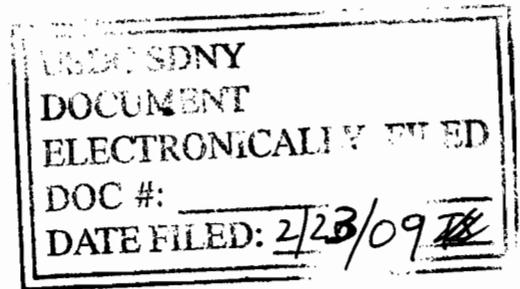


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



----- x
: IN RE WORLD TRADE CENTER DISASTER :
: SITE LITIGATION :
: :
: :
: :
----- x

ORDER

: 21 MC 100 (AKH)
:

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

Plaintiff's Counsel has informed the court in an electronic correspondence, dated February 19, 2009, explaining why vital discovery information was not disclosed when required, that:

1. The plaintiffs in the following three cases are pursuing their claims under later-filed docket numbers and, presumably, that required information will be furnished in those later-filed dockets.

David Alvarado, 05 Civ. 5601
Willie Burns, 06 Civ. 7950
Richard McCayhee, 05 Civ. 1652

Accordingly, these earlier-filed cases are dismissed as duplicative and for failure to prosecute. Fed. R. Civ. P. 41(b).

2. The plaintiffs in the following six cases are not being pursued.

Romulo Armas, 05 Civ. 5601
Rosanne Baldo, 05 Civ. 5601
Frank BeShears, 05 Civ. 5601
Joseph Buzzell, 05 Civ. 5601
Kharid Cameron, 05 Civ. 5601
Ronnie King, 06 Civ. 279

Accordingly, these six cases are dismissed for failure to prosecute, and for failure to obey a court order that each plaintiff is to have a separate case and separate index number. Fed. R. Civ. P. 41(b); Amended Order Following

Appellate Remand, Extending Jurisdiction (July 7, 2005) (referencing Order
Regulating Filing Procedures and Propounding Interrogatories (Oct. 13, 2004)).

3. The plaintiffs in the following six cases are being pursued in either the 21 MC
102 or 21 MC 103 docket.

Linda Battle, 06 Civ. 133
Amy Beller, 05 Civ. 5601
Russell Cannon, 05 Civ. 7877
Katherine Pinkey, 06 Civ. 818
Galit Sabo-Winer, 06 Civ. 1651
Felicia Taylor, 06 Civ. 996

Accordingly, these six cases are dropped from 21 MC 100 and will be
transferred to the correct docket number upon written instructions of plaintiff, which shall
be filed by plaintiff, on or before February 27, 2009.

The Clerk shall mark the docket accordingly.

SO ORDERED.

Dated: New York, New York
February 20, 2009


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