MINUTE ENTRY BARBIER, J. Dec. 16, 2011 JS-10: 100 minutes.

#### UNITED STATES DISTRICT COURT EASTERN DISTRICT OF LOUISIANA

	:	MDL NO. 2179
IN RE: OIL SPILL by the OIL RIG	:	
"DEEPWATER HORIZON" in the	:	
GULF OF MEXICO, on	:	
APRIL 20, 2010	:	SECTION: J
	:	
	:	
	:	JUDGE BARBIER
	:	MAG. JUDGE SHUSHAN

COURTROOM DEPUTY: STEPHANIE KALL COURT REPORTER: CATHY PEPPER

#### FRIDAY, DECEMBER 16, 2011 9:35 A.M. JUDGE CARL J. BARBIER PRESIDING

#### STATUS CONFERENCE

Plaintiffs' Liaison Counsel, Defense Liaison Counsel, and Government Coordinating Counsel introduced themselves to the Court. The matters listed below were discussed:

The Court briefly discussed a recently-issued Order.

BP Counsel Andy Langan reported on the status of recent conditional transfer orders and number of active cases within the MDL.

BP Counsel Andy Langan reported on the status of cases before various state courts.

BP Counsel Andy Langan reported on the status of MDL 2185 before Judge Ellison in the Southern District of Texas.

BP Counsel Don Haycraft provided an update on the continued progress of written and deposition discovery. Over 58 million pages of documents have been produced. 280 Depositions have been taken. Phase I expert reports have been submitted and 66 expert depositions are scheduled to be taken through December and early January. Parties are working to schedule Phase II depositions and discovery.

BP Counsel Andy Langan reported on the Vessels of Opportunity ("VoO") cases. All 6"focus" plaintiffs and 3 BP witnesses have been deposed. A planning session is scheduled next week with the mediator for the VoO cases. A Motion for Partial Summary Judgment (Rec. Doc. 4035) remains under advisement.

BP Counsel Andy Langan, Counsel for Transocean's Insurers George Gilly, and Transocean Counsel John Elsely reported on the Insurance Declaratory Judgment Actions, Case Nos. 11-274 and 11-275. A Motion for Leave to File Motion for Summary Judgment was recently filed by Transocean's Insurers (Rec. Doc. 4913). The parties will confer and report to the Court on this Motion within the next seven days. In the Interpleader Actions, Case Nos. 11-1439 and 11-1440, Magistrate Judge Shushan recently signed a Stipulated Case Management Order (Rec. Doc. 4893).

BP Counsel Rob Gasaway reported on issues relating to the custody, preservation, and inspection of the blowout preventer and the capping stack.

Mike Underhill, Coordinating Counsel for the Federal Government, reported on the status of testing of certain cement and rock samples found on the deck of the M/V DAMON BANKSTON.

**BP** Counsel Andy Langan reported on the Motions in Limine respecting evidentiary issues.

BP Counsel Andy Langan reported on the proposed process for the audit of the GCCF.

The Court called for any objections to two Motions for Leave to File Short Form Joinders after Monition Date (Rec. Doc. 4465 and 4542). Transocean Counsel Kerry Miller reported Transocean did not object. Hearing no further objections, the Court GRANTED the Motions (Rec. Doc. 4465 and 4542).

MOEX Offshore Counsel Phil Nizialek and BP Counsel Andy Langan reported on MOEX Offshore's Motion to Substitute BP Exploration & Production, Inc. as Cross-Claim Plaintiff in Amended Cross-Claims of MOEX Offshore (Rec. Doc. 4591). The parties will confer and report to the Court on this Motion within the next seven days. Cameron Counsel David Beck reported that Cameron and BP have entered into a settlement agreement. Cameron orally moved to withdraw without prejudice its Motion for Summary Judgment Denying All Claims Asserted by Transocean and Declaring Obligations of Transocean to Indemnify and Defend Cameron (Rec. Doc. 4524). The Court ORDERED that Cameron's Motion (Rec. Doc. 4524) be WITHDRAWN WITHOUT PREJUDICE to Cameron's right to reassert its Motion. Cameron may reassert by filing a Notice with the Court.

The Court heard oral argument on Transocean's Motion for Partial Summary Judgment against BP to Enforce BP's Contractual Obligations (Rec. Doc. 4477) and BP's Cross-Motion for Summary Judgment against Transocean (Rec. Doc. 4827). John Elsely argued on behalf of Transocean. Andy Langan argued on behalf BP. Steve O'Rourke argued on behalf of the United States. The Motions (Rec. Docs. 4477 and 4827) were taken UNDER ADVISEMENT.

The Court thanked counsel for their continued cooperation, both with each other and the Court.

The Status Conference ended at 11:15.

The next status conference will be held on January 20, 2012 at 9:30 a.m.

**ATTORNEYS: See attached list.** 

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# **Attendance Record**

# MDL-2179 Oil Spill by the Oil Rig "Deepwater Horizon"

## Status Conference–December 16, 2011

Name	<b>Telephone</b>	Client Name
Jeff Keiser	504-210-7325	PSL
Don Godiuia	214-939-4400	Hallburton
Alan York	214-939-4400	1
Jenny Martinez	214-939-4400	K
Stefanie Major	214 939-4400	11
Lenneth Engerrand	713 6291580	AMICUS I ADC
Eva Streelecka	610-747-2321	
George G. Hy	504-584-4289	TO XS insurers
Marty Reland	504-588-9216	en en es
BRAD BRIAN	213-683-9280	TRANSOLEAN
Jimmy Williemson	(115) 223-3536	PSC
pave Palkner 12	203 284 6360	Ra
Vanscyn	71)248350	TRAND Scen
StephanyLeGwand	713.399.6920	Transplean
Robin Speennah	l 212-558-5802	PSC
Corey Man	334-353-4336	Alchama
Win Sinclair	11	11

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# MDL-2179 Oil Spill by the Oil Rig "Deepwater Horizon"

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Name Dim Roy	Telephone	Client Name
Ted Tsekerides		Seach, O'Dilens INRC
Jeremy Grabill		11

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# MDL-2179 Oil Spill by the Oil Rig "Deepwater Horizon"

#### Status Conference–December 16, 2011

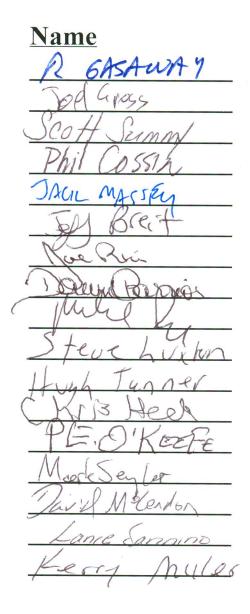
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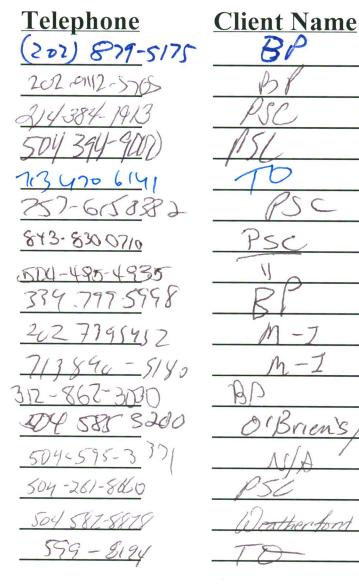
#### **Client Name Telephone** Name SILL 713-6541122 STRADUEY MAL 504-826-3417 504-793.0858 (25-5535 Etze 62 6 15 42779 S 202-701-9466 nolar 485-853-255 3 4nos 212-385-5350 SRC eige an 202-146-DA 0 (ansocea Allev 202 -346-8520 re my ocean 415 805 2100 abaser 954/318-226D 10 DJE 334-451-0806 50 muluson 6315200 10. Sina etor -568-1933 244-37 Carpl 225 0 281-635-CAI

# MDL-2179 Oil Spill by the Oil Rig "Deepwater Horizon"

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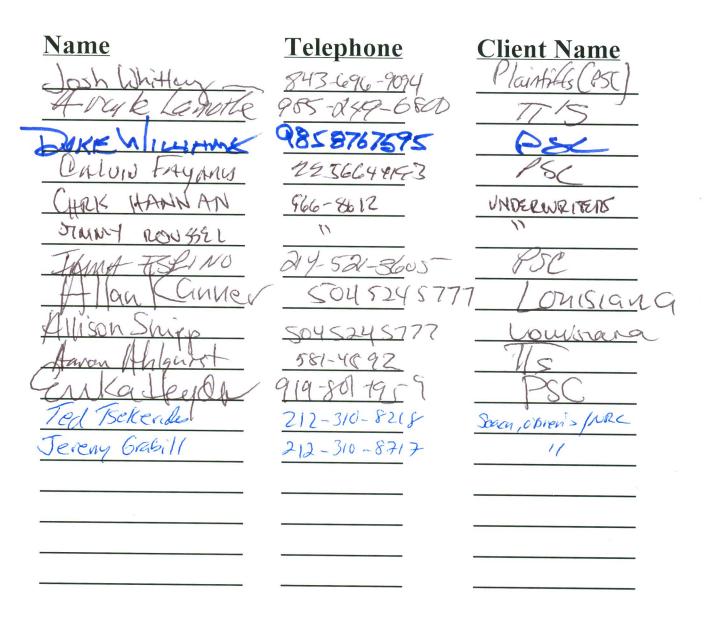
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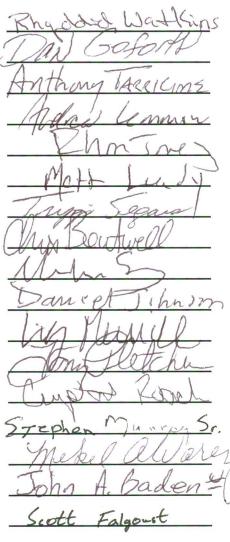


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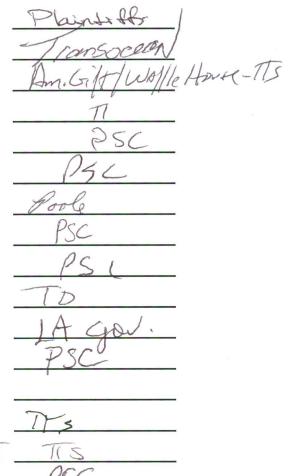
## <u>Name</u>



# **Telephone**

 $\frac{612 - 766 - 501 \cdot 6287}{715 \cdot 650 - 0070}$   $\frac{617 - 424 - 910 0}{985 \cdot 7836 \cdot 99}$   $\frac{985 \cdot 7836 \cdot 99}{151 \cdot 050}$   $\frac{737 - 263 - 7294}{803 - 486 - 0740}$   $\frac{503 - 486 - 0740}{334 - 201 - 4809}$   $\frac{6016}{34 - 201 - 4809}$   $\frac{6016}{34 - 201 - 4809}$   $\frac{6016}{361 \cdot 887 - 0500}$   $\frac{314 \cdot 912 - 7144}{504 - 599 - 3385}$   $\frac{504 - 5 - 99 - 3385}{843 - 216 - 9124}$ 

#### Client Name



PSC

# MDL-2179 Oil Spill by the Oil Rig "Deepwater Horizon"

## Status Conference–December 16, 2011

<u>Name</u> Ky Kuby Tony Jitah	Telephone	<u>Client Name</u> <u>Anadarko</u>
Dets Kuchler Den Gotevin		Halliberton
Hanyork Jenny Martinez MIKZUNDER-HI	μ	US
Rechel CLINS KerryMiller	7) <i>11/1</i>	TV AUDOCPOP 11 11
Den Haycraff- Andrew Langan	+	BP BP
DAVID Strages Lutte Strages Phil Wittmum		CARENON Mahama Cameron
Steve Hem		PSC

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