IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

ENTERED
NOV 19 2001
Michael N. Milby, Clerk

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GLENDA ALLPHIN, et al., §
§
Plaintiffs, §
§
V. § CIVIL ACTION NO. G-01-660
§
ACandS, INC., et al. §
§
Defendants. §

ORDER OF REMAND

This case is one of sixteen lawsuits recently removed to this Court from various state district courts throughout Texas. In each of these cases, Plaintiffs filed state court actions asserting various asbestos-related personal injury and/or wrongful death claims against nearly fifty defendants, including Gasket Holding, Inc., a subsidiary of Federal Mogul Corporation (""Federal Mogul""). On October 1, 2000, Federal Mogul filed a Chapter 11 bankruptcy petition in the United States Bankruptcy Court for the District of Delaware. Shortly thereafter, on October 22, 2001, Defendant Garlock, Inc. (""Garlock"") filed an Application and Notice of Removal in this Court, seeking to remove the instant cause of action on the basis of 28 U.S.C. §§ 1452(a), along with an Emergency Motion to Transfer Civil Action Pursuant to 28 U.S.C. §§ 157(b)(5) for Venue Determination. In response, Plaintiffs filed a Motion for Remand for Lack of Subject Matter Jurisdiction, for Mandatory Abstention, or for Discretionary Abstention or Equitable Remand, as well as a Motion to Sever All Claims Against Bankrupt Defendants.

After careful consideration of all of the pleadings and evidence submitted by both parties herein to date, the Court has determined that bankruptcy subject matter jurisdiction does not exist