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February 7, 2002

Honorable Allan L. Tereshko
Judge, Court of Common Pleas
234 City Hall
Philadelphia, PA 19107

Attention: June Cipressi, Esquire

**IN RE: ASBESTOS LITIGATION
COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
OCTOBER TERM 1986, NUMBER 001**

**CROWN CORK & SEAL COMPANY'S GLOBAL
MOTION FOR SUMMARY JUDGMENT IN ALL CASES WHERE IT IS A
DEFENDANT OR ADDITIONAL DEFENDANT**

Dear Judge Tereshko:

The instant Motion for Summary Judgment ("Motion") is brought by Crown Cork & Seal Company, Inc. ("Crown") on the basis of the Act of December 17, 2001 [Senate Bill 216] entitled, "LIMITATIONS ON ASBESTOS-RELATED LIABILITIES RELATING TO CERTAIN MERGERS OR CONSOLIDATIONS", 15 Pa.C.S.A. § 1929.1 (the "Statute"). At Your Honor's direction, this Motion is "Global" in nature, encompassing all cases currently pending against Crown in the Philadelphia Court of Common Pleas. A Statement of the cases pending by Plaintiffs' Law Firm is attached hereto as Exhibit "A." Pursuant to Your Honor's direction, notice of this Motion is being served upon all counsel for plaintiffs and upon all counsel for defendants and additional defendants in all pending cases.

I. FACTUAL BACKGROUND

A. The Statute Imposes Limitations on Asbestos-Related Liabilities Relating to Certain Mergers or Consolidations

On December 17, 2001, Governor Mark Schweiker signed a law that varies the remedies available to plaintiffs alleging asbestos-related liabilities of Pennsylvania Corporations that acquired such liabilities solely as a result of a merger or consolidation. 15 Pa.C.S.A. § 1929.1. This alteration of remedies available is based on the value of the acquired corporation. The Statute was made effective immediately. A copy of the Statute is attached hereto as Exhibit "B".

As explained in detail below, Crown has already paid (or is obligated to pay) an amount well in excess of the remedy limitation created by §1929.1. Accordingly, because the Statute precludes the plaintiffs who are subject to the instant Motion from recovering any damages remedy from Crown, §1929.1 obligates the Court to dismiss these asbestos-related claims as to Crown.

B. Crown's Acquisition of the Mundet Corporation Leads to Allegations of Successor Liability

Crown is incorporated in the Commonwealth of Pennsylvania and employs approximately 1,000 people in three facilities in Philadelphia, York, and Fayette Counties. Crown employs over 36,000 people and has operations in fifty countries worldwide. Crown is the world leader of packaging products for consumer goods. Crown manufactures one out of every five beverage cans used in the world and one of every three food cans used in North America and Europe. Crown's worldwide headquarters are

located at 1 Crown Way, Philadelphia, Pennsylvania. Crown has never been in the business of manufacturing, installing, selling, distributing, or otherwise marketing any asbestos or asbestos-containing product. (Affidavit of Richard L. Krzyzanowski, hereinafter "Krzyzanowski Aff.," Exhibit "C," ¶2).

In 1963, Crown was the nation's largest producer and seller of metal bottle caps, known in the industry as "crowns," and also produced beverage cans. (Krzyzanowski Aff., ¶3). At the same time, Mundet Cork Corporation ("Mundet Cork") was engaged in a similar business and was the nation's sixth largest producer and seller of metal crowns ("crowns"). (Krzyzanowski Aff., ¶3). Mundet Cork had two different divisions: (1) the "closure" division, which manufactured crowns; and, (2) the "insulation" division, which manufactured, sold, and installed insulation products. (Krzyzanowski Aff., ¶8). Only the "insulation" division had any connection with asbestos.

Crown was interested in acquiring the assets associated with Mundet Cork's "closure" division for two reasons: 1) to acquire Mundet Cork's crown customers; and, 2) to acquire the North Bergen, New Jersey plant location, which was conveniently close to Crown's New York customers. (Krzyzanowski Aff., ¶3). The "closure" division at no time had anything to do with asbestos.

When Joseph J. Mundet, the principal shareholder of Mundet Cork, died, the executors of his estate offered his shares for sale. (Krzyzanowski Aff., ¶3). Because the executors of the Mundet Estate could not sell the closure division separately, Crown acquired the desired assets in the only manner it could: by a stock purchase of the majority of Mundet Cork stock, followed by the sale by Mundet Cork to a third party of the undesired assets (i.e. the insulation division). (Krzyzanowski Aff., ¶¶3-4, 10).

Crown purchased the majority of the capital stock of Mundet Cork in November of 1963. (Krzyzanowski Aff., ¶4).

Crown never intended to operate Mundet Cork's insulation division or to manufacture, sell, distribute, or install insulation products, and Crown never did so. (Krzyzanowski Aff., ¶¶2,3,9,10,11,13). Instead, prior to Crown's acquisition of the majority of Mundet Cork's stock, Mundet Cork shut down the insulation manufacturing operations. In furtherance of Crown's intent to purchase only Mundet Cork's crown-related assets, on February 8, 1964, less than ninety (90) days after Crown's acquisition of an interest in Mundet Cork, Baldwin-Ehret-Hill ("B-E-H") purchased Mundet Cork's insulation division. (Exhibit 3 Krzyzanowski Aff.). Under the terms of the purchase agreement, B-E-H acquired the assets, books, records, employees, equipment, finished goods, trademarks, licenses, raw materials, and post purchase liabilities of Mundet Cork's insulation division. (Krzyzanowski Aff., ¶¶10-11; February 8, 1964 Bill of Sale and Assignment, Exhibit 3 to Krzyzanowski Aff. ¶2-4).

Within the next two years, Crown acquired virtually all of Mundet Cork's stock. On February 10, 1966, Crown filed a "Certificate of Merger of Mundet Cork Corporation Into Crown Cork & Seal Company, Inc." (Exhibit 1 to Krzyzanowski Aff.), which effectively transferred the remaining assets of the asbestos-free Mundet Cork into Crown.

On March 30, 1989, Crown was reincorporated in the Commonwealth of Pennsylvania and consolidated through merger on May 1, 1989. (Articles of Incorporation, Exhibit 2 to Krzyzanowski Aff.).

Notwithstanding its complete lack of involvement in the asbestos insulation business, Crown has found itself embroiled as a defendant in the ever-expanding area of

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asbestos litigation. As set out below, to date Crown has paid, or has committed to pay, over Three Hundred Thirty-Six Million Dollars (\$336,000,000) for asbestos-related claims. (See Affidavit of Alfred J. Dermody, Manager of Budget and Planning of Crown, hereinafter "Dermody Aff.," Exhibit "D," ¶ 4)

Significantly, in every case subject to this Motion, Crown has been sued solely as the successor to Mundet Cork. At no time in any of these cases has there been any evidence produced that Crown, independent of successor liability for Mundet Cork, had anything to do with asbestos.

II. LEGAL ARGUMENT

A. Summary Judgment Standard

A party is entitled to summary judgment upon a showing that no genuine issue as to any material fact exists and "it is clear that the moving party is entitled to judgment as a matter of law." Skipworth v. Lead Indus. Ass'n, Inc., 547 Pa. 224, 230, 690 A.2d 169, 171 (1997); see also Pa. R. Civ. P. 1035.2. In opposing a motion for summary judgment, "[t]he non-moving party must demonstrate that there is a genuine issue for trial and may not rest on averments in its pleadings." Davis v. Resources for Human Dev., Inc., 770 A.2d 353, 357 (Pa. Super. 2001). Further, the non-moving party must put forth sufficient evidence on the essential issues of his case such that a jury could return a verdict in his favor. Failure to do so establishes that there is no genuine issue of material fact and that the moving party is entitled to judgment as a matter of law. See Ertel v. Patriot-News Co., 544 Pa. 93, 101, 674 A.2d 1038, 1042 (1996).

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B. Crown is Entitled to Summary Judgment Because its Payments for Successor Asbestos-Related Liabilities Far Exceed The Statutory Limit Set Forth in 15 Pa.C.S.A. § 1929.1

1. The Statute

Section 1929.1 limits the remedies available to a plaintiff alleging successor liability as to a Pennsylvania corporation for asbestos, resulting from the corporation's merger or consolidation with another company. The remedy is limited, in the aggregate, to the fair market value of the assets of the merger partner that "donated" the asbestos liability. Once a corporation has paid out for any asbestos-related claims an amount equal to the fair market value of the assets of the transferor, as a matter of law plaintiff no longer has a damages remedy for alleged successor asbestos-related liability.

As set out below, Crown has paid out (or is obligated to pay) an amount far in excess of the limitation created by §1929.1. Accordingly, it is entitled to summary judgment.

2. Crown Acquired Mundet Cork, Whose Fair Market Value At The Time of the Merger, Adjusted for Inflation, Was \$50-\$55 Million.

Crown is a domestic business corporation, incorporated in this Commonwealth prior to May 1, 2001. (Exhibit 2 to Krzyzanowski Aff.). On February 10, 1966, Mundet Cork was merged into Crown. (Merger Documents dated February 10, 1966, Exhibit 1 to Krzyzanowski Aff.).

Section 1929.1 varies the remedies available to a plaintiff alleging asbestos-related liability growing out of a merger, limiting the damages remedy to the fair market

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value of the total assets of the merger party which held the original alleged asbestos liability, here Mundet Cork. For purposes of the Statute, "fair market value" may be established "through any method reasonable under the circumstances." 15 Pa.C.S.A. § 1929.1(c)(1). "Once a reasonable determination of the fair market value ... has been thus established by a domestic business corporation, a claimant disputing that determination of value shall then have the burden of establishing a different fair market value." 15 Pa.C.S.A. § 1929.1(c)(2).

Crown retained as an expert Kevin P. Collins, the Managing Director in charge of the valuation practice in the New York office of Houlihan Lokey Howard & Zukin Financial Advisors, Inc. ("Houlihan Lokey"). Mr. Collins and Houlihan Lokey are experts in business and security valuation. Mr. Collins' affidavit (Exhibit "E") and his expert Report (attached to the affidavit) conclude that the fair market value of the assets of Mundet at the time of its merger into Crown was in the range of \$11-\$12 million. (Collins Aff., ¶11).

Under the Statute, the valuation as of the time of the merger is to be adjusted by an inflation factor equal to the prime rate for each calendar year since the merger, plus 1%, but not compounded. 15 Pa.C.S.A. §1929.1(c)(3)(ii). The adjusted annual figures are listed in the Houlihan Lokey Report at page 23. As of December 31, 2001, the adjustment produces a figure in the range of \$50 million to \$55 million.

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3. Crown Has Paid Far In Excess Of \$50 To \$55 Million.

The adjusted valuation figure of \$50 to \$55 million is a cap on the aggregate remedy available to plaintiffs for Crown's asbestos-related liabilities as a successor to Mundet Cork. As set forth in the Dermody Affidavit (Exhibit "D"), Crown's cumulative asbestos-related payments exceeded \$336 million as of December 31, 2001. Thus, the cumulative amount Crown has paid or assumed for successor asbestos-related liabilities far exceeds the fair market value of Mundet Cork at the time of the merger.

4. The Statute Bars Plaintiffs' Claims.

Section 1929.1 varies the remedy for asbestos-related successor liabilities, which are defined to include any asbestos liabilities, "known or unknown, asserted or unasserted, absolute or contingent, accrued or unaccrued, liquidated or unliquidated or due or to become due." Such liabilities include those related "in any way to asbestos claims." 15 Pa.C.S.A. § 1929.1(e). Asbestos claims, in turn, are defined to include "any claim, wherever or whenever made, for damages, losses, indemnification, contribution or other relief arising out of, based on or in any way related to asbestos, including ... the health effects of exposure to asbestos, including any claim for personal injury, death, mental or emotional injury...." 15 Pa.C.S.A. § 1929.1(e). The term also includes any claim made by or on behalf of any representative, spouse, parent, child or other relative of an exposed person. Id. The statute provides that the limitation on liability "shall apply to all asbestos claims, including existing asbestos claims, and all litigation, including existing litigation." 15 Pa.C.S.A. § 1929.1(d)(2).

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All the cases that are the subject of the instant Motion come within the Statute's broad definition of "asbestos claims." Accordingly, §1929.1 obligates the Court to grant summary judgment in Crown's favor. See Skipworth v. Lead Indus Ass'n, Inc., 547 Pa. 224, 230, 690 A.2d 169, 171 (1997); see also Pa. R. Civ. P. 1035.2 Crown has already paid an amount vastly in excess of the limit created by §1929.1. Accordingly, plaintiffs no longer have a damages remedy for their claims against Crown.

III. CONCLUSION

For all of the foregoing reasons defendant Crown Cork & Seal Company respectfully requests that the Court grant summary judgment in its favor.

Respectfully submitted,



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Crown Cork & Seal Company, Inc.

cc: all counsel

Exhibit A

**IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
TRIAL DIVISION: CIVIL SECTION**

IN RE: ASBESTOS LITIGATION

CROWN CORK & SEAL COMPANY, INC., DEFENDANT

ANAPOL CASES:

Harold Allvord	September Term, 2001 No. 2352
Thomas Ashe	June Term, 2001 No. 2922
Leslie Baker	September Term, 2001 No. 1701
Harvey Bond	June Term, 2001 No. 3681
William Borcky	April Term, 2001 No. 3933
Stephen Bush	June Term, 2001 No. 3677
Darryl Butcher	October Term, 2001 No. 4518
John Carothers	July Term, 2001 No. 2001
Fred Chazin	June Term, 2001 No. 2666
James Cheseroni	May Term, 2001 No. 3723
Richard Chmielewski	June Term, 2001 No. 1300

Anapol Cases (Cont'd.)
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William Christopher	September Term, 2001 No. 2567
Robert Church	June Term, 2001 No. 2941
Robert Clark	June Term, 2001 No. 2692
George Clifton	June Term, 2001 No. 1051
Robert Coleman, Jr.	June Term, 2001 No. 3683
Thomas L. Colter	July Term, 2001 No. 0555
James E. Cottrell	June Term, 2001 No. 3939
Fred Crowe	August Term, 2001 No. 3604
James Deery, Jr.	June Term, 2001 No. 2688
Irene Denight	June Term, 2001 No. 1050
David Denight	July Term, 2001 No. 2009
Rocco Dicarlantonio	June Term, 2001 No. 3929
Raymond DeFelice	July Term, 2001 No. 2015
David Divito, Jr.	July Term, 2001 No. 2016
Joseph Dudeck	June Term, 2001 No. 3927

Anapol Cases (Cont'd.)
Page 3

John Durham	June Term, 2001 No. 2693
Richard Erb	August Term, 2001 No. 2183
William Errie	June Term, 2001 No. 2690
Albert Ford	April Term, 2001 No. 1598
Joseph Gattone	June Term, 2001 No. 3928
Dominick Giannini	June Term, 2001 No. 1027
James P. Gillespie (dec.)	June Term, 2001 No. 1049
Clarence Goldsmith	September Term, 2001 No. 0738
William Gordon, Sr.	September Term, 2001 No. 0744
Ronald Green	September Term, 2001 No. 0741
William Halloran	August Term, 2001 No. 2539
Jack Hamill	October Term, 2001 No. 3492
Robert W. Hamilton	June Term, 2001 No. 1116
Donald L. Hendricks	May Term, 2001 No. 1936

Anapol Cases (Cont'd.)
Page 4

Mildred Henry	May Term, 2001 No. 1933
James Johnson	June Term, 2001 No. 3936
Darrell Jones	June Term, 2001 No. 2686
Henry Jones	June Term, 2001 No. 3945
Robert Kardine	June Term, 2001 No. 3944
Edward Keeth, Jr. (dec.)	June Term,, 2001 No. 2943
Dennis Kennedy	September Term, 2001 No. 0046
Richard Kimball	June Term, 2001 No. 3671
Thomas Logan	June Term, 2001 No. 3934
Nicholas Lombardo	June Term, 2001 No. 3941
William Loy	June Term, 2001 No. 1021
Raymond Mackin	August Term, 2001 No. 2542
Raymond E. Mackin	August Term, 2001 No. 2540
Luther Mackson	April Term, 2001 No. 1793
Michael Manchin	June Term, 2001 No. 3909

Anapol Cases (Cont'd.)
Page 5

Theodore M. Marion	September Term, 2001 No. 3765
Michael McCormick	June Term, 2001 No. 3938
John W. Miller	June Term, 2001 No. 1127
Eric Miller	June Term, 2001 No. 3912
Edward B. Miller	July Term, 2001 No. 2002
Eugene Miller	July Term, 2001 No. 2008
Ronald Mizeraczak (dec.)	May Term, 2001 No. 3071
Michael O'Leary	September Term, 2001 No. 0743
John A. Ostroski (dec.)	September Term, 2001 No. 3336
George T. Pappas	June Term, 2001 No. 1133
Stanley Parenti	September Term, 2001 No. 2574
Walter Petlikowski	June Term, 2001 No. 1301
John J. Poole (dec.)	August Term, 2001 No. 0301
Clarence Potts, Jr.	June Term, 2001 No. 2672
Carl Schmick	August Term, 2001 No. 1796

Anapol Cases (Cont'd.)
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Robert J. Schrass, Jr.	June Term, 2001 No. 2668
Jesse Seward	July Term, 2001 No. 3244
Marion Sewell	June Term, 2001 No. 2689
Walter Sharpe	April Term, 2001 No. 2814
Henry Shulman	August Term, 2001 No. 1062
James Slivenski	June Term, 2001 No. 3942
Waldorf Smith, Jr.	July Term, 2001 No. 1303
Robert Szymurski	June Term, 2001 No. 2675
James Thomas	June Term, 2001 No. 2671
Alvin C. Trusty	June Term, 2001 No. 1066
Henry Weist	April Term, 2001 No. 1935
Cassandra Williams	August Term, 2001 No. 3292
John Wister	June Term, 2001 No. 1046
James Wrenn	August Term, 2001 No. 1792
Francis Zielinski	June Term, 2001 No. 1035

Anapol Cases (Cont'd.)
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Olga Bortnyck

January Term, 2002
No. 000500

Jeri.lyn M. Banas

January Term, 2002
No. 000501

Margaret Heineman, Exec. Of Estate of
Raymond G. Heineman, et al.

January Term, 2002
No. 000502

Alice M. Maahs

January Term, 2002
No. 000487

Delores Williams, Admin. Of Estate of
Alvester Bailey, Deceased

December Term, 2001
No. 003868

Evaristo Quinones

January Term, 2002
No. 000507

Thomas and Virginia Webster

January Term, 2002
No. 000505

**IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
TRIAL DIVISION: CIVIL SECTION**

IN RE: ASBESTOS LITIGATION

CROWN, CORK & SEAL COMPANY, INC., DEFENDANT

BROOKMAN CASES

Stanley Alexander	April Term, 2001 No. 3488
Joseph Altieri	December Term, 2001 No. 1084
Joseph Altieri	August Term, 2001 No. 2839
Carmen Anastase (Dec.)	August Term, 2001 No. 3472
Luke Andrews	July Term, 2001 No. 0482
Dominick Arcari	October Term, 2001 No. 3806
Cecil Bailey	May Term, 2001 No. 2654
Edwin Barry	December Term, 2001 No. 0996
Alfred Berko	September Term, 2001 No. 2646
Joseph Betzala	September Term, 2001 No. 2639
John Bisanti	December Term, 2001 No. 1087

Brookman Cases (Cont'd.)
Page 2

John Black	December Term, 2001 No. 0989
Andrew Bobnak	September Term, 2001 No. 112645
Larry Box (Dec.)	August Term, 2001 No. 3477
Albert Breve	September Term, 2001 No. 2634
Walter Brokenborough	July Term, 2001 No. 2851
Dorothy Bryant	September Term, 2001 No. 2516
John Buyser (Dec.)	March Term 2001 No. 3684
Leonard Camp. Sr.	September Term, 2000 No. 3661 (Donald A. Marsh, Esquire)
Robert Campbell	December Term, 2001 No. 1081
Dominic Canale	May Term, 2001 No. 2642
Joseph Clifford	September Term, 2001 No. 2598
Donald Cook	June Term, 2001 No. 2486
Louis Corbett	May Term, 2001 No. 2646
Thomas Cox (Dec.)	June Term, 2001 No. 0112
George Crowsers	May Term, 2001 No. 2813
Joseph Cuthbert (Dec.)	October Term, 2001 No. 2005

Brookman Cases (Cont'd.)
Page 3

John D'Anna	July Term, 2001 No. 2850
Anthony DeAngelo	July Term, 2001 No. 3276
Albert DeCaprio	October Term, 2000 No. 1593
Charles DePiero, Sr. (Dec.)	October Term, 2001 No. 2001
Allan Dobosh	March Term, 2001 No. 1887
Earl Downing	September Term, 2001 No. 1639
Eugene Duaime	May Term, 2001 No. 0288
John Elnicki	September Term, 2001 No. 0401
Kenneth Evans	May Term, 2000 No. 3779
Joseph Farrell	May Term, 2001 No. 3119
Raymond Ferraro	May Term, 2001 No. 0286
Raymond Flinn (Dec.)	November Term, 2001 No. 0496
John Friders	June Term, 2001 No. 2239
George Gagliardi (Dec.)	December Term, 2001 No. 0297
James George	May Term, 2001 No. 2662

Brookman Cases (Cont'd.)
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Matthew George	December Term, 2001 No. 0992
June Gerhart	September Term, 2001 No. 1646
Allen Gillis (Dec.)	October Term, 2001 No. 3813
Kenneth Goldman	April Term, 2001 No. 3490
Fred Hall	April Term, 2001 No. 4245
Edward Harding	June Term, 2001 No. 2487
Alonzo Harding, III	September Term, 2001 No. 2596
Stanley Harris	December Term, 2000 No. 2737
James E. Harris	October Term, 2001 No. 1997
Herbert Hayes	October Term, 2001 No. 1989
Joseph Henson	December Term, 2001 No. 0997
Kenneth Herndon	October Term, 2001 No. 2006
Eli Hess	October Term, 2001 No. 2004
Ernest Hicks (Dec.)	September Term, 2001 No. 2514
Joseph Horn	December Term, 2001 No. 1086

Brookman Cases (Cont'd.)
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Frank Ieropoli	December Term, 2001 No. 2098
Emma Insogna	July Term, 2001 No. 2814
Vernon Jackson	March Term, 2001 No. 3686
Jeff Jamison	September Term, 2001 No. 2593
Richard Kimball	May Term, 2001 No. 3117
James Kline (Dec.)	October Term, 2001 No. 1994
Frank Kuders	May Term, 2001 No. 2665
Diane Lambdon	July Term, 2001 No. 3275
James Lux	September Term, 2001 No. 2643
Dominic Maita	July Term, 2001 No. 3278
Frank Marchio	June Term, 2001 No. 2477
Robert Marler (Dec.)	October Term, 2001 No. 1998
Jack Marlowe	March Term, 2001 No. 2907
Bambino Marrella	June Term, 2001 No. 2480
Joseph Marrella	June Term, 2001 No. 2478

Brookman Cases (Cont'd.)
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James Martin	May Term, 2001 No. 2655
Joseph Matczak	October Term, 2001 No. 2007
John McCollum	October Term, 2001 No. 3803
James McGill	December Term, 2001 No. 0999
William McNelis	December Term, 2000 No. 2727
John Menter (Dec.)	September Term, 2001 No. 2617
Louis Merlini	June Term, 2001 No. 2467
Stanley Mieloch	March Term, 2001 No. 1879
Paul Migliaccio	November Term, 2001 No. 0494
Edward Milano	May Term, 2001 No. 2650
Frank Montgomery	August Term, 2001 No. 2840
Donald Moore	May Term, 2001 No. 2658
Harry Moore	October Term, 2001 No. 1999
Nelson Morris	June Term, 2001 No. 2770
Jesse Morris	September Term, 2001 No. 2644

Brookman Cases (Cont'd.)
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Gerald Morrow	September Term, 2001 No. 2511
Richard Mulhern	September Term, 2001 No. 2649
Robert Oleski	August Term, 2001 No. 3470
Joseph Orlando	June Term, 2001 No. 2482
Thomas Papi	July Term, 2001 No. 3273
Carmine Paresi	November Term, 2001 No. 0499
Anthony Pasqualicchio	September Term, 2001 No. 2641
Michael Pettinelli (Dec.)	December Term, 2000 No. 2729
Johnnie Powell	May Term, 2001 No. 2343
Henry Pramov	October Term, 2001 No. 1596
Richard Preen	March Term, 2001 No. 0426
Arnold Price (Dec.)	June Term, 1999 No. 3644
Alan Reese	March Term, 2001 No. 0423
Edward Reeves	September Term, 2001 No. 0842
Claude Reifsnyder	June Term, 2001 No. 2469

Brookman Cases (Cont'd.)
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Edward Riesch	July Term, 2001 No. 2849
Edward Robinson	December Term, 2001 No. 1083
Seymour Rochestie	April Term, 2000 No. 3713
George Rowland	June Term, 2001 No. 2484
Louis Russo	May Term, 2001 No. 0285
Joseph Russo	September Term, 2001 No. 2592
Harry Saina	March Term, 2001 No. 0429
Denny Sangarlo	May Term, 2001 No. 3461
Dominick Scavicchio	August Term, 2001 No. 0398
John Sepcie	October Term, 2001 No. 1995
Richard Shindel	March Term, 2001 No. 0431
Carmela Sisto	September Term, 2001 No. 2636
William U. Smith	March Term, 2001 No. 1876
Robert Stackhouse	October Term, 2001 No. 3808
Frederick Stahl	August Term, 2001 No. 3468

Brookman Cases (Cont'd.)
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Joseph Stefanovicz	March Term, 2001 No. 1882
John Stevens	August Term, 2001 No. 3475
Chuck Stoddard	September Term, 2001 No. 2650
Charles Strohm (Dec.)	March Term, 2001 No. 0430
Owen Thompson	December Term, 2000 No. 2690
Art Tice	December Term, 2000 No. 2775
William Tilton	July Term, 2001 No. 2846
George Tull	March Term, 2001 No. 2908
James Tweedy (Dec.)	August Term, 2001 No. 2838
Herbert Vanaman (Dec.)	May Term, 2001 No. 2356
Angelo Vendetti	September Term, 2001 No. 1643
John Vetri	May Term, 2001 No. 2649
Richard Virgilio	October Term, 2001 No. 2003
Andrew Wallen	May Term, 2001 No. 2659
George Wardrop	December Term, 2001 No. 0995

Brookman Cases (Cont'd.)
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Michael Warnick	September Term, 2001 No. 2633
James Weir	May Term, 2001 No. 2360
Thomas Welsh	December Term, 2000 No. 2730
John Welsh (Dec.)	November Term, 2000 No. 0949
Howard West (Dec.)	October Term, 2001 No. 2706
Robert Whicker	July Term, 2001 No. 3277
William White	December Term, 2001 No. 0994
Regina Williams	December Term, 2001 No. 1082
William Wilson	September Term, 2001 No. 2648
Timothy Wims (Dec.)	May Term, 2001 No. 2355
Gary Woolerton (Dec.)	March Term, 2001 No. 1881
Louis Yosa	October Term, 2000 No. 4239
James Young	September Term, 2001 No. 2600
George and Rhoda Williams	August Term, 2001 No. 002843
Harold and Marjorie Joyce	December Term, 2001 No. 000985

Brookman Cases (Cont'd.)
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Michael and Lillian Clavin	December Term, 2001 No. 000998
Egidio and Eunice Ricci	December Term, 2001 No. 001002
Robert Klotz	December Term, 2001 No. 001297
Stephen and Donna Delp	December Term, 2001 No. 000993
John Robinson	December Term, 2001 No. 001210
Michael and Jane Volz	December Term, 2001 No. 001216
William and Bernice McLarnon	December Term, 2001 No. 001310
John and Marguerite Stalford	December Term, 2001 No. 000987
Joseph and Mabel Taulman	December Term, 2001 No. 001208
Frances and Marianne Buffington	December Term, 2001 No. 001212
John Walencewicz	December Term, 2001 No. 000990
Melvin and Belinda Butts	December Term, 2001 No. 001218
Robert Mullen	December Term, 2001 No. 002357
James and Janet Loving	December Term, 2001 No. 002354
Edward Lozwicki	December Term, 2001 No. 002360

Brookman Cases (Cont'd.)

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Elizabeth Lushok	December Term, 2001 No. 003144
Pellegrino and Frances DiFiore	December Term, 2001 No. 001211
Donald Thompson, Admin. Of Estate of George Thompson, et al.	December Term, 2001 No. 003140
Clarence Rabold	December Term, 2001 No. 003141
Josephine Silvestri, Exec. Of Estate of Joseph DeLullo	December Term, 2001 No. 003143
Edward and Kathryn Peca	December Term, 2001 No. 003145
Howard and Marion Heacock	December Term, 2001 No. 001304
Pasquale and Patricia Martina	December Term, 2001 No. 001309
Gerald and Helen Keer	December Term, 2001 No. 001306
Donald Worthington	December Term, 2001 No. 001307
Robert and Kathy Snow	December Term, 2001 No. 001209
Frances Vasile, Exec. Of Estate Of Thomas Vasile, et al.	December Term, 2001 No. 001220
Leo and Elizabeth Cooke	December Term, 2001 No. 000991
Rocco Fugaro, Exec. Of Estate Of Salvatore Fugaro	December Term, 2001 No. 001298
Lester Watkins	December Term, 2001 No. 001300

Brookman Cases (Cont'd.)

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Clyde and Margaret Watkins	December Term, 2001 No. 003199
Charles and Gloria Devine	December Term, 2001 No. 003200
Sterling Carpenter	December Term, 2001 No. 001213
John and Betty King	December Term, 2001 No. 002574
Olga Zimpelman, Exec. Of Estate Of Lee Zimpelman, et al.	December Term, 2001 No. 002687
Anthony and Concetta DiPierro	December Term, 2001 No. 002681
Robert and Shirley Ann Davis	December Term, 2001 No. 002680
Irene Torpey, Admin. Of Estate	December Term, 2001 No. 003142
Charles and Julia Griffith	December Term, 2001 No. 002572
William Pierson	December Term, 2001 No. 002579
John Simone	December Term, 2001 No. 002689
Henry Noll	December Term, 2001 No. 002688
Joseph Pulaski	December Term, 2001 No. 002679
Charles and Elizaeth Gallen	January Term, 2002 No. 000899
John and Georgeann Crankshaw	December Term, 2001 No. 002351

Brookman Cases (Cont'd.)
Page 14

Harry Markhorst	December Term, 2001 No. 002576
Paul and Doris Thompson	December Term, 2001 No. 002350
James Holmes	December Term, 2001 No. 002356
James and Sylvia Koban	December Term, 2001 No. 002577
Wendall Hobbs	December Term, 2001 No. 002578
William and Frances Proudman	December Term, 2001 No. 002347
Hilary and Jane Sobieski	December Term, 2001 No. 002345
William and Judy Fraser	December Term, 2001 No. 002340
McKennon and Juanita Pigford	December Term, 2001 No. 002349

**IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
TRIAL DIVISION: CIVIL SECTION**

IN RE: ASBESTOS LITIGATION

CROWN, CORK & SEAL COMPANY, INC., DEFENDANT

EARLY & STRAUSS CASES

Howard H. Kernodle September Term, 2001
No. 0593

PAUL REICH CASES

James I. Albright January Term, 2001
No. 0269

Selvin F. Bailey October Term, 2001
No. 3610

Dennis S. Barr October Term, 2000
No. 2356

Henry J. Beatrice September Term, 2001
No. 1636

Richard E. Berta (Dec.) July Term, 2000
No. 1551

Charles Bowden January Term, 2001
No. 2308

William D. Boyd October Term, 2000
No. 0964

Hugo T. Brand October Term, 2001
No. 2911

Wilbur D. Brower January Term, 2001
No. 3057

Albert M. Brown April Term, 2001
No. 4658

PAUL REICH CASES (Cont'd.)

Francis T. Browne	February Term, 2001 No. 0919
Glen Brumfield	December Term, 2001 No. 0869
Jerrill H. Calloway	September Term, 2000 No. 3144
Weldon F. Cannon (Dec.)	November Term, 2000 No. 3587
Richard F. Cerny	October Term, 2000 No. 1104
David Clifford (Dec.)	August Term, 2000 No. 0210
Francis J. Collis	November Term, 2001 No. 0294
Robert J. Cooke, Jr. (Dec.)	November Term, 2001 No. 2150
Everett R. Cooley	January Term, 2001 No. 2523
Peter A. Cruice	July Term, 2000 No. 0891
Charles Desorte	October Term, 2000 No. 0149
Louis DiCiano	November Term, 2001 No. 2157
Joseph J. DiMenna, Sr. (Dec.)	October Term, 2000 No. 2353
Aubrey W. Doddridge	July Term, 2001 No. 0635

PAUL REICH CASES (Cont'd.)

David Dougherty	October Term, 2000 No. 5041
Stephen M. Earl	June Term, 2001 No. 2915
David J. Egan	October Term, 2000 No. 1561
Reynold G. Fanese (Dec.)	April Term, 2001 No. 2046
James E. Fazekas	May Term, 2000 No. 3642
Adam Feletski	January Term, 2001 No. 4107
John L. Garrity	October Term, 2000 No. 5040
George E. Gilbert	August Term, 2001 No. 1390
Nathaniel Giles (Dec.)	August Term, 2000 No. 3599
Vincent Gregory	July Term, 2001 No. 3176
William Haley	April Term, 2001 No. 2223
James A. Hall	April Term, 2001 No. 4092
Henry Heil	December Term, 2000 No. 1753
Isadore Hershkowitz	August Term, 2000 No. 0211
Wayne E. Hoynoski	January Term, 2001 No. 2769

PAUL, REICH CASES (Cont'd.)

Harold N. Jessop (Dec.)	November Term, 2001 No. 2154
Gerald W. Kehl	August Term, 2001 No. 0622
Edward Lassiter	July Term, 2001 No. 3942
Marto R. Marsilio, Sr.	August Term, 2000 No. 2880
Thomas McCabe	September Term, 2000 No. 3516
Calvin McGahuey	August Term, 2000 No. 1051
Mary V. Mogar	April Term, 2001 No. 2196
Juan M. Montoya	June Term, 2001 No. 3684
Ralph A. Napoli	September Term, 2001 No. 3357
Richard Nybeck	April Term, 2001 No. 4652
Antoinette Oliveri	May Term, 2001 No. 1266
Cecil Palmer	October Term, 2001 No. 2535
Walter B. Parncutt	July Term, 2001 No. 3175
Samuel J. Ramiccio	March Term, 2001 No. 2535
Howard Rhodes	September Term, 2001 No. 2693

PAUL REICH CASES (Cont'd.)

John Ricker	February Term, 2001 No. 1486
Booker T. Rucker	April Term, 2001 No. 2190
Donald W. Torrance, Sr. (Dec.)	September Term, 2001 No. 1139
John J. Youmell	January Term, 2001 No. 3230
Ronald J. and Joanne Riccobene	December Term, 2001 No. 003060
Jacob and Estelle Persofsky	December Term, 2001 No. 003056

SHEIN LAW CENTER CASES

Ludwig C. Barth	September Term, 2001 No. 3454
James W. Bold, Sr. (Dec.)	December Term, 2000 No. 3271
Joseph A. Buckley	July Term, 2001 No. 1751
Herbert Carlson	September Term, 2000 No. 1274
Henry Higginbotham	September Term, 2001 No 1968
Frank L. Jenis	September Term, 2001 No. 2872

SHEIN LAW CENTER CASES (Cont'd.)

Charles Mellon	October Term, 2000 No. 4970
Veronica B. O'Malley	October Term, 2001 No. 1491
Charles Pendleton	December Term, 2000 No. 3270
Isadore Perlman	November Term, 2001 No. 1859
Clive Reighn	April Term, 2001 No. 1813
John C. Ward (Dec.)	August Term, 2000 No. 3054
Samuel P. Wilson	December Term, 2000 No. 3269
Patricia DiCampli, Adm. of Estate of Pазze DiCampli, Dec'd., et al.	December Term, 2001 No. 001468 No. 001468
Harry Polinsky	December Term, 2001 No. 002210
Walter B. Patterson, Jr.	December Term, 2001 No. 003966
Dorothy Leffler, Extrx. Of Estate Of William Leffler, Dec'd., et al.	December Term, 2001 No. 003967

HOWARD, BRENNER & NASS CASES

John H. Bedoian	August Term, 2000 No. 001665
William M. and Marion Parrish	November Term, 2000 No. 002540
Ronald and Carol Ann Boyle	April Term, 2000 No. 003567
Margaret Bellace, Admin. Of Estate Of Frank Hylenski, et al.	August Term, 2002 No. 001662
Regina McNeill, Admin. Of Estate Of William W. McNeill, Dec'd., et al.	August Term, 2000 No. 001663
Leroy and Levaris Jones	September Term, 1999 No. 001656

Exhibit B

ASSOCIATIONS CODE (15 PA.C.S.) AND JUDICIAL CODE (42 PA.C.S.) - OMNIBUS AMENDMENTS
Act of 2001, Act 101
Session of 2001
No. 2001-101

SR 216

AN ACT

Amending Titles 15 (Corporations and Unincorporated Associations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for limitations on asbestos-related liabilities relating to certain mergers or consolidations; and further providing for certain statutes of limitations and for certain transfers.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Title 15 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:
§ 1929.1. Limitations on asbestos-related liabilities relating to certain mergers or consolidations.

(a) Limitation on successor asbestos-related liabilities.--

(1) Except as further limited in paragraph (2), the cumulative successor asbestos-related liabilities of a domestic business corporation that was incorporated in this Commonwealth prior to May 1, 2001, shall be limited to the fair market value of the total assets of the transferor determined as of the time of the merger or consolidation, and such corporation shall have no responsibility for successor asbestos-related liabilities in excess of such limitation.

(2) If the transferor had assumed or incurred successor asbestos-related liabilities in connection with a prior merger or consolidation with a prior transferor, then the fair market value of the total assets of the prior transferor, determined as of the time of such earlier merger or consolidation, shall be substituted for the limitation set forth in paragraph (1) for purposes of determining the limitation of liability of a domestic business corporation.

(b) Limitation on total assets available to satisfy successor asbestos-related liabilities.--

(1) Except as further limited in paragraph (2), the assets of a domestic business corporation that was incorporated in this Commonwealth prior to May 1, 2001, shall be exempt from restraint, attachment or execution on judgments related to claims for successor asbestos-related liabilities if the cumulative amounts which, after the time of the merger or consolidation as to which the fair market value of total assets is determined for purposes of this subsection and subsection (a), are paid or committed to be paid by or on behalf of the corporation, or by or on behalf of a transferor, in connection with settlements, judgments or other discharges of claims of asbestos-related liabilities exceed the fair market value of the total assets of the transferor, determined as of the time of the merger or consolidation.

(2) If the transferor had assumed or incurred successor asbestos-related liabilities in connection with a prior merger or consolidation with a prior transferor, then the fair market value of the total assets of the prior transferor, determined as of the time of such earlier merger or consolidation, shall be substituted for the limitation set forth in paragraph (1) for purposes of determining the extent of the exemption of the assets of a domestic business corporation.

(c) Fair market value of total assets.--

(1) A domestic business corporation may establish the fair market value of total assets through any method reasonable under the circumstances, including by reference to the going concern value of such assets or to the purchase price attributable to or paid for such assets in an arm's length transaction, or, in the absence of other readily available information from which fair market value can be determined, by reference to the value of such assets recorded on a balance sheet. Total assets shall include intangible assets. A showing by the domestic business corporation of a reasonable determination of the fair market value of total assets shall be prima facie evidence of their fair market value.

(2) Once a reasonable determination of the fair market value of total assets has been thus established by a domestic business corporation, a claimant disputing that determination of value shall then have the burden of establishing a different fair market value of such assets.

(3) For the purpose of adjusting the limitations set forth in subsections (a) and (b) to account for the passage of time, the fair market value of total assets at the time of a merger or consolidation shall be increased annually until the earlier of:

(i) the date of the settlement, judgment or other discharge to which the limitations in subsection (a) or (b) are being applied; or

(ii) the date on which such adjusted fair market value is first exceeded by the cumulative amounts paid or committed to be paid by or on behalf of the corporation, or by or on behalf of a transferor, after the time of the merger or consolidation as to which the fair market value of total assets is determined for purposes of subsections (a) and (b) in connection with settlements, judgments or other discharges of the successor asbestos-related liabilities;

at the rate equal to the prime rate as listed in the first edition of the Wall Street Journal published for each calendar year since such merger or consolidation, plus 1%, not compounded.

(d) Application.--

(1) The limitations set forth in subsections (a) and (b) shall apply to mergers or consolidations effected under the laws of this Commonwealth or another jurisdiction consummated prior to May 1, 2001.

(2) The limitations set forth in subsections (a) and (b) shall apply to all asbestos claims, including existing asbestos claims, and all litigation, including existing

litigation, and shall apply to successors of a domestic business corporation to which this section applies.

(3) The limitations set forth in subsections (a) and (b) shall not apply to workers' compensation benefits paid by or on behalf of an employer to an employee pursuant to the act of June 2, 1915 (P.L. 736, No. 338), known as the Workers' Compensation Act, or comparable workers' compensation law of another jurisdiction.

(4) The limitations set forth in subsections (a) and (b) shall not apply to any claim against a domestic business corporation that does not constitute a successor asbestos-related liability.

(5) This section shall not apply to an insurance corporation as defined in section 3102 (relating to definitions).

(6) The limitations set forth in subsections (a) and (b) shall not apply to any obligations arising under the National Labor Relations Act (49 Stat. 449, 29 U.S.C. § 151 et seq.) or under any collective bargaining agreement.

(a) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Asbestos claim." Any claim, wherever or whenever made, for damages, losses, indemnification, contribution or other relief arising out of, based on or in any way related to asbestos, including property damage caused by the installation, presence or removal of asbestos, the health effects of exposure to asbestos, including any claim for personal injury, death, mental or emotional injury, risk of disease or other injury or the costs of medical monitoring or surveillance. The term shall also include any claim made by or on behalf of any person exposed to asbestos or any representative, spouse, parent, child or other relative of any such person.

"Successor asbestos-related liabilities." Any liabilities, whether known or unknown, asserted or unasserted, absolute or contingent, accrued or unaccrued, liquidated or unliquidated or due or to become due, related in any way to asbestos claims, that were assumed or incurred by a domestic business corporation or foreign business corporation as a result of or in connection with a merger or consolidation, or the plan of merger or consolidation related thereto, with or into another domestic business corporation or foreign business corporation effected under the laws of this Commonwealth or another jurisdiction or which are related in any way to asbestos claims based on the exercise of control or the ownership of stock of such corporation prior to such merger or consolidation. The term shall also include liabilities which, after the time of the merger or consolidation as to which the fair market value of total assets is determined for purposes of subsections (a) and (b), were or are paid or otherwise discharged, or committed to be paid or otherwise discharged, by or on behalf of the corporation, or by or on behalf of a transferor, in connection with settlements, judgments or other discharges in this Commonwealth or another jurisdiction.

"Transferor." A domestic business corporation or foreign business corporation from which successor asbestos-related liabilities are assumed or incurred.

Section 2. Section 5524 of Title 42 is amended by adding a paragraph to read:

§ 5524. Two year limitation.

The following actions and proceedings must be commenced within two years:

(8) An action to recover damages for injury to a person or for the death of a person caused by exposure to asbestos shall be commenced within two years from the date on which the person is informed by a licensed physician that the person has been injured by such exposure or upon the date on which the person knew or in the exercise of reasonable diligence should have known that the person had an injury which was caused by such exposure, whichever date occurs first.

Section 3. Section 8128 of Title 42 is amended to read:

§ 8128. Transfer of claim to avoid policy of Commonwealth.

(a) General rule.--It shall be unlawful for any creditor or obligee to commence an action on or to transfer any claim against a resident of this Commonwealth for the purpose of having such claim collected by proceedings in a forum which accords such resident less favorable exemptions from attachment or execution than are accorded by this Commonwealth, or for the purpose of depriving such resident of the right to have his personal earnings while in the hands of his employer exempt from application to the payment of his debts.

(b) Remedy.--In addition to remedy by injunction or otherwise, a resident of this Commonwealth who is aggrieved by any action by a creditor or obligee in violation of subsection (a) shall have a right of action against the creditor or obligee for treble the amount recovered from such resident in violation of this section and reasonable counsel fees. The transfer of any claim against the resident and the commencement of any action thereon outside this Commonwealth shall be prima facie evidence of a purpose to violate the provisions of subsection (a).

(c) Application to Title 15.--The provisions of this section shall also apply to the limitations set forth in 15 Pa.C.S. § 1929.1 (relating to limitations on asbestos-related liabilities relating to certain mergers or consolidations).

Section 4. This act shall take effect as follows:

(1) The addition of 42 Pa.C.S. § 5524(8) shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

APPROVED--The 17th day of December, A. D. 2001.

MARK SCHWEIKER

Exhibit C

EXHIBIT "F"

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CERTAINTED; NUTURN; UNION CARBIDE; A.P.
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INC.; C.E. THURSTON; GAGE; GEORGIA-PACIFIC
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EQUIPMENT; KOHLER COMPANY;
MANUFACTURED RUBBER PRODUCTS COMPANY;
VERMONT TALC; BOBROFF SUPPLY
CORPORATION

SHEPARD NILES, INC.

SUN OIL REFINERY; SUNOLIN; SUN COMPANY;
QUIN-T CORPORATION; SHEPARD NILES, INC.;
DURO DYNE CORPORATION

DRESSER INDUSTRIES, INC.; COOPER
INDUSTRIES, INC. (formerly known as STUDEBAKER-
WORTHINGTON, INC.); WORTHINGTON PUMP
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DAIMLER/CHRYSLER CORPORATION; ACE
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SALESMAN CORP.; MOHAWK MFG. & SUPPLY
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COMPANY; ROCKBESTOS COMPANY; KAISER
GYPSUM; BONDEX INTERNATIONAL, INC.;
HOPEMAN BROTHERS, INC.
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BURNHAM CORPORATION;; CANADIAN JOHNS-
MANVILLE ASBESTOS; JOHNS MANVILLE
CORPORATION; GOULDS PUMP, INC.; PEP BOYS

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VALLEY RAILROAD CO.

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PACKING CO.; BRIGGS & STRATTON CORP.; ARGO
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CORPORATION; RECO INDUSTRIES, INC.;
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COMPANY; SOUTHEASTERN PENNSYLVANIA
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INC.; KEVITE COMPANY; ASTEN GROUP, INC.;
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RAILROAD FRICTION; RADIATOR SPECIALTY
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EXPLORATION & OIL, INC.; BP AMERICA, INC.

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ISCO; KEYSTONE SHIPPING; UNION OIL CO. OF
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CHARTER CONSOLIDATED PLC; CHARTER
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CONSOLIDATED MINES SELECTIONS CO.
DOW CHEMICAL CO.

BICKLEY FURNACES, INC.; CHICAGO FIRE BRICK
COMPANY; ELKHART BRASS MFG. CO. INC.;
GENERAL RAILWAY SIGNAL; GEORGIA TALC;
McARDLE DESCO CORP.; RAY OIL BURNER
COMPANY; THERMO-ELECTRIC CO.; BURNS &
ROE ENTERPRISES, INC.; HAAB PROPERTIES, INC.
BRIDGESTONE/FIRESTONE, INC. (f/k/a FIRESTONE
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REVISED: July 16, 2001

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IN RE: ASBESTOS LITIGATION	:	COURT OF COMMON PLEAS
	:	OF PHILADELPHIA
	:	
	:	OCTOBER TERM, 1986
	:	NO. 001

ORDER

AND NOW, this day of , 2002, upon
consideration of Crown Cork & Seal Company, Inc.'s Motion for Summary Judgment
and the responses thereto, and for good cause shown, it is hereby ORDERED that the
Motion for Summary Judgment is GRANTED and that the plaintiffs' claims and any
cross claims brought against Crown Cork & Seal Company, Inc. in the cases enumerated
on Schedule "A" attached hereto and made part hereof, are DISMISSED WITH
PREJUDICE with respect to the claims which were or could have been asserted therein.

BY THE COURT:

TERESHKO, J.

Exhibit "A"

**IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
TRIAL DIVISION: CIVIL SECTION**

IN RE: ASBESTOS LITIGATION

CROWN CORK & SEAL COMPANY, INC., DEFENDANT

ANAPOL CASES:

Harold Allvord	September Term, 2001 No. 2352
Thomas Ashe	June Term, 2001 No. 2922
Leslie Baker	September Term, 2001 No. 1701
Harvey Bond	June Term, 2001 No. 3681
William Borcky	April Term, 2001 No. 3933
Stephen Bush	June Term, 2001 No. 3677
Darryl Butcher	October Term, 2001 No. 4518
John Carothers	July Term, 2001 No. 2001
Fred Chazin	June Term, 2001 No. 2666
James Cheseroni	May Term, 2001 No. 3723
Richard Chmielowski	June Term, 2001 No. 1300

Anapol Cases (Cont'd.)
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William Christopher	September Term, 2001 No. 2567
Robert Church	June Term, 2001 No. 2941
Robert Clark	June Term, 2001 No. 2692
George Clifton	June Term, 2001 No. 1051
Robert Coleman, Jr.	June Term, 2001 No. 3683
Thomas L. Colter	July Term, 2001 No. 0555
James E. Cottrell	June Term, 2001 No. 3939
Fred Crowe	August Term, 2001 No. 3604
James Deery, Jr.	June Term, 2001 No. 2688
Irene Denight	June Term, 2001 No. 1050
David Denight	July Term, 2001 No. 2009
Rocco Dicarlantonio	June Term, 2001 No. 3929
Raymond DeFelice	July Term, 2001 No. 2015
David Divito, Jr.	July Term, 2001 No. 2016
Joseph Dudeck	June Term, 2001 No. 3927

Anapol Cases (Cont'd.)
Page 3

John Durham	June Term, 2001 No. 2693
Richard Erb	August Term, 2001 No. 2183
William Errie	June Term, 2001 No. 2690
Albert Ford	April Term, 2001 No. 1598
Joseph Gattone	June Term, 2001 No. 3928
Dominick Giannini	June Term, 2001 No. 1027
James P. Gillespie (dec.)	June Term, 2001 No. 1049
Clarence Goldsmith	September Term, 2001 No. 0738
William Gordon, Sr.	September Term, 2001 No. 0744
Ronald Green	September Term, 2001 No. 0741
William Halloran	August Term, 2001 No. 2539
Jack Hamill	October Term, 2001 No. 3492
Robert W. Hamilton	June Term, 2001 No. 1116
Donald L. Hendricks	May Term, 2001 No. 1936

Anapol Cases (Cont'd.)
Page 4

Mildred Henry	May Term, 2001 No. 1933
James Johnson	June Term, 2001 No. 3936
Darrell Jones	June Term, 2001 No. 2686
Henry Jones	June Term, 2001 No. 3945
Robert Kardine	June Term, 2001 No. 3944
Edward Keeth, Jr. (dec.)	June Term,, 2001 No. 2943
Dennis Kennedy	September Term, 2001 No. 0046
Richard Kimball	June Term, 2001 No. 3671
Thomas Logan	June Term, 2001 No. 3934
Nicholas Lombardo	June Term, 2001 No. 3941
William Loy	June Term, 2001 No. 1021
Raymond Mackin	August Term, 2001 No. 2542
Raymond E. Mackin	August Term, 2001 No. 2540
Luther Mackson	April Term, 2001 No. 1793
Michael Manchin	June Term, 2001 No. 3909

Anapol Cases (Cont'd.)
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Theodore M. Marion	September Term, 2001 No. 3765
Michael McCormick	June Term, 2001 No. 3938
John W. Miller	June Term, 2001 No. 1127
Eric Miller	June Term, 2001 No. 3912
Edward B. Miller	July Term, 2001 No. 2002
Eugene Miller	July Term, 2001 No. 2008
Ronald Mizeraczak (dec.)	May Term, 2001 No. 3071
Michael O'Leary	September Term, 2001 No. 0743
John A. Ostroski (dec.)	September Term, 2001 No. 3336
George T. Pappas	June Term, 2001 No. 1133
Stanley Parenti	September Term, 2001 No. 2574
Walter Petlikowski	June Term, 2001 No. 1301
John J. Poole (dec.)	August Term, 2001 No. 0301
Clarence Potts, Jr.	June Term, 2001 No. 2672
Carl Schmick	August Term, 2001 No. 1796

Anapol Cases (Cont'd.)
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Robert J. Schrass, Jr.	June Term, 2001 No. 2668
Jesse Seward	July Term, 2001 No. 3244
Marion Sewell	June Term, 2001 No. 2689
Walter Sharpe	April Term, 2001 No. 2814
Henry Shulman	August Term, 2001 No. 1062
James Slivenski	June Term, 2001 No. 3942
Waldorf Smith, Jr.	July Term, 2001 No. 1303
Robert Szymurski	June Term, 2001 No. 2675
James Thomas	June Term, 2001 No. 2671
Alvin C. Trusty	June Term, 2001 No. 1066
Henry Weist	April Term, 2001 No. 1935
Cassandra Williams	August Term, 2001 No. 3292
John Wister	June Term, 2001 No. 1046
James Wrenn	August Term, 2001 No. 1792
Francis Zielinski	June Term, 2001 No. 1035

Anapol Cases (Cont'd.)
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Olga Bortnyck	January Term, 2002 No. 000500
Jeri.lyn M. Banas	January Term, 2002 No. 000501
Margaret Heineman, Exec. Of Estate of Raymond G. Heineman, et al.	January Term, 2002 No. 000502
Alice M. Maahs	January Term, 2002 No. 000487
Delores Williams, Admin. Of Estate of Alvester Bailey, Deceased	December Term, 2001 No. 003868
Evaristo Quinones	January Term, 2002 No. 000507
Thomas and Virginia Webster	January Term, 2002 No. 000505

**IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
TRIAL DIVISION: CIVIL SECTION**

IN RE: ASBESTOS LITIGATION

CROWN, CORK & SEAL COMPANY, INC., DEFENDANT

BROOKMAN CASES

Stanley Alexander	April Term, 2001 No. 3488
Joseph Altieri	December Term, 2001 No. 1084
Joseph Altieri	August Term, 2001 No. 2839
Carmen Anastase (Dec.)	August Term, 2001 No. 3472
Luke Andrews	July Term, 2001 No. 0482
Dominick Arcari	October Term, 2001 No. 3806
Cecil Bailey	May Term, 2001 No. 2654
Edwin Barry	December Term, 2001 No. 0996
Alfred Berko	September Term, 2001 No. 2646
Joseph Betzala	September Term, 2001 No. 2639
John Bisanti	December Term, 2001 No. 1087

Brookman Cases (Cont'd.)

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John Black	December Term, 2001 No. 0989
Andrew Bobnak	September Term, 2001 No. 112645
Larry Box (Dec.)	August Term, 2001 No. 3477
Albert Breve	September Term, 2001 No. 2634
Walter Brokenborough	July Term, 2001 No. 2851
Dorothy Bryant	September Term, 2001 No. 2516
John Buyser (Dec.)	March Term 2001 No. 3684
Leonard Camp. Sr.	September Term, 2000 No. 3661 (Donald A. Marsh, Esquire)
Robert Campbell	December Term, 2001 No. 1081
Dominic Canale	May Term, 2001 No. 2642
Joseph Clifford	September Term, 2001 No. 2598
Donald Cook	June Term, 2001 No. 2486
Louis Corbett	May Term, 2001 No. 2646
Thomas Cox (Dec.)	June Term, 2001 No. 0112
George Crowers	May Term, 2001 No. 2813
Joseph Cuthbert (Dec.)	October Term, 2001 No. 2005

Brookman Cases (Cont'd.)
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John D'Anna	July Term, 2001 No. 2850
Anthony DeAngelo	July Term, 2001 No. 3276
Albert DeCaprio	October Term, 2000 No. 1593
Charles DePiero, Sr. (Dec.)	October Term, 2001 No. 2001
Allan Dobosh	March Term, 2001 No. 1887
Earl Downing	September Term, 2001 No. 1639
Eugene Duaime	May Term, 2001 No. 0288
John Elnicki	September Term, 2001 No. 0401
Kenneth Evans	May Term, 2000 No. 3779
Joseph Farrell	May Term, 2001 No. 3119
Raymond Ferraro	May Term, 2001 No. 0286
Raymond Flinn (Dec.)	November Term, 2001 No. 0496
John Friders	June Term, 2001 No. 2239
George Gagliardi (Dec.)	December Term, 2001 No. 0297
James George	May Term, 2001 No. 2662

Brookman Cases (Cont'd.)
Page 4

Matthew George	December Term, 2001 No. 0992
June Gerhart	September Term, 2001 No. 1646
Allen Gillis (Dec.)	October Term, 2001 No. 3813
Kenneth Goldman	April Term, 2001 No. 3490
Fred Hall	April Term, 2001 No. 4245
Edward Harding	June Term, 2001 No. 2487
Alonzo Harding, III	September Term, 2001 No. 2596
Stanley Harris	December Term, 2000 No. 2737
James E. Harris	October Term, 2001 No. 1997
Herbert Hayes	October Term, 2001 No. 1989
Joseph Henson	December Term, 2001 No. 0997
Kenneth Herndon	October Term, 2001 No. 2006
Eli Hess	October Term, 2001 No. 2004
Ernest Hicks (Dec.)	September Term, 2001 No. 2514
Joseph Horn	December Term, 2001 No. 1086

Brookman Cases (Cont'd.)
Page 5

Frank Ieropoli	December Term, 2001 No. 2098
Emma Insogna	July Term, 2001 No. 2814
Vernon Jackson	March Term, 2001 No. 3686
Jeff Jamison	September Term, 2001 No. 2593
Richard Kimball	May Term, 2001 No. 3117
James Kline (Dec.)	October Term, 2001 No. 1994
Frank Kuders	May Term, 2001 No. 2665
Diane Lambdon	July Term, 2001 No. 3275
James Lux	September Term, 2001 No. 2643
Dominic Maita	July Term, 2001 No 3278
Frank Marchio	June Term, 2001 No. 2477
Robert Marler (Dec.)	October Term, 2001 No. 1998
Jack Marlowe	March Term, 2001 No. 2907
Bambino Marrella	June Term, 2001 No. 2480
Joseph Marrella	June Term, 2001 No. 2478

Brookman Cases (Cont'd.)
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James Martin	May Term, 2001 No. 2655
Joseph Matczak	October Term, 2001 No. 2007
John McCollum	October Term, 2001 No. 3803
James McGill	December Term, 2001 No. 0999
William McNelis	December Term, 2000 No. 2727
John Menter (Dec.)	September Term, 2001 No. 2617
Louis Merlini	June Term, 2001 No. 2467
Stanley Mieloch	March Term, 2001 No. 1879
Paul Migliaccio	November Term, 2001 No. 0494
Edward Milano	May Term, 2001 No. 2650
Frank Montgomery	August Term, 2001 No. 2840
Donald Moore	May Term, 2001 No. 2658
Harry Moore	October Term, 2001 No. 1999
Nelson Morris	June Term, 2001 No. 2770
Jesse Morris	September Term, 2001 No. 2644

Brookman Cases (Cont'd.)
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Gerald Morrow	September Term, 2001 No. 2511
Richard Mulhern	September Term, 2001 No. 2649
Robert Oleski	August Term, 2001 No. 3470
Joseph Orlando	June Term, 2001 No. 2482
Thomas Papi	July Term, 2001 No. 3273
Carmine Paresi	November Term, 2001 No. 0499
Anthony Pasqualicchio	September Term, 2001 No. 2641
Michael Pettinelli (Dec.)	December Term, 2000 No. 2729
Johnnie Powell	May Term, 2001 No. 2343
Henry Pramov	October Term, 2001 No. 1596
Richard Preen	March Term, 2001 No. 0426
Arnold Price (Dec.)	June Term, 1999 No. 3644
Alan Reese	March Term, 2001 No. 0423
Edward Reeves	September Term, 2001 No. 0842
Claude Reifsnyder	June Term, 2001 No. 2469

Brookman Cases (Cont'd.)
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Edward Riesch	July Term, 2001 No. 2849
Edward Robinson	December Term, 2001 No. 1083
Seymour Rochestie	April Term, 2000 No. 3713
George Rowland	June Term, 2001 No. 2484
Louis Russo	May Term, 2001 No. 0285
Joseph Russo	September Term, 2001 No. 2592
Harry Saina	March Term, 2001 No. 0429
Denny Sangarlo	May Term, 2001 No. 3461
Dominick Scavicchio	August Term, 2001 No. 0398
John Sepcie	October Term, 2001 No. 1995
Richard Shindel	March Term, 2001 No. 0431
Carmela Sisto	September Term, 2001 No. 2636
William U. Smith	March Term, 2001 No. 1876
Robert Stackhouse	October Term, 2001 No. 3808
Frederick Stahl	August Term, 2001 No. 3468

Brookman Cases (Cont'd.)
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Joseph Stefanovicz	March Term, 2001 No. 1882
John Stevens	August Term, 2001 No. 3475
Chuck Stoddard	September Term, 2001 No. 2650
Charles Strohm (Dec.)	March Term, 2001 No. 0430
Owen Thompson	December Term, 2000 No. 2690
Art Tice	December Term, 2000 No. 2775
William Tilton	July Term, 2001 No. 2846
George Tull	March Term, 2001 No. 2908
James Tweedy (Dec.)	August Term, 2001 No. 2838
Herbert Vanaman (Dec.)	May Term, 2001 No. 2356
Angelo Vendetti	September Term, 2001 No. 1643
John Vetri	May Term, 2001 No. 2649
Richard Virgilio	October Term, 2001 No. 2003
Andrew Wallen	May Term, 2001 No. 2659
George Wardrop	December Term, 2001 No. 0995

Brookman Cases (Cont'd.)
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Michael Warnick	September Term, 2001 No. 2633
James Weir	May Term, 2001 No. 2360
Thomas Welsh	December Term, 2000 No. 2730
John Welsh (Dec.)	November Term, 2000 No. 0949
Howard West (Dec.)	October Term, 2001 No. 2706
Robert Whicker	July Term, 2001 No. 3277
William White	December Term, 2001 No. 0994
Regina Williams	December Term, 2001 No. 1082
William Wilson	September Term, 2001 No. 2648
Timothy Wims (Dec.)	May Term, 2001 No. 2355
Gary Woolerton (Dec.)	March Term, 2001 No. 1881
Louis Yosa	October Term, 2000 No. 4239
James Young	September Term, 2001 No. 2600
George and Rhoda Williams	August Term, 2001 No. 002843
Harold and Marjorie Joyce	December Term, 2001 No. 000985

Brookman Cases (Cont'd.)
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Michael and Lillian Clavin	December Term, 2001 No. 000998
Egidio and Eunice Ricci	December Term, 2001 No. 001002
Robert Klotz	December Term, 2001 No. 001297
Stephen and Donna Delp	December Term, 2001 No. 000993
John Robinson	December Term, 2001 No. 001210
Michael and Jane Volz	December Term, 2001 No. 001216
William and Bernice McLarnon	December Term, 2001 No. 001310
John and Marguerite Stalford	December Term, 2001 No. 000987
Joseph and Mabel Taulman	December Term, 2001 No. 001208
Frances and Marianne Buffington	December Term, 2001 No. 001212
John Walencewicz	December Term, 2001 No. 000990
Melvin and Belinda Butts	December Term, 2001 No. 001218
Robert Mullen	December Term, 2001 No. 002357
James and Janet Loving	December Term, 2001 No. 002354
Edward Lozwicki	December Term, 2001 No. 002360

Brookman Cases (Cont'd.)
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Elizabeth Lushok	December Term, 2001 No. 003144
Pellegrino and Frances DiFiore	December Term, 2001 No. 001211
Donald Thompson, Admin. Of Estate of George Thompson, et al.	December Term, 2001 No. 003140
Clarence Rabold	December Term, 2001 No. 003141
Josephine Silvestri, Exec. Of Estate of Joseph DeLullo	December Term, 2001 No. 003143
Edward and Kathryn Peca	December Term, 2001 No. 003145
Howard and Marion Heacock	December Term, 2001 No. 001304
Pasquale and Patricia Martina	December Term, 2001 No. 001309
Gerald and Helen Keer	December Term, 2001 No. 001306
Donald Worthington	December Term, 2001 No. 001307
Robert and Kathy Snow	December Term, 2001 No. 001209
Frances Vasile, Exec. Of Estate Of Thomas Vasile, et al.	December Term, 2001 No. 001220
Leo and Elizabeth Cooke	December Term, 2001 No. 000991
Rocco Fugaro, Exec. Of Estate Of Salvatore Fugaro	December Term, 2001 No. 001298
Lester Watkins	December Term, 2001 No. 001300

Brookman Cases (Cont'd.)

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Clyde and Margaret Watkins	December Term, 2001 No. 003199
Charles and Gloria Devine	December Term, 2001 No. 003200
Sterling Carpenter	December Term, 2001 No. 001213
John and Betty King	December Term, 2001 No. 002574
Olga Zimpelman, Exec. Of Estate Of Lee Zimpelman, et al.	December Term, 2001 No. 002687
Anthony and Concetta DiPierro	December Term, 2001 No. 002681
Robert and Shirley Ann Davis	December Term, 2001 No. 002680
Irene Torpey, Admin. Of Estate	December Term, 2001 No. 003142
Charles and Julia Griffith	December Term, 2001 No. 002572
William Pierson	December Term, 2001 No. 002579
John Simone	December Term, 2001 No. 002689
Henry Noll	December Term, 2001 No. 002688
Joseph Pulaski	December Term, 2001 No. 002679
Charles and Elizaeth Gallen	January Term, 2002 No. 000899
John and Georgeann Crankshaw	December Term, 2001 No. 002351

Brookman Cases (Cont'd.)
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Harry Markhorst	December Term, 2001 No. 002576
Paul and Doris Thompson	December Term, 2001 No. 002350
James Holmes	December Term, 2001 No. 002356
James and Sylvia Koban	December Term, 2001 No. 002577
Wendall Hobbs	December Term, 2001 No. 002578
William and Frances Proudman	December Term, 2001 No. 002347
Hilary and Jane Sobieski	December Term, 2001 No. 002345
William and Judy Fraser	December Term, 2001 No. 002340
McKennon and Juanita Pigford	December Term, 2001 No. 002349

**IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
TRIAL DIVISION: CIVIL SECTION**

IN RE: ASBESTOS LITIGATION

CROWN, CORK & SEAL COMPANY, INC., DEFENDANT

EARLY & STRAUSS CASES

Howard H. Kernodle	September Term, 2001 No. 0593
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PAUL, REICH CASES

James I. Albright	January Term, 2001 No. 0269
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Selvin F. Bailey	October Term, 2001 No. 3610
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Dennis S. Barr	October Term, 2000 No. 2356
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Henry J. Beatrice	September Term, 2001 No. 1636
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Richard E. Berta (Dec.)	July Term, 2000 No. 1551
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Charles Bowden	January Term, 2001 No. 2308
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William D. Boyd	October Term, 2000 No. 0964
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Hugo T. Brand	October Term, 2001 No. 2911
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Wilbur D. Brower	January Term, 2001 No. 3057
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Albert M. Brown	April Term, 2001 No. 4658
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PAUL, REICH CASES (Cont'd.)

Francis T. Browne	February Term, 2001 No. 0919
Glen Brumfield	December Term, 2001 No. 0869
Jerrill H. Calloway	September Term, 2000 No. 3144
Weldon F. Cannon (Dec.)	November Term, 2000 No. 3587
Richard F. Cerny	October Term, 2000 No. 1104
David Clifford (Dec.)	August Term, 2000 No. 0210
Francis J. Collis	November Term, 2001 No. 0294
Robert J. Cooke, Jr. (Dec.)	November Term, 2001 No. 2150
Everett R. Cooley	January Term, 2001 No. 2523
Peter A. Cruice	July Term, 2000 No. 0891
Charles Desorte	October Term, 2000 No. 0149
Louis DiCiano	November Term, 2001 No. 2157
Joseph J. DiMenna, Sr. (Dec.)	October Term, 2000 No. 2353
Aubrey W. Doddridge	July Term, 2001 No. 0635

PAUL REICH CASES (Cont'd.)

David Dougherty	October Term, 2000 No. 5041
Stephen M. Earl	June Term, 2001 No. 2915
David J. Egan	October Term, 2000 No. 1561
Reynold G. Fanese (Dec.)	April Term, 2001 No. 2046
James E. Fazekas	May Term, 2000 No. 3642
Adam Feletski	January Term, 2001 No. 4107
John L. Garrity	October Term, 2000 No. 5040
George E. Gilbert	August Term, 2001 No. 1390
Nathaniel Giles (Dec.)	August Term, 2000 No. 3599
Vincent Gregory	July Term, 2001 No. 3176
William Haley	April Term, 2001 No. 2223
James A. Hall	April Term, 2001 No. 4092
Henry Heil	December Term, 2000 No. 1753
Isadore Hershkowitz	August Term, 2000 No. 0211
Wayne E. Hoynoski	January Term, 2001 No. 2769

PAUL REICH CASES (Cont'd.)

Harold N. Jessop (Dec.)	November Term, 2001 No. 2154
Gerald W. Kehl	August Term, 2001 No. 0622
Edward Lassiter	July Term, 2001 No. 3942
Marto R. Marsilio, Sr.	August Term, 2000 No. 2880
Thomas McCabe	September Term, 2000 No. 3516
Calvin McGahuey	August Term, 2000 No. 1051
Mary V. Mogar	April Term, 2001 No. 2196
Juan M. Montoya	June Term, 2001 No. 3684
Ralph A. Napoli	September Term, 2001 No. 3357
Richard Nybeck	April Term, 2001 No. 4652
Antoinette Oliveri	May Term, 2001 No. 1266
Cecil Palmer	October Term, 2001 No. 2535
Walter B. Parncutt	July Term, 2001 No. 3175
Samauel J. Ramiccio	March Term, 2001 No. 2535
Howard Rhodes	September Term, 2001 No. 2693

PAUL REICH CASES (Cont'd.)

John Ricker	February Term, 2001 No. 1486
Booker T. Rucker	April Term, 2001 No. 2190
Donald W. Torrance, Sr. (Dec.)	September Term, 2001 No. 1139
John J. Youmell	January Term, 2001 No. 3230
Ronald J. and Joanne Riccobene	December Term, 2001 No. 003060
Jacob and Estelle Persofsky	December Term, 2001 No. 003056

SHEIN LAW CENTER CASES

Ludwig C. Barth	September Term, 2001 No. 3454
James W. Bold, Sr. (Dec.)	December Term, 2000 No. 3271
Joseph A. Buckley	July Term, 2001 No. 1751
Herbert Carlson	September Term, 2000 No. 1274
Henry Higginbotham	September Term, 2001 No. 1968
Frank L. Jenis	September Term, 2001 No. 2872

SHEIN LAW CENTER CASES (Cont'd.)

Charles Mellon	October Term, 2000 No. 4970
Veronica B. O'Malley	October Term, 2001 No. 1491
Charles Pendleton	December Term, 2000 No. 3270
Isadore Perlman	November Term, 2001 No. 1859
Clive Reighn	April Term, 2001 No. 1813
John C. Ward (Dec.)	August Term, 2000 No. 3054
Samuel P. Wilson	December Term, 2000 No. 3269
Patricia DiCampli, Adm. of Estate of Pазze DiCampli, Dec'd., et al.	December Term, 2001 No. 001468 No. 001468
Harry Polinsky	December Term, 2001 No. 002210
Walter B. Patterson, Jr.	December Term, 2001 No. 003966
Dorothy Leffler, Extrx. Of Estate Of William Leffler, Dec'd., et al.	December Term, 2001 No. 003967

HOWARD, BRENNER & NASS CASES

John H. Bedoian	August Term, 2000 No. 001665
William M. and Marion Parrish	November Term, 2000 No. 002540
Ronald and Carol Ann Boyle	April Term, 2000 No. 003567
Margaret Bellace, Admin. Of Estate Of Frank Hylenski, et al.	August Term, 2002 No. 001662
Regina McNeill, Admin. Of Estate Of William W. McNeill, Dec'd., et al.	August Term, 2000 No. 001663
Leroy and Levaris Jones	September Term, 1999 No. 001656