



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

**IN RE: ASBESTOS PERSONAL
INJURY LITIGATION**

**CIVIL ACTION NO.: 02-C-9500
Honorable James P. Mazzone**

THIS DOCUMENT APPLIES TO:

- 1. *LOIS J. COTTRELL, individually and as Executrix of the Estate of RONALD COTTRELL v. CSX TRANSPORTATION INC., Kanawha Co. Cir. Ct.,*
Civil Action No. 16-C-1444 KAN FELA;**
- 2. *DALE F. OFFNER AND KATHRYN OFFNER, his wife v. A.O. Smith Corporation, CSX TRANSPORTATION, INC., etc. et al., Kanawha Co. Cir. Ct.,*
Civil Action No. 17-C-1097 KAN FELA;**
- 3. *PAMELA MURPHY, Individually and as Executrix of the Estate of SHANNON B. PETTIT v. CSX TRANSPORTATION INC., Kanawha Co. Cir. Ct.,*
Civil Action No. 17 -C-445 KAN FELA;**
- 4. *CLAUDIA ROSS, Administratrix of the Estate of LARRY ROSS, deceased v. A.O. Smith Corporation, CSX TRANSPORTATION INC., et al., Kanawha Co. Cir. Ct.,*
Civil Action No. 17-C-623 KAN FELA;**
- 5. *DONALD. RAY SOWARDS AND WILMA L. SOWARDS, his Wife v. 20TH CENTURY GLOVE CORP. OF TEXAS, CSX TRANSPORTATION, INC. et al., Kanawha Co. Cir. Ct.,*
Civil Action No. 17-C-1242 KAN FELA;**
- 6. *RITA WIGAL AND DAVID H. WIGAL, her husband v. AECOM ENERGY AND CONSTRUCTION, INC., CONSOLIDATED RAIL CORPORATION, et al., Kanawha Co. Cir. Ct.,* Civil Action No. 17-C-1171 KAN FELA.**

ORDER FROM HEARING OF DECEMBER 7, 2017

On December 7 came plaintiffs by their respective counsel Leif J. Ocheltree of Goldberg Persky & White, P.C., John D. Hurst of Motley Rice LLC, and Brian A. Prim of the Prim Law Firm, PLLC and came defendants CSX Transportation, Inc. ("CSXT") and Consolidated Rail Corporation ("Conrail") by their counsel Luke A. Lafferre of Dinsmore & Shohl LLP for the Scheduling Status Conference mandated by the Mass Litigation Panel.

WHEREUPON, the Court, having consulted with counsel for the parties, hereby **ORDERS** as follows:

1. Leif Ocheltree of Goldberg Persky & White, P.C. and John D. Hurst of Motley Rice LLC are designated as Plaintiffs' Co-ordinating Counsel in Civil Action No. 02-C-9500. Luke Lafferre is designated as Defendants' Co-ordinating Counsel in Civil Action No. 02-C-9500.

2. The parties are to confer and submit to the Court a proposed Case Management Order within 45 days.

3. A hearing on CSXT's pending discovery-related motions in the *Cottrell* and *Ross* cases will be conducted in Judge Mazzone's Courtroom in the Ohio County Courthouse, 1500 Chapline Street, Wheeling, West Virginia on January 16, 2018 at 1:30 p.m.

ENTERED on the date shown on the sidebar by the Honorable James P. Mazzone, Judge.

Prepared By:

/s/ Luke A. Lafferre

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**Defendants' Liaison Counsel and Counsel for Defendants,
CSX TRANSPORTATION, INC. and CONSOLIDATED RAIL CORPORATION**

Reviewed and Approved By:

/s/ Leif J. Ocheltree

Leif J. Ocheltree, Esquire
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Plaintiffs' Liaison Counsel

/s/ John David Hurst

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Plaintiffs' Liaison Counsel

This document constitutes a ruling of the court and should be treated as such.

Court: WV Kanawha County Circuit Court

File & Serve

Transaction ID: 61547680

Current Date: Feb 09, 2018

Case Number: Multi-Case

Case Name: Multi-Case

/s/ Judge Mazzone, James P

12-7-17 Order