

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In Re: ASBESTOS PRODUCTS	:	
LIABILITY LITIGATION (No. VI)	:	Civil Action No:
	:	MDL 875
This Document Relates to the	:	
Cases Identified on the Attached Case List	:	
	:	

**ORDER**

**AND NOW**, this 22nd day of August, 2012, upon consideration of the Motions to Compel Discovery Pursuant to Federal Rule of Civil Procedure 37 filed by Georgia Pacific, LLC (“GP”) (i.e. 09-60286 Doc. 135) in the cases on the attached list, plaintiffs’ response (i.e. 09-60286 Doc. 140) and GP’s reply (i.e. 09-60286 Doc. 141) it is hereby **ORDERED** that:

1. all joinders are **GRANTED** (i.e. 09-61807 Doc. 110);
2. the Motions to Compel (i.e. 09-60286 Doc. 135) are **GRANTED in part** as follows:
  - a. plaintiffs shall serve complete responses to the standard interrogatories, without objection, in the CVLO-6 cases **by August 31, 2012** and in the CVLO-7 cases **by September 14, 2012**;<sup>1</sup>
  - b. plaintiffs shall serve complete responses to the product specific interrogatories filed by all defendants in the CVLO-6 cases **by August 31, 2012** and in the CVLO-7 cases **by September 14, 2012**;<sup>2</sup> and
  - c. all interrogatory responses are subject to, *inter alia*, the analyses found in our

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<sup>1</sup> On November 15, 2010, Judge Reed ordered all plaintiffs with pending cases at that time to respond to the standard interrogatories, without objection, by February 21, 2011. <http://www.paed.uscourts.gov/documents/MDL/MDL875/CV%204.pdf>. Unfortunately, most plaintiffs were not able to meet that deadline. Even if we deem the standard interrogatories served as of the date that these cases were added to the most recent scheduling orders, which for almost all of the cases was April 11, 2012, the responses to any unanswered standard interrogatories are sorely overdue pursuant to Fed. R. Civ. P. 33(b)(2).

<sup>2</sup> GP filed its product specific interrogatories in these cases between November 3, 2011 and June 8, 2012. Therefore, by virtue of Fed. R. Civ. P 33(b)(2), responses to any unanswered product specific interrogatories are similarly significantly overdue.

memorandum and order in Unzicker v. A.W. Chesterton Co., 11-66288 Documents 179 and 182. In order to avoid future objections and motions to strike, plaintiffs are strongly encouraged to fully answer the interrogatory questions, especially those regarding fact witnesses and their expected testimony.

BY THE COURT:

/s/ David R. Strawbridge, USMJ  
DAVID R. STRAWBRIDGE  
UNITED STATES MAGISTRATE JUDGE

**ATTACHMENT A - LIST OF CASES FOR AUGUST 22, 2012 MDL 875 ORDER**

Struck cases have been dismissed since the filing of the motion to compel

AKEY	RICHARD	CVLO 5	09-60286
<del>ARPP</del>	<del>ROBERT</del>	<del>CVLO 5</del>	<del>08-89851</del>
BARTLETT	ROBERT	CVLO 5	10-61467
BARTLETT	THOMAS	CVLO 6	08-89791
BENSON	HAROLD	CVLO 7	10-64563
FISHER	JOHN	CVLO 6	09-64683
FISHER	CHARLES	CVLO 7	09-61807
FRAMPTON	KENNETH	CVLO 5	08-92160
GABRUS	DONALD	CVLO 5	09-61357
GADDY	CLIFFORD	CVLO 7	08-90081
GOTTSACKER	RANDALL	CVLO 5	10-61885
GRAHAM	MARION	CVLO 6	08-90139
GRANGER	ELMER	CVLO 6	09-60953
GRAVES	WILLIAM	CVLO 6	08-92120
<del>HANNOLD</del>	<del>EARL</del>	<del>CVLO 5</del>	<del>08-90108</del>
HARVEY	MURL	CVLO 6	08-89457
HICKMAN	EUGENE	CVLO 5	10-67805
HICKS	WILLIAM	CVLO 5	08-91888
HOLCOMB	EDWARD	CVLO 5	09-61314
HORTON	JULIUS	CVLO 5	09-61469
MURPHY	EDWARD	CVLO 5	09-61461
MUTSCHLER	RICHARD	CVLO 7	10-61339
NEHLSSEN	MICHAEL	CVLO 7	08-91893
<del>NEUMER</del>	<del>ROBERT</del>	<del>CVLO 5</del>	<del>10-67793</del>
NEWELL	KENNETH	CVLO 7	10-68145
NICHOLS	GERALD	CVLO 6	10-68097
NOEL	BILLY	CVLO 6	10-69046
<del>PASTERSKI</del>	<del>JOHN E.</del>	<del>CVLO 7</del>	<del>11-64037</del>
<del>PETERSON</del>	<del>WAYNE</del>	<del>CVLO 5</del>	<del>10-64553</del>
<del>PLASTER</del>	<del>MILLARD</del>	<del>CVLO 5</del>	<del>10-67781</del>
RATHSACK	MICHAEL	CVLO 5	09-61347
REICH	RONALD	CVLO 5	09-60523
RENO	CHARLES	CVLO 5	09-60293
RICHARDS	MELVIN	CVLO 6	09-62181
RICHARDSON	ELEANORE	CVLO 6	10-67553
ROBERSON	FREDDIE	CVLO 7	08-90080
ROBERTS	BERNARD	CVLO 6	10-67610

ROME	DOUGLAS	CVLO 6	08-89825
SCHAEFFEL	EDMUND	CVLO 5	09-60545
SCHULZE	RONALD	CVLO 5	09-60516
SCHUPPERT	HOWARD	CVLO 5	09-61431
SHOTTS	EDWARD	CVLO 7	09-67100
SMITH	ORVILLE	CVLO 5	10-68104
SMITH	RUSSELL	CVLO 6	10-68123
SODINI	DONALD	CVLO 5	11-64239
SORENSON	ROBERT	CVLO 5	09-61436
TAYLOR	JAMES	CVLO 7	08-91881
TOVEY	ROBERT	CVLO 5	08-92133
TRAVIS	JIM	CVLO 7	08-90170
UMNUS	WAYNE	CVLO 6	10-61459
VAN DOLAH	VERNON	CVLO 6	08-91880
VOILES	CARROLL	CVLO 5	08-88686
WALKER	CLARENCE	CVLO 5	08-92136
WEAVER	HENRY	CVLO 5	08-91304
WHITE	SHIRLEY	CVLO 7	08-90171
WILSON	BILL B.	CVLO 6	09-61780
WOIDA	ROBERT	CVLO 5	10-67766
WOODMASTER	CHARLES	CVLO 6	08-91087
YANTORNI	BENJAMIN	CVLO 5	10-78935
ZIELINSKI	EDWARD	CVLO 6	08-90007
ZIMMER	LAWRENCE	CVLO 5	10-61896
BERGER	THOMAS	CVLO 5	10-67758
BEY	GEORGE	CVLO 7	08-89979
BOINSKI	JACOB	CVLO 7	10-67877
BRIGHAM	GEORGE	CVLO 7	08-89984
BRYAN	WILLIAM	CVLO 7	08-89866