



IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOAT-SINK LITIGATION CIVIL ACTION NO. 11-C-5000000

THIS DOCUMENT APPLIES TO ALL CASES

AMENDED ORDER APPROVING FACT SHEETS

As stated in the Court's June 28, 2011, Order, the purpose of the Fact Sheets is to provide the parties with "basic information about each case in the Float-Sink Litigation in order to make an initial evaluation of the cases prior to engaging in mediation." The Resolution Judges will also utilize this information to prepare for mediation.

On August 12, 2011, the Court approved Fact Sheets and Ordered Plaintiffs and Defendants to serve responses to their respective Fact Sheets by no later than October 10, 2011. Third-Party Defendants will also be required to respond to appropriate Defendant Fact Sheets. For example, if a Third-Party Defendant is a distributor, the Third-Party Defendant shall respond to the Distributor Defendants' Fact Sheet.

Third-Party Defendants are hereby **ORDERED** to serve their responses to the appropriate Defendant Fact Sheet by no later than **October 10, 2011**. Responses shall be electronically served on all counsel of record, the Resolution Judges, and Mass Litigation Manager Kimberley R. Fields using the "serve-only private" feature in LexisNexis File & Serve®. See Section 17, pages 9-10 of the Court's May 16, 2011, Electronic Filing and Service Case Management Order for instructions regarding electronic service of documents containing Personal Data Identifiers.

Counsel for Third-Party Defendants are further **ORDERED** to electronically file and serve a Verification stating that Counsel has provided the Panel with a completed

Fact Sheet for each and every party Counsel represents in the Float-Sink Litigation by no later than **October 10, 2011**. A copy of the Verification form is attached.

It is so **ORDERED**.

All exceptions and objections are noted and preserved for the record.

ENTER: September 14, 2011

/s/ John A. Hutchison
Lead Presiding Judge
Float-Sink Litigation

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VERIFICATION

I, _____, verify that I have filed a completed Fact Sheet for each and every party I represent in the above-styled litigation pending in the Circuit Court of Raleigh County, West Virginia.

Attorney Name
WV State Bar I.D. Number
Firm Name and address
Telephone Number
Fax Number
Email address

Dated: _____