



**IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA**

**IN RE: FLOAT-SINK LITIGATION      CIVIL ACTION NO. 11-C-5000000**

**THIS DOCUMENT APPLIES TO ALL CASES**

**NOTICE OF HEARING**

The parties are hereby on notice that the following motions will be heard by the Court on January 9, 2012:

<b>Date Filed</b>	<b>Case</b>	<b>Title</b>	<b>Document ID#</b>
12/15/11	Master Case	Defendant PPG's Motion for Sanctions Due to Plaintiffs' Failure to Serve Complete and Responsive Answers and Responses to PPG's Combined Discovery as Ordered by the Court	<b>#41422075</b>
12/14/11	Multi-case (Spotloe and Fridley)	Patriot Mining's and Hunter Ridge Coal's Motion to Dismiss Complaints for Plaintiffs' Failure to Comply with September 28, 2011 Discovery Order	<b>#41398653</b>
12/5/11	Multi-case (18 cases)	Certain Manufacturing Defendants' Motion for Sanctions Due to Certain Plaintiffs' Failure to Serve Complete Responses to the Plaintiff Fact Sheet in Compliance with the Court's Orders	<b>#41226609 #41290535, #41295026) #41472476</b>
12/2/11 (refiled)	Multi-case (114 cases)	Dow Chemical Company's Motion for Summary Judgment	<b>#41185671 #41427415</b>
12/2/11	Nickell v. Arkema  11-C-5200012	Defendant Cedar Coal's Motion for Summary Judgment	<b>#41194225 #41448503</b>
12/1/11	Wright v. Arkema  11-C-5410013	Defendant Eastern's Motion for Summary Judgment	<b>#41172231 #41428117</b>

11/22/11	Master Case	Defendant Legacy Vulcan Corp's Motion for Summary Judgment	#41020592 #41269028 #41376960
11/15/11	Master Case	Plaintiffs' Motion for an Extension of Time to Serve Certain Discovery	40899779 #41123200 #41268852
11/3/11 10/27/11	Multi-case (Hatfield and Conley)  Jarvis v. Arkema  11-C-5100001	Defendants Bandmill and Massey's Motion for Summary Judgment  Defendant Peabody's Motion for Summary Judgment	#40713127 #40589897
10/20/11	Blevins v. Arkema  11-C-5030002	Defendant Peabody's Motion for Summary Judgment	#40467977 #40839394
10/20/11	Blevins v. Arkema  11-C-5030002	Defendant Eastern Coal's Motion for Summary Judgment	#40467596 #40839394 #40936055
10/19/11 10/10/11	Copley v. American Coal Testing  11-C-5230009  Master Case	Cross-Motion of Plaintiff for Extension of Time to Respond to Motion Pursuant to Rule 6(b) Plaintiffs' Motion for an Extension of Time to Serve Plaintiff Fact Sheets, Verifications and/or Authorizations on Behalf of Several Plaintiffs	#40444327 #40275400 #40686036 #40518146
10/10/11	Master Case	Dow Chemical's Motion for Protective Order, or in the Alternative, Motion for Relief from Order Approving Fact Sheets	#40271281 #40522748 #40641929
10/4/11	Copley v. American Coal Testing  11-C-5230009	Motion for Summary Judgment by Defendant Standard Laboratories, Inc	#40174235 #40444082 #40571725

9/23/11	March v. Arkema 11-C-5200009	Motion for Summary Judgment by Defendant Standard Laboratories, Inc.	#39792678 #40055069
9/13/11 8/22/11	Multi-Case (Blount and Koenig)  Jeffrey v. American Coal Testing  11-C-5230017	Motion for Summary Judgment by Standard Laboratories, Inc.  Defendant Arch Coal, Inc.'s Motion for Summary Judgment	#39407180 #39733662 #39733662 #39790595 #40053796 #40251625
6/28/11	Testerman v. Allied  11-C-5240008	Motion to Strike "Exhibit C" to Plaintiff's Opposition to the Motions of Defendants Gilbert, Red Ash, and U.S. Steel to Dismiss Amended Complaint	#38382691 #38642427
6/22/11	Dunn v. Cliffs Natural Resources  11-C-555000	Defendants Cliffs and Pinn Oak Resources' Motion for Summary Judgment	#38292561 #38536487 #38667318
12-21-11	Master Case	Manufacturing Defendants Motion to Strike Pls. Expert disclosures. Distributors Motion to Join Man. Motion to Strike Pls. Expert Disclosures.	#41543947  #41608747

Document identification numbers listed above may not be complete, as they include only documents filed on or before December 20, 2011.

Per the Court's previous order, the January 9, 2012, hearing will begin at 10:00 a.m. in Courtroom Four, also known as the Ceremonial Courtroom, on the Second Floor of the Kanawha County Courthouse, at 407 Virginia Street, East, in Charleston, West Virginia.

It is so **ORDERED**.

ENTER: January \_\_, 2012

  /s/ John Hutchison  
Lead Presiding Judge  
Float-Sink Litigation