FILE NAME: Wagner (WAG)

DATE: 2003

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DOCUMENT DESCRIPTION: Legal - Amended Appendix to Plaintiffs' Opening Brief on Appeal

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN RE: ASBESTOS LITIGATION	:	No. 704, 2002
	:	Court Below: Superior Court
	:	Of the State of Delaware in
	:	and for New Castle County
	:	
Arthur Fleetwood	:	C.A. No. 99C-02-278
John Cash	:	C.A. No. 00C-04-162
John Rigby	:	C.A. No. 00C-05-045
Dennis Carr	:	C.A. No. 01C-02-003
William Miller	:	C.A. No. 00C-05-024
James Desmond	:	C.A. No. 00C-08-209
James Wilson	:	C.A. No. 00C-12-224
William Cooper	:	C.A. NO. 86C-08-070E
Billie Chaney	:	C.A. NO. 97C-08-087
Virginia Mason (Charles)	:	C.A. NO. 84C-05-145J
George Hill	:	C.A. NO. 97C-08-064
Ella Morris (Samuel)	:	C.A. NO. 84C-05-145N
Jackie Donovan	:	C.A. NO. 99C-09-074
Clifford Scruggs	:	C.A. NO. 99C-11-106
Raymond Nack	:	C.A. NO. 98C-05-047
James Williams	:	C.A. No. 00C-06-047
Conrad Fassel	:	C.A. No. 00C-11-159
Larry Hollis	:	C.A. No. 97C-08-128
Charles Fleetwood	:	C.A. No. 96C-05-266
Leroy Messick	:	C.A. No. 96C-10-150
Joseph Messick	:	C.A. No. 95C-03-123
Albert Griffith	:	C.A. No. 97C-02-220
Paul Hitchens	:	C.A. No. 97C-10-153
Robert Truitt	:	C.A. No. 97C-12-019
George Willey	:	C.A. No. 97C-03-056
Kenneth Miller	:	C.A. No. 98C-04-123
Freddie Pusey	:	C.A. No. 94C-01-038
Raymond Peters	:	C.A. No. 98C-09-007
Lois Lyons	:	C.A. No. 97C-09-135
Harold Porter	:	C.A. No. 97C-11-228
Calvin Musser	:	C.A. No. 88C-09-199
Larry Surricchio	:	C.A. No. 89C-10-130
Jerome Wells	:	C.A. No. 89C-10-128
Jack Brasure	:	C.A. No. 89C-10-129
Edgar Wilson	:	C.A. No. 90C-05-038
Richard Mccabe	:	C.A. No. 90C-05-037
Roland Wingate	:	C.A. No. 90C-07-101
Clark Spicer	:	C.A. No. 90C-07-102
William Lane	:	C.A. No. 90C-07-103

John Garris	:	C.A. No. 90C-12-040
Ronald Davidson	:	C.A. No. 90C-11-222
Parker Turner	:	C.A. No. 90C-12-039
Robert Steele	:	C.A. No. 90C-11-221
William West	:	C.A. No. 91C-04-124
Robert Harding	:	C.A. No. 91C-04-153
James Reed	:	C.A. No. 91C-04-125
Claude Marvel	:	C.A. No. 90C-09-067
Orville Somers	:	C.A. No. 90C-09-068
Sidney Taylor	:	C.A. No. 90C-12-139
Alton Scott	:	C.A. No. 90C-12-108
Kenneth Marvel	:	C.A. No. 90C-12-106
Richard Bowdle	:	C.A. No. 90C-12-107
Leroy Hill	:	C.A. No. 90C-12-109
Eugene Hastings	:	C.A. No. 91C-07-251
Donald Hill	:	C.A. No. 91C-07-259
Ben Peterson	:	C.A. No. 91C-07-127
Shelly Ewell	:	C.A. No. 91C-04-046
Woodrow Butler	:	C.A. No. 91C-07-252
Herman English	:	C.A. No. 91C-01-153
Thomas Marine	:	C.A. No. 88C-07-146A
Albert Mcdowell	:	C.A. No. 89C-05-197
Doris Fernandes	:	C.A. No. 87C-07-037
Edward Kowalewski	:	C.A. No. 88C-11-109
Lester Trice	:	C.A. No. 86C-02-100A
Erman James Bradely	:	C.A. No. 84C-05-145A
Edward Barto (John Barto)	:	C.A. No. 84C-05-145B
Calvin Collins	:	C.A. No. 84C-05-145C
Griffin Conley	:	C.A. No. 84C-05-145D
G. Robert Dickerson	:	C.A. No. 84C-05-145E
Calvin Foskey	:	C.A. No. 84C-05-145F
Allen Hickman, Sr.	:	C.A. No. 84C-05-145G
Lloyd Hopkins	:	C.A. No. 84C-05-145H
Charles Isenberg	:	C.A. No. 84C-05-145I
Jack Messick	:	C.A. No. 84C-05-145K
Ulysses Mills	:	C.A. No. 84C-05-145L
Joseph Moore	:	C.A. No. 84C-05-145M
Donald Powell	:	C.A. No. 84C-05-145O
Lewis Powell	:	C.A. No. 84C-05-145P
Harry Schiff	:	C.A. No. 84C-05-145R
Joseph Spicer	:	C.A. No. 84C-05-145S
Andrew H. Bjorson,	:	C.A. No. 85C-05-013
Urias Graham,	:	C.A. No. 85C-11-119A
Granville W. Brittingham	:	C.A. No. 85C-11-119B
Ernest M. Derrickson	:	C.A. No. 85C-11-119C
Roy D. James	:	C.A. No. 85C-11-119D
Hayward Roe	:	C.A. No. 85C-11-119E

Roy D. James	:	C.A. No. 85C-11-119D
Hayward Roe	:	C.A. No. 85C-11-119E
Dale V. Shaffer	:	C.A. No. 85C-11-119F
Harley G. Watkins, Jr.	:	C.A. No. 85C-11-119G
Dathiette M. Hearn,	:	C.A. No. 86C-06-160
Donald Lowe,	:	C.A. No. 86C-08-070A
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
CHARLES A. WAGNER CO., INC.,	:	
Defendants.		

APPEAL FROM THE SUPERIOR COURT OF THE STATE OF DELAWARE IN AND FOR NEW CASTLE COUNTY

AMENDED APPENDIX TO PLAINTIFFS'/APPELLANTS' OPENING BRIEF ON APPEAL

JACOBS & CRUMPLAR, P.A.

By: /s/ Thomas C. Crumplar /s/ David A. Arndt

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Date: 3-14-03

APPENDIX

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RELEVANT DOCKET ENTRIES*

ERMAN JAMES BRADLEY
C.A. NO. 84c-05-145

DOCKET #	DATE	ACTION
1	May 30, 1984	Complaint Filed
99a	January 25, 1985	Amended Complaint adding Charles Wagner
634	June 9, 1988	Wagner's Notice of Motion for Summary Judgment
635	June 9, 1988	Opening Brief of Wagner In Support of Its Motion for Summary Judgment
636	June 9, 1988	Appendix to Opening Brief of Wagner in Support of Its Motion for Summary Judgment
641	July 21, 1988	Plaintiff's Answering Brief
642	July 21, 1988	Appendix to Plaintiff's Answering Brief
643	August 9, 1988	Wagner's Reply Brief
657	October 11, 1988	Plaintiff's Supplementation to their Answering Brief

* Because the docket entries are basically the same for all other plaintiffs', counsel has included these three plaintiffs' as a representative sample.

658	October 19, 1988	Reply of Charles Wagner to Plaintiff's Supplementation
706	June 19, 1989	Order signed by Judge Taylor on Motion of the Charles Wagner for Summary Judgment...GRANTED
878-a	August 16, 1989	Order on Plaintiff's Motion for Re-Argument...DENIED
1476	February 15, 1995	Motion for Entry of Final Judgment
1477	September 27, 2001	Entry of Final Judgment
1478	August 30, 2002	Plaintiff's Motion to Set Trial Date
1480	October 25, 2002	Charles Wagner's Response to Plaintiff's Motion to Set Trial Date
1484	November 4, 2002	Plaintiff's Order Regarding Setting Cases for Trial...SO ORDERED
1485	November 12, 2002	Wagner's Motion for Summary Judgment and Opening Brief
1486	November 19, 2002	Plaintiff's Answering Brief in Opposition of Wagner's Motion for Summary Judgment

RELEVANT DOCKET ENTRIES

RAYMOND NACK
C.A. NO. 98C-05-047

DOCKET #	DATE	ACTION
1	May 5, 1998	Complaint Filed
228	June 9, 2000	Wagner's Motion for Summary Judgment
252	July 21, 2000	Plaintiff's Answering Brief
269	September 1, 2000	Wagner's Reply Brief
	July 2, 2001	Judge Babiarz Decision Granting Charles Wagner's Motion for Summary Judgment
475	July 11, 2001	Plaintiff's Application for Certification of the Trial Court's Interlocutory Order for the Puposes of Appeal
	July 2, 2001	Order Granting Interlocutory Appeal
484	August 30, 2002	Plaintiff's Motion to Set Trial Date
486	October 25, 2002	Charles Wagner's Response to Plaintiff's Motion to Set Trial Date
490	November 4, 2002	Plaintiff's Order Regarding Setting Cases for Trial...SO ORDERED
491	November 12, 2002	Wagner's Motion for

1487	November 20, 2002	Wagner's Reply Brief in Support of Motion for Summary Judgment