

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

In Re: FEMA TRAILER
FORMALDEHYDE PRODUCTS
LIABILITY LITIGATION

MDL NO. 07-1873

SECTION "N" (5)

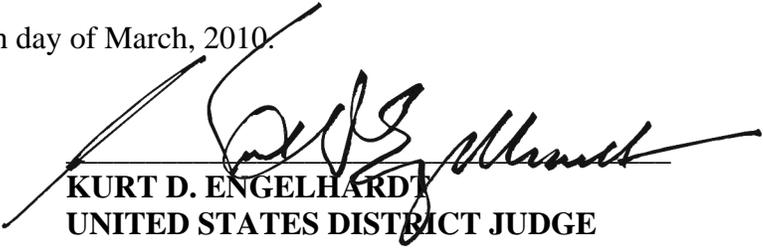
THIS DOCUMENT RELATES TO
Member Case No. 09-2977

ORDER AND REASONS

Before the Court is Shaw Environmental, Inc.'s Motion for Partial Summary Judgment on Plaintiff's Mental Anguish Claims (Rec. Doc. 10945). In this motion, Shaw Environmental, Inc. ("Shaw") asserts that Plaintiff's mental anguish claims, including his claims regarding an alleged fear of cancer, against Shaw should be dismissed. The Court has considered the memoranda of the parties and the applicable law. Accordingly,

IT IS ORDERED that **Shaw Environmental, Inc.'s Motion for Partial Summary Judgment on Plaintiff's Mental Anguish Claims (Rec. Doc. 10945)** is **DENIED AS MOOT** to the extent that it relates to Plaintiff's maintenance claims against Shaw, as such claims have been dismissed. (See Rec. Doc. 11910). To the extent that this motion affects any viable, remaining claims against Shaw, the Court herein **ADOPTS** its ruling as to Forest River, Inc.'s Motion for Partial Summary Judgment on Plaintiff's Mental Anguish Claims (Rec. Doc. 10934).

New Orleans, Louisiana, this 9th day of March, 2010.


KURT D. ENGELHARDT
UNITED STATES DISTRICT JUDGE