



SA

X:casesFBW39323//NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
PAUL SAMUEL PETERSON,

Plaintiff(s),

- against -

A.C. & S., INC., et al.,

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: (113281/97) 111039/98  
& 112622/99

NYCAL  
I.A.S. Part 30

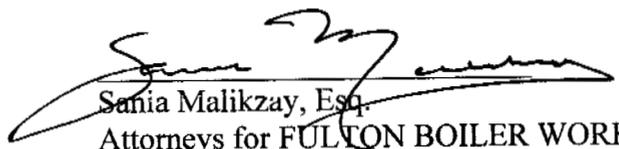
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10



Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SS

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

LOUIS CAMPISI and JOSEPHINE CAMPISI,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

Defendants.

Index No.: 114875/03, 102029/00,  
120886/97

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

WHEREFORE, defendant, Avocet Enterprises, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Avocet Enterprises, Inc., with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants; all claims and cross claims against defendant, Avocet Enterprises, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APR 17, 2010

Matthew T. Fairley, Esq.  
Attorney for Defendant  
Avocet Enterprises, Inc.  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

A. BRANDS  
Attorney for Plaintiffs  
Louis Campisi and Josephine Campisi  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**  
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

LOUIS CAMPISI AND JOSEPHINE CAMPISI,

Index No.: 114875/03, 102029/00,  
120886/97

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

Defendants.

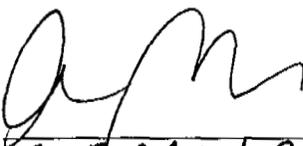
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

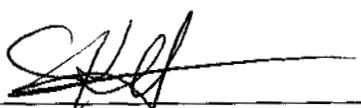
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerrann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
A. BRANDIS, ESQ  
Attorney for Plaintiffs  
Louis Campisi and Josephine Campisi  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010 1235-3841

SA

X:/FBW30277.Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOSEPH PALMESE,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No. 121443/97, 105221/98,  
11038/98 & 125791/99

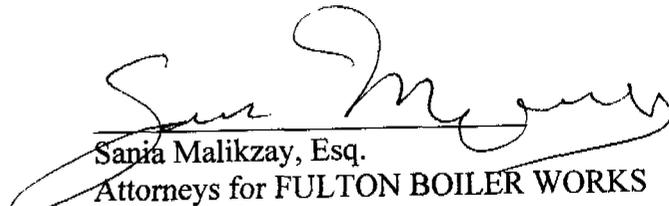
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:/FBW30277/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOSEPH PALMESE,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

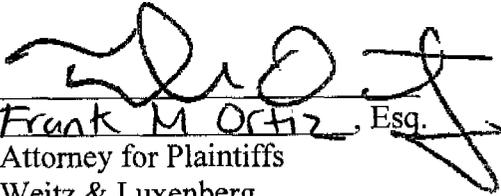
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11038/98 & 125791/99

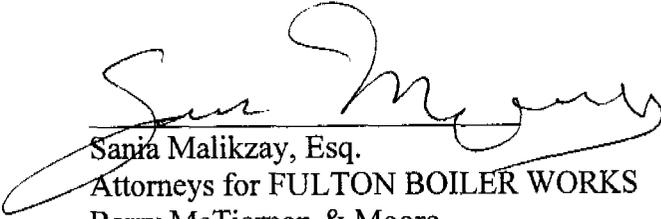
NYCAL  
I.A.S. Part 30

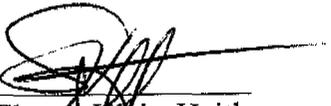
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
WILLIAM MCLAUGHLIN and LINDA	: Index No. 111496/04
MCLAUGHLIN,	: 100758/03
	: 111035/98
	: 113280/97
Plaintiffs,	:
	: <b>NO OPPOSITION</b>
-against-	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A. O. SMITH WATER PRODUCTS CO., et al.	:
Defendants.	: Hon. Sherry Klein Heitler,
	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all ~~claims~~ and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

**FILED**

APR 26 2010

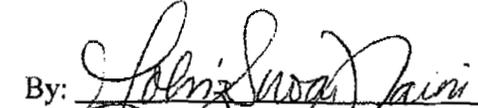
Dated: New York, New York  
April 5, 2010

NEW YORK  
COUNTY CLERK'S OFFICE

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By:   
Danny R. Kraft, Jr., Esq.

By:   
Golriz Shoai-Naini, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

St

X:/FBW30277/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOSEPH PALMESE,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

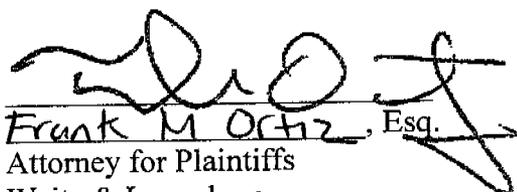
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11038/98 & 125791/99

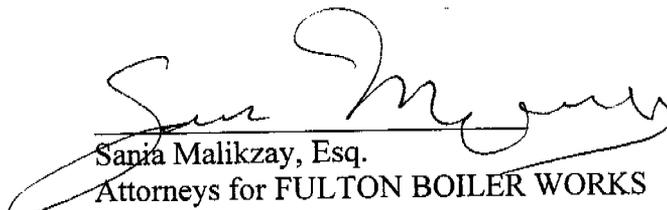
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:casesFBW39323//NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

PAUL SAMUEL PETERSON,

Plaintiff(s),

- against -

A.C. & S., INC., et al.,

Defendants.  
-----X

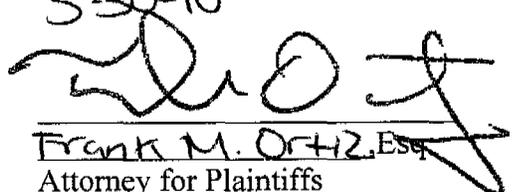
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

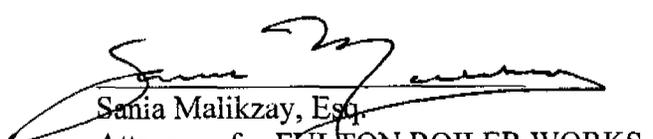
Index No.: 113281/97, 111039/98  
& 112622/99

NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
ROBERT N. CROCKETT,	: Index No. 118216/98
	: 120662/00
Plaintiff,	:
	: <b>NO OPPOSITION</b>
-against-	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.W. CHESTERTON CO., et al.,	:
	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, ~~New York~~  
3/22/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: Matthew MacIntyre  
Matthew MacIntyre

By: Scott A. Harford  
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED: Sherry Klein Heitler  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

SA

----- x  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION  
----- x

NYCAL  
I.A.S. Part 39  
(Heitler, S.)

This Document Relates To:

Index No: 118216/98  
120662/00

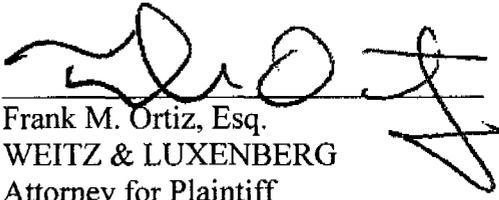
Robert N. Crockett

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- x  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

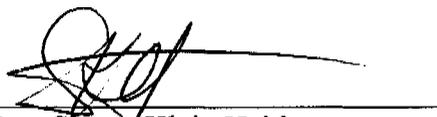
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 23, 2010

  
\_\_\_\_\_  
Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

  
\_\_\_\_\_  
Adam J. Kipnis, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

**FILED**

SO ORDERED,   
\_\_\_\_\_  
Hon. Sherry Klein Heitler

APR 26 2010

**NEW YORK  
COUNTY CLERK'S OFFICE**

APR 26 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

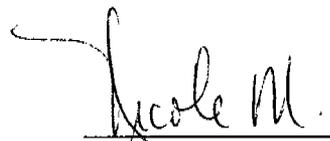
	:	NYCAL
CHARLES J. HENRY & MARILYN HENRY,	:	I.A.S. Part 30
	:	(Hon. Sherry Klein Heitler)
Plaintiff(s),	:	
-against-	:	Index No(s): 121309-00
	:	119820-98
AO SMITH WATER PRODUCTS CO., et al.,	:	
	:	<b>NO-OPPOSITION SUMMARY</b>
Defendants.	:	<b>JUDGMENT MOTION AND ORDER</b>

-----X  
**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/3/10  
Newark, New Jersey

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
Nicole M. Kozin, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

Index No. 121309-00; 119820-98

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

CHARLES J. HENRY & MARILYN HENRY,

Plaintiff,

-against-

A.O. SMITH WATER PRODUCTS CO., et al,

Defendants,

**FILED**  
APR 26 2018  
NEW YORK  
COUNTY CLERK'S OFFICE

NO-OPPOSITION SUMMARY JUDGMENT MOTION AND ORDER

K&L GATES LLP

599 Lexington Avenue  
New York, New York 10022

Attorneys for Defendant,  
Crane Co.

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

St

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

CHRISTOPHER KANE and BARBARA KANE, :  
Index No. 101422/07  
119840/98

Plaintiffs,

-against-

A. W. CHESTERTON CO., et al.

Defendants.

NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER

Hon. Sherry Klein Heitler,  
IAS Part 30

-----X  
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
3/22/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By: Matthew T. McIntyre  
Matthew T. McIntyre, Esq.

By: Golriz Shoai-Naini  
Golriz Shoai-Naini, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

FILED

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: Sherry Klein Heitler  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SA

X:/FBW42749 Legal/NOSJMFebruary 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN BUBLAK,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: (108925/99 & 100769/03)

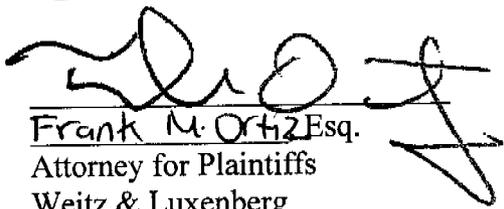
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS, INC. hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS, INC. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, INC., be and the same be hereby dismissed with

prejudice and without costs.

3-30-10



Frank M. Ortiz Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10007

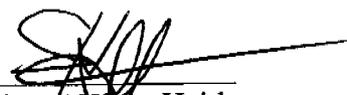
**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS,  
INC.  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

SA

X:casesFBW39323//NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
PAUL SAMUEL PETERSON,

Plaintiff(s),

- against -

A.C. & S., INC., et al.,

Defendants.  
-----X

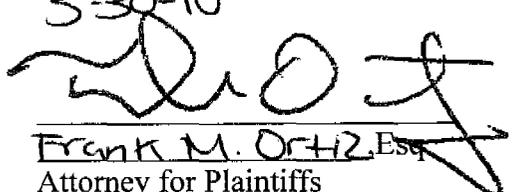
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

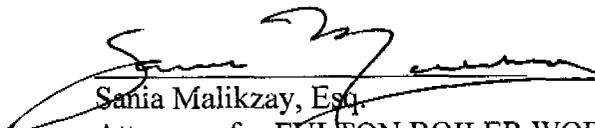
Index No.: 113281/97, 111039/98  
& 112622/99

NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SP

X:\cases\FBW39097\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JAMES T. STEVENS

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No: 122196/99 & 114155/00

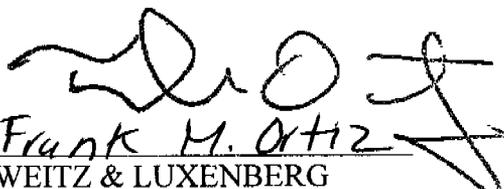
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

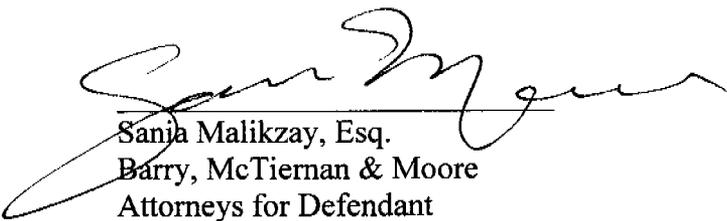
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sanja Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

ST

-----x  
IN RE: NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Klein Heitler)

-----x  
This Document Relates to:

:  
: Index No. 112962/99  
: 120802/97

THOMAS CARROLL,

Plaintiff(s),

v.

: **NO OPPOSITION**  
: **SUMMARY JUDGMENT MOTION**  
: **AND ORDER**  
: **AS TO DEFENDANT**  
: **WHITING CORPORATION**  
:

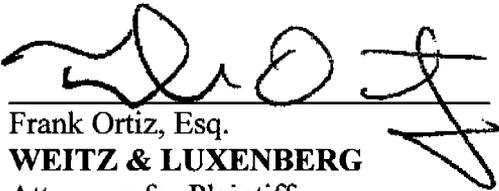
WHITING CORPORATION,

Defendant.  
-----x

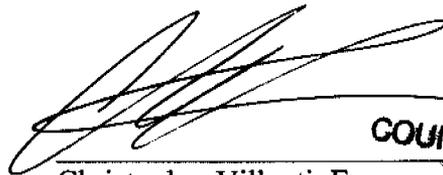
WHEREFORE, defendant Whiting Corporation hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant Whiting Corporation with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant Whiting Corporation, be and the same are hereby dismissed with prejudice and without costs.

New York, New York  
Dated: 3-30-2010

  
Frank Ortiz, Esq.  
**WEITZ & LUXENBERG**

Attorneys for Plaintiff  
700 Broadway  
New York, New York 10003  
(212) 558-5500



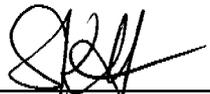
Christopher Villanti, Esq.  
**WINSTON & STRAWN LLP**  
Attorneys for Defendant Whiting Corporation  
200 Park Avenue  
New York, New York 10166  
(212) 294-6700

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
\_\_\_\_\_  
Hon. Sherry Klein Heitler

APR 21 2010

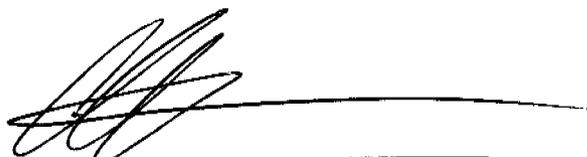
**AFFIRMATION OF SERVICE**

I, Christopher Villanti, state that I am an attorney in good standing and admitted to practice in the courts of the State of New York, and that on April 14, 2010, I served a copy of the foregoing Defendant's No Opposition Summary Judgment Motion and Order upon the following counsel:

1. Frank Ortiz, Esq.  
Weitz & Luxenberg, P.C.  
700 Broadway  
New York, NY 10003  
Attorneys for plaintiff
2. All Defense Counsel in the New York City Asbestos Litigation

I hereby affirm the foregoing statements to be true under the penalties of perjury

Dated: April 14, 2010

  
\_\_\_\_\_  
Christopher Villanti

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
PATRICIA LAMBO, As Executrix for the Estate of:	Index No. 112900/99
JOHN B. LAMBO,	109588/06
	:
Plaintiffs,	:
	:
-against-	NO OPPOSITION
	SUMMARY JUDGMENT
	<u>MOTION AND ORDER</u>
A.O. SMITH WATER PRODUCTS CO., et al.,	:
	:
Defendants.	Hon. Sherry Klein Heitler,
	IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 8, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY, LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Danny R. Kraft

By: [Signature]  
Diane M. Pompei

**FILED**

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

St

X:/FBW39284/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN B. LAMBO,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

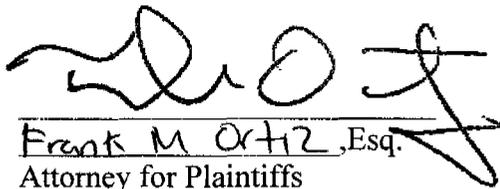
Index No. 112900/99 & 109588/06

NYCAL  
I.A.S. Part 30

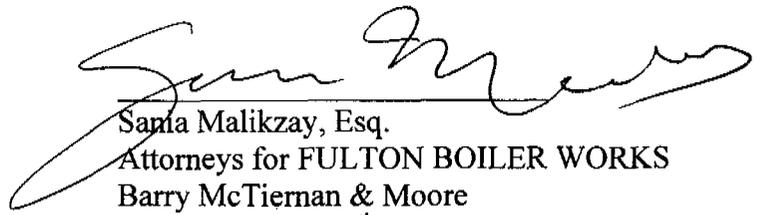
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003



Santa Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

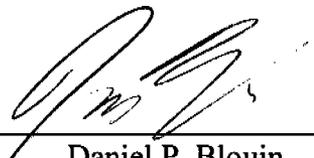
-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
EFFIE CHOATES and TED M. CHOATES,	: Index No. 113070 /99
	: 116125/06
	:
Plaintiffs,	:
	:
-against-	: <b>NO OPPOSITION</b>
	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.O. SMITH WATER PRODUCTS CO., et al.,	:
	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

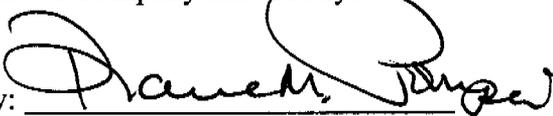
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
*March 30, 2010*

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

By:   
Daniel P. Blouin

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SA

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

GERALD D. LUNETTA,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

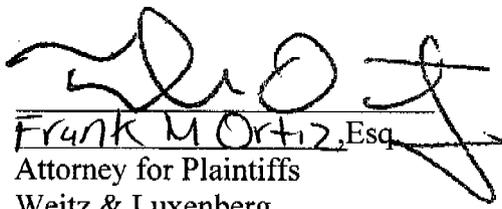
Index No.: 113352/99 & 125135/00

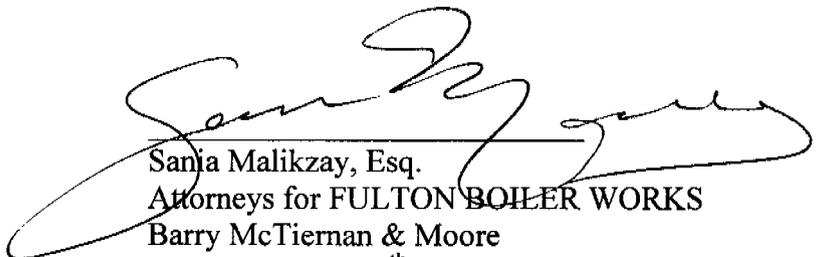
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sanja Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

ROSE LUNETTA, As Administratrix for the Estate : Index No. 113352/99  
of GERALD D. LUNETTA, : 125135/06

Plaintiffs,

-against-

A.O. SMITH WATER PRODUCTS CO., et al.,

Defendants.

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

Hon. Sherry Klein Heitler,  
IAS Part 30

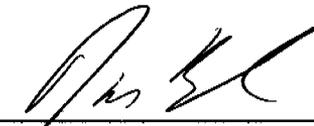
-----X  
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

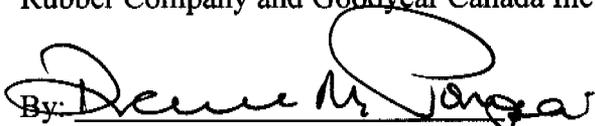
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
*March 30, 2010*

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Daniel P. Blouin

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

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X:/FBW37977/legal/NQSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

TED M. CHOATES,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No: 113070/99 & 116125/06

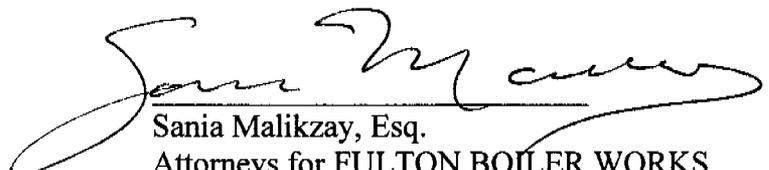
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**  
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

X:/FBW39060./legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
MAURICE BEEMAN,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

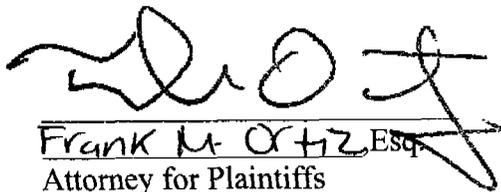
Index No.: 121732/99 & 103825/00

NYCAL  
I.A.S. Part 30

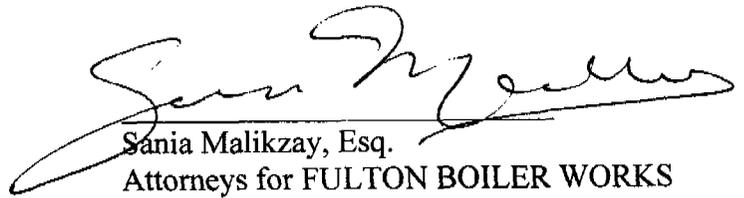
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

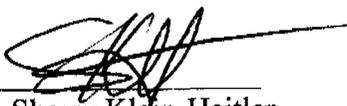


Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

3

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

JOHN BELLANDI,

Plaintiff(s),

-against-

A.C. & S., INC., et al.,

Defendants.

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)

: Index No(s): **103811-00;**  
: 121732-99

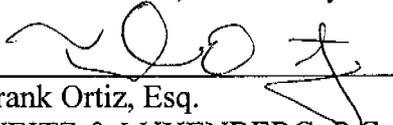
: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

-----X

**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
Newark, New Jersey

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
  
Kirsten Alford Kneis, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

Index No. 103811-00; 121732-99

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK**

**JOHN BELLANDI,**

**Plaintiff,**

**-against-**

**A.C. & S. INC., et al.,**

**Defendants,**

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

**NO-OPPOSITION SUMMARY JUDGMENT MOTION AND ORDER**

**K&L GATES LLP**

**599 Lexington Avenue  
New York, New York 10022**

**Attorneys for Defendant,  
Crane Co.**

ST

X:/FBW42905/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ALBERT CASARIO SR.,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121855/99 & 105103/00

NYCAL  
I.A.S. Part 30

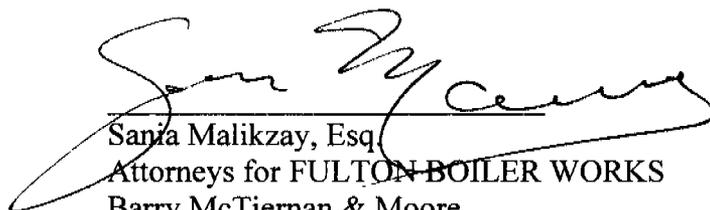
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10



FRANK MORITZ, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003



Santa Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

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X:/FBW39059/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
FRANK S. COURTNEY JR.,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: (121856/99) 105809/00 &  
124342/00

NYCAL  
I.A.S. Part 30

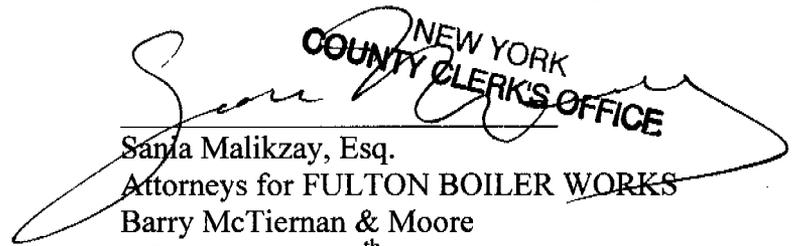
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.

Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Santa Malikzay, Esq.

Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**  
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

*JS*

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
JOANNE P. COURTNEY, As Proposed		: Index No. 121856/99
Administratrix for the Estate of FRANK		: 105809/00
COURTNEY and JOANNE P. COURTNEY,		:
	Plaintiffs,	: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
		:
		: Hon. Sherry Klein Heitler,
		: IAS Part 30
		:
		: X
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 5 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: *D Kraft*  
Danny Kraft

By: *Diane M. Pompei*  
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: *[Signature]*  
Hon. Sherry Klein Heitler, J.S.C. **APR 21 2010**

SA

X:FBW39059/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
VERONICA B. CONNELLY,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

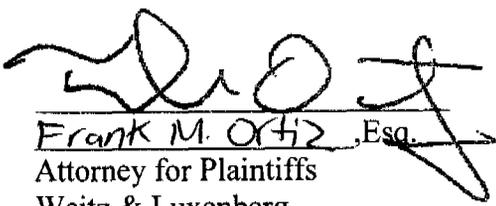
Index No: 121856/99 & 105597/00

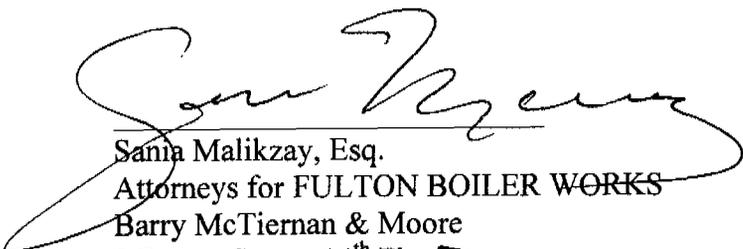
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	: :
-----X		
DIANE GIARDIELLO, As Administratrix for the	:	Index No. 121978/99
Estate of JOHN GIARDIELLO,	:	106/27/00
	:	104918/04
	:	
Plaintiffs,	:	<b>NO OPPOSITION</b>
	:	<b>SUMMARY JUDGMENT</b>
-against-	:	<b><u>MOTION AND ORDER</u></b>
	:	
A.C. & S., INC., <u>et al.</u> ,	:	Hon. Sherry Klein Heitler,
Defendants.	:	IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 5 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Danny R. Kraft

By: [Signature]  
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SA

X:/FBW39092/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN M. MARKEY,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No. 121979/99 & 109001/00

NYCAL  
I.A.S. Part 30

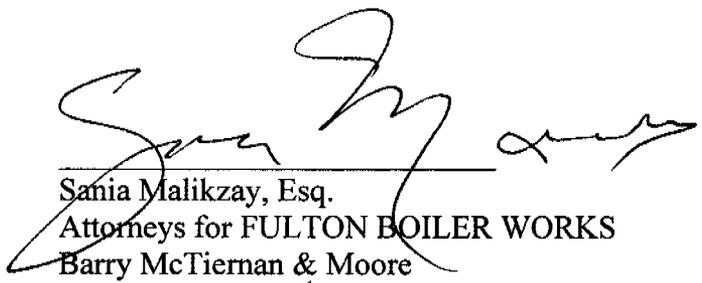
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs

Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS

Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

APR 26 2010

SO ORDERED,   
Hon. Sherry Klein-Heitler

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

X:/FBW39098./legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ELMER A. LANG,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

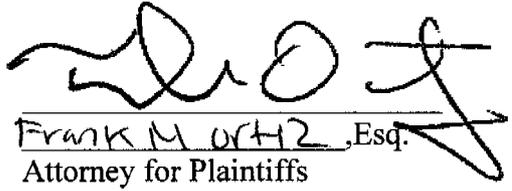
Index No.: 121981/99 106412/00 &  
100787/03

NYCAL  
I.A.S. Part 30

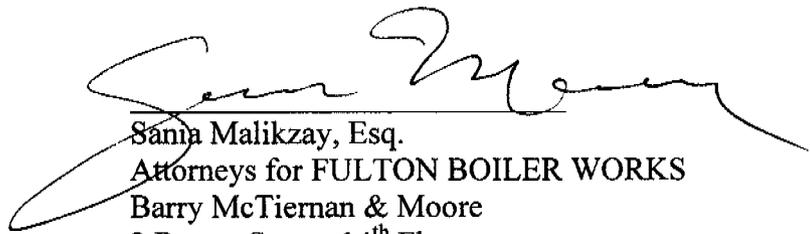
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Orth, Esq.

Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sama Malikzay, Esq.

Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:/FBW39098/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

FRANCIS D. LAHEY,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121981/99 & 106401/00

NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

**FILED**

APR 26 2010

3-30-10

Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

NEW YORK  
COUNTY CLERK'S OFFICE  
Samia Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klem-Heitler

APR 21 2010

SA

X:FBW39098.Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
GERHARDT KUHN,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121981/99 & 106433/00

NYCAL  
I.A.S. Part 30

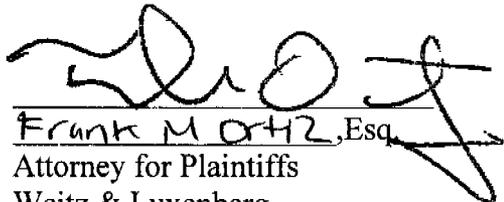
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

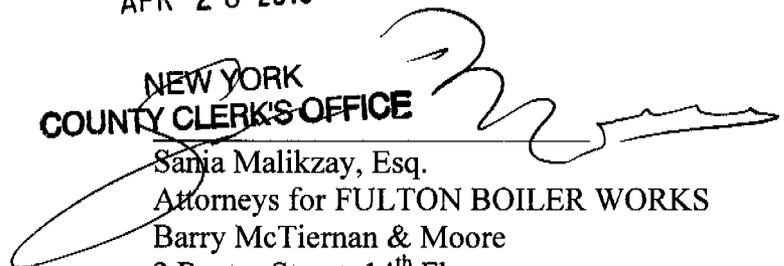
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

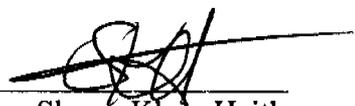
**FILED**

3-31-10

APR 26 2010

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

NEW YORK  
COUNTY CLERK'S OFFICE  
  
Sanja Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
ALL COUNTIES WITHIN NEW YORK CITY

-----X  
IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION  
-----X

NYCAL  
I.A.S. Part 30  
(Judge Heitler)

This Document Relates to:  
Edward J. Ferguson and Caroline  
Ferguson,

Index No.: 121986/99  
Index No.: 105774/00

Plaintiffs,

- against -

A.C. & S. Inc., et al.,

Defendants.  
-----X

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

WHEREFORE, defendant Burnham LLC, hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section §3212, dismissing plaintiffs' Complaint against defendant Burnham LLC, with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant Burnham LLC, be dismissed with prejudice and without costs.

**FILED**

Dated: Brooklyn, New York  
APRIL 5, 2010

APR 26 2010



  
NEW YORK  
COUNTY CLERK'S OFFICE

Danny R. Kraft Jr., Esq.  
Weitz & Luxenberg, P.C.  
Attorneys for Plaintiffs  
Edward J. Ferguson and  
Caroline Ferguson  
700 Broadway, 6<sup>th</sup> Floor  
New York, New York 10003

Justin M. Tafe, Esq.  
Cullen and Dykman LLP  
Attorneys for Defendant  
Burnham LLC  
177 Montague Street  
Brooklyn, New York 11201  
(718) 855-9000  
Our File No.: 11084-2114

So Ordered:

  
Hon. Sherry K. Heitler

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
ANGELINE KIM, As the Executrix for the Estate	: Index No. 121987/99
of JOHN M. KING,	: 106450/00
	: 100678/00
Plaintiffs,	:
	: <b>NO OPPOSITION</b>
-against-	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.O. SMITH WATER PRODUCTS CO., et al.,	:
	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
-----X	

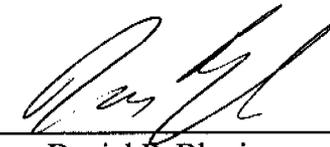
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 30, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

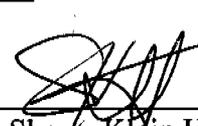
By:   
Daniel P. Blouin

By:   
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

ANTONIO FAMA AND GRACE FAMA,

Index No.: 105789/00  
121986/99

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APR 17, 2010

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerrann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
a. BRANDIS  
Attorney for Plaintiffs  
Antonio Fama and Grace Fama  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

St

X.:cases/FBW42379/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN C. IRWIN,

Index No.: 121989/99 & 106151/00

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGEMENT MOTION AND  
ORDER

-against-

A.C. and S., Inc.

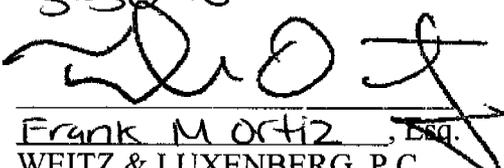
NYCAL  
I.A.S. Part 30

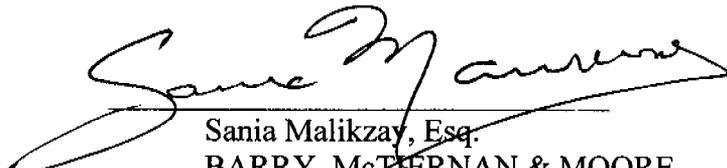
Defendant(s).

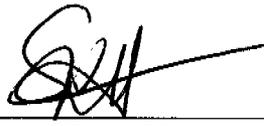
-----X

WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §3212, dismissing plaintiff's complaint against defendant **FULTON BOILER WORKS** with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross-claims against defendants **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
BARRY, McTIERNAN & MOORE  
Attorneys for Defendant  
**FULTON BOILER WORKS**  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
APR 21 2010 COUNTY CLERK'S OFFICE

ST

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
GERALD MIRABELLA,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 109253/00, (122185/99)  
& 110977/06

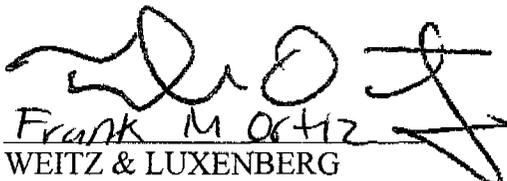
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

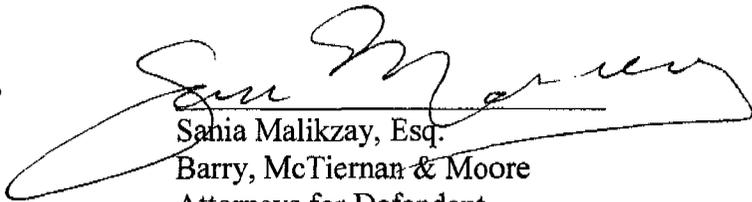
NYCAL  
I.A.S. Part 30

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010







St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
PATRICK O'ROURKE and LILY T. O'ROURKE :	Index Nos.	125766/99
		107177/00
	Plaintiff(s),	
	-against-	
	A. C. & S. INC., et al.	
	Defendants.	
-----X		

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

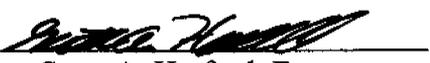
Hon. Sherry Klein Heitler,  
IAS Part 30

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
By:   
Frank M. Ortiz, Esq.

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.  
By:   
Scott A. Harford, Esq.

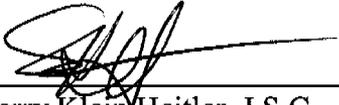
700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

ST

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
PATRICK O'ROURKE,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No. 125766/99, 107177/00

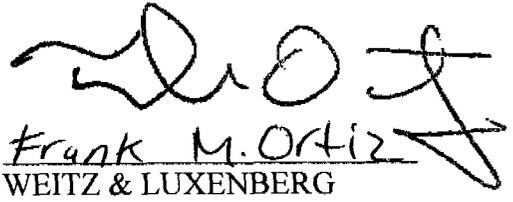
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

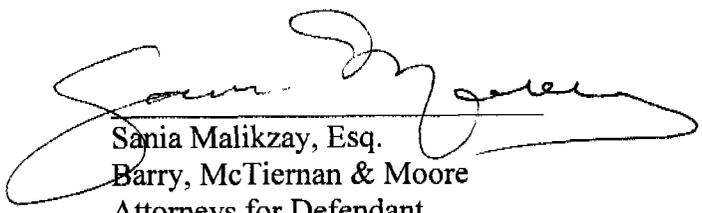
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

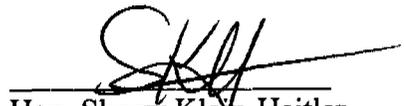
3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klem-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

31

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BRIAN J. O'BYRNE

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 125766/99, 107173/00

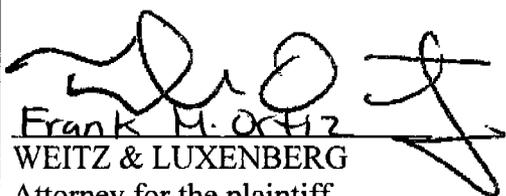
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

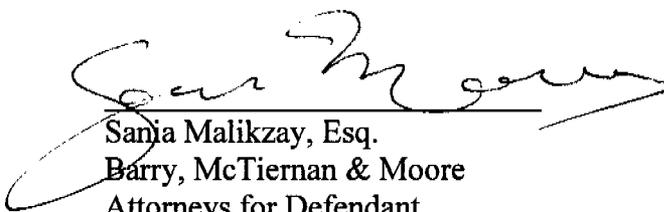
NYCAL  
I.A.S. Part 30

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sanja Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 125782/99 125782/99

LOUIS COLELLO,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

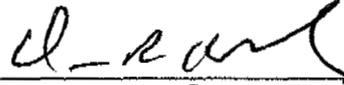
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

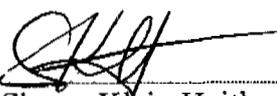
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 5, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Danny R. Kruger  
Attorney for Plaintiffs  
Louis Colello  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

1235-10440

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No. 125782/99, 125782/99

LOUIS COLELLO,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

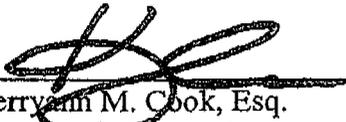
Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

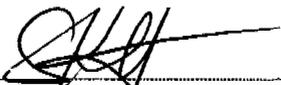
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 5, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Danny R. Kugel  
Attorney for Plaintiffs  
Louis Colello  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

1235-10440

ST

X:/FBW30277.Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOSEPH PALMESE,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121443/97, 105221/98,  
11038/98 & 125791/99

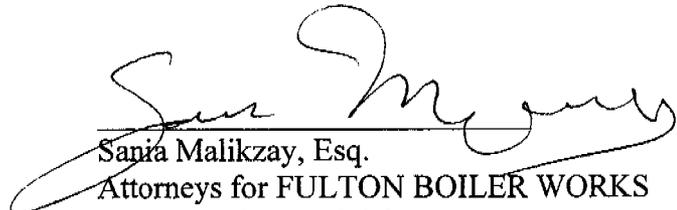
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

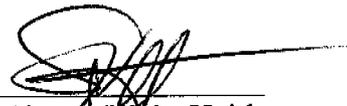
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No: 125795/99, 104000/00

PETER J. ACKERMAN AND EMMA  
ACKERMAN,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

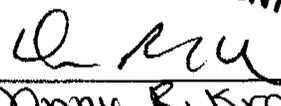
Dated: New York, New York  
April 5, 2010

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Danny R. Kraft  
Attorney for Plaintiffs  
Peter J. Ackerman and Emma Ackerman  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

1235-3643

St

X:/FBW39209/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
EUGENE BUCALO,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

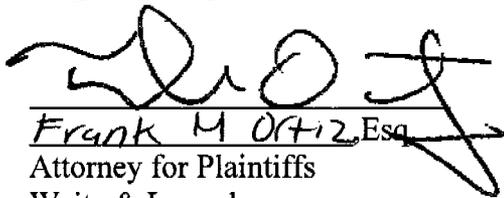
Index No.: 125798/99 & 104338/00

NYCAL  
I.A.S. Part 30

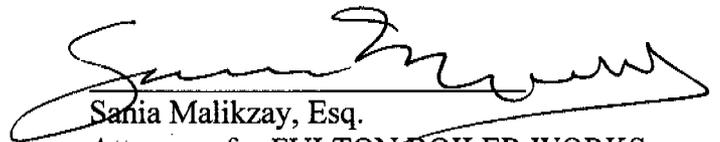
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10



Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10007



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010



SP

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

ANGELINE KIM, As the Executrix for the Estate : Index No. 121987/99  
of JOHN M. KING, : 106450/00  
Plaintiffs, : (100678/00)

-against-

A.O. SMITH WATER PRODUCTS CO., et al., :  
Defendants. : Hon. Sherry Klein Heitler,  
IAS Part 30  
-----X

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

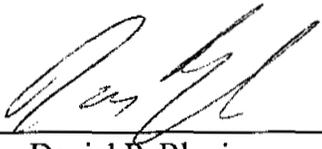
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 30, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Daniel P. Blouin

By:   
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 114875/03, 102029/00,  
120886/97

LOUIS CAMPISI AND JOSEPHINE CAMPISI,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

Defendants.

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

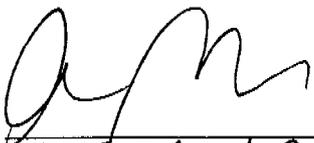
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kenneth M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
A. BRANDIS, ESQ  
Attorney for Plaintiffs  
Louis Campisi and Josephine Campisi  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 114875/03 102029/00,  
120886/97

LOUIS CAMPISI and JOSEPHINE CAMPISI,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

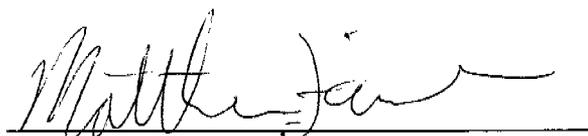
Defendants.

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

WHEREFORE, defendant, Avocet Enterprises, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Avocet Enterprises, Inc., with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Avocet Enterprises, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010



Matthew T. Fairley, Esq.  
Attorney for Defendant  
Avocet Enterprises, Inc.  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456



A. BRANDS  
Attorney for Plaintiffs  
Louis Campisi and Josephine Campisi  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,



Hon. Sherry Klein Heitler

APR 21 2010

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

JOHN BELLANDI,

Plaintiff(s),

-against-

A.C. & S., INC., et al.,

Defendants.

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)

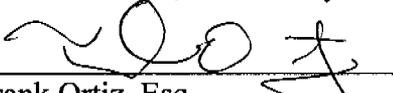
: Index No(s). 103811-00;  
: 121732-99

: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

-----X  
**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
Newark, New Jersey

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
NEW YORK COUNTY CLERK'S OFFICE  
  
Kirsten Alford Kneis, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

ST

X:/FBW39060./legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
MAURICE BEEMAN,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121732/99 & 103825/00

NYCAL  
I.A.S. Part 30

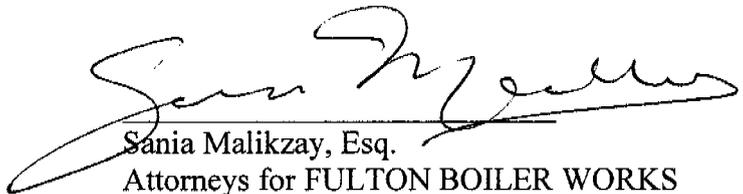
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10



Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 125795/99 104000/00

PETER J. ACKERMAN AND EMMA  
ACKERMAN,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
Apr 15, 2010

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Kerry M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

Danny R. Kraft  
Attorney for Plaintiffs  
Peter J. Ackerman and Emma Ackerman  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,

Hon. Sherry Klein Heitler

APR 21 2010

1235-3643

ST

X:/FBW39209/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
EUGENE BUCALO,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

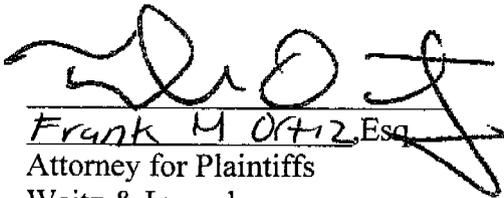
Index No.: 125798/99 & 104338/00

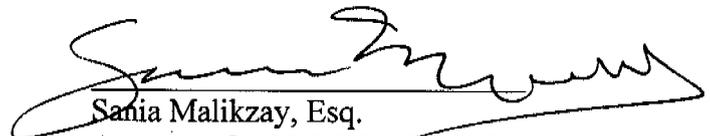
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

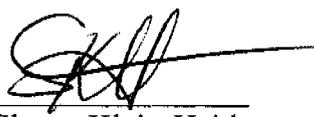
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10007

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

JOETT CATANZARO, As Executrix for the Estate : Index No. 125799/99  
of JOHN R. CATANZARO, : 104449/00  
Plaintiffs, : 114151/05

-against-

A.O. SMITH WATER PRODUCTS CO., et al.,  
Defendants.

: **NO OPPOSITION**  
: **SUMMARY JUDGMENT**  
: **MOTION AND ORDER**

: Hon. Sherry Klein Heitler,  
: IAS Part 30  
:  
:-----X

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

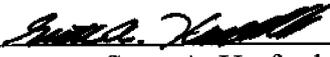
Dated: New York, New York

*March 30, 2010*

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Daniel P. Blouin

By:   
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

X:/FBW42905./legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ALBERT CASARIO SR.,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121855/99 & 105103/00

NYCAL  
I.A.S. Part 30

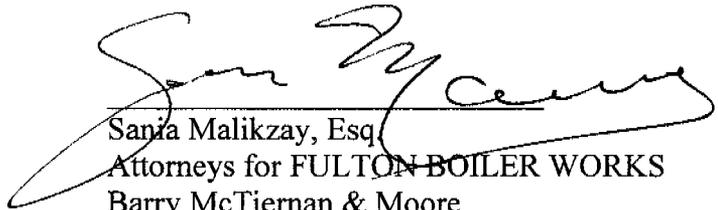
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10



Frank Moritz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:/FBW39059/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

VERONICA B. CONNELLY,  
  
Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

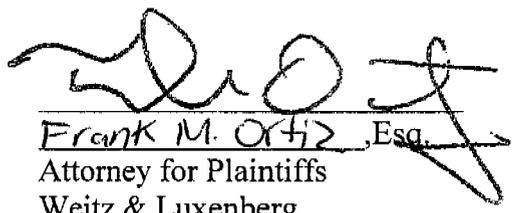
Index No.: 121856/99 & (105597/00)

NYCAL  
I.A.S. Part 30

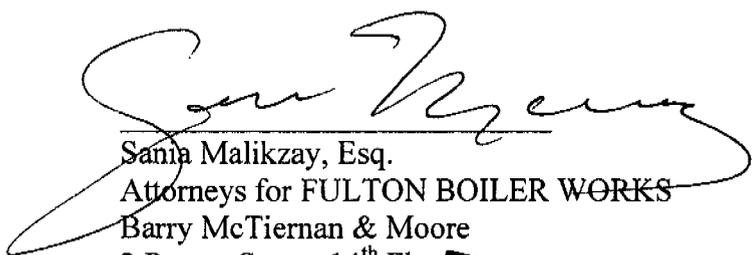
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10



Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SO ORDERED,   
Hon. Sherry Klein-Heitler

SA

SUPREME COURT OF THE STATE OF NEW YORK  
ALL COUNTIES WITHIN NEW YORK CITY

-----X  
IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION  
-----X

NYCAL  
I.A.S. Part 30  
(Judge Heitler)

This Document Relates to:  
Edward J. Ferguson and Caroline  
Ferguson,

Index No.: 121986/99  
Index No.: 105774/00

Plaintiffs,

- against -

A.C. & S. Inc., et al.,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

Defendants.  
-----X

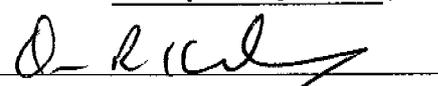
WHEREFORE, defendant Burnham LLC, hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section §3212, dismissing plaintiffs' Complaint against defendant Burnham LLC, with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant Burnham LLC, be dismissed with prejudice and without costs.

**FILED**

APR 26 2010

Dated: Brooklyn, New York  
APRIL 5, 2010



  
NEW YORK  
COUNTY CLERK'S OFFICE

Danny R. Kraft Jr., Esq.  
Weitz & Luxenberg, P.C.  
Attorneys for Plaintiffs  
Edward J. Ferguson and  
Caroline Ferguson  
700 Broadway, 6<sup>th</sup> Floor  
New York, New York 10003

Justin M. Tafe, Esq.  
Gullen and Dykman LLP  
Attorneys for Defendant  
Burnham LLC  
177 Montague Street  
Brooklyn, New York 11201  
(718) 855-9000  
Our File No.: 11084-2114

So Ordered:

  
Hon. Sherry K. Heitler

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No. 105789/00  
121986/99

ANTONIO FAMA AND GRACE FAMA,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

Defendants.

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

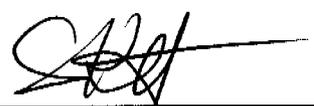
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APR 17, 2010

**FILED**  
APR 26 2010

  
Kenneth M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
a. BRANDIS  
Attorney for Plaintiffs  
Antonio Fama and Grace Fama  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SA

X:/FBW39059/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
FRANK S. COURTNEY JR.,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121856/99, 105809/00 &  
124342/00

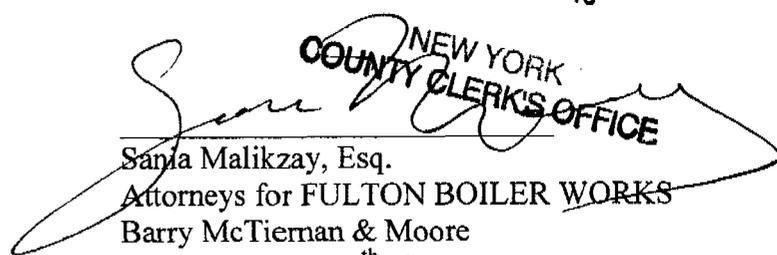
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Santa Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**  
APR 26 2010

NEW YORK  
COUNTY CLERKS OFFICE

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
JOANNE P. COURTNEY, As Proposed	: Index No. 121856/99
Administratrix for the Estate of FRANK	: (105809/00)
COURTNEY and JOANNE P. COURTNEY,	:
	:
Plaintiffs,	: <b>NO OPPOSITION</b>
	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
-against-	:
	: Hon. Sherry Klein Heitler,
A.C. & S., INC., et al.,	: IAS Part 30
Defendants.	:
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

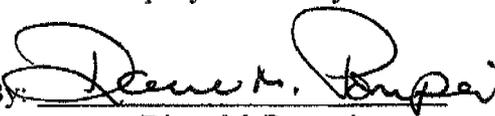
Dated: New York, New York

APRIL 5 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Danny Kraft

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C. APR 21 2010

SA

X:/cases/FBW42379/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN C. IRWIN,

Index No.: 121989/99 & 106151/00

Plaintiff(s),

-against-

NO OPPOSITION SUMMARY  
JUDGEMENT MOTION AND  
ORDER

A.C. and S., Inc.

NYCAL  
I.A.S. Part 30

Defendant(s).

-----X

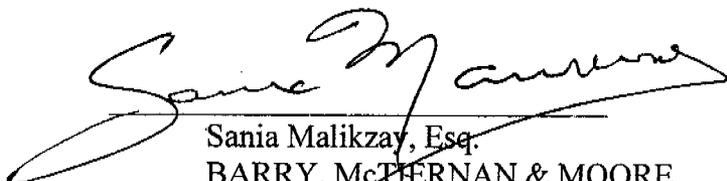
WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §3212, dismissing plaintiff's complaint against defendant **FULTON BOILER WORKS** with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross-claims against defendants **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

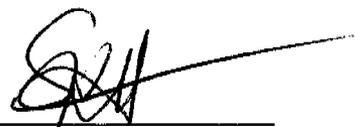
3-30-10



Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, New York 10003



Sania Malikzay, Esq.  
BARRY, McTIERNAN & MOORE  
Attorneys for Defendant  
**FULTON BOILER WORKS**  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006



SO ORDERED, \_\_\_\_\_  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

31

X:/FBW39098/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
FRANCIS D. LAHEY,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121981/99 & 106401/00

NYCAL  
I.A.S. Part 30

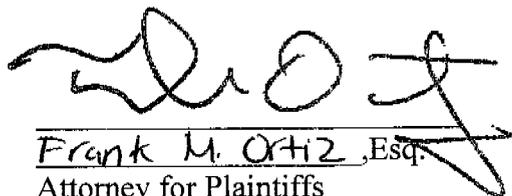
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

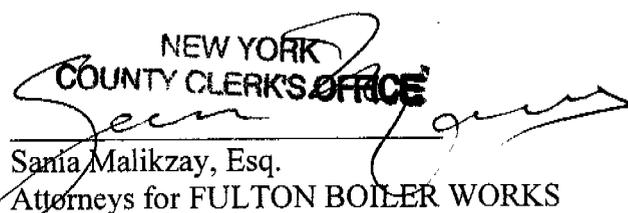
**FILED**

APR 26 2010

3-30-10



Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

NEW YORK  
COUNTY CLERK'S OFFICE  
  
Samia Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
ROSE MARIE LAHEY, As Executrix for the Estate:		Index No. 106401/00
of FRANCIS D. LAHEY,		104918/04
	Plaintiffs,	
	-against-	<b>NO OPPOSITION</b>
		<b>SUMMARY JUDGMENT</b>
		<b><u>MOTION AND ORDER</u></b>
A.C. & S., INC., <u>et al.</u> ,		
	Defendants.	Hon. Sherry Klein Heitler,
		IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs  
  
By: [Signature]  
Ambre J. Brandis

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.  
  
By: [Signature]  
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

Dated: New York, New York

APR 26 2010

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

X:/FBW39098.Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ELMER A. LANG,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

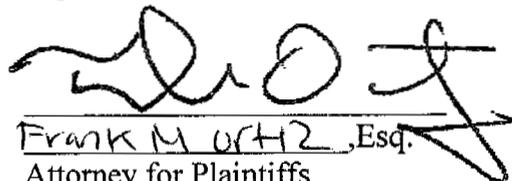
Index No.: 121981/99, (106412/00 & 100787/03)

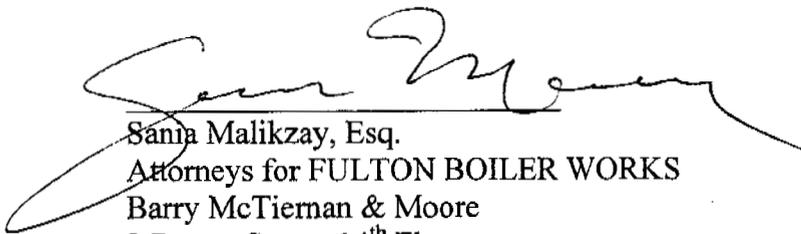
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

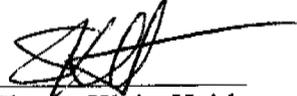
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Urtz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Santa Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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X:/FBW39098/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
GERHARDT KUHN,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 121981/99 & 106433/00

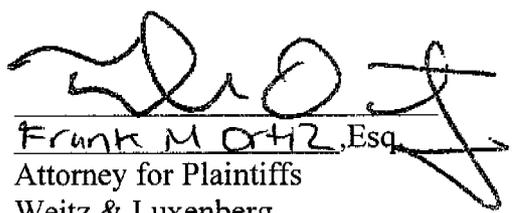
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

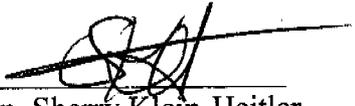
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

**FILED**

APR 26 2010

3-31-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
NEW YORK  
COUNTY CLERK'S OFFICE  
Sanja Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

ANGELINE KIM, As the Executrix for the Estate : Index No. 121987/99  
of JOHN M. KING, : (106450/00)  
Plaintiffs, : 100678/00

-against- : NO OPPOSITION  
: SUMMARY JUDGMENT  
: MOTION AND ORDER

A.O. SMITH WATER PRODUCTS CO., et al., :  
Defendants. : Hon. Sherry Klein Heitler,  
: IAS Part 30  
-----X

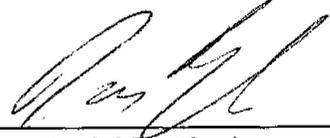
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

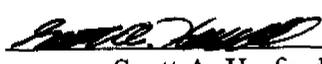
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 30, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

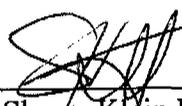
By:   
Daniel P. Blouin

By:   
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
DIANE GIARDIELLO, As Administratrix for the	:	Index No. 121978/99
Estate of JOHN GIARDIELLO,	:	<u>106727/00</u>
	:	104918/04
	:	
Plaintiffs,	:	<b>NO OPPOSITION</b>
	:	<b>SUMMARY JUDGMENT</b>
-against-	:	<b><u>MOTION AND ORDER</u></b>
	:	
A.C. & S., INC., <u>et al.</u> ,	:	Hon. Sherry Klein Heitler,
Defendants.	:	IAS Part 30
	:	
-----X		

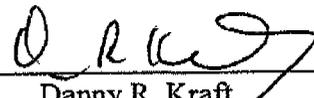
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 5 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Danny R. Kraft

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

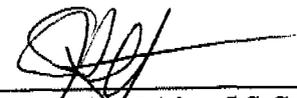
264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

St

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BRIAN J. O'BYRNE

Index No.: 125766/99 (107173/00)

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

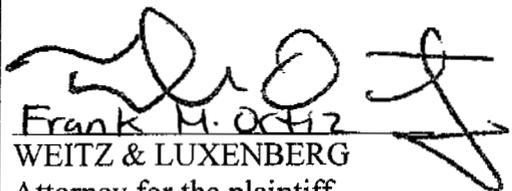
NYCAL  
I.A.S. Part 30

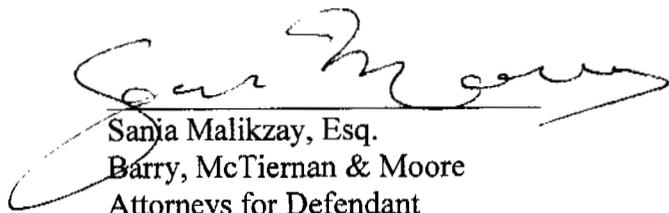
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
~~Frank M. Weitz~~  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sanja Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	: :
-----X		
PATRICK O'ROURKE and LILY T. O'ROURKE	:	Index Nos. 125766/99
	:	<u>107177/00</u>
	:	
	Plaintiff(s),	:
	:	<b>NO OPPOSITION</b>
	-against-	<b>SUMMARY JUDGMENT</b>
	:	<b><u>MOTION AND ORDER</u></b>
	:	
A. C. & S. INC., et al.	:	Hon. Sherry Klein Heitler,
	:	IAS Part 30
	Defendants.	:
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

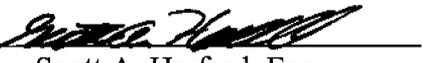
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By:   
Frank M. Ortiz, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

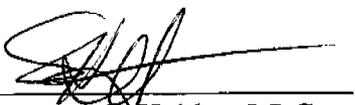
By:   
Scott A. Harford, Esq.

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

PATRICK O'ROURKE,

Index No.: 125766/99, 107177/00

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

Defendants.

-----X

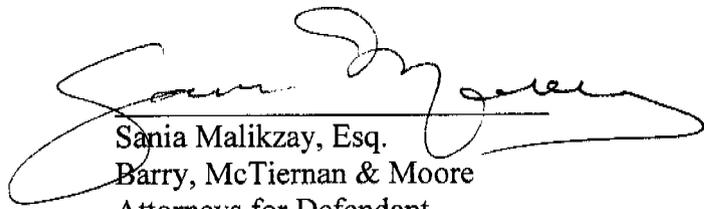
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore

Attorneys for Defendant  
**FULTON BOILER WORKS**  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
RUDY H. LAUFER,		: Index No. 121982/00
	Plaintiff,	: <u>107851/00</u>
		:
	-against-	: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
A.O. SMITH WATER PRODUCTS CO., et al.,		:
	Defendants.	: Hon. Sherry Klein Heitler,
		: IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 5, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Danny R. Kraft

By:   
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- x  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 39  
(Heitler, S.)

----- x  
This Document Relates To:

Index No: 108352/00  
111502/00

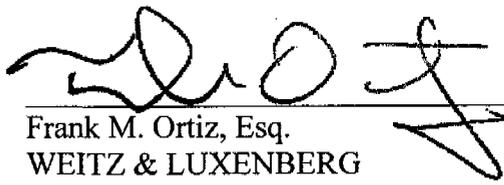
Edward O. Henenberg

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

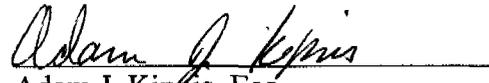
----- x  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

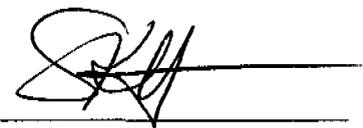
Dated: New York, New York  
March 23, 2010



Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500



Adam J. Kipnis, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

SO ORDERED,   
Hon. Sherry Klein Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

34

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	: :
-----X		
LEONA VANZILE, as Proposed Executrix for the	:	Index Nos. 115005/00
Estate of ARTHUR VANZILE,	:	<u>108384/00</u>
	:	
	Plaintiff(s),	: NO OPPOSITION
		: SUMMARY JUDGMENT
	-against-	: <u>MOTION AND ORDER</u>
		: :
A.C. AND S. INC., et al.	:	Hon. Sherry Klein Heitler,
	:	IAS Part 30
	Defendants.	: :
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

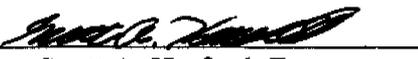
Dated: New York, New York  
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By:   
Frank M. Ortiz, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By:   
Scott A. Harford, Esq.

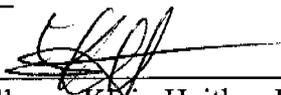
264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

St

X:\cases\FBW40511\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN MICHAEL MALLON.,

Index No.: 108387/00, 112127/00 &  
121514/00

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

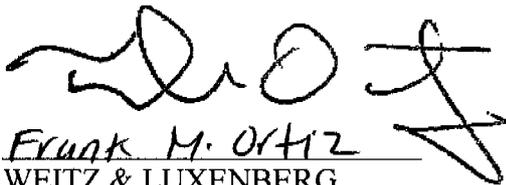
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

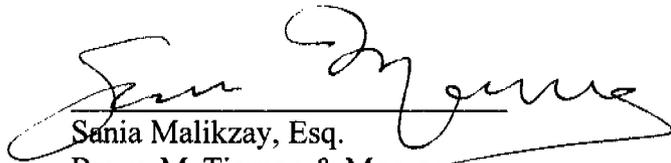
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

St

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

RUDOLPH F. MIGLIORE

INDEX NO.

112458/00 and 108387/00

ASSIGNED TO:

HON. SHERRY KLEIN HEITLER

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

WHEREFORE, defendant Consolidated Edison Company of New York, Inc. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant Consolidated Edison Company of New York, Inc. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross-claims against defendant Consolidated Edison Company of New York, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/12/10



Michael Fanelli, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 100035



Timothy M. McCann, Esq.  
RICHARD W. BABINECZ, ESQ.  
Attorney for Defendant  
Consolidated Edison Company of New York, Inc.  
4 Irving Place  
New York, NY 10003-3598

SO ORDERED:



Hon. Sherry Klein Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SA

X:\cases\FBW40511\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
RULDOPH F. MIGLIORE,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No: 108387/00 & 112458/00

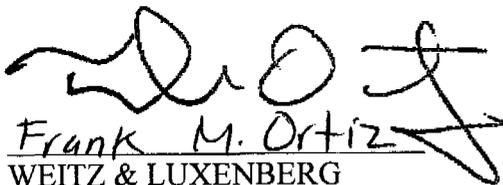
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

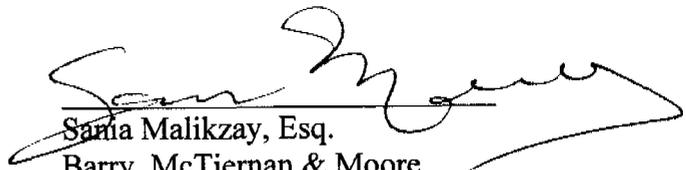
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

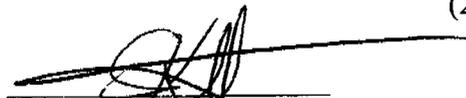


Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010 NEW YORK  
COUNTY CLERK'S OFFICE

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 108388/00, 116781/00

SALLY PISANO, Individually and Executrix for  
the Estate of RONALD PISANO,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

**FILED**

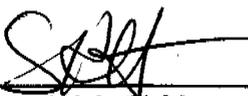
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE.

Dated: New York, New York  
3/30, 2010

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Frank H. Weitz  
Attorney for Plaintiffs  
Sally Pisano and Estate of Ronald Pisano  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

St

X:/FBW39092./legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN M. MARKEY,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

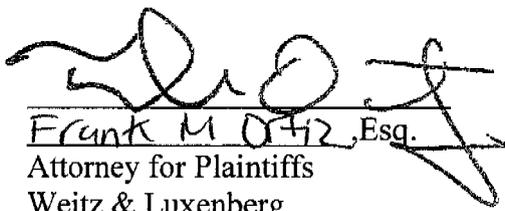
Index No.: 121979/99 & 109001/00

NYCAL  
I.A.S. Part 30

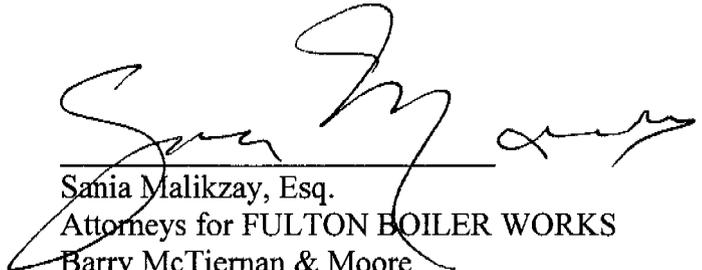
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. O'Leary, Esq.  
Attorney for Plaintiffs

Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS

Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

APR 26 2010

SO ORDERED,

  
Hon. Sherry Klein-Heitler

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SJ

X:\cases\FBW39212\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
GERALD MIRABELLA,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 109253/00, 122185/99  
& 110977/06

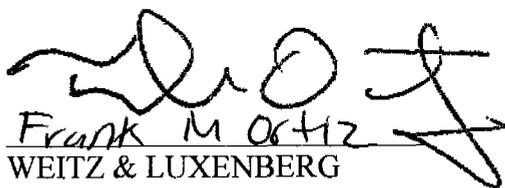
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

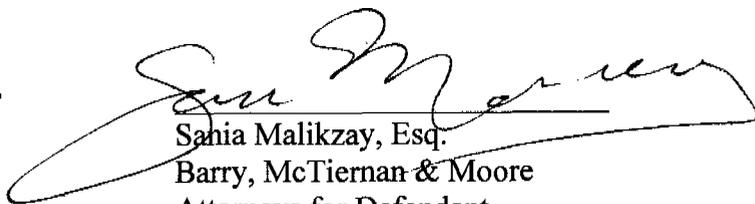
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sahia Malikzay, Esq.

Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
JOHN L. MATHIS,	: Index No. 122189/99
	: <u>109431/00</u>
	:
Plaintiff(s),	:
	:
-against-	: <b>NO OPPOSITION</b>
	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.C. & S., INC., <u>et al.</u> ,	:
	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
	:
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/13/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: Michael Fanelli  
Michael Fanelli, Esq.

By: Sara Murphy  
Sara Murphy, Esq.

**FILED**

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
KARL MULLER,		: Index No. 122187/99
		: 109465/00
	Plaintiff(s),	:
	-against-	: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
A.C. & S., INC., <u>et al.</u> ,		:
	Defendants.	: Hon. Sherry Klein Heitler,
		: IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 30, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

By: [Signature]  
Daniel P. Blouin, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Lawrence G. Lee, Esq.

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

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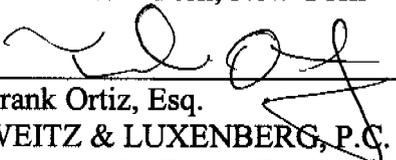
SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

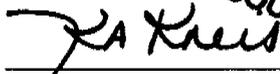
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IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To: :  
: NYCAL  
KENNETH O'BRIEN and VERONICA ANNE : I.A.S. Part 30  
O'BRIEN, : (Hon. Sherry Klein Heitler)  
: :  
Plaintiff(s), : Index No(s) 110182-00  
: 118359-00  
: :  
-against- :  
: NO-OPPOSITION SUMMARY  
A.C. & S., INC., et al., : JUDGMENT MOTION AND  
: ORDER  
Defendants. :  
-----X

**WHEREFORE**, Defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing Plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against Defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without cost.

Dated: 3/31/10  
New York, New York  
  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
NEW YORK COUNTY CLERK'S OFFICE  
  
Kirsten Alford Kneis, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
599 Lexington Avenue  
New York, New York 10022-6030  
(212) 536-3900

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

JA

X:\cases\FBW40473\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ANDREW PURCELL,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 117894/00 & 110182/00

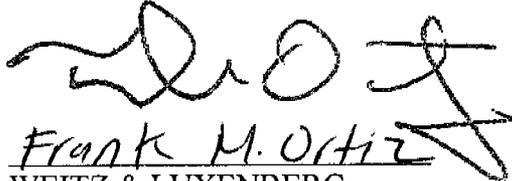
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

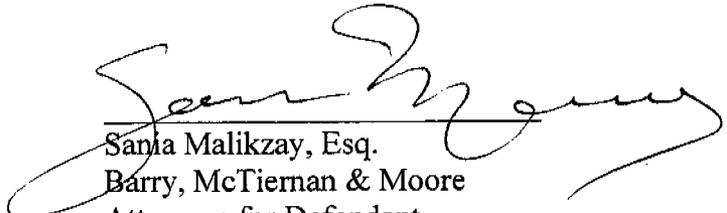
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Santa Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

*JS*

X:/FBW40473/legal/NOSJMJanuary 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ROBERT MAZZE,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

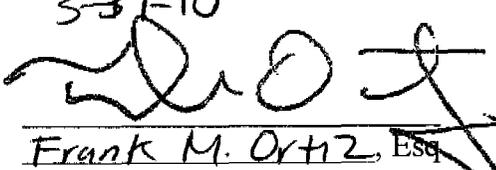
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

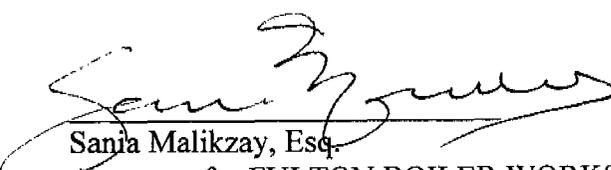
Index No.: 118386/00 & 110182/00

NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
180 Maiden Lane  
New York, New York 10038

  
Sanja Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**  
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

ORIGINAL

*SH*

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----	x	NYCAL
	:	J. Sherry Klein Heitler
IN RE: NEW YORK CITY ASBESTOS LITIGATION	:	
	:	Index No.: 00-117891
-----	x	00-110182
This Document Relates to:	:	
	:	NO OPPOSITION
THEODORE PISKADLO	:	SUMMARY JUDGMENT
	:	MOTION AND ORDER
-----	x	

No evidence has been adduced in the course of product identification discovery that plaintiff Theodore Piskadlo was exposed to an asbestos-containing product manufactured by Honeywell International Inc., formerly known as AlliedSignal, Inc., successor-in-interest to The Bendix Corporation ("Honeywell").

WHEREFORE, Defendant Honeywell hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against Defendant Honeywell with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross-claims against Defendant Honeywell, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
Apr. 15, 2010

McDermott Will & Emery LLP

By: *Meishin Y. Riccardulli*  
Meishin Y. Riccardulli, Esq.  
340 Madison Avenue  
New York, New York 10173

*Attorneys for Honeywell International Inc.  
f/k/a AlliedSignal, Inc., successor-in-interest to  
The Bendix Corporation*

Weitz & Luxenberg P.C.

By: *Danny R. Kraft*  
Danny R. Kraft, Esq.  
700 Broadway  
New York, New York 10003

*Attorneys for Plaintiffs*

SO ORDERED

*Sherry Klein Heitler*  
Honorable Sherry Klein Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SP

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- x  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION  
----- x

NYCAL  
I.A.S. Part 39  
(Heitler, S.)

This Document Relates To:

Index No: 108352/00  
111502/00

Edward O. Henenberg

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

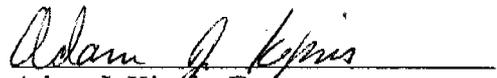
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WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 23, 2010



Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500



Adam J. Kipnis, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

SO ORDERED,   
Hon. Sherry Klein Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN MICHAEL MALLON.,

Index No.: 108387/00, 112127/00 &  
121514/00

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

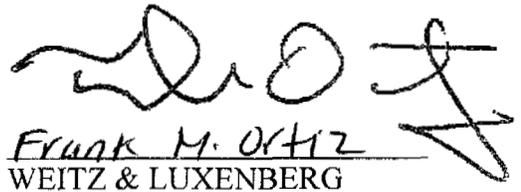
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

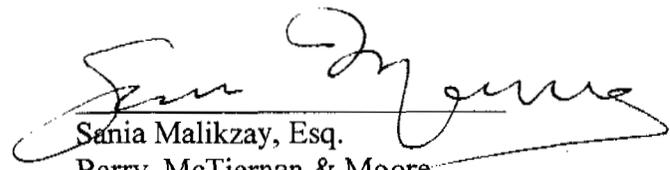
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

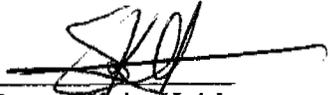


Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, S.)

----- X  
This Document Relates To:

Index No. 11212700  
12151400

John M. Mallon

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- X  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

March 24, 2010

Matthew MacIntyre  
Matthew MacIntyre, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

Timothy J. Wiss  
Timothy J. Wiss, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

SO ORDERED,

[Signature]  
Hon. Sherry Klein Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
RULDOPH F. MIGLIORE,

Index No.: 108387/00 & 112458/00

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

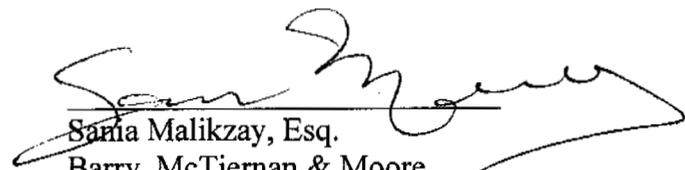
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Samia Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010 NEW YORK COUNTY CLERK'S OFFICE

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

INDEX NO.  
112458/00 and 108387/00

ASSIGNED TO:  
HON. SHERRY KLEIN HEITLER

THIS DOCUMENT RELATES TO:

RUDOLPH F. MIGLIORE

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

WHEREFORE, defendant Consolidated Edison Company of New York, Inc. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant Consolidated Edison Company of New York, Inc. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross-claims against defendant Consolidated Edison Company of New York, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/12/10

Michael Fanelli, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 100035

Timothy M. McCann, Esq.  
RICHARD W. BABINECZ, ESQ.  
Attorney for Defendant  
Consolidated Edison Company of New York, Inc.  
4 Irving Place  
New York, NY 10003-3598

SO ORDERED:

Hon. Sherry Klein Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

9

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

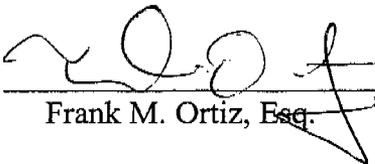
-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
SHARON O'NEILL, As Personal Representative	:	Index Nos. 122202/99
for the Estate of ROBERT O'NEILL,	:	(112718/00)
	:	
	Plaintiff(s),	: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
	-against-	:
		: Hon. Sherry Klein Heitler,
A. C. & S. INC., et al.	:	IAS Part 30
		:
	Defendants.	:
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By:   
Frank M. Ortiz, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

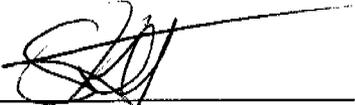
LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:  **FILED**  
Scott A. Harford, Esq.

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JAMES T. STEVENS

Index No.: 122196/99 & 114155/00

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

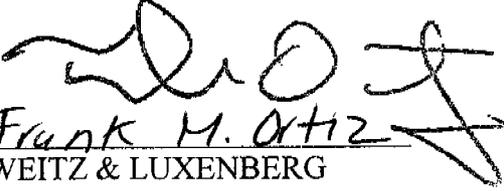
NYCAL  
I.A.S. Part 30

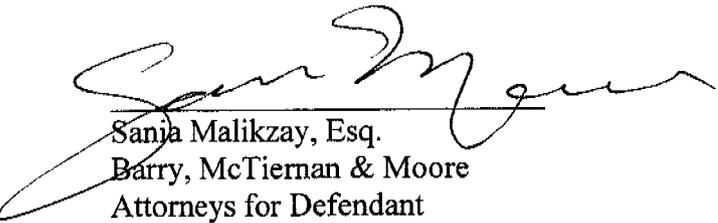
Defendants.  
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WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sanja Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

31

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	:	
IN RE: NEW YORK CITY	:	NYCAL
ASBESTOS LITIGATION	:	
-----X	:	
LEONA VANZILE, as Proposed Executrix for the	:	Index Nos. <u>115005/00</u>
Estate of ARTHUR VANZILE,	:	108384/00
	:	
Plaintiff(s),	:	<b>NO OPPOSITION</b>
	:	<b>SUMMARY JUDGMENT</b>
-against-	:	<b><u>MOTION AND ORDER</u></b>
	:	
A.C. AND S. INC., <u>et al.</u>	:	Hon. Sherry Klein Heitler,
	:	IAS Part 30
	:	
Defendants.	:	
-----X	:	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
By: [Signature]  
Frank M. Ortiz, Esq.

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.  
By: [Signature]  
Scott A. Harford, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

9

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

SALLY PISANO, Individually and Executrix for  
the Estate of RONALD PISANO,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

Defendants.

Index No.: 108388/00, 116781/00

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

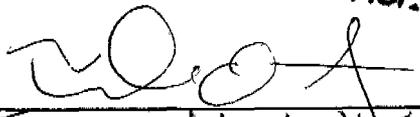
Dated: New York, New York  
3/30, 2010

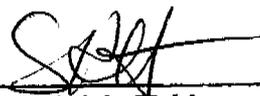
**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE.

  
Kevin M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
FRANK M. WEITZ  
Attorney for Plaintiffs  
Sally Pisano and Estate of Ronald Pisano  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

ORIGINAL

SP

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----	x	NYCAL
	:	J. Sherry Klein Heitler
IN RE: NEW YORK CITY ASBESTOS LITIGATION	:	
	:	Index No. 00-117891
-----	x	00-110182
This Document Relates to:	:	
	:	<b>NO OPPOSITION</b>
THEODORE PISKADLO	:	<b>SUMMARY JUDGMENT</b>
	:	<b>MOTION AND ORDER</b>
-----	x	

No evidence has been adduced in the course of product identification discovery that plaintiff Theodore Piskadlo was exposed to an asbestos-containing product manufactured by Honeywell International Inc., formerly known as AlliedSignal, Inc., successor-in-interest to The Bendix Corporation ("Honeywell").

WHEREFORE, Defendant Honeywell hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against Defendant Honeywell with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross-claims against Defendant Honeywell, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
Apr. 15, 2010

McDermott Will & Emery LLP

By: Meishin Y. Riccardulli  
Meishin Y. Riccardulli, Esq.  
340 Madison Avenue  
New York, New York 10173

*Attorneys for Honeywell International Inc.  
f/k/a AlliedSignal, Inc., successor-in-interest to  
The Bendix Corporation*

Weitz & Luxenberg P.C.

By: Danny R. Kraft  
Danny R. Kraft, Esq.  
700 Broadway  
New York, New York 10003

*Attorneys for Plaintiffs*

SO ORDERED

Sherry Klein Heitler  
Honorable Sherry Klein Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ANDREW PURCELL,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 117894/00 & 110182/00

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

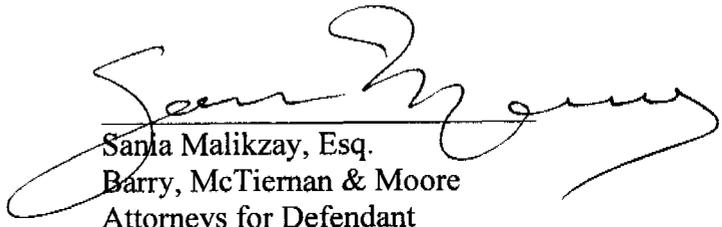
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Santa Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

St

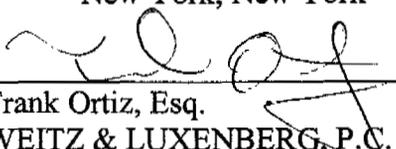
SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

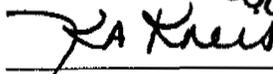
-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To: :  
: NYCAL  
KENNETH O'BRIEN and VERONICA ANNE : I.A.S. Part 30  
O'BRIEN, : (Hon. Sherry Klein Heitler)  
: :  
Plaintiff(s), : Index No(s): 110182-00;  
: 118359-00  
-against- :  
: NO-OPPOSITION SUMMARY  
A.C. & S., INC., et al., : JUDGMENT MOTION AND  
: ORDER  
Defendants. :  
-----X

**WHEREFORE**, Defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing Plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against Defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
New York, New York  
  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
NEW YORK COUNTY CLERK'S OFFICE  
  
Kirsten Alford Kneis, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
599 Lexington Avenue  
New York, New York 10022-6030  
(212) 536-3900

SO ORDERED,   
Hon. Sherry Klein Heitler

21 2010

Index No. 110182-00; 118359-00

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK**

**KENNETH O'BRIEN and VERONICA ANNE O'BRIEN,**

**Plaintiff,**

**-against-**

**A.C. & S. INC., et al.,**

**Defendants,**

**FILED**

**APR 26 2010**

**NEW YORK  
COUNTY CLERK'S OFFICE**

**NO-OPPOSITION SUMMARY JUDGMENT MOTION AND ORDER**

**K&L GATES LLP**

**599 Lexington Avenue  
New York, New York 10022**

**Attorneys for Defendant,  
Crane Co.**

IN RE: NEW YORK CITY ASBESTOS LITIGATION

St

This Document Relates To:

ROBERT MAZZE & MARGARET MAZZE,

Plaintiff(s),

vs.

A.C. and S., INC., et al.

Defendants.

NYCAL  
I.A.S. Part 30  
(Hon. Sherry Klein Heitler)

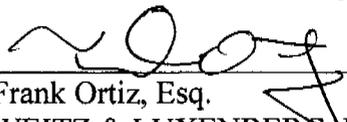
Index No.: 118368/00

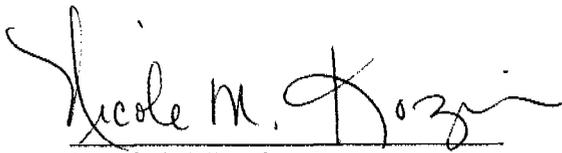
**NO-OPPOSITION SUMMARY  
JUDGMENT MOTION AND ORDER**

WHEREFORE, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
Newark, New Jersey

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
Nicole M. Kozin, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
Hon. Sherry Klein Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:/FBW40473./legal/NQSJM/January 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ROBERT MAZZE,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

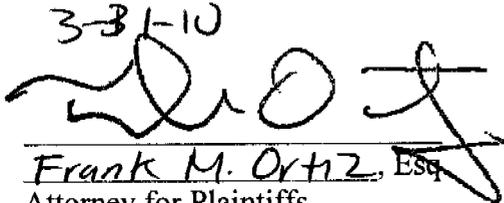
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 118386/00 & 110182/00

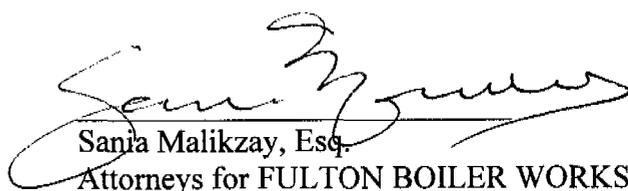
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

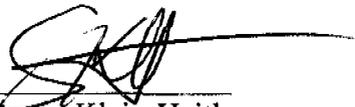
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10  


Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
180 Maiden Lane  
New York, New York 10038



Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

ROSE A. KEARNS, Individually and as Executrix for  
the Estate of RONALD J. KEARNS,

Plaintiff(s),

-against-

A.C. & S., INC., et al.,

Defendants.  
-----X

NYCAL  
I.A.S. Part 30  
(Hon. Sherry Klein Heitler)

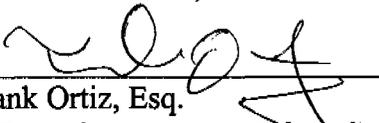
Index No.: 118737-00

**NO-OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

**WHEREFORE**, Defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing Plaintiff's complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against Defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
New York, New York

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
Kirsten Alford Kneis, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
599 Lexington Avenue  
New York, New York 10022-6030  
(212) 536-3900

**FILED**

APR 26 2010

NEW YORK  
CLERK'S OFFICE

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	: :
-----X		
MARK PALLESCHI and JANET PALLESCHI,		: Index Nos. <u>119371/01</u>
		: 106196/01
Plaintiff(s),		: 100781/03
		: :
-against-		: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
A. C. & S. INC., et al.		: :
		: Hon. Sherry Klein Heitler,
Defendants.		: IAS Part 30
-----X		

119373/00

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By:   
Frank M. Ortiz, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Scott A. Harford, Esq.

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

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X:\cases\FBW53762\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
MARK PALLESCHI,

Index No.: 106196/01, 19373/00 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

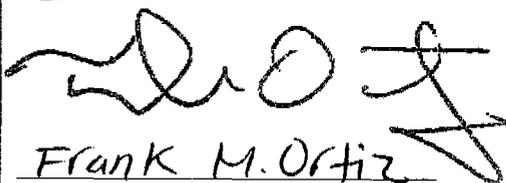
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

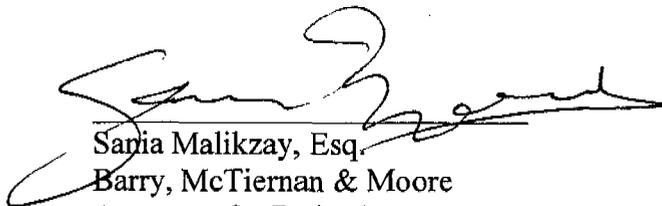
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

ST

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119374/00, 106349/01

DONNA M. GRIMES, Executrix for the Estate of  
SOTIR NAUM,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010

**FILED**  
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerry Ann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
AMBRE BRANDIS, ESQ  
Attorney for Plaintiffs  
Estate of Sotir Naum  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

J

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BRIAN J. O'BYRNE

Index No.: 119374/00, 106318/01 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

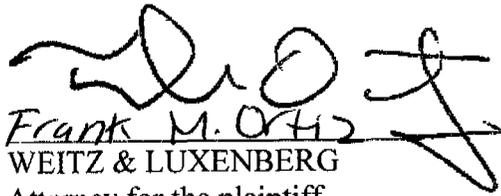
NYCAL  
I.A.S. Part 30

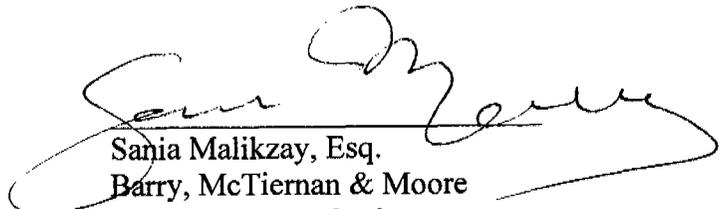
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SA

X:\cases\FBW42211\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
MARK O'BRIEN,

Index No.: (119374/00) 106318/01 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

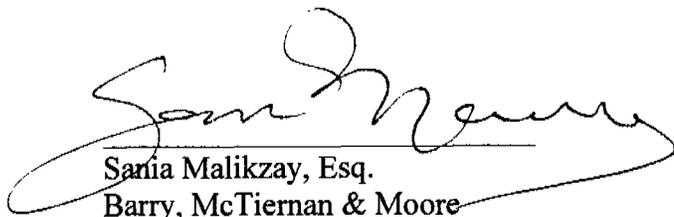
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

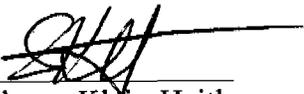
Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

*JS*

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	:	
IN RE: NEW YORK CITY	:	NYCAL
ASBESTOS LITIGATION	:	
-----X	:	
ALBERT YANIS and PHOEBE YANIS,	:	Index No. 107772/01
	:	<u>119375/00</u>
Plaintiff(s),	:	
	:	
-against-	:	<b>NO OPPOSITION</b>
	:	<b>SUMMARY JUDGMENT</b>
	:	<b><u>MOTION AND ORDER</u></b>
A.C. & S., INC., <u>et al.</u> ,	:	
	:	
Defendants.	:	Hon. Sherry Klein Heitler,
	:	IAS Part 30
-----X	:	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: *Frank Ortiz*  
Frank Ortiz, Esq.

By: *Sara Murphy*  
Sara Murphy, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: *Sherry Klein Heitler*  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SA

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ROBERT VAN BUREN,

Index No.: 119377/00 107351/01 &  
100771/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

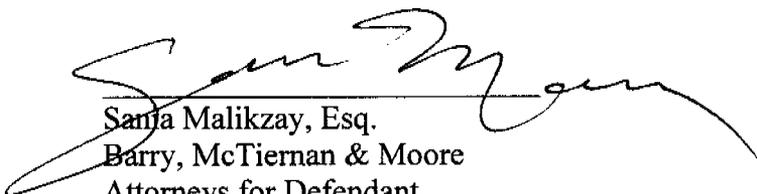
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sanja Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

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IN RE: NEW YORK CITY ASBESTOS LITIGATION

-----X  
This Document Relates To:

FRANK SCHULTE AND BERTHA  
SCHULTE,

Plaintiff(s),

vs.

A.C. and S., INC., et al.

Defendants.  
-----X

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)

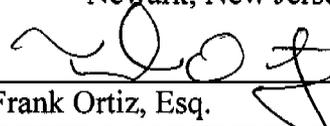
: Index No.: 119379/00  
: 106977/01  
: 100779/03

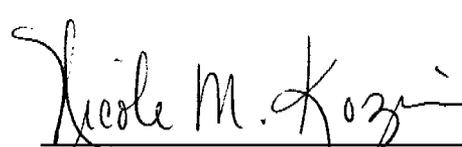
: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
Newark, New Jersey

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
\_\_\_\_\_  
Nicole M. Kozin, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
\_\_\_\_\_  
Hon. Sherry Klein Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

JAMES J. DONOVAN,

Plaintiff(s),

-against-

A.C. & S., INC., et al.,

Defendants.

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)  
: Index No(s): 119396-00:  
: 100307-01

: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

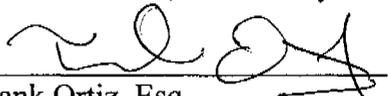
-----X  
**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled cases, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

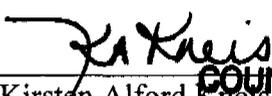
**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

**FILED**

Dated: 3/31/10  
Newark, New Jersey

APR 26 2010

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
NEW YORK  
COUNTY CLERK'S OFFICE  
Kirsten Alford Knels, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, S.)

----- X  
This Document Relates To:

Index No: 11938000  
10269201  
10075803

James McKenna (Dec.)

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- X  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 24, 2010

Matthew MacIntyre  
Matthew MacIntyre, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

TJ Wiss  
Timothy J. Wiss, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3007  
973-624-0800

SO ORDERED, [Signature]  
Hon. Sherry Klein Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

JS

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BENJAMIN MELTON SR.,

Index No. 119380/00 102692/01 &  
1100758/03 100758/2003

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

Defendants.  
-----X

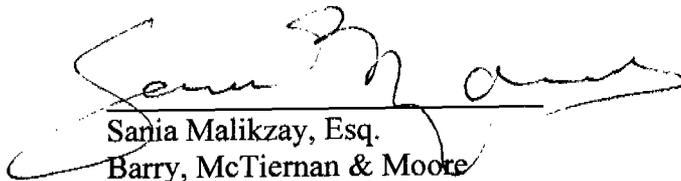
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SJ

X:\cases\FBW42219\Legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JAMES MCKENNA,

Index No.: 119380/00, 102692/01 &  
~~1100758/03~~ 100758/2003

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

Defendants.  
-----X

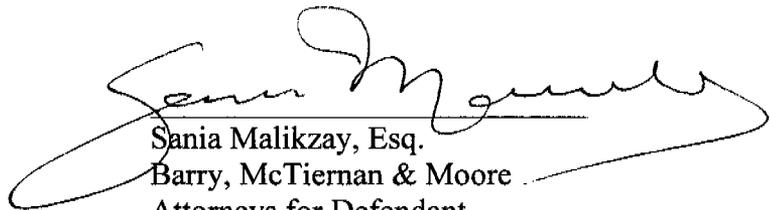
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:\cases\FBW50647\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
RICHARD A. MATTICE SR.

Index No.: 103466/01, 119381/00 &  
100758/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

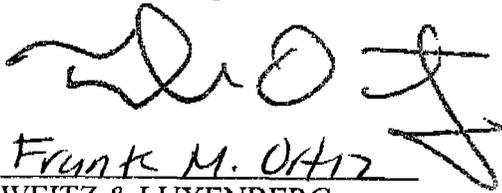
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

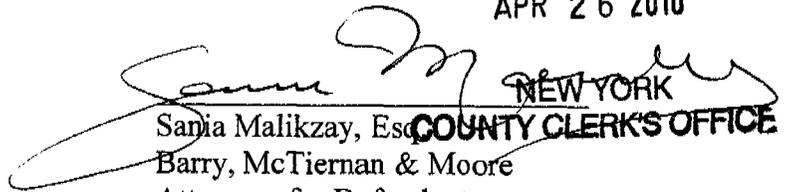
3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

**FILED**

APR 26 2010

  
NEW YORK  
COUNTY CLERK'S OFFICE

Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
IGNACIO P. MANN,		: Index No. 119382/00
		: 104057701
	Plaintiff,	:
		: <b>NO OPPOSITION</b>
	-against-	: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
A.C. & S., INC., et al.,		:
	Defendants.	: Hon. Sherry Klein Heitler,
		: IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
3/22/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: Matthew MacIntyre  
Matthew MacIntyre

By: Scott A. Harford  
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED: Sherry Klein Heitler  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SA

X:\cases\FBW42215\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IGNACIO P. MANN,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 119382/00 & 104057/01

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

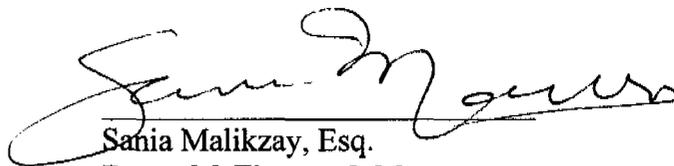
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 26 2010

APR 21 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

S

X:\cases\FBW42220\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOSE A. SANTIAGO,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 107570/01 & 119384/00

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

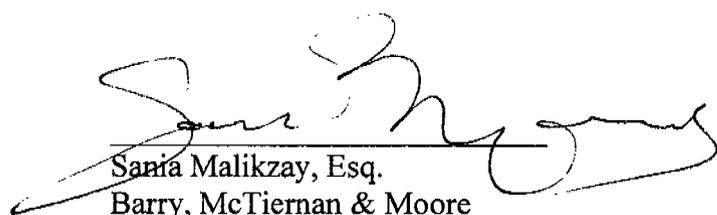
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. O'Neil

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.

Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119388/00, 125841/00

ANTONIO BRUSCA AND RAMPUDA  
BRUSCA,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

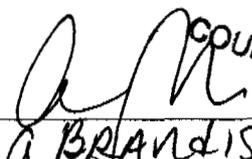
Dated: New York, New York  
APR 17, 2010

**FILED**

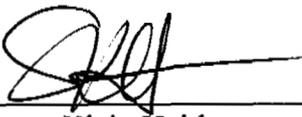
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
ANTONIO BRUSCA  
Attorney for Plaintiffs  
Antonio Brusca and Rampuda Brusca  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No. 119388/00, 125828/00

PATRICK J. BRENNAN,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

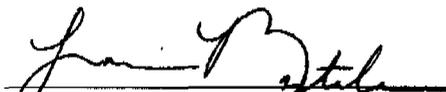
WHEREFORE, defendant, Kentile Floors, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Kentile Floors, Inc., with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Kentile Floors, Inc., be and the same are hereby dismissed with prejudice and without costs.

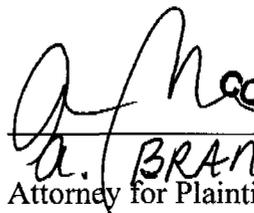
Dated: New York, New York  
April 7, 2010

**FILED**

APR 26 2010



Jamie A. Bartolomeo, Esq.  
Attorney for Defendant  
Kentile Floors, Inc.  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
COUNTY CLERK'S OFFICE  
NEW YORK

A. BRANDIS  
Attorney for Plaintiffs  
Patrick J. Brennan  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

St

X:/FBW42226/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ANTONIO BRUSCA,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

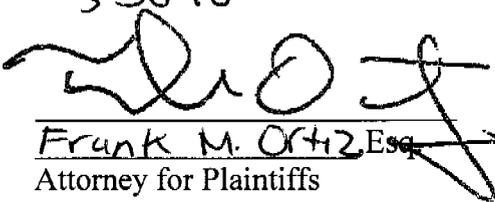
Defendants.  
-----X

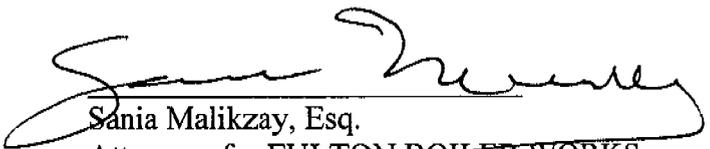
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

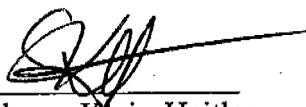
Index No.: 125806/00, 125841/00 &  
119388/00  
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119390/00, 125254/00

RICHARD BERGER,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

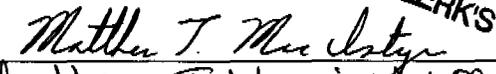
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

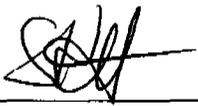
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Matthew T. MacIntyre  
Attorney for Plaintiffs  
Richard Berger  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

1235-6984

*St*

X:/FBW42222/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

ERNEST BELITTI,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

-----X

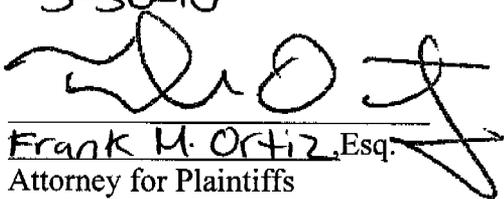
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 119390/00 & 125248/00  
& 100773/03

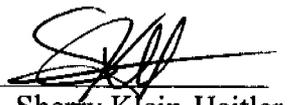
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
TRACEY CURRIE-LAFOUNTAIN, as	: Index Nos. 100208/01
Executrix for the Estate of DAVID A. CURRIE,	: <u>119397/00</u>
	:
Plaintiff(s),	: <b>NO OPPOSITION</b>
	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
-against-	:
	:
A. C. & S. INC., et al.	: Hon. Sherry Klein Heitler,
	: IAS Part 30
	:
Defendants.	:
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APR 11 7 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By: [Signature]  
Ambre J. Brandis, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Scott A. Harford, Esq.

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119399/00, 100974/01

ROBERT JANKOWITZ AND MARY ALICE  
JANKOWITZ,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

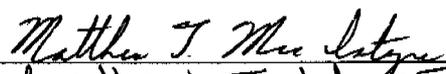
**FILED**

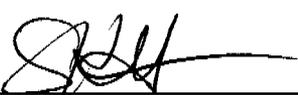
APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
4/16, 2010

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Matthew T. MacIntyre  
Attorney for Plaintiffs  
Robert Jankowitz and Mary Alice Jankowitz  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

5

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
ROBERT N. CROCKETT,	: Index No. 118216/98
	: <u>120662/00</u>
Plaintiff,	:
	: <b>NO OPPOSITION</b>
-against-	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A. W. CHESTERTON CO., et al.,	:
	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

3/22/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: Matthew MacIntyre  
Matthew MacIntyre

By: Scott A. Harford  
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:

[Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 39  
(Heitler, S.)

----- X  
This Document Relates To:

Index No: 118216/98  
120662/00

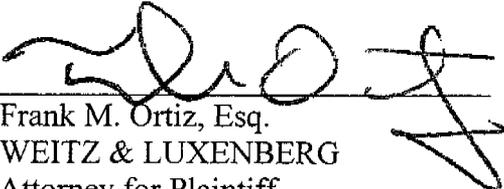
Robert N. Crockett

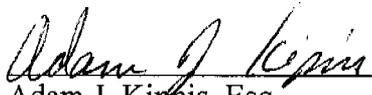
**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- X  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

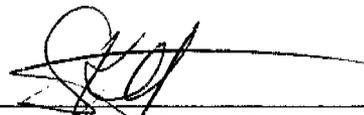
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 23, 2010

  
\_\_\_\_\_  
Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

  
\_\_\_\_\_  
Adam J. Kipnis, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

**FILED**

SO ORDERED,   
\_\_\_\_\_  
Hon. Sherry Klein Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 23 2010

St

X:\cases\FBW40511\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN MICHAEL MALLON,

Index No.: 108387/00, 112127/00 &  
121514/00

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

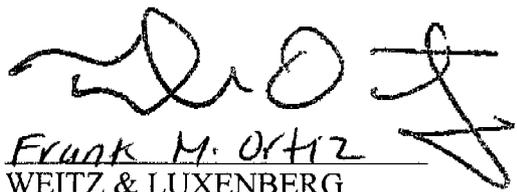
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

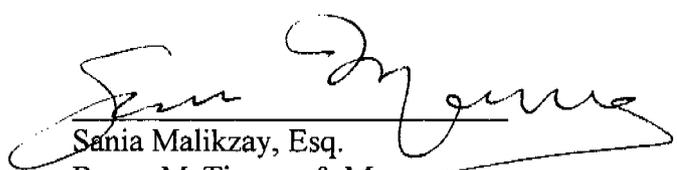
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION  
----- X

NYCAL  
I.A.S. Part 30  
(Heitler, S.)

This Document Relates To:

Index No: 11212700  
12151400

John M. Mallon

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- X  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 24, 2010

Matthew MacIntyre

Matthew MacIntyre, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

Timothy J. Wiss

Timothy J. Wiss, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

SO ORDERED, \_\_\_\_\_

Sherry Klein Heitler  
Hon. Sherry Klein Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
RUDY H. LAUFER,		: Index No. 121982/00
	Plaintiff,	: 107851/00
		:
	-against-	: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
A.O. SMITH WATER PRODUCTS CO., et al.,		:
	Defendants.	: Hon. Sherry Klein Heitler,
		: IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

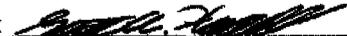
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 5, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Danny R. Kraft

By:   
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

St

X:/FBW39059./legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

FRANK S. COURTNEY JR.,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

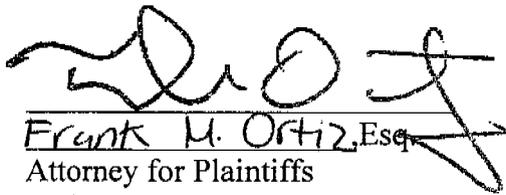
Index No.: 121856/99, 105809/00 &  
124342/00

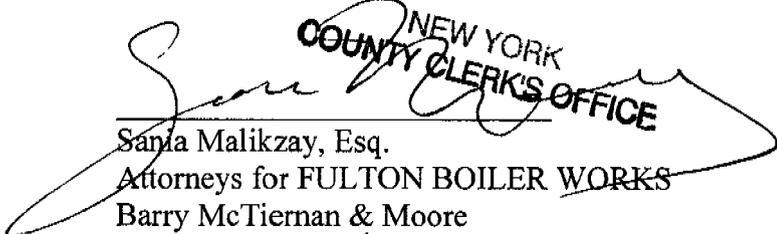
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

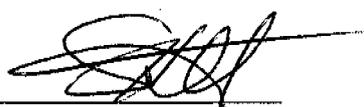
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
  
Santa Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

ROSE LUNETTA, As Administratrix for the Estate :  
of GERALD D. LUNETTA, :

Index No. 113352/99

125135/06

125135/00

Plaintiffs,

-against-

A.O. SMITH WATER PRODUCTS CO., et al.,

Defendants.

: **NO OPPOSITION**  
: **SUMMARY JUDGMENT**  
: **MOTION AND ORDER**

: Hon. Sherry Klein Heitler,  
: IAS Part 30  
:  
:  
: X

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

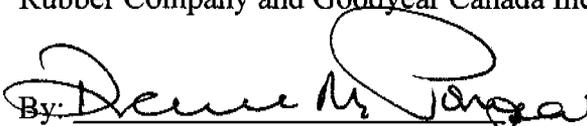
Dated: New York, New York

*March 30, 2010*

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Daniel P. Blouin

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED:



Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

ST

X:/FBW38621/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

GERALD D. LUNETTA,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 113352/99 & 125135/00

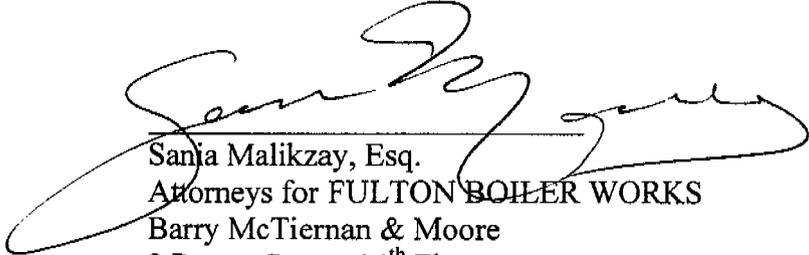
NYCAL  
I.A.S. Part 30

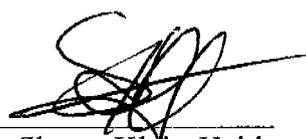
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sanja Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

ST

X:/FBW42222/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ERNEST BELITTI,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

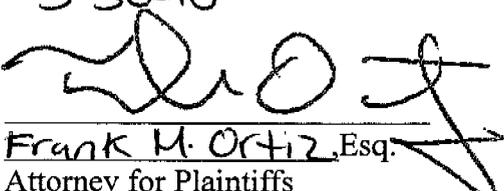
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 119390/00 & 125248/00  
& 100773/03

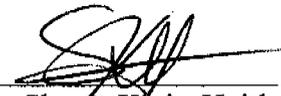
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Samia Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119390/00, 125254/00

RICHARD BERGER,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

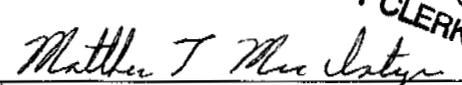
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Matthew T MacIntyre  
Attorney for Plaintiffs  
Richard Berger  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SA

X:/FBW42226/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

ANTONIO BRUSCA,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 125806/00, 125841/00 &  
119388/00  
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119388/00, 125828/00

PATRICK J. BRENNAN,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

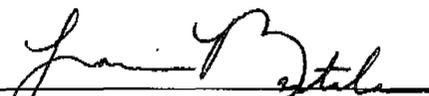
A. C. & S., INC., *et al.*

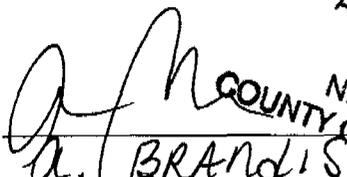
Defendants.

WHEREFORE, defendant, Kentile Floors, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Kentile Floors, Inc., with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Kentile Floors, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010

  
\_\_\_\_\_  
Jamie A. Bartolomeo, Esq.  
Attorney for Defendant  
Kentile Floors, Inc.  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
\_\_\_\_\_  
A. BRANDIS  
Attorney for Plaintiffs  
Patrick J. Brennan  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
\_\_\_\_\_  
Hon. Sherry Klein Heitler

APR 21 2010

ST

X:/FBW42226/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

ANTONIO BRUSCA,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

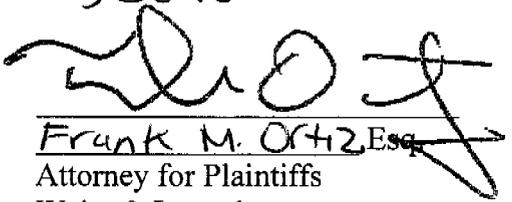
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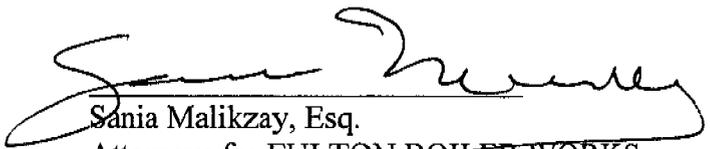
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 125806/00, 125841/00 &  
119388/00  
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119388/00, 125841/00

ANTONIO BRUSCA AND RAMPUDA  
BRUSCA,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

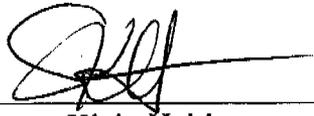
Dated: New York, New York  
APR 17, 2010

**FILED**  
APR 26 2010

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
ANTONIO BRUSCA  
Attorney for Plaintiffs  
Antonio Brusca and Rampuda Brusca  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SP

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	:	
IN RE: NEW YORK CITY	:	NYCAL
ASBESTOS LITIGATION	:	
-----X	:	
TRACEY CURRIE-LAFOUNTAIN, as	:	Index Nos. 100208/01
Executrix for the Estate of DAVID A. CURRIE,	:	119397/00
	:	
Plaintiff(s),	:	<b>NO OPPOSITION</b>
	:	<b>SUMMARY JUDGMENT</b>
-against-	:	<b><u>MOTION AND ORDER</u></b>
	:	
A. C. & S. INC., et al.	:	Hon. Sherry Klein Heitler,
	:	IAS Part 30
	:	
Defendants.	:	
-----X	:	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 7 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
By: [Signature]  
Ambre J. Brandis, Esq.

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.  
By: [Signature]  
Scott A. Harford, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

51

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

JAMES J. DONOVAN,

Plaintiff(s),

-against-

A.C. & S., INC., et al.,

Defendants.

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)

: Index No(s): 119396-00;

100307-01

: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

-----X  
**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled cases, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

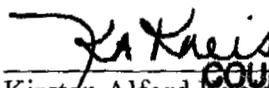
**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

**FILED**

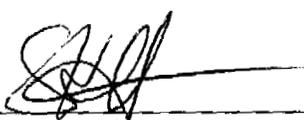
Dated: 3/31/10  
Newark, New Jersey

APR 26 2010

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
Kirsten Alford Kneis, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

Index No. 119396-00; 100307-01

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

JAMES J. DONOVAN,

Plaintiff,

-against-

A.C. & S. INC., et al.,

Defendants,

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

NO-OPPOSITION SUMMARY JUDGMENT MOTION AND ORDER

K&L GATES LLP

599 Lexington Avenue  
New York, New York 10022

Attorneys for Defendant,  
Crane Co.

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119399/00, (100974/01)

ROBERT JANKOWITZ AND MARY ALICE  
JANKOWITZ,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

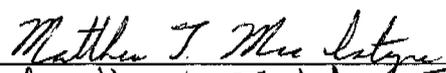
**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
4/18, 2010

  
Kerryann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
Matthew T. MacIntyre  
Attorney for Plaintiffs  
Robert Jankowitz and Mary Alice Jankowitz  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, S.)

----- X  
This Document Relates To:  
  
James McKenna (Dec.)

Index No: 11938000  
10269201  
10075803

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- X  
  
WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 24, 2010

Matthew MacIntyre  
Matthew MacIntyre, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

Timothy J. Wiss  
Timothy J. Wiss, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3007  
973-624-0800

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SO ORDERED, [Signature]  
Hon. Sherry Klein Heitler

St

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BENJAMIN MELTON SR.,

Index No.: 119380/00, 102692/01 &  
1100758/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

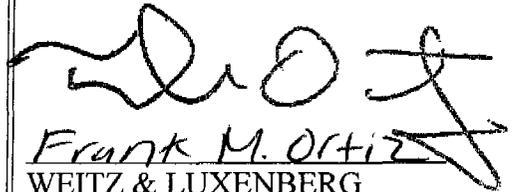
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

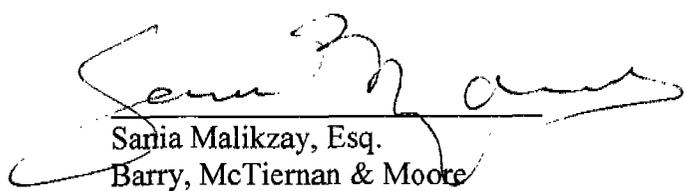
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Saria Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JAMES MCKENNA,

Index No.: 119380/00 102692/01 &  
1100758/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

Defendants.  
-----X

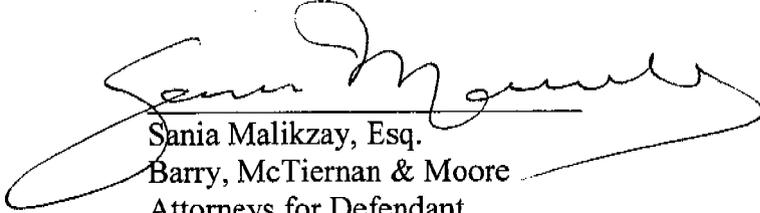
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



FRANK M. ORTIZ  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
RICHARD A. MATTICE SR.

Index No.: 103466/01, 119381/00 &  
100758/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

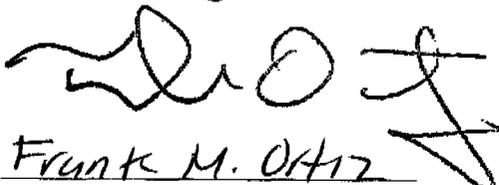
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

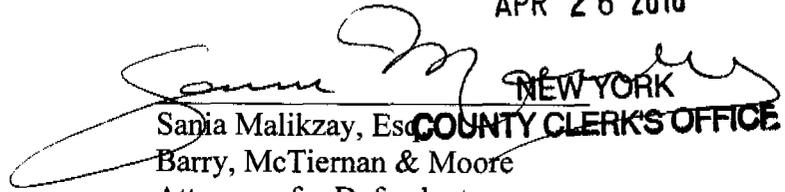
3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

**FILED**

APR 26 2010

  
NEW YORK  
COUNTY CLERK'S OFFICE

Sandia Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IGNACIO P. MANN,

Index No.: 119382/00 & 104057/01

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

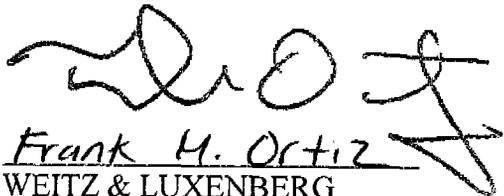
NYCAL  
I.A.S. Part 30

Defendants.  
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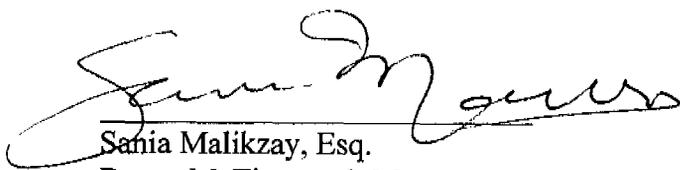
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank H. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE  
APR 21 2010

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	:
-----X		
IGNACIO P. MANN,		: Index No. 119382/00
		: <u>104057/01</u>
	Plaintiff,	:
		: <b>NO OPPOSITION</b>
	-against-	: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
A.C. & S., INC., et al.,		: Hon. Sherry Klein Heitler,
	Defendants.	: IAS Part 30
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

3/22/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: Matthew MacIntyre  
Matthew MacIntyre

By: Scott A. Harford  
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED: Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

St

-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

This Document Relates To:

FLORENCE GRIFFIN,

Plaintiff(s),

-against-

A.C. & S., INC., et al.,

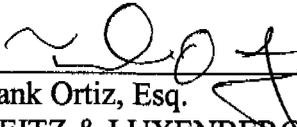
Defendants.  
-----X

:  
: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)  
:  
: Index No.: 104566-01  
:  
: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND**  
: **ORDER**

**WHEREFORE**, Defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing Plaintiff's complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against Defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
New York, New York

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
  
Kirsten Alford Kneis, Esq. NEW YORK  
K&L GATES LLP COUNTY CLERK'S OFFICE  
Attorneys for Defendant  
CRANE CO.  
599 Lexington Avenue  
New York, New York 10022-6030  
(212) 536-3900

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010



ST

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
MARK PALLESCHI,

Index No.: 106196/01, 119373/00 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

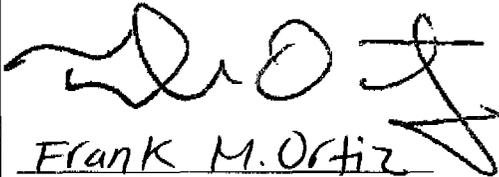
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

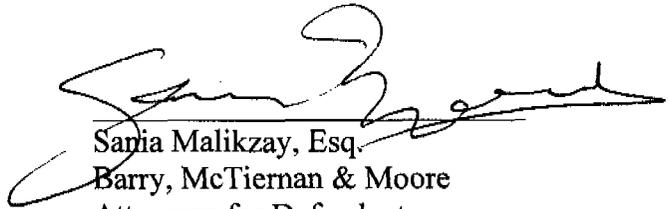
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

X:\cases\FBW42211\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

MARK O'BRIEN,

Index No.: 119374/00, (06318/01 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

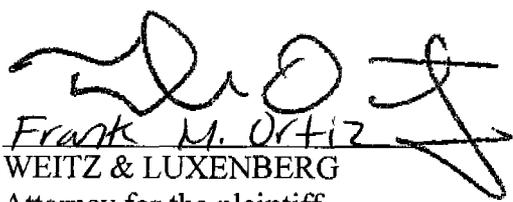
Defendants.

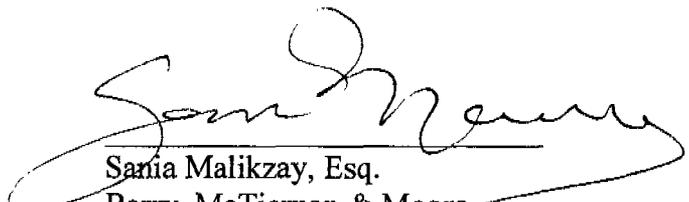
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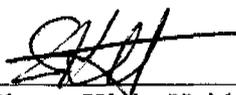
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

JA

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BRIAN J. O'BYRNE

Index No.: 119374/00, 106318/01 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

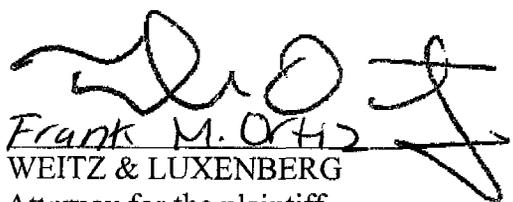
NYCAL  
I.A.S. Part 30

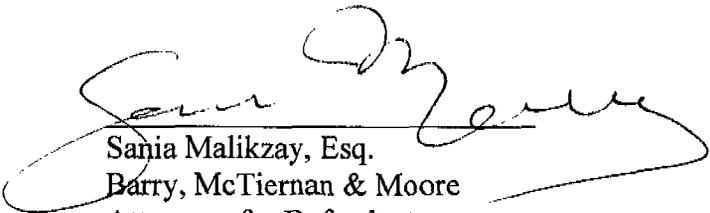
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. O'NEIL  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

J

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 119374/00, 106349/01

DONNA M. GRIMES, Executrix for the Estate of  
SOTIR NAUM,

Plaintiffs,

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A. C. & S., INC., *et al.*

Defendants.

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerry Ann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
AMBRE BRANDIS, ESQ  
Attorney for Plaintiffs  
Estate of Sotir Naum  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

IN RE: NEW YORK CITY ASBESTOS LITIGATION

-----X  
This Document Relates To:

FRANK SCHULTE AND BERTHA  
SCHULTE,

Plaintiff(s),

vs.

A.C. and S., INC., et al.

Defendants.  
-----X

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)

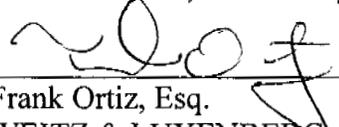
: Index No.: 119379/00  
: 106977/01  
: 100779/03

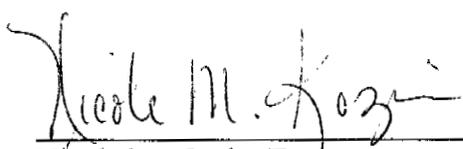
: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
Newark, New Jersey

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500

  
Nicole M. Kozin, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
Hon. Sherry Klein Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

Index No. 119379/00; 106977/01; 100779/03

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

FRANK SCHULTE AND BERTHA SCHULTE,

Plaintiff,

-against-

A.C. & S. INC., et al.,

Defendants,

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

NO-OPPOSITION SUMMARY JUDGMENT MOTION AND ORDER

K&L GATES LLP

599 Lexington Avenue  
New York, New York 10022

Attorneys for Defendant,  
Crane Co.

St

X:\cases\FBW42221\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ROBERT VAN BUREN,

Index No.: 119377/00, (07351/01 &  
100771/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

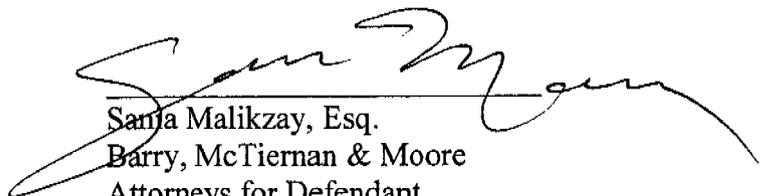
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sanja Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> flo  
New York, NY 10006  
(212) 313-3600

**FILED**

APR 26 2010

SO ORDERED,   
Hon. Sherry Klein-Heitler

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X		
IN RE:	NEW YORK CITY	: NYCAL
	ASBESTOS LITIGATION	: :
-----X		
ROBERT VAN BUREN and ALICE VAN		: Index Nos. 107351/01
BUREN,		: 100771/03
		: :
	Plaintiff(s),	: <b>NO OPPOSITION</b>
		: <b>SUMMARY JUDGMENT</b>
		: <b><u>MOTION AND ORDER</u></b>
	-against-	: :
		: Hon. Sherry Klein Heitler,
A.O. SMITH WATER PRODUCTS CO., <u>et al.</u>		: IAS Part 30
		: :
	Defendants.	: :
-----X		

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
By:   
Frank M. Ortiz, Esq.

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.  
By:   
Scott A. Harford, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

ST

X:\cases\FBW42220\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOSE A. SANTIAGO,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No: 107570/01 & 119384/00

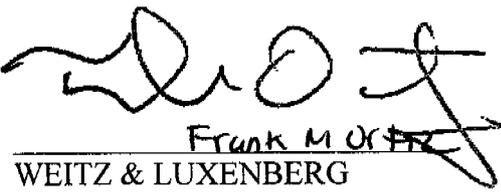
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

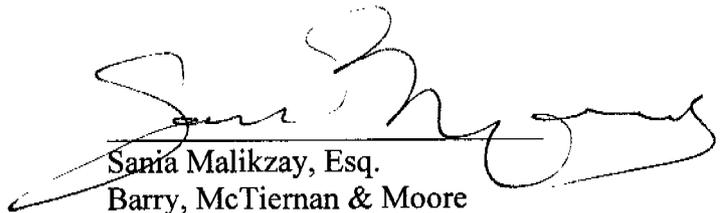
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE:	NEW YORK CITY : NYCAL
	ASBESTOS LITIGATION :
-----X	
ALBERT YANIS and PHOEBE YANIS,	: Index No. 107772/01
	: 119375/00
	:
Plaintiff(s),	:
	:
-against-	: NO OPPOSITION
	: SUMMARY JUDGMENT
A.C. & S., INC., et al.,	: <u>MOTION AND ORDER</u>
	:
Defendants.	: Hon. Sherry Klein Heitler,
	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Frank Ortiz, Esq.

By: [Signature]  
Sara Murphy, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

This Document Relates To: :

HELEN TORRETTA, as Executrix for the Estate of :  
DANIEL TORRETTA and HELEN TORRETTA, :  
Individually, :

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AS TO  
FORD MOTOR COMPANY**

Plaintiff(s), :

Index Nos.: 115630/01

- against - :

111218/01

A.C. and S., INC., et al, :

Defendant(s).  
-----X

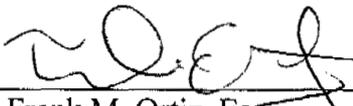
**WHEREFORE**, defendant FORD MOTOR COMPANY hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant FORD MOTOR COMPANY with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross-claims against defendant, FORD MOTOR COMPANY be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 15, 2010

**FILED**

APR 26 2010

  
By: Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
Counsel for: HELEN TORRETTA, as Executrix  
for the Estate of DANIEL TORRETTA and  
HELEN TORRETTA, Individually

  
By: Justin M. Kasnik, Esq.  
NEW YORK  
COUNTY CLERK'S OFFICE  
AARONSON RAPPAPORT FEINSTEIN &  
DEUTSCH, LLP  
Attorneys for Defendant  
**Ford Motor Company**  
757 Third Avenue  
New York, New York 10017  
T: 212-593-6700  
F: 212-593-6970

SO ORDERED:   
HON. SHERRY KLEIN HEITLER

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30

Index No. 01-111219  
01-116440

-----X  
THIS DOCUMENT RELATES TO:  
  
RICHARD F. TOBIN

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND ORDER**

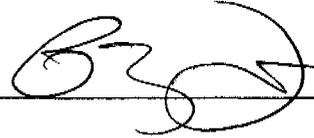
WHEREFORE, defendant Patterson-Kelley Company, sued herein as Patterson-Kelley Division, hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant Patterson-Kelley Division with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant Patterson-Kelley Division, be and the same are hereby dismissed with prejudice and without costs.

**FILED**

Dated: New York, NY  
3-30, 2010

APR 26 2010

By: 

By:  NEW YORK  
COUNTY CLERK'S OFFICE

Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 10003  
(212) 558-5500

Samuel Goldblatt, Esq.  
Benjamin R. Dwyer Esq.  
NIXON PEABODY LLP  
Attorneys for Defendant,  
Patterson-Kelley Company  
Key Towers at Fountain Plaza  
40 Fountain Plaza, Suite 500  
Buffalo, NY 14202  
(716) 853-8100

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SH

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
DIANA M. EPP, Individually and as Personal Representative for the Estate of JOHN H. EPP,	: Index No. 111236/01
	: 121854/01
Plaintiff(s),	: <b>NO OPPOSITION</b>
-against-	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.C. & S. INC., et al.	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York/New York  
4/6/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Benjamin Darche, Esq.

By: [Signature] **FILED**  
Sara Murphy, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

WHEREFORE, defendant, Courter & Company, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Courter & Company, Inc. with prejudice, and there being no opposition thereto,

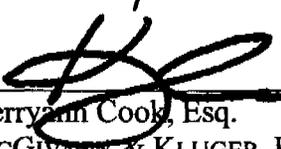
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Courter & Company, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8, 2010

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Courter & Company, Inc.  
80 Broad Street - 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

1122-12077

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Treadwell Corporation with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerry Ann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Treadwell Corporation  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler **APR 21 2010**

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

WHEREFORE, defendant, Patterson Pump Company, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Patterson Pump Company with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Patterson Pump Company be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/18, 2010

**FILED**

APR 26 2010



Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Patterson Pump Company  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456



Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,



Hon. Sherry Klein Heitler

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

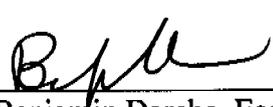
WHEREFORE, defendant Tishman Liquidating Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Tishman Liquidating Corporation with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Tishman Liquidating Corporation be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/8, 2010

  
Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Tishman Liquidating Corporation  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

2383-23613AB

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

WHEREFORE, defendant, Kentile Floors, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Kentile Floors, Inc. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Kentile Floors, Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/8, 2010

Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Kentile Floors, Inc.  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

Benjamin Darce, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
Hon. Sherry Klein Heitler

2082-0582

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

*St*

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :

-----X  
This Document Relates To:

HELEN TORRETTA, as Executrix for the Estate of  
DANIEL TORRETTA and HELEN TORRETTA,  
Individually,

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AS TO  
FORD MOTOR COMPANY**

Plaintiff(s),

Index Nos.: **115630/01**  
**111218/01**

- against -

A.C. and S., INC., et al,

Defendant(s).  
-----X

**WHEREFORE**, defendant FORD MOTOR COMPANY hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant FORD MOTOR COMPANY with prejudice, and there being no opposition thereto,

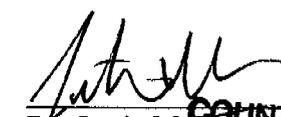
**ORDERED**, that upon notice to all co-defendants, all claims and cross-claims against defendant, FORD MOTOR COMPANY be and the same are hereby dismissed with prejudice and without costs.

**FILED**

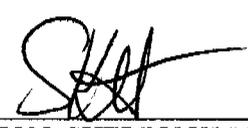
Dated: New York, New York  
March 15, 2010

APR 26 2010

  
By: Frank M. Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
Counsel for: HELEN TORRETTA, as Executrix  
for the Estate of DANIEL TORRETTA and  
HELEN TORRETTA, Individually

  
By: Justin M. Kasnik, Esq.  
NEW YORK  
COUNTY CLERK'S OFFICE  
AARONSON RAPPAPORT FEINSTEIN &  
DEUTSCH, LLP  
Attorneys for Defendant  
**Ford Motor Company**  
757 Third Avenue  
New York, New York 10017  
T: 212-593-6700  
F: 212-593-6970

SO ORDERED:

  
HON. SHERRY KLEIN HEITLER

APR 21 2010

JA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30

Index No. 01-111219  
01-116440

-----X  
THIS DOCUMENT RELATES TO:

**RICHARD F. TOBIN**

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND ORDER**

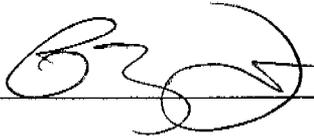
WHEREFORE, defendant Patterson-Kelley Company, sued herein as Patterson-Kelley Division, hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant Patterson-Kelley Division with prejudice, and there being no opposition thereto,

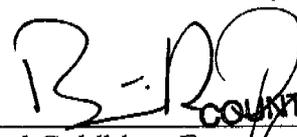
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant Patterson-Kelley Division, be and the same are hereby dismissed with prejudice and without costs.

**FILED**

Dated: New York, NY  
3-30, 2010

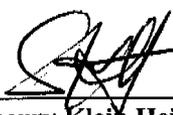
APR 26 2010

By: 

By:  NEW YORK  
COUNTY CLERK'S OFFICE

Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 10003  
(212) 558-5500

Samuel Goldblatt, Esq.  
Benjamin R. Dwyer Esq.  
NIXON PEABODY LLP  
Attorneys for Defendant,  
Patterson-Kelley Company  
Key Towers at Fountain Plaza  
40 Fountain Plaza, Suite 500  
Buffalo, NY 14202  
(716) 853-8100

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

*SH*

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

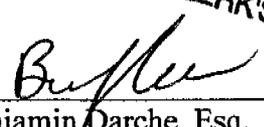
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Treadwell Corporation with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerry Ann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Treadwell Corporation  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,

  
Hon. Sherry Klein Heitler

APR 21 2010

1235-11529

J

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

DIANA M. EPP, Individually and as Personal : Index No. 111236/01  
Representative for the Estate of JOHN H. EPP, : 121854/01  
-----X

Plaintiff(s),

: NO OPPOSITION  
: SUMMARY JUDGMENT  
: MOTION AND ORDER

-against-

A.C. & S. INC., et al.

: Hon. Sherry Klein Heitler,  
: IAS Part 30

Defendants.  
-----X

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/6/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber  
Company and Goodyear Canada Inc.

By: [Signature]  
Benjamin Darche, Esq.

By: [Signature] **FILED**  
Sara Murphy, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

*SH*

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

WHEREFORE, defendant, Courter & Company, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Courter & Company, Inc. with prejudice, and there being no opposition thereto,

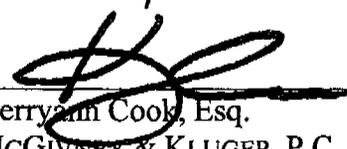
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Courter & Company, Inc., be and the same are hereby dismissed with prejudice and without costs.

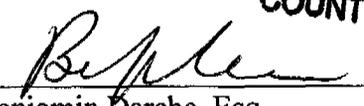
**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
4/8, 2010

  
Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Courter & Company, Inc.  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

1122-12077

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

WHEREFORE, defendant, Patterson Pump Company, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Patterson Pump Company with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Patterson Pump Company be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

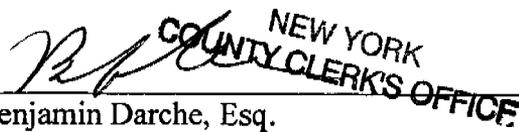
4/18, 2010

**FILED**

APR 26 2010



Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Patterson Pump Company  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
NEW YORK  
COUNTY CLERK'S OFFICE

Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,



Hon. Sherry Klein Heitler

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

Defendant(s).

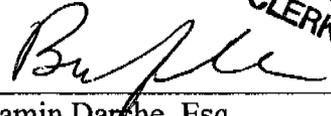
WHEREFORE, defendant, Kentile Floors, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Kentile Floors, Inc. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Kentile Floors, Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

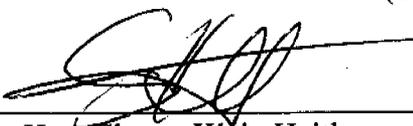
4/8, 2010

  
Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Kentile Floors, Inc.  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Daréne, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

  
Hon. Sherry Klein Heitler

2082-0582

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 111236/01, 121854/01

DIANA M. EPP, AS PERSONAL  
REPRESENTATIVE FOR THE ESTATE OF  
JOHN H. EPP AND DIANA M. EPP,  
INDIVIDUALLY,

Plaintiff(s)

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.C. & S., INC., et al.,

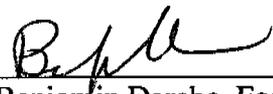
Defendant(s).

WHEREFORE, defendant Tishman Liquidating Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiff's complaint against defendant, Tishman Liquidating Corporation with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Tishman Liquidating Corporation be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/8, 2010

  
Kerryann Cook, Esq.  
MCGIVNEY & KLUGER, P.C.  
Attorneys for Defendants  
Tishman Liquidating Corporation  
80 Broad Street – 23rd Floor  
New York, New York 10004  
(212) 509-3456

  
Benjamin Darche, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
Estate of John H. Epp  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010

2383-23613AB

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X:\cases\FBW42219\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JAMES MCKENNA,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 119380/00, 102692/01 &

1100758/03 100758/03

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

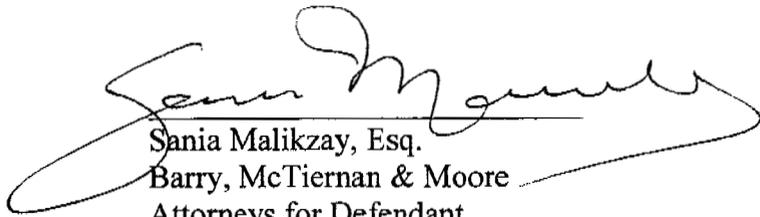
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



FRANK M. ORTIZ  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
IN RE NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, S.)

----- X  
This Document Relates To:  
  
James McKenna (Dec.)

Index No: 11938000  
10269201  
10075803

**NO OPPOSITION  
SUMMARY  
JUDGMENT  
MOTION AND  
ORDER**

----- X

WHEREFORE, defendant **OAKFABCO, INC.** hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant **OAKFABCO, INC.** with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant **OAKFABCO, INC.**, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 24, 2010

Matthew MacIntyre  
Matthew MacIntyre, Esq.  
WEITZ & LUXENBERG  
Attorney for Plaintiff  
700 Broadway  
New York, New York 10003  
212-558-5500

TJ Wiss  
Timothy J. Wiss, Esq.  
WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
Attorney for Defendant  
OAKFABCO, INC.  
33 Washington Street  
Newark, New Jersey 07102-3017  
973-624-0800

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SO ORDERED, [Signature]  
Hon. Sherry Klein Heitler

St

X:\cases\FBW39203\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BENJAMIN MELTON SR.,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 119380/00, 102692/01 &

100758/03 100758/03

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

NYCAL  
I.A.S. Part 30

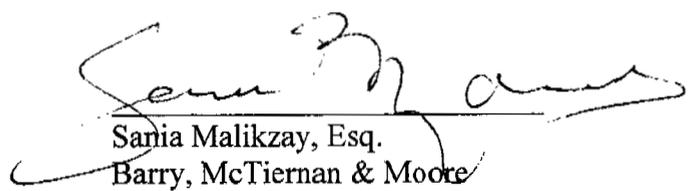
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

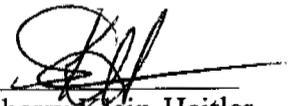
3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

ST

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
WILLIAM MCLAUGHLIN and LINDA	: Index No. 111496/04
MCLAUGHLIN,	: 100758/03
	: 111035/98
	: 113280/97
Plaintiffs,	:
	:
-against-	: <b>NO OPPOSITION</b>
	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A. O. SMITH WATER PRODUCTS CO., et al.	:
	:
Defendants.	: Hon. Sherry Klein Heitler,
	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs. **FILED**  
APR 26 2010

Dated: New York, New York  
April 5, 2010

NEW YORK  
COUNTY CLERK'S OFFICE

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Danny R. Kraft, Jr., Esq.

By: [Signature]  
Golriz Shoai-Naini, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

ST

X:\cases\FBW50647\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
RICHARD A. MATTICE SR.

Index No.: 103466/01, 119381/00 &  
100758/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

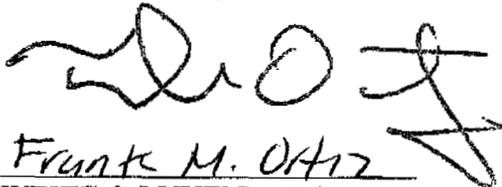
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

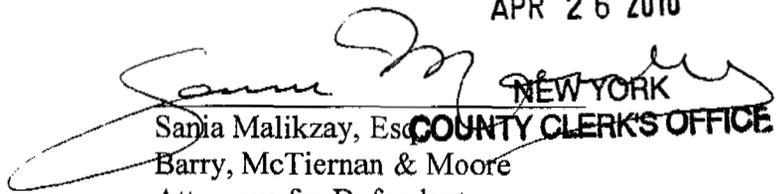
3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

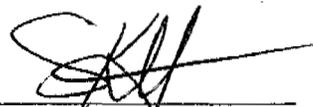
**FILED**

APR 26 2010

  
Sania Malikzay, Esq. NEW YORK  
Barry, McTiernan & Moore  
Attorneys for Defendant

FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 21 2010

St

X:/FBW42749/Legal/NOSJMFebruary 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
JOHN BUBLAK,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 108925/99 & 100769/03

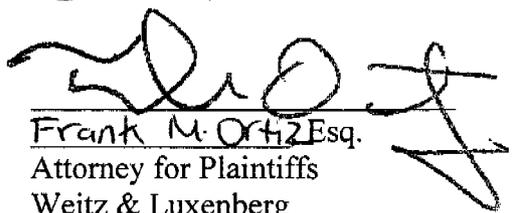
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS, INC. hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS, INC. with prejudice, and there being no opposition thereto,

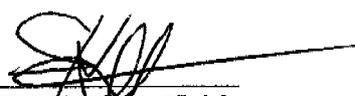
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, INC., be and the same be hereby dismissed with prejudice and without costs.

**FILED**

APR 26 2010

3-30-10  
  
Frank M. Ortiz Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10007

NEW YORK  
COUNTY CLERK'S OFFICE  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS,  
INC.  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

St

X:\cases\FBW42221\legal\NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

ROBERT VAN BUREN,

Index No.: 119377/00, 107351/01 &  
100771/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

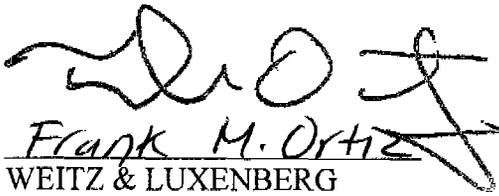
Defendants.

-----X

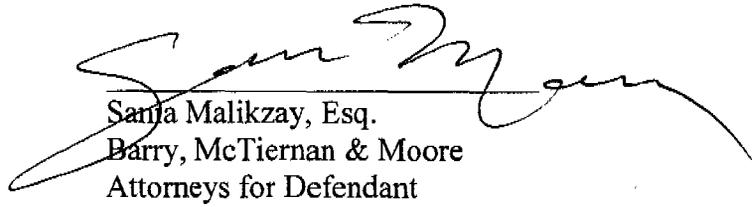
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Santa Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

**FILED**

APR 26 2010

SO ORDERED,

  
Hon. Sherry Klein-Heitler

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	:	
IN RE: NEW YORK CITY	:	NYCAL
ASBESTOS LITIGATION	:	
-----X	:	
ROBERT VAN BUREN and ALICE VAN	:	Index Nos. 107351/01
BUREN,	:	<u>100771/03</u>
	:	
Plaintiff(s),	:	<b>NO OPPOSITION</b>
	:	<b>SUMMARY JUDGMENT</b>
-against-	:	<b><u>MOTION AND ORDER</u></b>
	:	
A.O. SMITH WATER PRODUCTS CO., <u>et al.</u>	:	Hon. Sherry Klein Heitler,
	:	IAS Part 30
Defendants.	:	
-----X	:	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/1/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By:   
Frank M. Ortiz, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By:   
Scott A. Harford, Esq.

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**NEW YORK  
COUNTY CLERK'S OFFICE**

APR 21 2010

SA

X:/FBW42222/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ERNEST BELITTI,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

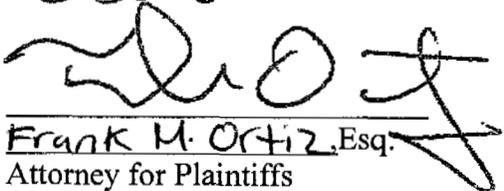
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 119390/00 & 125248/00  
& 100773/03

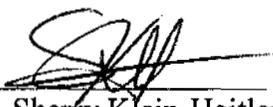
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10  
  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

APR 21 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

34

IN RE: NEW YORK CITY ASBESTOS LITIGATION

-----X  
This Document Relates To:

FRANK SCHULTE AND BERTHA  
SCHULTE,

Plaintiff(s),

vs.

A.C. and S., INC., et al.

Defendants.  
-----X

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)

: Index No.: 119379/00

: 106977/01

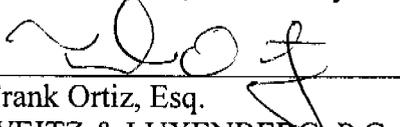
: 100779/03

: **NO-OPPOSITION SUMMARY**  
: **JUDGMENT MOTION AND ORDER**

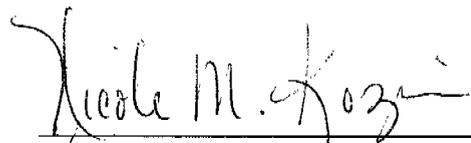
**WHEREFORE**, defendant CRANE CO. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant CRANE CO. with prejudice, and there being no opposition thereto,

**ORDERED**, that upon notice to all co-defendants, all claims and cross claims against defendant CRANE CO. be, and the same are hereby, dismissed with prejudice and without costs.

Dated: 3/31/10  
Newark, New Jersey



Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff(s)  
700 Broadway  
New York, NY 10003  
(212) 558-5500



Nicole M. Kozin, Esq.  
K&L GATES LLP  
Attorneys for Defendant  
CRANE CO.  
One Newark Center, Tenth Floor  
Newark, NJ 07102-5252  
(973) 848-4000

SO ORDERED,   
Hon. Sherry Klein Heitler

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

Index No. 119379/00; 106977/01; 100779/03

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK**

**FRANK SCHULTE AND BERTHA SCHULTE,**

**Plaintiff,**

**-against-**

**A.C. & S. INC., et al.,**

**Defendants,**

**FILED**  
**APR 26 2010**  
**NEW YORK**  
**COUNTY CLERK'S OFFICE**

**NO-OPPOSITION SUMMARY JUDGMENT MOTION AND ORDER**

**K&L GATES LLP**

**599 Lexington Avenue  
New York, New York 10022**

**Attorneys for Defendant,  
Crane Co.**



ST

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
MARK PALLESCHI,

Index No.: 106196/01, 119373/00 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

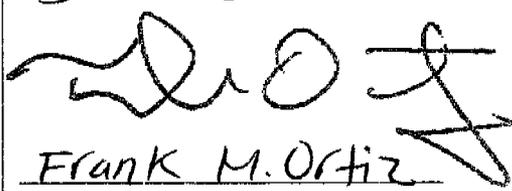
NYCAL  
I.A.S. Part 30

Defendants.  
-----X

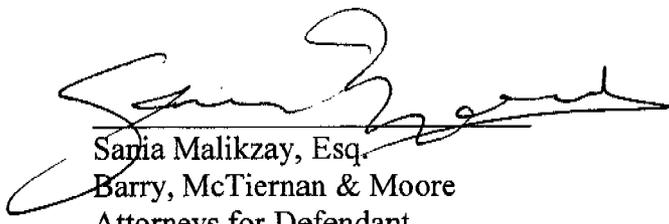
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10



Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Samia Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
BRIAN J. O'BYRNE

Index No.: 119374/00, 106318/01 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

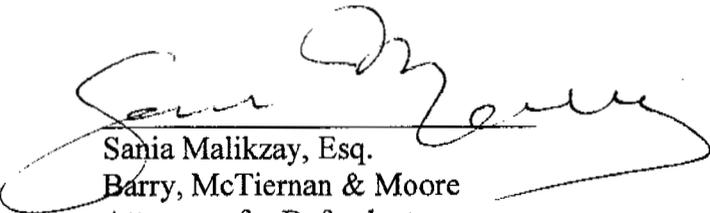
Defendants.  
-----X

WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

  
Frank M. Ortiz  
WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003

  
Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

MARK O'BRIEN,

Index No.: 119374/00, 106318/01 &  
100781/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

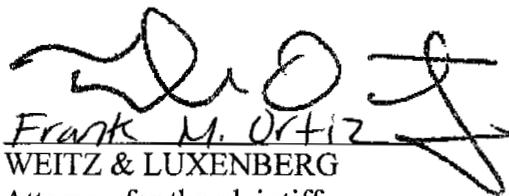
Defendants.

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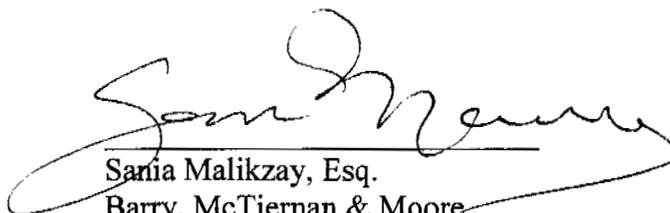
WHEREFORE, defendant, **FULTON BOILER WORKS**, hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant, **FULTON BOILER WORKS**, with prejudice, and there being no opposition thereto,

Ordered, that upon notice to all co-defendants, all claims and cross claims against defendant, **FULTON BOILER WORKS**, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

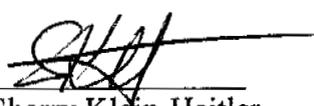
  
Frank M. Ortiz

WEITZ & LUXENBERG  
Attorney for the plaintiff  
700 Broadway  
New York, NY 10003



Sania Malikzay, Esq.  
Barry, McTiernan & Moore  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> floor  
New York, NY 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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X:/FBW39098/legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
ELMER A. LANG,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

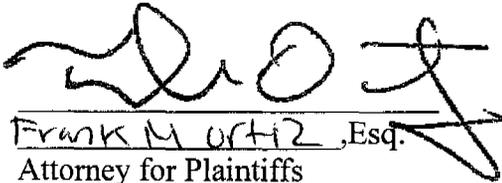
Index No.: 121981/99, 106412/00 &  
100787/03

NYCAL  
I.A.S. Part 30

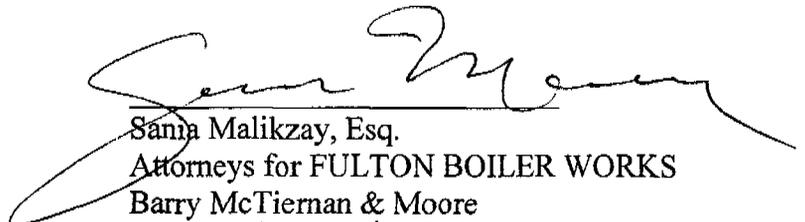
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

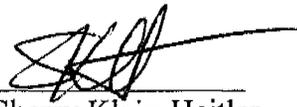
  
Frank M. Ortiz, Esq.

Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sana Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klein-Heitler

APR 26 2010

APR 21 2010

NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

Index No.: 114875/03 102029/00,  
120886/97

LOUIS CAMPISI and JOSEPHINE CAMPISI,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

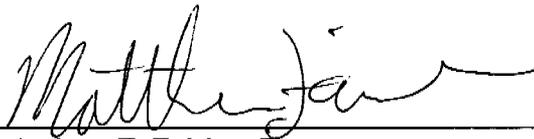
Defendants.

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

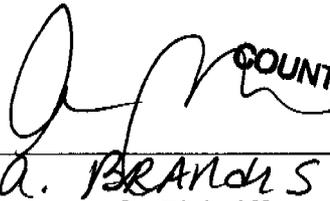
WHEREFORE, defendant, Avocet Enterprises, Inc., hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Avocet Enterprises, Inc., with prejudice in this action, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Avocet Enterprises, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APR 17, 2010



Matthew T. Fairley, Esq.  
Attorney for Defendant  
Avocet Enterprises, Inc.  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456



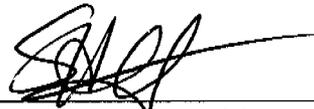
A. BRANDS  
Attorney for Plaintiffs  
Louis Campisi and Josephine Campisi  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED, \_\_\_\_\_



Hon. Sherry Klein Heitler

**APR 21 2010**

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 30  
(Heitler, J.)

THIS DOCUMENT REFERS TO:

LOUIS CAMPISI AND JOSEPHINE CAMPISI,

Plaintiffs,

-against-

A. C. & S., INC., *et al.*

Defendants.

Index No.: 114875/03 102029/00,  
120886/97

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

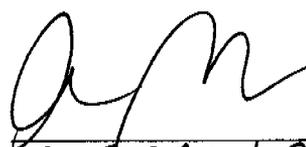
WHEREFORE, defendant, Treadwell Corporation, hereby requests summary judgment in the above entitled case, pursuant to Civil Practice Law and Rules § 3212, dismissing plaintiffs' complaint against defendant, Treadwell Corporation, with prejudice in this action, and there being no opposition thereto,

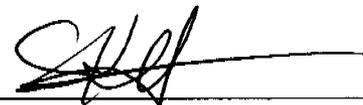
ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, Treadwell Corporation, be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
April 7, 2010

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

  
Kerrann M. Cook, Esq.  
Attorney for Defendant  
Treadwell Corporation  
MCGIVNEY & KLUGER, P.C.  
80 Broad Street-Suite 2300  
New York, New York 10004  
(212) 509-3456

  
A. BRANDIS, ESQ  
Attorney for Plaintiffs  
Louis Campisi and Josephine Campisi  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
(212) 558-5500

SO ORDERED,   
Hon. Sherry Klein Heitler

APR 21 2010 1235-3841

5

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

ROSE MARIE LAHEY, As Executrix for the Estate: Index No. 106401/00  
of FRANCIS D. LAHEY, : (104918/04)

Plaintiffs,

-against-

A.C. & S., INC., et al.,

Defendants.

:  
: **NO OPPOSITION**  
: **SUMMARY JUDGMENT**  
: **MOTION AND ORDER**  
:

: Hon. Sherry Klein Heitler,  
: IAS Part 30  
:  
:-----X

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 7 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Ambre J. Brandis

By:   
Diane M. Pompei

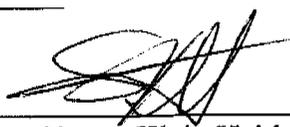
700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

Dated: New York, New York

APR 26 2010

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
DIANE GIARDIELLO, As Administratrix for the	: Index No. 121978/99
Estate of JOHN GIARDIELLO,	: 106727/00
	: 104918/04
Plaintiffs,	: NO OPPOSITION
-against-	: SUMMARY JUDGMENT
	: MOTION AND ORDER
A.C. & S., INC., et al.,	: Hon. Sherry Klein Heitler,
Defendants.	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 5 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By:   
Danny R. Kraft

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010



SA

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

JOETT CATANZARO, As Executrix for the Estate : Index No. 125799/99  
of JOHN R. CATANZARO, : 104449/00  
Plaintiffs, : 114151/05

-against-

A.O. SMITH WATER PRODUCTS CO., et al., :  
Defendants. : Hon. Sherry Klein Heitler,  
IAS Part 30  
-----X

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

*March 30, 2010*

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: *Daniel P. Blouin*  
Daniel P. Blouin

By: *Scott A. Harford*  
Scott A. Harford

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED: *Sherry Klein Heitler*  
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
PATRICIA LAMBO, As Executrix for the Estate of:	Index No. 112900/99
JOHN B. LAMBO,	109588/06
Plaintiffs,	:
-against-	: <b>NO OPPOSITION</b>
	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.O. SMITH WATER PRODUCTS CO., et al.,	:
Defendants.	: Hon. Sherry Klein Heitler,
	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 8, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY, LLP  
Attorneys for Defendants The Goodyear Tire &  
Rubber Company and Goodyear Canada Inc.

By: [Signature]  
Danny R. Kraft

By: [Signature]  
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

SO ORDERED: [Signature]  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010

31

X:/FBW39284/Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X

JOHN B. LAMBO,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.

-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 112900/99 & 109588/06

NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-31-10

Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

**FILED**

SO ORDERED,

  
Hon. Sherry Klem-Heitler

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

APR 21 2010

St

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

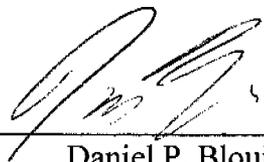
-----X	
IN RE: NEW YORK CITY	: NYCAL
ASBESTOS LITIGATION	:
-----X	
EFFIE CHOATES and TED M. CHOATES,	: Index No. 113070/99
	: <u>116125/06</u>
Plaintiffs,	:
	: <b>NO OPPOSITION</b>
-against-	: <b>SUMMARY JUDGMENT</b>
	: <b><u>MOTION AND ORDER</u></b>
A.O. SMITH WATER PRODUCTS CO., et al.,	:
Defendants.	: Hon. Sherry Klein Heitler,
	: IAS Part 30
-----X	

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

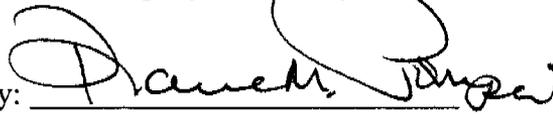
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
March 30, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

By:   
Daniel P. Blouin

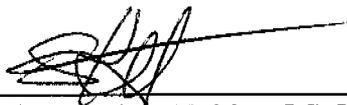
LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By:   
Diane M. Pompei

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

SO ORDERED:   
Hon. Sherry Klein Heitler, J.S.C.

**FILED**  
APR 26 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

21 2010

St

X:/FBW37977.Legal/NOSJM

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
TED M. CHOATES,

Plaintiff(s),

- against -

A.C.&S. INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

116125-06

Index No.: 113070/99 & 16125/06

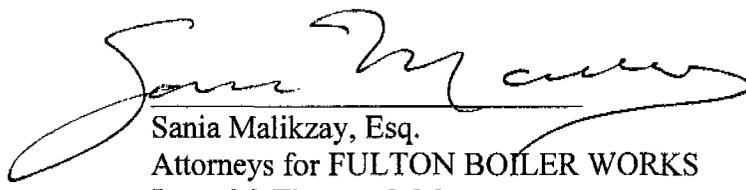
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants FULTON BOILER WORKS, be and the same are hereby dismissed with prejudice and without costs.

3-30-10

  
Frank M. Ortiz, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
700 Broadway  
New York, New York 10003

  
Sania Malikzay, Esq.  
Attorneys for FULTON BOILER WORKS  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Heitler

**FILED**

APR 26 2010

APR 21 2010 NEW YORK COUNTY CLERK'S OFFICE

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

57

-----X  
IN RE: NEW YORK CITY : NYCAL  
ASBESTOS LITIGATION :  
-----X

CHRISTOPHER KANE and BARBARA KANE, : Index No. 101422/07  
 : 119840/98

Plaintiffs,

-against-

A. W. CHESTERTON CO., et al.

Defendants.

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

Hon. Sherry Klein Heitler,  
IAS Part 30

-----X  
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no opposition thereto, it is hereby:

ORDERED, that upon notice to all ~~co-defendants, all claims and cross claims~~ against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. ~~be~~ and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
3/22/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc.

By: Matthew T. McInyre  
Matthew T. McInyre, Esq.

By: Golriz Shoai-Naini  
Golriz Shoai-Naini, Esq.

700 Broadway  
New York, New York 10003  
(212) 558-5500

264 West 40<sup>th</sup> Street  
New York, New York 10018  
(212) 302-2400

**FILED**

APR 26 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York  
\_\_\_\_\_

SO ORDERED:

Sherry Klein Heitler  
Hon. Sherry Klein Heitler, J.S.C.

APR 21 2010