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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE WORLD TRADE CENTER DISASTER :
SITE LITIGATION :
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IN RE WORLD TRADE CENTER LOWER :
MAHATTAN DISASTER SITE LITIGATION :
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IN RE COMBINED WORLD TRADE CENTER :
AND LOWER MANHATTAN DISASTER SITE :
LITIGATION :
----- X

**ORDER PROPOSING
AMENDMENT TO SPECIAL
MASTERS' APPOINTMENT**

: 21 MC 100 (AKH)
: 21 MC 102 (AKH)
: 21 MC 103 (AKH)

ALVIN K. HELLERSTEIN, U.S.D.J.:

The Special Masters appointed pursuant to my order of December 12, 2006, Professors Aaron D. Twerski and James A. Henderson, Jr., have contributed substantially to the progress of these cases. Most significantly, the discovery they organized, the case selection process they supervised, and the negotiations they monitored were instrumental in assisting the parties to enter into the World Trade Center Litigation Settlement Process Agreement, as Amended ("Settlement Agreement"), executed June 10, 2010, and the court's approval of that agreement as fair, adequate and reasonable.

The court now proposes a new role for the Special Masters, as facilitators and mediators of the settlement discussions now about to begin with the defendants who are not parties to the Settlement Agreement. The Special Masters, in addition to all the powers authorized pursuant to the order of December 12, 2006, are authorized and empowered to identify groups of defendants and insurers having similar interests, engage in ex parte discussions with counsel acting for these groups (to the extent the parties thereto consent) and, generally, promote and facilitate discussions and negotiations to bring about additional settlements in the 21 MC 100 cases.

The Settlement Process Agreement relates also to the cases collected in 21 MC 102 and 103. In those cases, all or many of the defendants who have not settled wish also to consider settlement. There is need for the Special Masters to become engaged with those cases as well as with the cases, parties and counsel in 21 MC 100. I authorize and empower the Special Masters to act in the cases collected in 21 MC 102 and 103, and with the parties and counsel who are plaintiffs and defendants in those cases and the insurers, to the same extent, and with the same authority and powers, as with the cases collected in 21 MC 100, and I hereby enlarge, pursuant to Rule 53(b)(4) of the Federal Rules of Civil Procedure, my order of December 12, 2006, and this order to that effect.

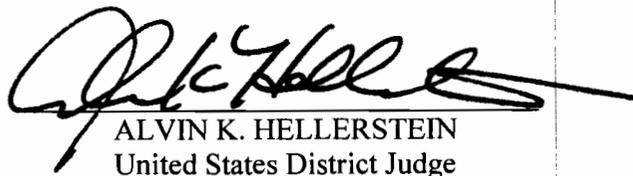
To the extent that the powers and authority provided by this order exceed the powers and authority provided by my order of December 12, 2006, this order governs.

The Special Masters shall report to the court at the end of each month. The costs and expenses of the Special Masters shall be billed and paid monthly, as provided by paragraph 6 of the order of December 12, 2006. Costs and expenses may be billed to subsets of plaintiffs and defendants as appropriate.

Any party objecting to this order shall notify the court by July 2, 2010, and submit the substance of the objection by July 6, 2010. Because discussions are ongoing, this order will be effective in the interim.

SO ORDERED.

Dated: June 29, 2010
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge