

**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 Only to the	:	
Cases Identified on the Attached List	:	

**ORDER**

AND NOW, this 30<sup>th</sup> day of June, 2009, having been appointed as court annexed mediator in certain listed cases (approximately 2300 in number) pursuant to Judge Robreno's May 4, 2009 order and attached list (Doc. No. 6206), in order to better organize the mediation of these listed cases, it is hereby **ORDERED** that as to these listed cases:

(1) A mediation planning conference is set for **Thursday, August 27, 2009 at 9:30 a.m.** in Courtroom 4B, United States Courthouse, Philadelphia, Pennsylvania.

(2) For the this planning conference, only plaintiffs' counsel and counsel for the following defendants need appear: AW Chesterton, Anaconda Wire & Cable Company, Anchor Packing, CBS Corp f/k/a Westinghouse, Certainteed, Durabla, Garlock, General Electric, Georgia Pacific, Goodrich, Maremont, Okonite, Owens-Illinois, Rapid American, Rhone Poulenc, Rockbestos, Texaco, Union Carbide, and Uniroyal.

(3) The foregoing listed defendants have been identified by Plaintiffs' counsel, Michael Cascino, Esq., as defendants in a group of his cases originating out of alleged asbestos exposure in Southern Illinois ("the Southern Illinois Cases").

(4) The purpose of the mediation planning conference is to devise a method of efficiently mediating the listed Southern Illinois Cases. After these cases have been mediated, I will mediate another group of Cascino cases from the list assigned to me, probably based on their geographic location.

(5) By **4 p.m. on Thursday, August 6, 2009**, plaintiffs' counsel and counsel for the defendants listed in Paragraph Two above shall confer among themselves and submit to chambers a proposed agenda regarding items<sup>1</sup> to be discussed at the planning conference and a proposed group of four or five defense counsel to serve as an administrative liaison committee to assist in communication and management.

(6) If plaintiffs' counsel has failed to submit medical reports for any of the above listed Southern Illinois plaintiffs pursuant to MDL 875 Procedural Rule 12, paragraph 4, he shall do so by **Thursday, August 6, 2009** and shall serve a copy of each such report upon defense counsel and the mediator by the same date.

S/ Lowell A. Reed, Jr.  
LOWELL A. REED, JR., Sr. J.

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<sup>1</sup> Agenda items for this planning conference shall include, but not be limited to: (1) the possibility of using a grid or matrix system to categorize settlement values or ranges based upon the diagnosed medical condition, age, unrelated health issues, etc.; (2) setting standards for exposure to asbestos fibers, product identification, and availability of witnesses on those issues, etc.; (3) statute of limitations issues; and (4) setting standard for the minimum medical opinions or diagnosis necessary to constitute a case ripe for settlement.

With respect to item (2) above, counsel are hereby tasked with the responsibility to determine the minimum evidence required under applicable state law to prove exposure and product identification.