

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

In Re: FEMA TRAILER  
FORMALDEHYDE PRODUCTS  
LIABILITY LITIGATION

MDL NO. 07-1873

SECTION "N" (5)

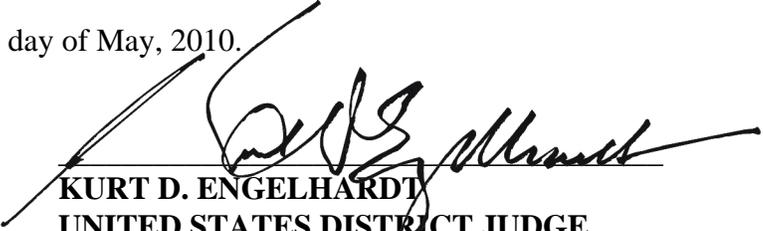
THIS DOCUMENT RELATES TO  
Member Case No. 09-3251

**ORDER AND REASONS**

Before the Court is the Motion for Relief from Judgment (Rec. Doc. 13262), filed by Plaintiff Earline Castanel. In this motion, Plaintiff asserts that it is "necessary and appropriate in response to this Honorable Court's decision under FRCP 54(b) rendered on January 22, 2010. (Doc. No. 09-3251, Rec. Doc. 3)." (See Rec. Doc. 13262-1 p. 1). However, this Order and Reasons is simply the Court's dismissal of Plaintiff's claims against Defendant United States of America based on lack of subject matter jurisdiction. The Court has never entered, and would not be inclined to enter at this stage in the litigation with trial less than two weeks away, a Rule 54 (b) judgment as to this issue. Accordingly,

**IT IS ORDERED** that Motion for Relief from Judgment (Rec. Doc. 13262) is  
**DENIED as premature.**

New Orleans, Louisiana, this 5th day of May, 2010.

  
KURT D. ENGELHARDT  
UNITED STATES DISTRICT JUDGE