



ST

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

INDEX NO.

104861/97 and 117398/02

ASSIGNED TO:

HON. SHERRY KLEIN HEITLER

THIS DOCUMENT RELATES TO:

EUGENE O'BRIEN

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,

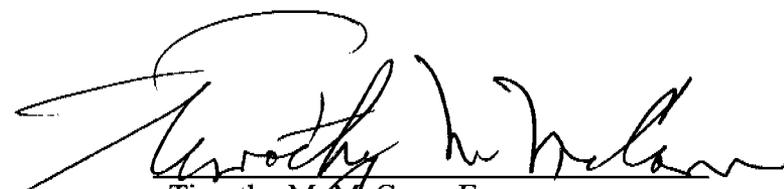
ORDERED, that upon notice to all co-defendants, all claims and cross-claims against defendant Consolidated Edison Company of New York, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/30/10

  
Peter Tambini, 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

MAY 14 2010

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

S

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

INDEX NO.  
121443/97 and 125791/99

ASSIGNED TO:  
HON. SHERRY KLEIN HEITLER

THIS DOCUMENT RELATES TO:

JOSEPH PALMESE

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

4/30/10

*[Handwritten signature]*

~~Daniel Patrick Blouin, Esq.~~ *Michael Farrell*  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 100035

*[Handwritten signature]*

Timothy M. McCann, Esq.  
RICHARD W. BABINECZ, ESQ.  
Attorney for Defendant  
Consolidated Edison Company of New York, Inc.  
4 Irving Place  
New York, NY 10003-1598

SO ORDERED:

*[Handwritten signature]*  
Hon. Sherry Klein Heitler

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

ST

X.:cases/FBW30274/legal/NOSJM  
SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
THOMAS J. CRUGER, SR.,

Index No.: 105221/98,  
111031/98 & 102783/00 &  
121743/97

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

Defendant(s).

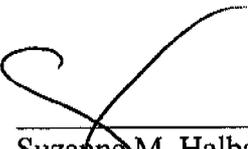
-----X

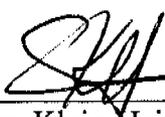
WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §3212, dismissing plaintiff's complaint against defendant **FULTON BOILER WORKS** with prejudice, and there being no opposition thereto,

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.

4/28/10

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

2010

MAY 14 2010

St

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

INDEX NO.  
121749/97 and 102768/00

ASSIGNED TO:  
HON. SHERRY KLEIN HEITLER

THIS DOCUMENT RELATES TO:

NICHOLAS SANTORA

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,

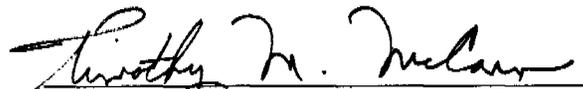
ORDERED, that upon notice to all co-defendants, all claims and cross-claims against defendant Consolidated Edison Company of New York, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/20/2010



Danny R. Kraft, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 10003



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**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

S

X:/cases/FBW30274/legal/NOSJM

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

-----X  
THOMAS J. CRUGER, SR.,

Index No. 105221/98  
111031/98 & 102783/00 &  
121743/97

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

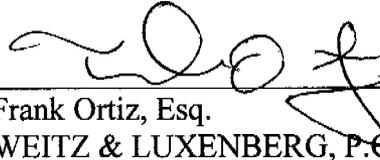
Defendant(s).

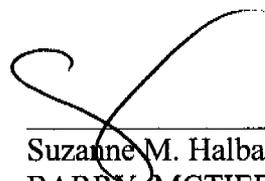
-----X

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.

4/28/10

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

2010

MAY 14 2010

St  
J

X:/cases/FBW30274/legal/NOSJM

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

-----X  
THOMAS J. CRUGER, SR.,

Index No.: 105221/98,  
111031/98 & 102783/00 &  
121743/97

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

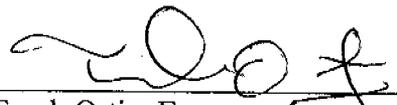
Defendant(s).

-----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.

4/28/10

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

2010

MAY 14 2010

**FILED**  
MAY 24 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

ARNOLD JOHNSON, Personal Representative for :  
the Estate of XAVIER PRANCKEVICUS, : Index Nos. 111044/98  
: 110954/09

Plaintiff,

-against-

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

Defendants.  
-----X

: NO OPPOSITION  
: SUMMARY JUDGMENT  
: MOTION AND ORDER

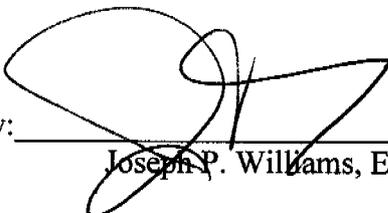
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. (together, "Goodyear") hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against Goodyear with prejudice, and there being no opposition thereto, it is hereby:

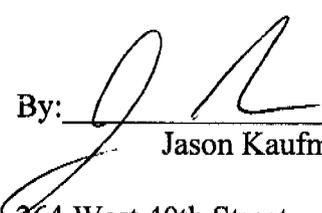
ORDERED, that upon notice to all co-defendants, all claims and cross claims against Goodyear be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/23/10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants

By:   
Joseph P. Williams, Esq.

By:   
Jason Kaufman, Esq.

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

264 West 40th Street  
New York, New York 10018  
(212) 302-2400

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

**FILED**

MAY 24 2010

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

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

St

X.:cases/FBW35585/legal/NOSJM

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

-----X  
RICHARD PAIGE,

Index No.: 101176/99

Plaintiff(s),

-against-

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

Defendant(s).

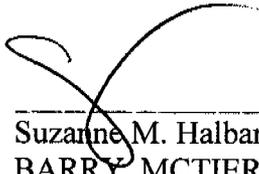
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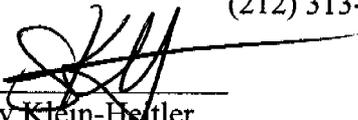
WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §3212, dismissing plaintiff's complaint against defendant **FULTON BOILER WORKS** with prejudice, and there being no opposition thereto,

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.

4/28/10

  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,   
Hon. Sherry Klein-Hentler

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

**MAY 14 2010**

St

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

LESTER KNOPP

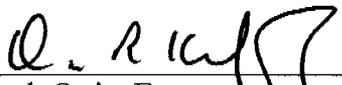
INDEX NO.  
103373/99  
ASSIGNED TO:  
HON. SHERRY KLEIN HEITLER  
  
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

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.

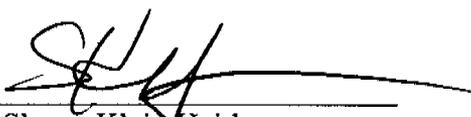
Dated: New York, New York

4/20/2010

  
\_\_\_\_\_  
Frank Ortiz, Esq. DANIEL WEITZ SR  
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 10003-4598

SO ORDERED:

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

ST

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

|                              |                     |                                |       |
|------------------------------|---------------------|--------------------------------|-------|
| -----X                       |                     |                                |       |
| IN RE:                       | NEW YORK CITY       | :                              | NYCAL |
|                              | ASBESTOS LITIGATION | :                              |       |
| -----X                       |                     |                                |       |
| GEORGE CHAMPAGNE (Deceased), | :                   | Index No. 106337/99            |       |
|                              | :                   |                                |       |
| 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 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  
4-29-10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

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

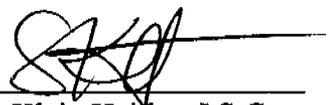
By:   
Frank M. Ortiz, Esq.

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

Dated: New York, New York

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

St

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

|   |                                  |
|---|----------------------------------|
| -----X                                      |                                  |
| IN RE:                                      | NEW YORK CITY : NYCAL            |
|   | ASBESTOS LITIGATION :            |
| -----X                                      |                                  |
| LYNN WALLER, As Proposed Administratrix for | : Index No. 107251/99            |
| the Estate of HOWARD GUILDER,               | :                                |
|   | : <b>NO OPPOSITION</b>           |
|   | : <b>SUMMARY JUDGMENT</b>        |
|   | : <b><u>MOTION AND ORDER</u></b> |
|   | :                                |
|   | : Hon. Sherry Klein Heitler,     |
|   | : IAS Part 30                    |
|   | :                                |
|   | :                                |
|   | :                                |
|   | : X                              |
| -----X                                      |                                  |

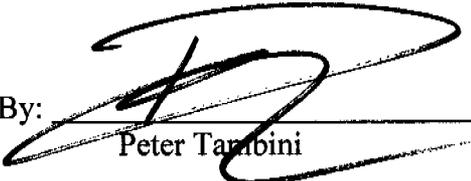
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiffs' complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no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

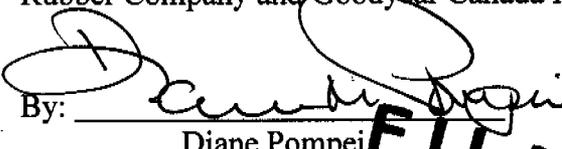
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
5-4-10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiffs

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

By:   
Peter Tambini

By:   
Diane Pompei

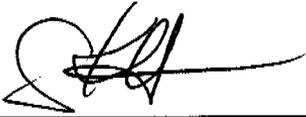
700 Broadway  
New York, New York 10003  
(212) 558-5500

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

**FILED**

MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

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

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

MAY 14 2010



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

-----X  
FREDERICK IOLI,

Index No.: 107913/99

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & 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.

4/28/10

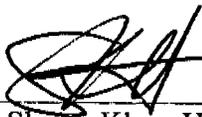


Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500



Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,



Hon. Sherry Klein-Heitler

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

SJ

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

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

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

This Document Relates to:

Index No.: 108485/99; 121764/00

JACOB TUREK

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

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

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant A. O. Smith Water Products Company be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/20, 2009

*Matthew McIntyre*  
Matthew McIntyre, Esq.  
Weitz & Luxenberg, P.C.  
700 Broadway  
New York, NY 10003

*Helen Antoniou McGowan*  
Helen Antoniou McGowan, Esq.  
McElroy, Deutsch, Mulvaney & Carpenter, LLP  
Attorneys for Defendant A. O. Smith Water  
Products Company  
88 Pine Street, 24<sup>th</sup> Floor  
New York, New York 10005

ORDERED, *SJ*

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

St

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

|        |                                  |                                  |
|--------|----------------------------------|----------------------------------|
| -----X |                                  |                                  |
| IN RE: | NEW YORK CITY                    | : NYCAL                          |
|        | ASBESTOS LITIGATION              | :                                |
| -----X |                                  |                                  |
|        | CHARLES E. MACK, JR.,            | : Index No. 109747/99            |
|        | Plaintiff,                       | : <b>NO OPPOSITION</b>           |
|        | -against-                        | : <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 |                                  |                                  |

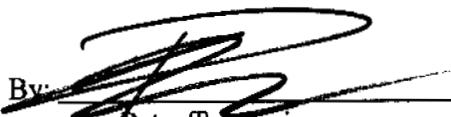
WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. with prejudice, and there being no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

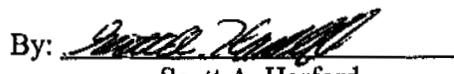
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
5-4-10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

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

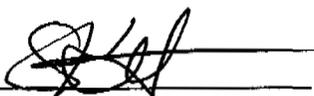
By:   
Peter Tambini

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**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

SJ

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

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

ARNOLD JOHNSON, Personal Representative for  
the Estate of XAVIER PRANCKEVICUS,

: Index Nos. 111044/98  
: 110954/99

Plaintiff,

-against-

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

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

Defendants.  
-----X

WHEREFORE, defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. (together, "Goodyear") hereby request summary judgment in the above-entitled case, pursuant to CPLR 3212, dismissing plaintiff's complaint against Goodyear 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 Goodyear be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/23/10  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

LYNCH DASKAL EMERY LLP  
Attorneys for Defendants

By: [Signature]  
Joseph P. Williams, Esq.

By: [Signature]  
Jason Kaufman, Esq.

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

264 West 40th Street  
New York, New York 10018  
(212) 302-2400

**FILED**

Dated: New York, New York

MAY 24 2010

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

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

ST

X:/cases/FBW37828/legal/NOSJM

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

-----X  
DONALD SAWYER,

Index No.: 111152/99

Plaintiff(s),

-against-

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

A.C. & S., INC.

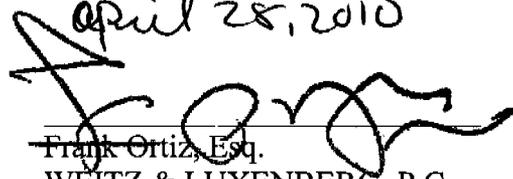
NYCAL  
I.A.S. Part 30

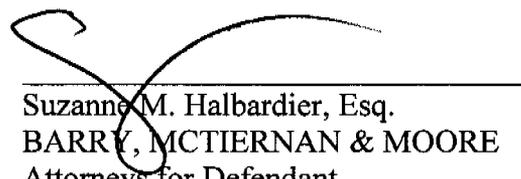
Defendant(s).

-----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.

April 28, 2010  
  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 11 2010

St

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

ALAN EDWARD PAUZE

INDEX NO.

113354/99

ASSIGNED TO:

HON. SHERRY KLEIN HEITLER

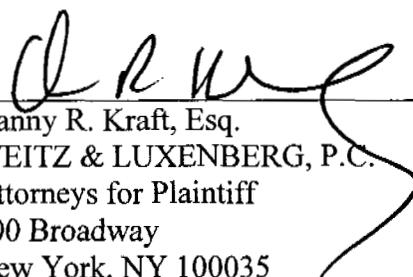
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

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

4/20/2010

  
\_\_\_\_\_  
Danny R. Kraft, 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 10005-3598

SO ORDERED:

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE  
MAY 14 2010

54

X:/cases/FBW39517/legal/NOSJM

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

-----X  
FRED MCCLURE,

Index No.: 115029/99

Plaintiff(s),

-against-

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

A.C. & 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.

April 28, 2010



Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500



Suzanne M. Halbardier, Esq.  
BARRY, MC TIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

MAY 14 2010

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SA

X:/cases/FBW39094/legal/NOSJM

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

-----X  
JOHN MATHIS,

Index No. 122189/99 &  
109431/00

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

Defendant(s).

-----X

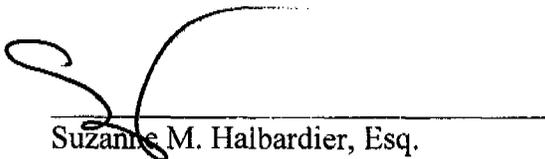
WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §3212, dismissing plaintiff's complaint against defendant **FULTON BOILER WORKS** with prejudice, and there being no opposition thereto,

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.

April 28, 2010



Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500



Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,



Hon. Sherry Klein-Heitler

MAY 14 2010

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

St

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

JOSEPH PALMESE

INDEX NO.

121443/97 and 125791/99

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

4/30/10

~~Daniel Patrick Blouin, Esq. Michael Farrell~~  
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 10003-1598

SO ORDERED:

Hon. Sherry Klein Heitler

**FILED**

MAY 24 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 FRANKLIN,        |                     | : Index No. 100592/00            |
|                          | Plaintiff(s),       | : :                              |
|                          | -against-           | : <b>NO OPPOSITION</b>           |
|                          |                     | : <b>SUMMARY JUDGMENT</b>        |
|                          |                     | : <b><u>MOTION AND ORDER</u></b> |
| A. C. & S, INC., et al., |                     | : :                              |
|                          | Defendants.         | : Hon. Sherry Klein Heitler,     |
| -----X                   |                     | : 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  
May 3, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By: [Signature]  
Daniel Blouin, Esq.

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

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

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

Dated: New York, New York

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

MAY 14 2010

9

X.:cases/FBW39108/legal/NOSJM

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

-----X  
WILLIAM T. FRANKLIN,

Index No.: 100592/00

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

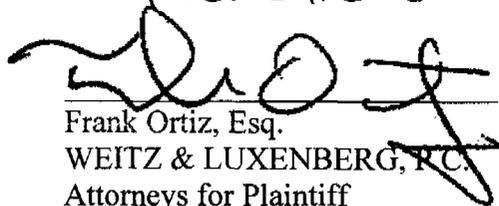
Defendant(s).

-----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.

*April 29, 2010*

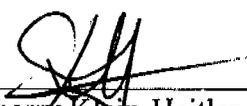


Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500



Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Klein-Heitler

MAY 14 2010

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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

SH

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

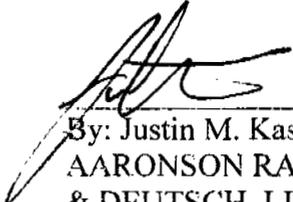
-----X  
This Document Relates To: :  
 : NO OPPOSITION SUMMARY  
WILLIAM T. FRANKLIN and ANNE L. : JUDGMENT MOTION ON  
FRANKLIN : BEHALF OF  
 : FORD MOTOR COMPANY  
Plaintiff(s), :  
 : Index No.: 100592/00  
- against - :  
 :  
A.C. and S., INC. (ARMSTRONG :  
CONTRACTING AND SUPPLY), et al., :  
 :  
Defendant(s). :  
-----X

**WHEREFORE**, defendant FORD MOTOR COMPANY hereby request 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  
April 19, 2010

  
-----  
By: Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
Counsel for: WILLIAM T. FRANKLIN and  
ANNE L. FRANKLIN

  
-----  
By: Justin M. Kasmir, Esq.  
AARONSON RAPPAPORT FEINSTEIN  
& DEUTSCH, LLP  
Attorneys for Defendant  
**Ford Motor Company**  
757 Third Avenue  
New York, New York 10017  
T: 212-593-1032  
F: 212-593-6970

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED:   
-----  
HON. SHERRY KLEIN HEITLER

MAY 14 2010

ST

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

NICHOLAS SANTORA

INDEX NO.  
121749/97 and 102768/00

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,

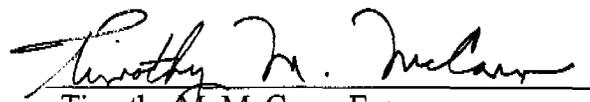
ORDERED, that upon notice to all co-defendants, all claims and cross-claims against defendant Consolidated Edison Company of New York, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/20/2010



Danny R. Kraft, 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  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

St

X./cases/FBW30274/legal/NOSJM

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

-----X  
THOMAS J. CRUGER, SR.,

Index No.: 105221/98,  
111031/98 & 102783/00 &  
121743/97

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

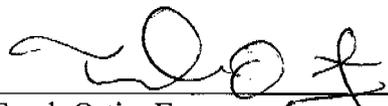
Defendant(s).

-----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.

4/28/10

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

2010

MAY 14 2010

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERKS 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, S.)

This Document Relates to:

Index No.: 103534/00

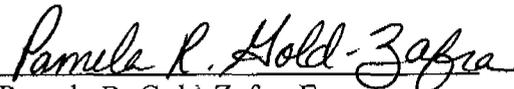
VINCENT S. PATTNOSH and ANNA  
PATTNOSH, his wife

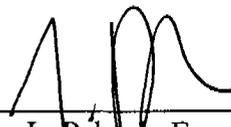
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

WHEREFORE, defendant Flowserve US, Inc., solely as successor to Edward Valves, Inc., (improperly sued as Edward Vogt Valve Company, Individually and as successor to Edwards Valves, Inc.), ("Flowserve US") hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant Flowserve US with prejudice, and there being no opposition thereto.

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

Dated: New York, New York  
April 27, 2010

  
Pamela R. Gold-Zafra, Esq.  
Attorneys for Plaintiffs  
Wilentz, Goldman & Spitzer  
110 William Street, 26th Floor  
New York, NY 10038

  
Tara L. Pehush, Esq.  
McElroy, Deutsch, Mulvaney & Carpenter, LLP  
Attorneys for Defendant Flowserve US, Inc.,  
solely as successor to Edward Valves, Inc.  
88 Pine Street, 24<sup>th</sup> Floor  
New York, New York 10005

SO ORDERED, 

**FILED**

MAY 14 2010

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

St

X:/AA-39438/legal/NO\$JM

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

-----X  
VINCENT PATTNOSH,

Plaintiff(s),

- against -

ABB LUMMUS CREST, INC., et al.;

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 103784/00

NYCAL  
I.A.S. Part 30

WHEREFORE, defendants ECR INTERNATIONAL f/k/a UTICA BOILER hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants ECR INTERNATIONAL f/k/a UTICA BOILER with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants ECR INTERNATIONAL f/k/a UTICA BOILER, be and the same are hereby dismissed with prejudice and without costs.

5/5/10

*Pamela R. Gold-Zafra*

Pamela R. Gold-Zafra, Esq.  
Attorney for Plaintiffs  
Wilentz, Goldman & Spitzer  
110 William Street  
New York, New York 10038

*Nicole Pitti*

Nicole Pitti, Esq.  
Attorneys for ECR INTERNATIONAL f/k/a  
UTICA BOILER  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

*SKH*  
\_\_\_\_\_  
Hon. Sherry Klein-Heitler

**FILED**

MAY 24 2010

MAY 11 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                   |                     |                                  |
| DANIEL SCHIANO,          |                     | : Index No. 105249/00            |
|                          | Plaintiff(s),       | : :                              |
|                          | -against-           | : <b>NO OPPOSITION</b>           |
|                          |                     | : <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  
May 3, 2010

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

By: [Signature]  
Daniel Blouin, Esq.

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

By: [Signature]  
Lawrence G. Lee, 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**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

S

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:  
  
JOHN MICHAEL MALLON

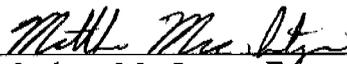
INDEX NO:  
112127'00 and 108387'00  
ASSIGNED TO:  
HON. SHERRY KLEIN HEITLER  
  
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

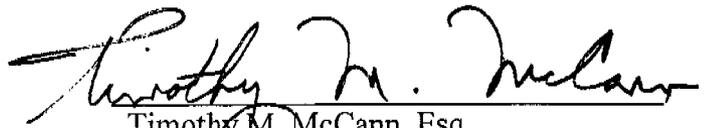
WHEREFORE, defendant Consolidated Edison Company of New York, Inc. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant Consolidated Edison Company of New York, Inc. with prejudice, and there 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.

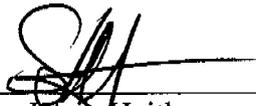
Dated: New York, New York

4/24/10

  
Matthew MacIntyre, 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

MAY 14 2010

MAY 24 2010

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

-----X  
JOHN MATHIS,

Index No.: 122189/99 &  
109431/00

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

Defendant(s).

-----X

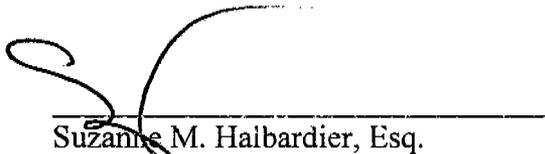
WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §3212, dismissing plaintiff's complaint against defendant **FULTON BOILER WORKS** with prejudice, and there being no opposition thereto,

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.

April 28, 2010



Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500



Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,



Hon. Sherry Klein-Heitler

2010

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

ST

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

INDEX NO:

112127/00 and 108387/00

ASSIGNED TO:

HON. SHERRY KLEIN HEITLER

THIS DOCUMENT RELATES TO:

JOHN MICHAEL MALLON

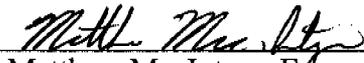
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

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

4/24/10

  
Matthew MacIntyre, 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**

**MAY 14 2010**

**MAY 24 2010**

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X:\cases\FBW42216\legal\NOSJM

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

-----X  
FRANK SCHULTE,

Index No.: 106977/01, 119379/00 &  
100779/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

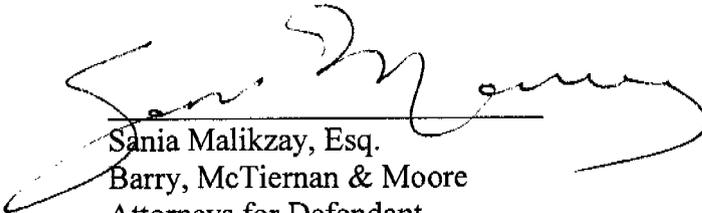
Defendants.  
-----X

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.

4/28/10

  
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**

MAY 24 2010

MAY 2 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 MCKENNA  
(Deceased)

Plaintiff(s),

vs.

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

Defendants.

: NYCAL  
: I.A.S. Part 30  
: (Hon. Sherry Klein Heitler)  
: Index No. 119380-00;  
: ~~102697-01;~~  
: ~~100758-03~~

: **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 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: May 3, 2010  
Newark, New Jersey

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

Nicole M. Kozin  
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**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

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

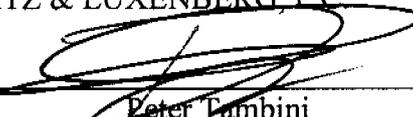
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|                                  |   |                                |
|----------------------------------|---|--------------------------------|
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| IN RE: NEW YORK CITY             | : | NYCAL                          |
| ASBESTOS LITIGATION              | : |                                |
| -----                            | X |                                |
| DANIEL KELLY and MARGARET KELLY, | : | Index No. 119400/00            |
|                                  | : |                                |
| Plaintiffs,                      | : | <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 action, pursuant to CPLR 3212, dismissing plaintiff's complaint against defendants 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 asserted against defendants The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same hereby are dismissed with prejudice and without costs.

Dated: New York, New York  
APRIL 28<sup>th</sup>, 2010

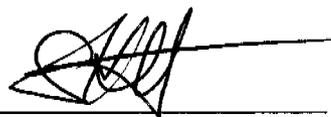
WEITZ & LUXENBERG, P.C.  
By:   
Peter Tambini

LYNCH DASKAL EMERY LLP  
By:   
Scott A. Harford

Attorneys for Plaintiffs  
  
700 Broadway  
New York, New York 10038  
(212) 558-5500

Attorneys for The Goodyear Tire & Rubber Co.  
and Goodyear Canada Inc.  
  
264 West 40th Street  
New York, New York 10018  
(212) 302-2400

Dated: New York, New York

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

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

-----  
IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION  
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NYCAL  
I.A.S. Part 30  
(Heitler, S.)

-----  
This Document Relates to:

Index No.: 108485/99-121764/00

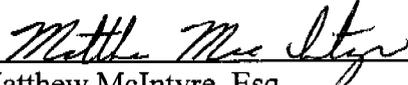
**JACOB TUREK**

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

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

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant A. O. Smith Water Products Company be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/20, 2009

|  |  |
|--|--|
| <br>Matthew McIntyre, Esq.<br>Weitz & Luxenberg, P.C.<br>700 Broadway<br>New York, NY 10003 | <br>Helen Antoniou McGowan, Esq.<br>McElroy, Deutsch, Mulvaney & Carpenter, LLP<br>Attorneys for Defendant A. O. Smith Water<br>Products Company<br>88 Pine Street, 24 <sup>th</sup> Floor<br>New York, New York 10005 |
|--|--|

SO ORDERED, \_\_\_\_\_  


**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 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:

JAMES MCKENNA  
(Deceased)

Plaintiff(s),

vs.

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

Defendants.

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

: Index No.: 119380-00;

: 102692-01;

: 100758-03

: **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 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: May 3, 2010  
Newark, New Jersey

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

Nicole M. Kozin  
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, \_\_\_\_\_

Sherry Klein Heitler  
Hon. Sherry Klein Heitler

**FILED**  
MAY 24 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 : NYCAL  
ASBESTOS LITIGATION :

-----X  
This Document Relates To: :  
 : **NO OPPOSITION SUMMARY**  
 : **JUDGMENT MOTION ON**  
EUGENE DEGANNES and JACQUELINE : **BEHALF OF**  
DEGANNES : **FORD MOTOR COMPANY**

Plaintiff(s), :  
 : Index No.: 103007/01

- against -

A.C. and S., INC. (ARMSTRONG  
CONTRACTING AND SUPPLY), et al.,

Defendant(s).  
-----X

**WHEREFORE**, defendant FORD MOTOR COMPANY hereby request 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.

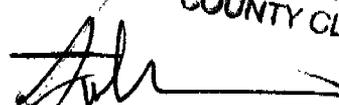
**FILED**

MAY 24 2010

Dated: New York, New York  
April 19, 2010

NEW YORK  
COUNTY CLERK'S OFFICE

  
By: Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
Counsel for: EUGENE DEGANNES and  
JACQUELINE DEGANNES

  
By: Justin M. Kasmir, Esq.  
AARONSON RAPPAPORT FEINSTEIN  
& DEUTSCH, LLP  
Attorneys for Defendant  
**Ford Motor Company**  
757 Third Avenue  
New York, New York 10017  
T: 212-5931822  
F: 212-593-6970

SO ORDERED:   
HON. SHERRY KLEIN HEITLER

MAY 14 2010

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

-----X  
FRANK SCHULTE,

Plaintiff(s)

-against-

A.C & S. INC. et al.

Defendants.  
-----X

Index No.: 106977/01, 119379/00 &  
100779/03

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

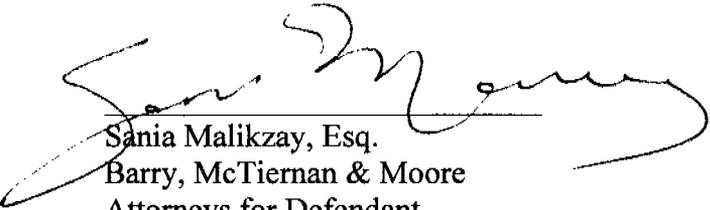
NYCAL  
I.A.S. Part 30

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.

4/28/10

  
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**

MAY 24 2010

MAY 14 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  
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This Document Relates To:

CHARLES BERENGER and MARGARET  
BERENGER,

Plaintiff(s),

-against-

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

Defendants.  
-----X

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

: Index No(s): 107025-01

: **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 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: April 29, 2010  
Newark, New Jersey

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

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

SO ORDERED, [Signature]  
Hon. Sherry Klein Heitler

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 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                          | : NYCAL                          |
|        | ASBESTOS LITIGATION                    | :                                |
| -----X |  |                                  |
|        | RUTH WIERZCHOWICZ, Individually and as | : Index No. 108564/01            |
|        | Executrix for the Estate of STANLEY C. | :                                |
|        | WIERZCHOWICZ,                          | :                                |
|        |  | : <b>NO OPPOSITION</b>           |
|        | Plaintiff(s),                          | : <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  
4/2/10

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**  
MAY 24 2010

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

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

**NEW YORK  
COUNTY CLERK'S OFFICE**

MAY 14 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                | : NYCAL                          |
|        | ASBESTOS LITIGATION          | : :                              |
| -----X |                              |                                  |
|        | ANNIE WARD, as Executrix for | : Index No. 109480/01            |
|        | the Estate of J.D. WARD,     | : :                              |
|        |                              | : :                              |
|        | 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,     |
|        | 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  
4/2/10

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**

MAY 24 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE

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

MAY 14 2010



St

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

|        |                                  |                                  |
|--------|----------------------------------|----------------------------------|
| -----X |                                  |                                  |
| IN RE: | NEW YORK CITY                    | : NYCAL                          |
|        | ASBESTOS LITIGATION              | : :                              |
| -----X |                                  |                                  |
|        | ETTA P. STONE, as Executrix for  | : Index No. 109770/01            |
|        | the Estate of JAMES LUHER STONE, | : :                              |
|        | Plaintiff(s),                    | : <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  
4/2/10

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**

MAY 24 2010

Dated: New York, New York

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

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010



St

X.:cases/FBW43556/legal/NOSJM

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

-----X  
JAMES SCHIAVO,

Plaintiff(s),

-against-

A.C. & S., INC.

Defendant(s).

-----X

Index No. 120582/01  
& 111231/01

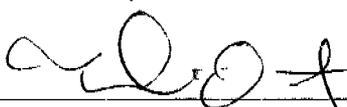
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

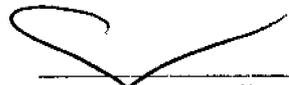
NYCAL  
I.A.S. Part 30

WHEREFORE, defendants **FULTON BOILER WORKS** hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules §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.

4/28/10

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

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X:/cases/FBW443549/legal/NOSJM

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

-----X  
JOHN EPP,

Index No. 111236/01  
& 121854/01

Plaintiff(s),

~~NO~~ OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

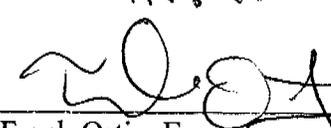
NYCAL  
I.A.S. Part 30

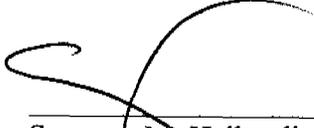
Defendant(s).

-----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.

4/12/10  
  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

34

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

NICHOLAS DELFINO

INDEX NO.  
111867/01  
ASSIGNED TO:  
HON. SHERRY KLEIN HEITLER

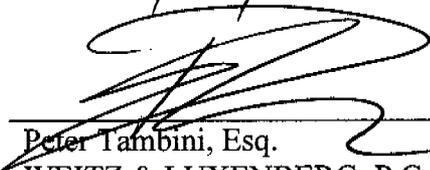
NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

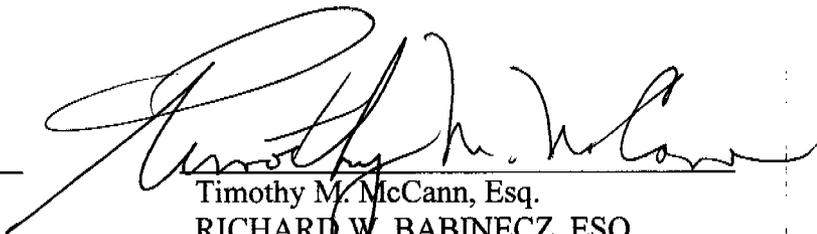
WHEREFORE, defendant Consolidated Edison Company of New York, Inc. hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's complaint against defendant Consolidated Edison Company of New York, Inc. with prejudice, and there 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

4/27/10

  
Peter Tambini, 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

MAY 14 2010

**FILED**  
MAY 24 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       | : NYCAL                        |
|  | ASBESTOS LITIGATION | :                              |
| -----X   |                     |                                |
| MARIE VELLA, Individually and as Executrix for the | :                   | Index No. 114584/01            |
| Estate of PETER T. VELLA,                          | :                   |                                |
|  | :                   |                                |
| Plaintiff(s),                                      | :                   | <b>NO OPPOSITION</b>           |
|  | :                   | <b>SUMMARY JUDGMENT</b>        |
| -against-  | :                   | <b><u>MOTION AND ORDER</u></b> |
|  | :                   |                                |
| A.O. SMITH WATER PRODUCTS CO., 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 be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York  
4/21/10

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

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

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

**FILED**  
MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

St

X:/cases/FBW43556/legal/NOSJM

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

-----X  
JAMES SCHIAVO,

Index No. 120582/01  
& 111231/01

Plaintiff(s),

-against-

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

A.C. & 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.

4/28/10

  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S (

MAY 14 2010

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X:/cases/FBW443549/legal/NOSJM

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

-----X  
JOHN EPP,

Index No.: 111236/01  
& 121854/01

Plaintiff(s),

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C. & S., INC.

NYCAL  
I.A.S. Part 30

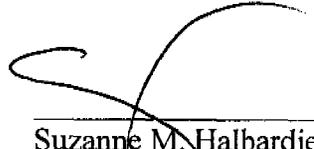
Defendant(s).

-----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.

*4/12/10*  
  
\_\_\_\_\_  
Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
180 Maiden Lane  
New York, New York 10038  
(212) 558-5500

  
\_\_\_\_\_  
Suzanne M. Halbardier, Esq.  
BARRY, MCTIERNAN & MOORE  
Attorneys for Defendant  
FULTON BOILER WORKS  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

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

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 24 2010

Sf

SUPREME COURT : ALL COUNTIES  
WITHIN THE CITY OF NEW YORK

IN RE NEW YORK CITY ASBESTOS LITIGATION,

THIS DOCUMENT RELATES TO:

EUGENE O'BRIEN

INDEX NO.  
104861/97 and 117398/02  
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,

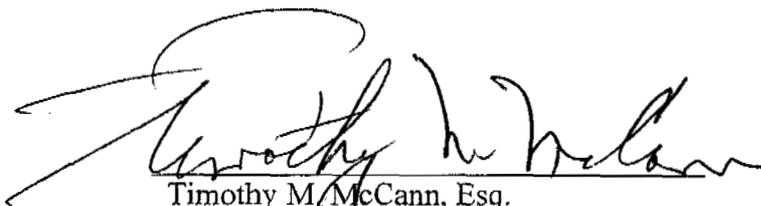
ORDERED, that upon notice to all co-defendants, all claims and cross-claims against defendant Consolidated Edison Company of New York, Inc., be and the same are hereby dismissed with prejudice and without costs.

Dated: New York, New York

4/30/10



Peter Tambini, 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

Our File No  
S-4402-07

**FILED**

2010

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

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:

JAMES MCKENNA  
(Deceased)

Plaintiff(s),

vs.

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

Defendants.

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

: Index No : 119380-00:

: 102692-01:

: 100758-03

: **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 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: May 3, 2010  
Newark, New Jersey

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

Nicole M. Kozin  
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**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED,

Sherry Klein Heitler  
Hon. Sherry Klein Heitler

St

X:\cases\FBW42216\legal\NOSJM  
SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----X  
FRANK SCHULTE,

Index No.: 106977/01, 119379/00 &  
100779/03

Plaintiff(s)

NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER

-against-

A.C & S. INC. et al.

NYCAL  
I.A.S. Part 30

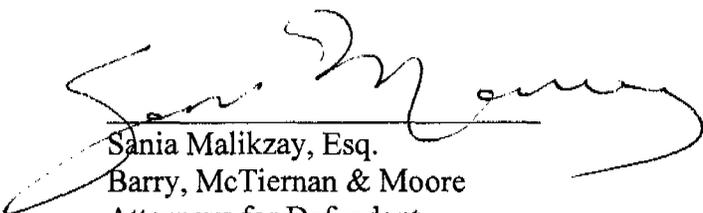
Defendants.  
-----X

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.

4/28/10

  
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**

MAY 24 2010

2010

NEW YORK  
COUNTY CLERK'S OFFICE

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

SA

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

-----X  
This Document Relates To: :

LOUIS DESISTO, :

Plaintiff(s), :

-against- :

A. W. CHESTERTON CO., et al., :

Defendant(s). :  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION ON  
BEHALF OF FORD MOTOR  
COMPANY**

Index No.: 111930/03

**WHEREFORE**, defendant FORD MOTOR COMPANY hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiff's 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  
April 28, 2010



By: Brian Early, Esq.  
EARLY & STRAUSS LLC  
360 Lexington Ave.  
New York, New York 10017  
Attorneys for Louis Desisto



By: Justin M. Kasmir, Esq.  
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

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERKS OFFICE

MAY 14 2010

*SA*

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

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

NYCAL

-----X  
ELLA MAE ROBERTSON, as Executrix for the Estate :  
of JIMMY C. ROBERTSON and ELLA MAE :  
ROBERTSON, Individually, :

Index Nos. 102345/05  
102589/94

Plaintiff(s),

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

-against-

A.O. SMITH WATER PRODUCTS CO., 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:

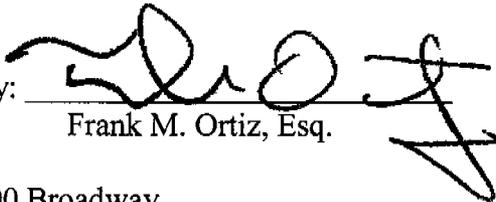
ORDERED, that upon notice to all co-defendants, all claims and cross claims against The Goodyear Tire & Rubber Company and Goodyear Canada Inc. be and the same are hereby dismissed with prejudice and without costs.

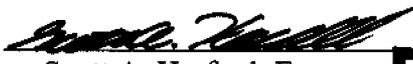
Dated: New York, New York

4-29-10

WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff

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

By:   
Frank M. Ortiz, Esq.

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**

MAY 24 2010

Dated: New York, New York

NEW YORK  
COUNTY CLERK'S OFFICE  
MAY 14 2010

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

SA

Xi/aa-53244/legal/NOSJMMay 2009

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

-----X

ROBERT V. ZITO and CLAIRE ZITO,

Plaintiff(s),

- against -

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

Defendants.

-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

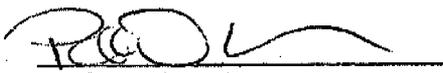
Index No.: 190023/08

NYCAL  
I.A.S. Part 30

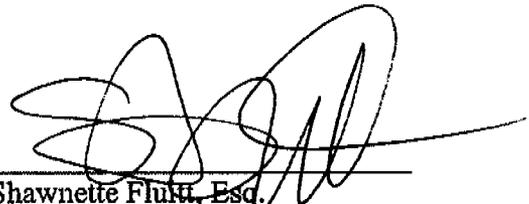
WHEREFORE, defendants ECR INTERNATIONAL f/k/a UTICA BOILERS, INC. hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants ECR INTERNATIONAL f/k/a UTICA BOILER, INC. with prejudice, and there being no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendants ECR INTERNATIONAL f/k/a UTICA BOILERS, INC., be and the same are hereby dismissed with prejudice and without costs.

5/5/10



Patti Burshtyn, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
180 Maiden Lane  
New York, New York 10038



Shawnette Fluh, Esq.  
Attorneys for ECR INTERNATIONAL f/k/a  
UTICA BOILERS, INC.  
Barry McTiernan & Moore  
2 Rector Street, 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

SO ORDERED,

  
Hon. Sherry Ellen Meitler

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010

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

-----X  
ROBERT V. ZITO and CLAIRE ZITO,

Plaintiff(s),

- against -

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

Defendants.  
-----X

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 190023/08

NYCAL  
I.A.S. Part 30

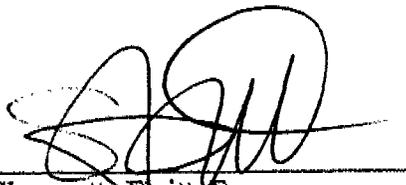
WHEREFORE, defendants FULTON BOILER WORKS hereby request summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendants FULTON BOILER WORKS with prejudice, and there being no opposition thereto,

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.

5/5/10

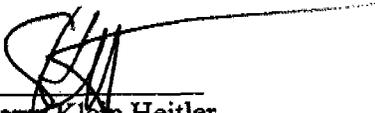


Patti Burshtyn, Esq.  
Attorney for Plaintiffs  
Weitz & Luxenberg  
180 Maiden Lane  
New York, New York 10038



Shawnette Fujitt, 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**

MAY 24 2010

NEW YORK  
COUNTY CLERKS OFFICE

MAY 14 2010



ST

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: :  
: **NO OPPOSITION SUMMARY**  
JAMES V. LYNCH and MARY LYNCH, : **JUDGMENT MOTION AS TO**  
: **FORD MOTOR COMPANY**  
Plaintiff(s), :

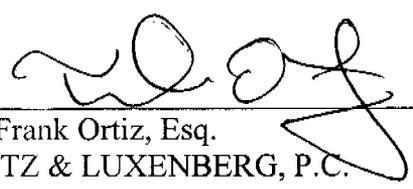
- against - : **Index No.: 190092/09**

A.W. CHESTERTON COMPANY, et al., :  
Defendant(s). :  
-----X

**WHEREFORE**, defendant FORD MOTOR COMPANY hereby request 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  
April 26, 2010



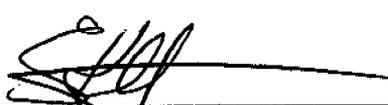
By: Frank Ortiz, Esq.  
WEITZ & LUXENBERG, P.C.  
700 Broadway  
New York, New York 10003  
Attorneys for JAMES V. LYNCH and MARY LYNCH



By: Heather J. Gaw Esq.  
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

**FILED**  
MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED:   
HON. SHERRY KLEIN HEITLER

**MAY 14 2010**

*JS*

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

IN RE: NEW YORK CITY  
ASBESTOS LITIGATION

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

Plaintiff(s)

INDEX NO.: 190120/09

DARRELL R. DALTON and JOANNE J. DALTON,  
against

**NO OPPOSITION  
SUMMARY JUDGMENT  
MOTION AND ORDER**

Defendant(s).

A. R. WILFLEY & SONS, Inc., et al.

WHEREFORE, defendant, **Frick Company, Improperly pled as York International Corporation (Individually and as Successor to Frick Company)**, hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant, **Frick Company, Improperly pled as York International Corporation (Individually and as Successor to Frick Company)**, with prejudice, and there being no opposition thereto.

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant, **Frick Company, Improperly pled as York International Corporation (Individually and as Successor to Frick Company)**, be and the same are hereby dismissed with prejudice and without costs.

DATED: New York, New York  
*April 27*, 2010

*Alla Kostinsky*

ALLA KOSTINSKY, ESQ.  
HOAGLAND, LONGO, MORAN  
DUNST & DOUKAS, LLP  
Attorneys for Defendant, Frick Company,  
Improperly pled as York International  
Corporation  
40 Paterson Street - PO Box 480  
New Brunswick, New Jersey 08903

*Derell Wilson*

DERELL WILSON, ESQ.  
EARLY, LUDWICK, SWEENEY & STRAUSS  
Attorneys for Plaintiff(s),  
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360 Lexington Avenue, 10th Floor  
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Hoagland, Longo,  
Moran, Dunst  
& Doukas, LLP  
Attorneys at Law

40 Paterson Street  
PO Box 480  
New Brunswick, NJ

SO ORDERED:

Honorable Sherry Klein Heitler

*[Signature]*

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

MAY 14 2010



BP-SHEEP-23

SA

**AFFIDAVIT OF SERVICE**

HELENA CAMPBELL, being duly sworn deposes and says I am an employee of Hoagland, Longo, Moran, Dunst & Doukas, LLP, the attorneys for Defendants, Frick Company, improperly pled as York International Corporation (Individually and as Successor to Frick Company).

That on the 27<sup>th</sup> day of April, 2010 a copy of the within No Opposition Motions for Summary Judgment were mailed, via first class to: Derell Wilson, Esq., Early, Ludwick, Sweeney & Strauss, 360 Lexington Avenue, 20th Floor, New York, NY 10017 and one copy to the following attorneys on the attached service list by first-class mail, postage prepaid.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

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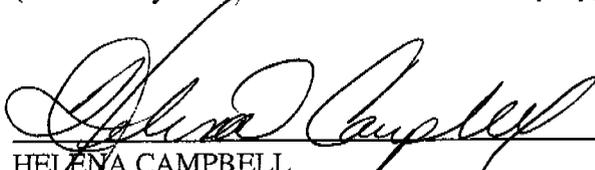
SA

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Jeffrey S. Berkowitz, Esq.  
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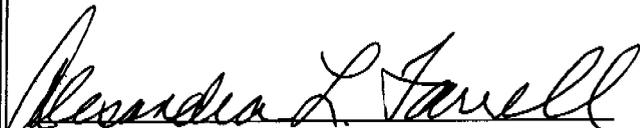
HOAGLAND, LONGO, MORAN, DUNST & DOUKAS, LLP  
Attorneys for Defendant, Frick Company, improperly pled as York International Corporation  
(Individually and as Successor to Frick Company)



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HELENA CAMPBELL

Sworn to before me this 27th day of  
April, 2010



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NOTARY PUBLIC

**ALESANDRA L. FARRELL**  
**NOTARY PUBLIC OF NEW JERSEY**  
**My Commission Expires 10/19/2014**

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, J.)

Index No.190125/09

-----x  
This Document Applies to:

**NO OPPOSITION  
SUMMARY  
JUDGMENT MOTION  
AND ORDER**

LOUIS G. D'ADDIO,

Plaintiff(s),

-against-

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

Defendants.  
-----x

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

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

Dated: Brooklyn, New York  
April 15, 2010

HIC P 13  
Erica V. Cesaro, Esq. Holly C. Peterson  
LEVY, PHILIPS & KONIGSBERG, LLP.  
800 Third Avenue, 13<sup>th</sup> Floor  
New York, New York 10022  
(212) 605-6200

Gary T. Healy, Esq.  
McMAHON, MARTINE & GALLAGHER  
55 Washington Street, Suite 720  
Brooklyn, New York 11201  
(212) 747-1230

**FILED**  
MAY 24 2010  
NEW YORK  
COUNTY CLERK'S OFFICE

SO ORDERED: [Signature]  
HON: SHERRY KLIEN HEITLER

MAY 14 2010

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

RECEIVED

*J*

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

NYCAL 2010 APR 28 A 10:49

LEONARD BASTEN  
FEINSTEIN & DEUTSCH, LLP

-----X  
This Document Relates To:

WILLIAM PIPER,

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AS TO  
FORD MOTOR COMPANY**

Plaintiff(s),

- against -

Index No.: 190282/09

AMERICAN BILTRITE, INC., et al.,

Defendant(s).  
-----X

**WHEREFORE**, defendant FORD MOTOR COMPANY hereby request 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  
April 26, 2010

*[Signature]*

By: Brian Early, Esq.  
EARLY & STRAUSS, LLC  
360 Lexington Ave.  
Attorneys for Plaintiff  
New York, New York 10017

*[Signature]*

By: Hilary s. Macklin Esq.  
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:

*[Signature]*

HON. SHERRY KLEIN HEITLER

**FILED**

MAY 24 2010

NEW YORK  
COUNTY CLERK'S OFFICE

ST

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

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IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION  
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NYCAL  
I.A.S. Part 30  
(Heitler, S.)

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This Document Relates to:  
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Index No.: 190293/09

**WILLIAM KLINE and DOROTHY L. KLINE**

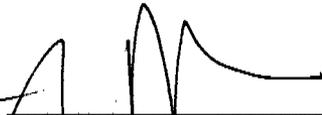
**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

-----  
WHEREFORE defendant Flowserve US, Inc., solely as successor to Edward Valve, Inc. ("Flowserve US") hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint against defendant Flowserve US with prejudice, and there being no opposition thereto.

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

Dated: New York, New York  
5/5, 2010

  
\_\_\_\_\_  
Chris Meisenkothen, Esq.  
Early, Ludwick, Sweeney & Strauss  
360 Lexington Avenue, 20<sup>th</sup> Floor  
New York, NY 10017

  
\_\_\_\_\_  
Tara L. Pehush, Esq.  
McElroy, Deutsch, Mulvaney & Carpenter, LLP  
Attorneys for Defendant Flowserve US, Inc.,  
solely as successor to Edward Valve, Inc.  
88 Pine Street, 24<sup>th</sup> Floor  
New York, New York 10005

SO ORDERED,   
\_\_\_\_\_

**FILED**

**MAY 14 2010**

**MAY 24 2010**

**NEW YORK  
COUNTY CLERK'S OFFICE**