

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

IN RE: ASBESTOS PRODUCTS	:	Consolidated Under MDL
LIABILITY LITIGATION (No. VI)	:	875
VARIOUS PLAINTIFFS	:	
	:	
v.	:	
VARIOUS DEFENDANTS	:	Cases listed in Exhibit
	:	"A" (see attached)

FILED

JUL 23 2013

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

O R D E R

AND NOW, this 22nd day of July, 2013, it is hereby ORDERED that a Rule is ISSUED for counsel to show cause why all pending motions in each of the identified actions should not be denied without prejudice, and new scheduling orders and briefing schedules entered in these actions.¹

¹ In reviewing the cases identified in Exhibit "A" for disposition of summary judgment motions, the Court finds a great deal of disarray with the parties' discovery requests and responses, as well as confusing motions. This includes responses that appear to be untimely and/or incomplete by Plaintiffs, and/or a failure by defendants to file motions to compel proper responses in these cases.

The Court finds that, given the procedural history of these cases, the substantive issues presented cannot be resolved on their merits based upon the current records. For example, it is not always clear which discovery requests the discovery responses correspond to, whether those responses are timely and/or complete, or whether defendants have moved (either in a timely fashion or otherwise) to compel responses or to object to responses served upon them. It is not clear in the responses styled as "supplemental" which responses are being supplemented.

The efficient administration of these cases, and the interests of justice, require that a new scheduling order be issued in each case with deadlines for discovery requests and responses to be made, and dispositive motions to be filed and responded to by the Plaintiff(s). Strict compliance with the scheduling orders will ensure that the issues are presented to

The Rule is returnable by the filing of a written response in **each action** by **Friday, August 23, 2013.**² A party's failure to file a written response in a given case will be construed as that party's not opposing the issuance of a new scheduling order and briefing schedule in that case.

A hearing will be held on this matter on **Wednesday, September 4, 2013, at 2:00 P.M.**, in Courtroom **15A**, James A. Byrne United States Courthouse, 601 Market Street, Philadelphia, Pennsylvania 19106.

It is further **ORDERED** that all cases identified on Exhibit "A" are hereby **STAYED** until further order by the Court.

AND IT IS SO ORDERED.


EDUARDO C. ROBRENO, J.

the Court in an orderly and reasonable manner.

² Written submissions by the parties in each case shall be filed on the docket for that particular case. In other words, no omnibus written submissions are to be filed on the 01-875 docket or elsewhere.

EXHIBIT A

Case Number	Transferor District	Case Name
08-88250	IN-S	Reed v. Anchor Packing Company et al
08-88411	IN-S	Dice et al v. The Anchor Packing Company et al
08-89340	IL-S	Austin v. Cinery Corp. et al
08-89372	IL-S	Mann v. Anchor Packing Company, The et al
08-89381	IL-S	Mcfarland v. Ac&S et al
08-89446	IL-S	Cook v. Ac&S Inc et al
08-89498	IL-S	Goff v. Ac&S Inc et al
08-89791	IL-N	Bartlett et al v. Acands Inc
08-89825	IL-N	Rome v. A.C. And S. Inc. et al
08-89863	IL-N	Haffner v. A.C. And S. Inc.
08-89865	IL-N	Menozzi v. A.C. And S. Inc. et al
08-89969	IL-N	Czajkoski v. A. C. And S. Inc et al
08-89984	IL-N	Brigham v. A C And S, Inc. et al
08-90122	IL-N	Phyllis v. A.C.Ands, Inc. et al
08-90132	IL-N	Jones v. A C And S., Inc. et al
08-90139	IL-N	Graham v. A.C. And S., Inc. et al
08-90166	IL-N	Willey v. Ac&S Inc et al
08-90189	IL-N	Surges et al v. A. C. and S., Inc. et al
08-90201	IL-N	Hollins v. A.C. and S. Inc. et al
08-90234	IL-N	Ferguson v. A.C. And S., Inc. et al
08-90263	IL-N	Jackson v. Ac&S Inc et al
08-90264	IL-N	Nordberg v. A.B.B., Inc. et al
08-90268	IL-N	Centers v. A. W. Chesterton Company et al
08-90287	IL-N	Smith v. Catepillar Inc et al
08-90465	IN-N	Percy v. Ac And S Inc et al
08-90732	IN-N	Wilson v. Ac And S Inc et al
08-91052	IN-N	Weber v. Ac And S Inc et al
08-91089	IN-N	Childs v. Ac And S Inc et al
08-91090	IN-N	Holme v. Ac And S Inc et al
08-91729	IL-C	Bugg v. Anchor Packing Company et al
08-91742	IL-C	Schurtz v. Acands Inc et al
08-91881	IL-C	Taylor v. Acands Inc et al

Case Number	Transferor District	Case Name
08-91882	IL-C	Spangler v. Allis-Chalmers Corporation et al
08-91888	IL-C	Hicks v. Acands Inc. et al
08-91893	IL-C	Nehlsen v. Acands Inc et al
08-91953	IL-C	Ayers v. Allis-Chalmers Corporation et al
08-92038	IL-C	Buchanan et al v. Armstrong Contracting & Supply Corporation. et al
08-92113	IL-C	Maulding v. Lewis Asphalt And Engineering Corp. et al
08-92120	IL-C	Graves v. Acands Inc et al
08-92122	IL-C	Johnson v. A C & S Inc et al
08-92136	IL-C	Walker v. A C And S Inc. et al
08-92157	IL-C	Hutchinson v. Acands Inc et al
08-92161	IL-C	Lawless v. A C And S Inc et al
08-92210	IL-C	O'Keefe v. Aga Gas Inc et al
08-92259	IL-C	Daniels et al v. Anchor Packing Company et al
09-60186	WI-W	Bolton v. Inc. Acands et al
09-60231	WI-W	Loeffelad et al v. A.W. Chesterton Company et al
09-60267	WI-W	Hass et al v. A.C. And S., Inc. et al
09-60287	WI-W	Esser v. A. C. And S., Inc. et al
09-60293	WI-W	Reno v. A.C. And S., Inc. et al
09-60329	WI-E	Dunne et al v. Anchor Packing Co et al
09-60331	WI-E	Bresnahan et al v. Anchor Packing Co et al
09-60440	WI-E	Jones et al v. Acands Inc et al
09-60444	WI-E	Lundahl v. Acands Inc. et al
09-60476	WI-E	Burns v. Acands Inc et al
09-60481	WI-E	Sienko v. Acands Inc et al
09-60520	WI-E	Miller v. Acands Inc et al
09-60523	WI-E	Reich v. Acands Inc et al
09-60547	WI-E	Jeske v. American Standard Inc et al
09-60550	WI-W	Junk, Sr. et al v. Dynegy et al
09-60939	IL-N	Engelman v. Acands, Inc. et al
09-61004	WI-W	Enerson v. Inc. Acands et al
09-61314	WI-E	Holcomb v. Acands Inc et al
09-61322	WI-E	Metzger v. Acands Inc et al

Case Number	Transferor District	Case Name
09-61333	WI-E	Nuutinen v. Acands Inc et al
09-61356	WI-E	Massey v. Acands Inc et al
09-61469	WI-E	Horton v. Anchor Packing Co et al
09-61487	WI-E	Reichert v. Anchor Packing Co et al
09-61499	WI-E	Waltenberg v. Anchor Packing Co et al
09-61544	WI-E	Kiepert v. Anchor Packing Co et al
09-61717	IN-N	Frankenberger v. Acands Inc et al
09-61820	IN-N	Ruesken v. The Anchor Packing Co., Et. Al.
09-62185	WI-W	Vradenburg v. The Anchor Packing Company, et al
09-62583	IL-N	Woods v. Cbs Corporation et al
09-64609	IN-S	Giuliano v. A C And S Inc. et al
09-64701	IN-S	Willocks v. A C And S Inc et al
09-64733	IN-S	Stephens v. A C And S Inc et al
10-61115	WI-E	Bennington v. Cbs Corporation et al
10-61341	WI-W	Campbell v. A.C.And S., Inc. et al
10-61349	WI-W	Pietrzycki et al v. A.C.And S., Inc. et al
10-61422	WI-W	Enos v. Asbestos Claims Management Corporation et al
10-61429	WI-W	Kumferman v. Asbestos Claims Management Corporation et al
10-61467	WI-W	Bartlett v. A.C. And S., Inc. et al
10-61865	WI-E	Suhaysik v. Acands Inc. et al
10-61885	WI-E	Gottsacker v. Acands Inc. et al
10-61896	WI-E	Zimmer v. Acands Inc. et al
10-61956	WI-E	Nelson v. Acands Inc et al
10-64567	IL-S	Collins v. Ac&S Inc et al
10-64584	IL-S	Embly v. Ac&S Inc et al
10-64585	IL-S	Deters v. Ac&S Inc et al
10-64606	IL-N	Louis v. Cbs Corporation et al
10-67443	WI-E	Ahnert et al v. Cbs Corporation et al
10-67533	IL-N	Carlson et al v. A. W. Chesterton Company et al
10-67545	IL-N	Carmichael v. Durabla Mfg Co. et al
10-67553	IL-N	Richardson v. Acands, Inc. et al
10-67555	IL-N	Kelley v. A. C. And S., Inc. et al

Case Number	Transferor District	Case Name
10-67621	IN-N	Arseneault v. Ac And S Inc et al
10-67785	WI-E	Conway v. Acands Inc et al
10-67817	WI-E	Boyea v. Acands Inc et al
10-67841	WI-E	Junk v. Acands Inc et al
10-68063	WI-E	Hakes v. AW Chesterton Company et al
10-68073	IL-C	Plue v. A C & S Inc et al
10-68097	IL-C	Nichols v. A W Chesterton Co et al
10-68110	IL-C	Lemke v. Ac And S Inc et al
10-68124	IL-C	Malone v. Ac & S Inc et al
10-68127	IL-C	Dover v. A C & S et al
10-68130	IL-C	Irons-Holtzman v. A C & S Inc et al
10-68864	IN-S	Partick v. The Anaconda Company et al
10-68902	IN-S	Cummings v. A C And S, Inc. et al
11-60064	WI-E	Herr et al v. Linde Inc et al
11-63518	WI-E	Muehlberger v. Cbs Corporation et al
11-64036	WI-E	Svatek v. Acands Inc et al
11-66288	IL-S	Unzicker v. A.W. Chesterton Company et al
11-66746	WI-E	Zellner v. Aw Chesterton Company et al
11-67767	IL-N	Bulanda v. Aw Chesterton Company et al
12-60003	WI-E	Jurglanis v. Borg-Warner Inc et al
12-60004	WI-E	Spychalla v. Avco Corporation et al
12-60020	WI-E	Krueger v. Acands Inc et al
12-60049	IL-N	Pehlke v. A.O. Smith Corporation et al
12-60160	IL-N	Mcneair v. Borg-Warner, Inc. et al

EMAILED:

ADAM JAGADICH
 AHNDREA VANDENELZE
 ALLEN VAUGHAN
 AMANDA SUMMERLIN
 AMIEL GROSS
 ANDREW DETHERAGE
 BASIL DISIPIO
 BRADLEY BULTMAN
 BRADLEY NAHRSTADT
 BRETT LARSEN
 BRIAN WATSON
 BRYAN SKELTON
 BRYCE BENNETT
 C. DOUGLAS
 C. EVERT
 CAROL ZUCKERMAN
 CATHERINE CARLSON
 CATHERINE MOHAN
 CATHY MOLCHIN
 CHAN MCLEOD
 CHARLES JOLEY
 CHRISTI JONES
 CHRISTOPHER BANASZAK
 CHRISTOPHER LARSON
 CHRISTOPHER LEE
 CHRISTOPHER P.BANASZAK
 CLARE MAISANO
 CLARE RUSH
 CRAIG LILJESTRAN
 CRAIG TURET
 CURTIS BAILEY
 CYNTHIA LOCKE
 DANIEL CHEELY
 DANIEL DONAHUE
 DANIEL ELGER
 DANIEL GRIFFIN
 DANIEL JARDINE
 DANIEL LONG
 DANIEL MANNA
 DANIEL MCGRATH
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 DAVID SETTER
 DAVID SZLANFUCHT
 DAVID TEMPLE
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 DEMETRA CHRISTOS
 DENNIS CANTRELL
 DONALD CARLSON
 DONALD ORZESKE
 DOUGLAS KING
 DOUGLAS PROCHNOW
 EDWARD CASMERE
 EDWARD CRANE
 EDWARD KENNEY
 EDWARD MACCABE
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 JAMES SVAJGL
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 JANELLE LINDER
 JASON KENNEDY
 JEFFREY FECHT
 JEFFREY FULTZ
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 JEFFREY SCHIEBER
 JENNIFER BLACKWELL
 JENNIFER STUDEBAKER
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 JIN-HO CHUNG
 JOHN BABIONE
 JOHN CANONI
 JOHN DOUGLAS
 JOHN FONSTAD
 JOHN HELLER
 JOHN KUROWSKI
 JOHN LAFEY
 JOHN MCCANTS
 JOHN SEEBOHM
 JOHN SON
 JOHN WALLER
 JON BAROOSHIAN
 JONATHAN MATTINGLY
 JONATHAN PARRINGTON
 JOSEPH REJANO
 JOSEPH SULLIVAN
 JOSHUA JOHANNINGM
 JOSHUA LEE
 KATHRYN DOWNEY
 KAYCE GISINGER
 KENT PLOTNER
 KEVIN KNIGHT
 KIMBERLY SARFF
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 KNIGHT ANDERSON
 KRISTINA LEMANSKI
 KURT REITZ
 KURTIS REEG
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 LAURIE MCLEROY
 LILLIAN MA

LISA DILLMAN
 M. GRANT
 MAJA EATON
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 MARK LUDOLPH
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 MICHAEL TRUCCO
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 R. WILLINGHAM
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 RICHARD RIEGNER
 RICHARD SCHUSTER
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 ROBERT MCCOY
 ROBERT PISANI
 ROBERT RILEY
 ROBERT SANDS
 ROBERT SCHROEDER
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 RONALD HACK
 RUSSELL KLINGAMAN
 RUSSELL SCOTT
 RYAN BARKE
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 SARAH PAGELS
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 SCOTT SIMPKINS
 SEAN SHEEHAN
 SHAWANE LEE
 SHAWN BABIUCH
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 STEPHEN SCHWARTZ
 STEVEN BARBER
 STEVEN KIRSCH
 SUSAN MEHRINGER
 TEIRNEY CHRISTENSO
 THOMAS CANNON
 THOMAS GILLIGAN
 THOMAS GONZALEZ
 THOMAS HAYES
 THOMAS KERNELL

THOMAS NORBY
 THOMAS ORRIS
 THOMAS SCHRIMPF
 THOMAS TARDY
 THOMAS THIBODEAU
 TIFFANY TURNER
 TIMOTHY KAPSHANDY
 TIMOTHY KRIPPNER
 TIMOTHY PAGEL
 TIMOTHY PIKE
 TOBIN TAYLOR

TREVOR WILL
 WALTER JENKINS
 WALTER WATKINS
 WARD BROWN
 WILLIAM CROKE
 WILLIAM MAHONEY
 WILLIAM SHULTZ
 WILLIAM SMITH
 WILLIS TRIBLER

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 BRUCE KAMPLAIN
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STEPHEN KRAVIT
 STEPHEN MAASSEN
 STEVEN CELBA
 STEVEN SANDERS
 SUSAN GUNTY
 SUSAN HUNTER
 THADDEUS STANKOWSKI
 THOMAS MEYER
 THOMAS WILSON
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 WILLIAM HASSLER
 WILLIAM MCGRATH
 ZANE LUCAS