 29, 2024

Respectfully submitted,

MOTLEY RICE LLC

/s/ John C. Duane

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EXHIBIT A

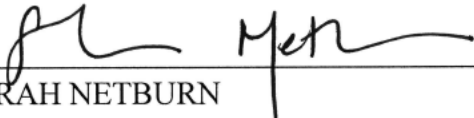
Number	Identification of Party to be Substituted (Plaintiff's name and relationship to Decedent)	Reference to Plaintiff in Current Caption	Paragraph of Complaint Discussing Decedent	9/11 Decedent Name	Nature of Claim
1	Camila Grehan, Individually as Child of Pedro Grehan, Deceased	Victoria Blaksley, on behalf of C.G., Child of Pedro Grehan, Deceased	1:02-cv-01616, 26, 29, at 3314, 8393-1, at 65, 8487	Pedro Grehan	WD
2	Patricio B. Grehan, Individually as Child of Pedro Grehan, Deceased	Victoria Blaksley, on behalf of P.G., Child of Pedro Grehan, Deceased	1:02-cv-01616, 26, 29, at 3314, 8393-1, at 65, 8487	Pedro Grehan	WD
3	Sofia Grehan, Individually as Child of Pedro Grehan, Deceased	Victoria Blaksley, on behalf of S.G., Child of Pedro Grehan, Deceased	1:02-cv-01616, 26, 29, at 3314, 8393-1, at 65, 8487	Pedro Grehan	WD
4	Terence T. Connors, Individually as Child of Kevin P. Connors, Deceased	Sylvia L. Connors, on behalf of T.C., Child of Kevin P. Connors, Deceased	1:02-cv-01616, 3, at 1006, 8466-1, at 2, 8487	Kevin P. Connors	WD
5	Christopher Higgins, Individually as Child of Timothy Higgins, Deceased	Caren Higgins on behalf of C.H., Child of Timothy Higgins, Deceased	1:02-cv-01616, 313, at P4658, 8393-1, at 82, 8487	Timothy Higgins	WD
6	Victoria Marie Carstensen, Individually as Child of Jeffrey Giordano, Deceased	Marie Scotto Giordano, on behalf of V.M.G., Child of Jeffrey Giordano, Deceased	1:02-cv-01616, 26, 29, at 4818, 8393-1, at 33, 8487	Jeffrey Giordano	WD
7	Lauren Vargha Colasanti, Individually as Child of Christopher Michael Colasanti, Deceased	Kelly Ann Colasanti on behalf of L.V.C., Child of Christopher Colasanti, Deceased	1:02-cv-01616, 232, at P4050, 8466-1, at 2, 8487	Christopher Michael Colasanti	WD
8	Cara Elizabeth Colasanti, Individually as Child of Christopher Michael Colasanti, Deceased	Kelly Ann Colasanti on behalf of C.E.C., Child of Christopher Colasanti, Deceased	1:02-cv-01616, 232, at P4050, 8466-1, at 2, 8487	Christopher Michael Colasanti	WD
9	James Henry Connor, II, Individually as Child of James L. Connor, Deceased	Jaymel E. Connor on behalf of J.H.C., Child of James L. Connor, Deceased	1:02-cv-01616, 26, 29, at 1893, 8466-1, at 1, 8487	James L. Connor	WD
10	John P. Connor, Individually as Child of James L. Connor, Deceased	Jaymel E. Connor on behalf of J.C.P., Child of James L. Connor, Deceased	1:02-cv-01616, 26, 29, at 1893, 8466-1, at 1, 8487	James L. Connor	WD
11	Terence Thaddeus Connors, Individually as Child of Kevin P. Connors, Deceased	Sylvia L. Connors on behalf of T.C., Child of Kevin P. Connors, Deceased	1:02-cv-01616, 3, at 1006, 8466-1, at 2, 8487	Kevin P. Connors	WD
12	Robert E. Dolan, III, Individually as Child of Robert E. Dolan, Jr., Deceased	Lisa T. Dolan on behalf of R.D., Child of Robert E. Dolan, Deceased	1:02-cv-01616, 432, at P4831, 8393-1, at 69, 8487	Robert E. Dolan, Jr.	WD

13	Rebecca Leigh Dolan, Individually as Child of Robert E. Dolan, Jr., Deceased	Lisa T. Dolan on behalf of R.L.D., Child of Robert E. Dolan, Deceased	1:02-cv-01616, 432, at P4831, 8393-1, at 69, 8487	Robert E. Dolan, Jr.	WD
14	Michael James Gardner, Individually as Child of Douglas B. Gardner, Deceased	Jennifer Radding Gardner on behalf of M.J.G., Child of Douglas B. Gardner, Deceased	1:02-cv-01616, 432, at P4844, 8393-1, at 21, 8487	Douglas B. Gardner	WD
15	Alexandra Camille Giordano, Individually as Child of Jeffrey Giordano, Deceased	Marie Scotto Giordano, on behalf of A.C.G., Child of Jeffrey Giordano, Deceased	1:02-cv-01616, 26, 29, at 4818, 8393-1, at 33, 8487	Jeffrey Giordano	WD
16	Nicholas Jesse Giordano, Individually as Child of Jeffrey Giordano, Deceased	Marie Scotto Giordano, on behalf of N.J.G., Child of Jeffrey Giordano, Deceased	1:02-cv-01616, 26, 29, at 4818, 8393-1, at 33, 8487	Jeffrey Giordano	WD
17	Antonio Jose Guadalupe, Individually as Child of Jose Antonio Guadalupe, Deceased	Elise S. Guadalupe on behalf of A.J.G., Child of Jose Antonio Guadalupe, Deceased	1:02-cv-01616, 305, at P4303, 8393-1, at 40, 8487	Jose Antonio Guadalupe	WD
18	Stephanie Marie Hernandez, Individually as Child of Claribel Hernandez, Deceased	Eslyn Hernandez, Sr., on behalf of S.M.H., Child of Claribel Hernandez, Deceased	1:02-cv-01616, 3, at 1232, 8393-1, at 61, 8487	Claribel Hernandez	WD
19	Matthew Anthony Jovic, Individually as Child of Anthony Jovic, Deceased	Sentija Jovic on behalf of M.A.J., Child of Anthony Jovic, Deceased	1:03-cv-9849, HAND FILED, at P5107, 8393-1, at 4, 8487	Anthony Jovic	WD
20	Peter Thomas Jovic, Individually as Child of Anthony Jovic, Deceased	Sentija Jovic on behalf of P.T.J., Child of Anthony Jovic, Deceased	1:03-cv-9849, HAND FILED, at P5107, 8393-1, at 4, 8487	Anthony Jovic	WD
21	Kristen M. Keene, on behalf of Mazalee Morgan Keene, Individually as Child of Leo Russell Keene, III, Deceased	Kristen M. Keene on behalf of M.M.K., Child of Leo Russel Keene, III, Deceased	1:02-cv-01616, 155, at P2965, 8393-1, at 49, 8487	Leo Russell Keene, III	WD
22	Carolyn Alysa Koestner, Individually as Child of Frank J. Koestner, Deceased	Irene Smolicz on behalf of C.K., Child of Frank J. Koestner, Deceased	1:02-cv-01616, 232, at P3755, 8393-1, at 25, 8487	Frank J. Koestner	WD
23	Patrick Mate Lyons, Individually as Child of Patrick John Lyons, Deceased	Irene Sofia Lyons-Loeffler, on behalf of P.M.L., Child of Patrick John Lyons, Deceased	1:02-cv-01616, 26, 29, at 3682, 8393-1, at 62, 8487	Patrick John Lyons	WD
24	Megan K. Maloney, Individually as Child of Joseph Edward Maloney, Deceased	Kathleen Maloney on behalf of M.K.M., Child of Joseph Maloney, Deceased	1:02-cv-01616, 432, at P4888, 8393-1, at 42, 8487	Joseph Edward Maloney	WD
25	Joseph Eric Maloney, Individually as Child of Joseph Edward Maloney, Deceased	Kathleen Maloney on behalf of J.E.M., Child of Joseph Maloney, Deceased	1:02-cv-01616, 432, at P4888, 8393-1, at 42, 8487	Joseph Edward Maloney	WD

26	Sara Ryan McWilliams, Individually as Child of Martin Edward McWilliams, Deceased	Lisa Corrine Goldberg-McWilliams, individually as the Domestic Partner and as the Personal Representative of the Estate of Martin Edward McWilliams, Deceased and on behalf of minor child S.R.M. and on behalf of all survivors of Martin Edward McWilliams	1:02-cv-01616, 26, 29, at 4786, 5284-1, at 8, 5296	Martin Edward McWilliams	WD
27	Antonio Isaias Rivera, Individually as Child of Isaias Rivera, Deceased	Nilsa Milagros Rivera, on behalf of A.I.R., Child of Isaias Rivera, Deceased	1:02-cv-01616, 1, at 515, 8393-1, at 29, 8487	Isaias Rivera	WD
28	Alexander Jordan Selwyn Rosenblum, Individually as Child of Howard Selwyn, Deceased	Frances Ruth Selwyn, on behalf of A.J.S.R., Child of Howard Selwyn, Deceased	1:02-cv-01616, 1, at 563, 8393-1, at 29, 8487	Howard Selwyn	WD
29	Nicole Jean Sabella, Individually as Child of Thomas E. Sabella, Deceased	Diana Sabella, on behalf of N.S., Child of Thomas E. Sabella, Deceased	1:02-cv-01616, 26, 29, at 4338, 8393-1, at 80, 8487	Thomas E. Sabella	WD
30	James Edward Sabella, Individually as Child of Thomas E. Sabella, Deceased	Diana Sabella, on behalf of J.S., Child of Thomas E. Sabella, Deceased	1:02-cv-01616, 26, 29, at 4338, 8393-1, at 80, 8487	Thomas E. Sabella	WD
31	Kelsie Marie Scofield, Individually as Child of Glenn E. Wilkinson, Deceased	Margaret E. Wilkinson on behalf of K.M.W., Child of Glenn E. Wilkinson, Deceased	1:02-cv-01616, 26, 29, at 4724, 8466-1, at 1, 8487	Glenn E. Wilkinson	WD

The motion to substitute is GRANTED. The Clerk of Court is respectfully directed to terminate the motion at ECF No. 10273 as well as the corresponding motion in the above member case.

SO ORDERED.


 SARAH NETBURN
 United States Magistrate Judge

Dated: August 30, 2024
 New York, New York