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7
8 UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 ALICE EDMISTON and BARRY
EDMISTON,

12 Plaintiffs.

13 vs.

14 GENERAL MOTORS CORPORATION,
15 DAIMLERCHRYSLER CORPORATION,
FORD MOTOR COMPANY, et al.,

16 Defendants.
17

U.S. Dist. Case No. C01-04397 CRB
State Court Case No. 322906
(S.F. Superior Court)

18
19 NOTICE OF ENTRY OF ORDER
PROVISIONALLY TRANSFERRING
CERTAIN FRICTION PRODUCT CLAIMS

20 PLEASE TAKE NOTICE that the United States District Court for
the District of Delaware, the Honorable Alfred M. Wolin presiding,
21 on December 10, 2001 entered an order provisionally transferring
22 certain friction products claims in the matter of Federal Mogul
23 Global, Inc., T&N Limited, et al., Chapter 11, Case Nos. 01-10578
24 et al., a true and correct copy of which is attached hereto as
25 Exhibit "A".

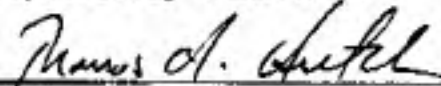
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1 DATED: December 10, 2001

Respectfully submitted,


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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IN RE: FERNAL-BOGUE : Chapter 11
GLOBAL, INC., T&F : Case Nos. 01-16576, et al.
LIMITED, et al.. :
:
DEBTERS. :

GROUP: (1) PARTIALLY WITHDRAWING THE REFERENCE, AND
(2) UNOBTENTIONALLY TRANSMITTING CIRCULAR FRACITION
MOUNTY CLAMS

This matter having been opened upon the motion of General Motors Corporation, Ford Motor Company and Daimler Chrysler Corporation for a motion to transfer (the "Transfer Motion") certain lawsuits against them arising out of so-called "friction products" as to which the movants contend they have a right of indemnification against the debtors in these administratively consolidated Chapter 11 proceedings (the "Friction Product Claims"); and it appearing that movants have removed these cases from the several state courts to the United States District Courts for the Districts in which these cases were pending; and the movants having also moved for a provisional order of transfer to preserve the status quo pending a plenary hearing and determination by the Court of the Transfer Motion; and the Court having reviewed the several briefs and letters of counsel in support and in opposition to the provisional transfer motion; and good cause appearing

¹See attached list.

"A"

It is this 10th day of December, 2001

ORDERED that, pursuant to 28 U.S.C. § 157 and the Order of this Court issued December 10, 2001, the reference of this case to the Bankruptcy Court, Judge Randall K. Newsome presiding, is hereby withdrawn with respect to the Transfer Motion and the provisional transfer motion, and with respect to matters involving subject matter jurisdiction, abstention and remand regarding the Friction Product Claims, and it is further

ORDERED that the application for a provisional transfer Order is granted and the Friction Product Claims are hereby provisionally transferred to this Court subject to further Order of the Court, and it is further

ORDERED that all parties shall refrain from submitting papers in support of or in opposition to the Transfer Motion pending further Order of the Court providing for notice, a briefing schedule and a hearing date for the Transfer Motion.

/s/
ALFRED M. HOLIN, U.S.D.J.

IN RE: SPENCER-MORRIS GLOBAL, INC.
Case Numbers

01-10578	01-10643	01-10700	01-10750
01-10580	01-10644	01-10701	01-10751
01-10582	01-10646	01-10703	01-10752
01-10585	01-10647	01-10704	01-10753
01-10586	01-10649	01-10705	01-10754
01-10587	01-10650	01-10706	01-10755
01-10589	01-10651	01-10707	01-10756
01-10591	01-10652	01-10708	01-10757
01-10593	01-10653	01-10710	01-10758
01-10594	01-10654	01-10711	01-10759
01-10596	01-10655	01-10712	01-10760
01-10598	01-10656	01-10713	01-10761
01-10599	01-10657	01-10714	01-10762
01-10600	01-10658	01-10715	01-10763
01-10601	01-10659	01-10716	01-10764
01-10603	01-10660	01-10717	01-10765
01-10604	01-10661	01-10718	01-10766
01-10605	01-10662	01-10719	01-10767
01-10606	01-10664	01-10721	01-10768
01-10608	01-10665	01-10722	01-10769
01-10610	01-10666	01-10723	01-10770
01-10611	01-10668	01-10724	01-10771
01-10613	01-10669	01-10725	01-10772
01-10614	01-10670	01-10726	01-10773
01-10615	01-10671	01-10727	01-10774
01-10617	01-10673	01-10728	
01-10618	01-10682	01-10729	
01-10619	01-10683	01-10730	
01-10620	01-10684	01-10731	
01-10621	01-10685	01-10732	
01-10622	01-10686	01-10733	
01-10623	01-10687	01-10734	
01-10625	01-10688	01-10736	
01-10626	01-10689	01-10737	
01-10627	01-10690	01-10739	
01-10629	01-10691	01-10741	
01-10630	01-10692	01-10742	
01-10632	01-10693	01-10743	
01-10633	01-10694	01-10744	
01-10634	01-10695	01-10745	
01-10637	01-10696	01-10746	
01-10638	01-10697	01-10747	
01-10640	01-10698	01-10748	
01-10641	01-10699	01-10749	

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IN RE: ARMSTRONG WORLD	:	Chapter 11
INDUSTRIES, INC., et al.,	:	Case Nos. 80-4471, 80-4469,
	:	80-4470
Debtors.	:	
IN RE: W.R. GRACE & CO.,	:	Chapter 11
et al.,	:	Case Nos. 81-1139 through
	:	0-1200
Debtors.	:	
IN RE: FEDERAL-MOGUL	:	Chapter 11
GLOBAL, INC., THE	:	Case Nos. 81-10576, et al.,
LIMITED, et al.,	:	
Debtors.	:	
IN RE: USG CORPORATION,	:	Chapter 11
a Delaware Corporation,	:	Case Nos. 81-2094 through
et al.,	:	81-2104
Debtors.	:	
IN RE: OWENS CORNING,	:	Chapter 11
et al.,	:	Case Nos. 80-3837 through
	:	80-3834
Debtors.	:	

ORDER (1) ASSIGNING CERTAIN CASES TO THE BANKRUPTCY COURT AND
(2) ASSIGNING REORGANIZATION MATTERS FROM DISTRICT COURT
AND THE BANKRUPTCY COURT

The above-captioned Chapter 11 cases having been being transferred to this Court pursuant to the Order of the Honorable Susan L. Robinson, Chief Judge of the United States District Court for the District of Delaware; and this Court having

¹See attached list.

authority pursuant to 28 U.S.C. § 157(a) to refer these cases to the United States Bankruptcy Judges of this District; and the Honorable Randall J. Newsome and the Honorable Judith K. Fitzgerald, United States Bankruptcy Judges of the Northern District of California and the Western District of Pennsylvania respectively, sitting by designation in this District and possessing special expertise and familiarity with these matters, and good cause appearing

IT IS THIS day of December 2001

ORDERED that the following Order applies to the lead cases identified in the caption of this Order and to all cases filed as related cases thereto, and it is further

ORDERED that In re W. R. Grace & Co., Bankruptcy No. 01-1139, is hereby referred to the Honorable Judith K. Fitzgerald is further

ORDERED that In re Armstrong World Industries, Inc., Bankruptcy No. 00-4471, is hereby referred to the Honorable Randall J. Newsome, and it is further

ORDERED that In re Tropicana-Siguel Global, Inc., Bankruptcy No. 01-10378, is hereby referred to the Honorable Randall J. Newsome, and it is further

ORDERED that In re Omega Corning, Bankruptcy No. 00-3837, is referred to the Honorable Judith K. Fitzgerald before whom it was previously pending, and it is further

ORDERED that In re DSG, Bankruptcy No. 01-2034, is hereby referred to the Honorable Randall J. Newsome before whom it was previously pending, and it is further

ORDERED that Judges Fitzgerald and Newsome will cooperate between themselves and with this Court in the scheduling of the above-captioned five cases to facilitate the expeditious administration of the debtors' estates in bankruptcy, and it is further

ORDERED that all persons are on notice that this Court may, EX MOTU, upon recommendation received from the Bankruptcy Judges, or upon motion, withdraw the references made by this Order with respect to specific proceedings or issues as may be required by law or as may from time to time be deemed advisable by the Court to facilitate the efficient resolution of the several cases and/or to adjudicate common issues among them and it is further

ORDERED that the withdrawal of the references is specifically contemplated with respect to asbestos-related claims and issues, provided however that the Court's authority to withdraw the references shall not be limited to that issue nor by whether a particular proceeding is considered core for the purposes of the jurisdiction of the Bankruptcy Court under the United States Code, and it is further

ORDERED that all pleadings, applications, or documents

concerning these cases shall be filed with the Clerk of the Bankruptcy Court for the District of Delaware in accordance with applicable procedures and Local and Federal Rules of Bankruptcy Procedure, and it is further

~~ORDERED~~ that counsel for the debtors shall transmit a copy of each Omnibus Hearing Agenda letter to this Court simultaneously with filing that letter in the Bankruptcy Court, and debtors' counsel shall immediately contact this chambers by telephone to arrange the mode of transmittal of the Agenda Letters, and it is further

~~ORDERED~~ that at the status conference in these cases presently scheduled for December 20, 2001, this Court will solicit views from the parties with respect to which specific proceedings, and particularly which asbestos-related proceedings, the references to the Bankruptcy Judges should be withdrawn, and it is further

~~ORDERED~~ that, from the date of this order, the Bankruptcy Judges will conduct an initial review of all proceedings and issues presently pending before them in the above-captioned cases to determine whether, as a matter of statutory jurisdiction or to facilitate the several cases and/or to adjudicate common issues among them, the reference should be withdrawn as to any of them, and it is further

~~ORDERED~~ that upon completion of their review, the Bankruptcy

Judges shall recommend to this Court as to which proceedings or issues the references should be withdrawn, and it is further

~~ORDERED~~ that this Order shall be without prejudice to the right of any party to move to withdraw a reference with respect to a particular proceeding, and it is further

~~ORDERED~~ that nothing in this Order shall be construed to require that the Bankruptcy Court render formal findings or recommendations with respect to a withdrawal of the references or a determination of the core/non-core nature of a particular proceeding unless a party in interest files a motion requesting a determination of the core/non-core status of a particular proceeding, and it is further

~~ORDERED~~ that all proceedings currently pending before the Bankruptcy Judges will continue to be handled by them in accordance with the provisions of 28 U.S.C. § 157 and this Order, subject to further orders of this Court, and it is further

~~ORDERED~~ that all previous orders in the above captioned cases shall continue in force except as modified or superseded by the terms of this Order.

/s/

Alfred M. Wolan, District Judge
District Court, New Jersey
Sitting by Designation, District of
Delaware

IN RE: FEDERAL-SMOK GLOBAL, INC.
Case Number

01-10576	01-10643	01-10700	01-10739
01-10580	01-10644	01-10701	01-10741
01-10582	01-10646	01-10702	01-10742
01-10585	01-10647	01-10703	01-10743
01-10586	01-10649	01-10704	01-10744
01-10587	01-10650	01-10705	01-10745
01-10589	01-10651	01-10706	01-10746
01-10591	01-10652	01-10707	01-10747
01-10593	01-10653	01-10708	01-10748
01-10594	01-10654	01-10710	01-10749
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01-10604	01-10661	01-10717	01-10756
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01-10608	01-10665	01-10721	01-10759
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01-10611	01-10668	01-10723	01-10761
01-10613	01-10669	01-10724	01-10762
01-10614	01-10672	01-10726	01-10763
01-10615	01-10673	01-10727	01-10764
01-10617	01-10675	01-10728	
01-10618	01-10682	01-10729	
01-10619	01-10683	01-10730	
01-10620	01-10684	01-10731	
01-10621	01-10685	01-10732	
01-10622	01-10686	01-10733	
01-10623	01-10687	01-10734	
01-10625	01-10688	01-10735	
01-10626	01-10689	01-10737	
01-10627	01-10690	01-10739	
01-10629	01-10691	01-10741	
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01-10638	01-10697	01-10747
01-10640	01-10698	01-10748
01-10641	01-10699	01-10749

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