

FAY THIBODEAUX DANOS, et al.

NO. 2003-15723 DIV. "A," SEC. 5

versus

CIVIL DISTRICT COURT

PARISH OF ORLEANS

AVONDALE INDUSTRIES, INC., et al.

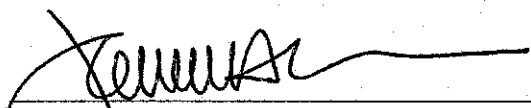
STATE OF LOUISIANA

FILED: _____

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MOTION TO CONTINUE START OF TRIAL BY TWO DAYS

Defendants, the Okonite Company; Rockbestos-Surprenant Cable Corp.; Northrop Grumman Ship Systems, Inc.; American Motorists Insurance Company; Eagle, Inc.; and the McCarty Corporation, move to continue trial of this matter, which currently is scheduled to begin on January 22, 2007, by two days. Thus Defendants request that trial begin on January 24, 2007. As this Court knows, the New Orleans Saints will play in the National Football Conference Championship game — the first such game in the franchise's forty-year history — against the Chicago Bears in Chicago, Illinois on January 21, 2007 at 2:30 p.m. In order to accommodate all fans, including the great majority of the jury pool, the parties involved in this case, and the counsel involved in this case, and in order to ensure that a full jury pool appears on the first day of trial, Defendants request that the beginning of trial be pushed back two days to January 24, 2007. Counsel for the remaining defendants in this matter have been contacted, and none objects to this motion nor its requested relief. Numerous attempts have been made to contact Plaintiffs' counsel by telephone and by e-mail, with no response from Plaintiffs' counsel.

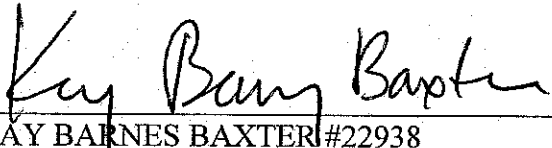


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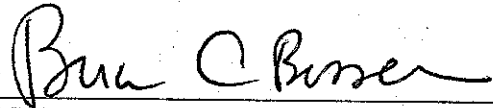


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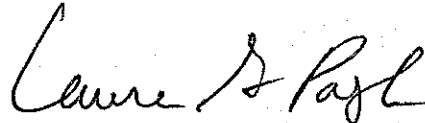
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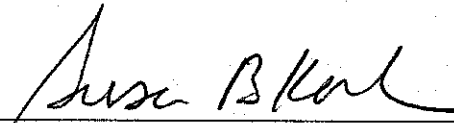
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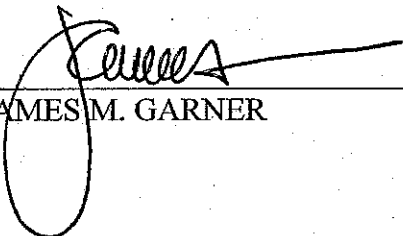
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CORPORATION**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been served on all counsel of record by e-mail, facsimile, and/or by depositing same in the United States Mail, properly addressed and postage prepaid, this 17 day of January, 2007.



JAMES M. GARNER

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versus

CIVIL DISTRICT COURT

PARISH OF ORLEANS

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STATE OF LOUISIANA

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**_____
DEPUTY CLERK**

ORDER

Considering the Motion to Continue Start of Trial by Two Days filed by Defendants, the Okonite Company; Rockbestos-Surprenant Cable Corp.; Northrop Grumman Ship Systems, Inc.; American Motorists Insurance Company; Eagle, Inc.; and the McCarty Corporation:

IT IS ORDERED that Defendants' motion is GRANTED. Trial now will start on January 24, 2007.

New Orleans, Louisiana, this _____ day of January, 2007.

JUDGE

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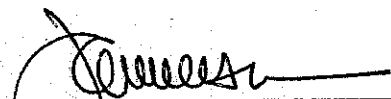
MOTION FOR EXPEDITED HEARING ON MOTION TO CONTINUE START OF TRIAL BY TWO DAYS AND INCORPORATED MEMORANDUM IN SUPPORT

May It Please the Court:

Defendants, the Okonite Company; Rockbestos-Surprenant Cable Corp.; Northrop Grumman Ship Systems, Inc.; American Motorists Insurance Company; Eagle, Inc.; and the McCarty Corporation, move this Court for an expedited hearing on their Motion to Continue Start of Trial by Two Days.

Trial currently is scheduled to begin in less than one week on January 22, 2007. As this Court knows, it was determined just last weekend that the New Orleans Saints will play in the National Football Conference Championship game — the first such game in the franchise's forty-year history — against the Chicago Bears in Chicago, Illinois on January 21, 2007 at 2:30 p.m. In order to accommodate all fans, including the great majority of the jury pool, the parties involved in this case, and the counsel involved in this case, and in order to ensure that a full jury pool appears on the first day of trial, Defendants request that the beginning of trial be pushed back two days to January 24, 2007. Counsel for the remaining defendants in this matter have been contacted, and none objects to this motion nor its requested relief. Numerous attempts have been made to contact Plaintiffs' counsel by telephone and by e-mail, with no response from Plaintiffs' counsel. Defendants request an expedited hearing of this motion so all parties have time to plan accordingly.

Respectfully submitted,

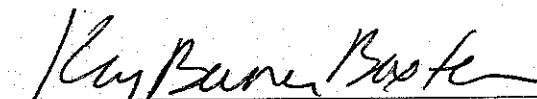


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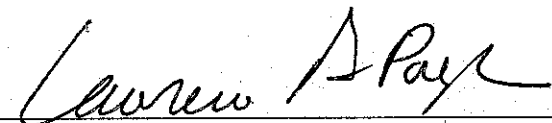
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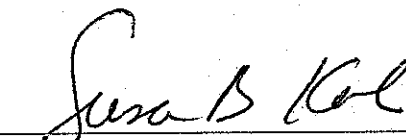
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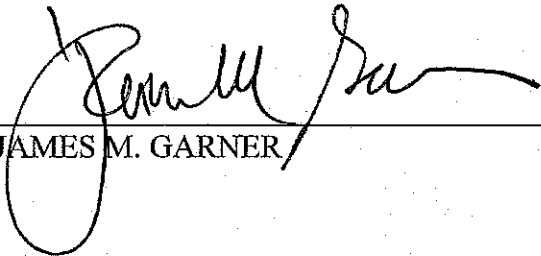
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RULE TO SHOW CAUSE

Considering the Motion to Continue Start of Trial by Two Days, and the Motion for Expedited Hearing on same, filed by Defendants; the Okonite Company; Rockbestos-Surprenant Cable Corp.; Northrop Grumman Ship Systems, Inc.; American Motorists Insurance Company; Eagle, Inc.; and the McCarty Corporation:

IT IS ORDERED that Defendants' Motion for Expedited Hearing on Motion to Continue Start of Trial by Two Days is GRANTED.

IT IS FURTHER ORDERED that Plaintiffs show cause on the ____ day of January, 2007, at ____ o'clock ____m., why Defendants' Motion to Continue Start of Trial by Two Days should not be granted, thereby rescheduling the start of trial of this matter for January 24, 2007.

New Orleans, Louisiana, this ____ day of January, 2007.

JUDGE

Please Serve:

Plaintiffs,
through their attorney of record,
Gerolyn P. Roussel, Esq.
Roussel & Roussel
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