

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

<b>IN RE: DOMESTIC DRYWALL ANTITRUST LITIGATION</b> <hr/> <b>THIS DOCUMENT RELATES TO: ALL ACTIONS</b>	<b>MDL NO. 2437 13-MD-2437</b>
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**PROPOSED FORM OF ORDER**  
**PER STIPULATION TO AMEND PRESERVATION ORDER**

Upon consideration of the Stipulation to Amend Preservation Order to Accommodate Transfer of TIN Inc. Documents and Data to Georgia-Pacific LLC as Part of Sale of TIN Gypsum Business Assets (the "Stipulation), and the request through the Stipulation that the Court Amend the Order entered in the *Janicki* Action on January 9, 2013; it is hereby ordered as follows:

1. As part of the Sale Transaction, TIN has undertaken or will undertake to image, copy or create a back-up of certain documents and data related to the TIN gypsum business for preservation purposes. This preservation shall satisfy TIN's preservation obligations as to those documents, data and other records being transferred to GP.

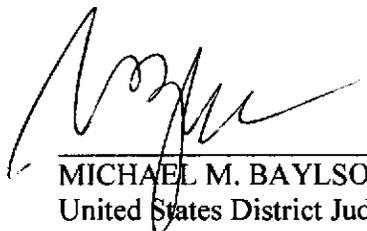
2. The fact that TIN has preserved these documents and data shall not be treated as an admission or agreement by TIN that the documents and data are relevant, potentially relevant or discoverable in the litigation. Nor shall the fact that TIN has captured the documents from a particular employee be treated as an admission or agreement by TIN that the person is an appropriate custodian for document production purposes. TIN and GP reserve all their rights and objections as to any request for production of these documents and data, including all objections

as to relevance, discoverability, burden, cost and the appropriateness of cost shifting to the party requesting the documents or data.

3. The January 9 Order is hereby amended as follows: "The transfer of gypsum business assets by defendant TIN Inc. to defendant Georgia-Pacific LLC in connection with the publicly announced transaction between those entities is not a violation of the preservation requirements under this Court's January 9, 2013 Order. This amendment to the January 9 Order only addresses those documents and data that TIN is transferring to GP in connection with the Sale Transaction. The preservation provisions of the January 9 Order remain applicable to potentially relevant documents and data that TIN is not transferring to GP."

IT IS SO ORDERED

Dated: 6/17, 2013

  
MICHAEL M. BAYLSON  
United States District Judge