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NO. 2004-03964

IN RE:	§	IN THE DISTRICT COURT OF
	§	
ASBESTOS LITIGATION	§	HARRIS COUNTY, TEXAS
	§	
	§	11 <sup>TH</sup> JUDICIAL DISTRICT

**ORDER ON DISMISSALS OR NONSUITS**

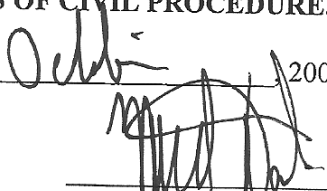
This Order applies to all related asbestos-exposure cases transferred to this Court by the Judicial Panel on Multidistrict Litigation pursuant to Texas Rule of Judicial Administration 13. Consistent with this Court's authority, as set forth in Rule 13.6(b), this Order is intended to facilitate the orderly and efficient resolution and disposition of those cases.

IT IS, THEREFORE, ORDERED THAT:

Whenever a party files an agreed or joint motion to dismiss, a notice or stipulation to dismiss, an agreed or joint motion to nonsuit, a notice or stipulation to nonsuit or any other similarly named motion, notice or stipulation with a proposed order which seeks to dismiss or nonsuit with or without prejudice a Plaintiff's claims against a Defendant, the proposed order is automatically deemed signed and entered by this Court and the Plaintiff's claims against the Defendant are automatically dismissed or nonsuited pursuant to that order. This Order also applies to all such agreed or joint motions to dismiss, notices or stipulations to dismiss, agreed or joint motions to nonsuit, notices or stipulations to nonsuit and other similarly named motions, notices and stipulations which previously have been filed with proposed orders in any case in this MDL and in which the court has not yet signed and entered the proposed order. **THIS ORDER IN NO WAY ALTERS OR AMENDS**

**RULE 162 OF THE TEXAS RULES OF CIVIL PROCEDURE.**

SIGNED this 13<sup>th</sup> day of October, 2006.

  
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 The Honorable Mark Davidson  
 MDL Judge