





09:02 1 between CNBM IT and the CNBM entities and the PSC, but it's not  
09:02 2 set. It's been briefed.

09:02 3 **THE COURT:** What about the litigation fee and expense  
09:02 4 fund?

09:02 5 **MR. HERMAN:** No, Your Honor, nothing new.

09:02 6 **THE COURT:** Anything on the remediation program?

09:02 7 **MR. HERMAN:** Kerry Miller is here for Knauf, and Jake  
09:02 8 is here to report on the administration.

09:02 9 **MR. MILLER:** Good morning again, Your Honor.

09:02 10 Kerry Miller. There's really nothing new on the remediation  
09:02 11 program as it was reported at previous status conferences this  
09:02 12 year. Knauf and BrownGreer are in the wind-down phase of the  
09:02 13 administration of the Knauf settlement as well as the related  
09:02 14 settlements, so there really aren't many houses left to be  
09:03 15 remediated. Primarily what we are dealing with now,  
09:03 16 Your Honor, are the last batch of *pro se* claimants that fell in  
09:03 17 the subsequent Knauf agreement, but that's what Moss is working  
09:03 18 on.

09:03 19 Your Honor, as in the past, Bill Adams from Moss  
09:03 20 is in attendance today and has been working with the PSC and  
09:03 21 Dan Balhoff and others in attempting to resolve questions and  
09:03 22 concerns of class members and other homeowners who had their  
09:03 23 homes remediated.

09:03 24 **THE COURT:** I understand we have Ms. Rebecca Hohne.  
09:03 25 She has an issue involving her.

09:03 1 Do you want to come up, ma'am, and tell us about  
09:03 2 it at this point.

09:03 3 I received a letter from Ms. Hohne. She has  
09:03 4 indicated that she has some issues with the remediation.

09:03 5 **MS. HOHNE:** Yes, sir. Thank you, Your Honor. As you  
09:04 6 know, my house was remediated. Me and my son, we moved back  
09:04 7 in, and we started having similar health issues that we did  
09:04 8 prior to the remediation. We ended up moving out. Now the  
09:04 9 smell is so strong it will irritate your eyes and irritates me  
10 to where I can't even go back in it anymore.

09:04 11 **THE COURT:** You said in your letter that you feel  
09:04 12 that they remediated your home by putting Chinese drywall back  
13 in it.

09:04 14 **MS. HOHNE:** Well, what it is is that I know that in  
15 Exhibit F it talks about how no subsidiary can have anything to  
16 do with the remediation part of it and the materials going back  
17 in the home. The drywall that's in there now, it's stamped  
18 Palatka, Florida, but it has American Gypsum tape on it.

09:04 19 Well, I looked, and American Gypsum only has  
20 five plants in the United States, and the one furthest on the  
21 East Coast is in South Carolina. I looked up and in Palatka,  
22 Florida, that was Lafarge. Lafarge is the only one that I know  
23 of that has a plant down there, and they are an entity of  
24 Knauf. Also, the insulation in the house, it's Guardian  
25 insulation and Knauf, they own that.

09:05 1 So me myself, I've had so -- it's caused so many  
09:05 2 problems for me and my child with our health, financially.  
09:05 3 Recently I went to apply for an apartment to have another place  
09:05 4 to live for me and my child because in the school zone we are  
09:05 5 at -- my son, he is dyslexic, so I'm trying to keep him in the  
09:05 6 same program for special education there with the lady who  
09:05 7 works with him. When I applied for an apartment, I got  
09:05 8 declined just recently, and that's because my second mortgage  
09:06 9 has been charged off.

09:06 10 I can't do anything with the house. I can't  
09:06 11 sell it. I'm probably about to start foreclosure soon, but the  
09:06 12 second mortgage is already charged off. I can't afford to pay  
09:06 13 for my mortgage and pay for the place to rent and the expense  
09:06 14 of moving multiple times.

09:06 15 **THE COURT:** What is it that you are asking the Court  
09:06 16 to do?

09:06 17 **MS. HOHNE:** I'm wondering, has the Court granted a  
09:06 18 motion for people who have been through the remediation and it  
09:06 19 didn't work like in my situation?

09:06 20 **THE COURT:** Does Moss have any input on this  
09:06 21 situation?

09:06 22 **MR. MILLER:** Your Honor, Kerry Miller again. I think  
09:06 23 what we should do in this situation, Your Honor -- we really  
09:06 24 haven't had this situation crop up before. Probably what ought  
09:06 25 to happen next, Your Honor, is a reinspection of the home to

09:06 1 see what could be happening in there.

09:07 2 Palatka drywall is manufactured by Lafarge in  
09:07 3 Florida. That's not a Knauf entity. That's U.S. manufactured  
09:07 4 drywall, so that's not Chinese drywall.

09:07 5 Your Honor, I think we should have the company  
09:07 6 that does the environmental inspections after the drywall is  
09:07 7 removed go back in and take a look.

09:07 8 **THE COURT:** Ms. Hohne, you can come back up. Let's  
09:07 9 do that. Let's take it a step at a time. Let's try to get to  
09:07 10 the bottom of this. Let's have your home inspected again by  
09:07 11 the environmental people that are doing it. I would like you  
09:07 12 to meet with them and call their attention to the problems that  
09:07 13 you see.

09:07 14 **MS. HOHNE:** Okay. It was inspected.

09:07 15 **THE COURT:** Let's do it again and see what it is.

09:07 16 Moss, get involved a little bit in this. Be  
09:07 17 present so that you can see what the issue is so that we can at  
09:07 18 least get to the bottom of it.

09:07 19 **MS. HOHNE:** Thank you, sir.

09:07 20 **THE COURT:** Are you from here or do you have to come  
09:07 21 in?

09:07 22 **MS. HOHNE:** I came in from Birmingham, so I drove  
09:08 23 down here.

09:08 24 **THE COURT:** I hate for you to have to come back, but  
09:08 25 I would like to keep on top of this and see if we can do it by

09:08 1 the next meeting.

09:08 2 MS. HOHNE: Yes, sir.

09:08 3 THE COURT: If you can come next meeting and give us  
09:08 4 some input on it.

09:08 5 MS. HOHNE: I can arrange that.

09:08 6 THE COURT: Thank you very much.

09:08 7 MR. MILLER: Perhaps after, Your Honor, we could meet  
09:08 8 with her and exchange contact information so we can follow up.

09:08 9 THE COURT: Let's do that.

09:08 10 MS. HOHNE: Okay.

09:08 11 THE COURT: How about InEx, Banner, Knauf, and Global  
09:08 12 settlements? Anything? Do you want to give us a report?

09:08 13 MR. HERMAN: No, Your Honor, but BrownGreer is here  
09:08 14 to report.

09:08 15 MR. WOODY: Good morning, Your Honor. My name is  
09:08 16 Jake Woody from BrownGreer here to give the July report.

09:08 17 The most significant activity that we have done  
09:09 18 since the last status conference is our work on what we are  
09:09 19 calling the stipend list. By way of background, in December of  
09:09 20 2014, the Court entered an order approving a motion made by the  
09:09 21 fee committee to make what we are calling a stipend payment to  
09:09 22 certain eligible properties. The Court approved stipend  
09:09 23 payments in the amounts of \$1,000 for a KTP property and \$150  
09:09 24 for a non-KPT property. These payments can be made to  
09:09 25 properties where there is at least one eligible claim in the

09:09 1 MDL settlements. We will make these payments when the time  
09:09 2 comes from the attorney fee funds, and we will ask for the  
09:09 3 Court to approve whatever payments we do end up making.

09:09 4 **THE COURT:** How are you going about determining it?  
09:09 5 Are people claiming them?

09:09 6 **MR. WOODY:** Yes, sir. What we did was we looked at  
09:09 7 all of the properties in our database and figured out which  
09:10 8 belonged to which firm and what kind of drywall they had in it.  
09:10 9 Once we know what kind of drywall is in it, whether it's KPT or  
10 non-KPT, we can determine the potential stipend for that  
11 property.

09:10 12 We put together a list for each firm and  
13 e-mailed that list last Friday. The list contains our  
14 determination of all the properties associated with the firm,  
15 whether the claim is eligible or not, and if so the amount of  
16 the stipend. We asked that the firms review that list  
17 carefully to make sure that we included all the properties that  
18 they believe should be included.

09:10 19 If a firm reviews the list and determines that  
20 they believe we have left off a property, we ask that they add  
21 it to the second tab of the spreadsheet. If they find or  
22 believe that we have incorrectly determined the stipend amount,  
23 whether they think it should be \$1,000 or \$150, we ask that  
24 they indicate that in the column on the spreadsheet we are  
25 calling the dispute column.

09:11 1 For any other discrepancies, please e-mail us  
09:11 2 and let us know what the discrepancy is, and provide any proof  
09:11 3 that you think will be helpful to us. The firms should send  
09:11 4 the list back to us at CDWquestions@browngreer.com. The list  
09:11 5 is due on Wednesday, July 22, which is a week from tomorrow.  
09:11 6 If we don't hear from a firm on or before that date, we will  
09:11 7 assume that the list we sent is correct.

09:11 8 We have also, of course, continued to make  
09:11 9 payments in the program since the last status conference. The  
09:11 10 total payment to date is \$78,338,935. Of that amount,  
09:11 11 76 percent or \$59,917,627 has gone to Global, Banner, InEx  
09:11 12 repair and relocation. 24 percent has gone to what we call  
09:11 13 other loss claims. The total there is \$18,421,308.

09:12 14 Other loss claims are made up of five separate  
09:12 15 claim types. Foreclosure and short sale has received  
09:12 16 26 percent of the other loss payments or \$4,750,000. Lost  
09:12 17 rent, use, and sales has made up 28 percent of the payments for  
09:12 18 other loss claims, for a total of \$5,166,209. Miscellaneous  
09:12 19 claims, which are primarily claims for personal property  
09:12 20 damage, electronics, HVAC repair, things of that nature, has  
09:12 21 made up 17 percent of the total, for a total of \$3,161,095.

09:12 22 Preremediation alternative living expenses,  
09:12 23 which we abbreviate here to PRALE, is 28 percent of the total.  
09:12 24 Those claims are for alternative living expenses incurred prior  
09:12 25 to remediation. In some cases people had to move out for

09:12 1 months or years before any remediation took place. Through the  
09:12 2 Knauf program, they are entitled to get a lump sum payment that  
09:13 3 compensates them for the time spent out of the home during  
09:13 4 remediation. Preremediation alternative living expenses deals  
09:13 5 with the other periods they were out of the home. The total  
09:13 6 for that claim type is \$5,234,002.

09:13 7 Finally, Your Honor, bodily injury claims, we  
09:13 8 have paid \$110,000 on those, and they make up just .6 percent  
09:13 9 of the total payments so far.

09:13 10 We are still working through miscellaneous  
09:13 11 claims. We have reviewed them all, and we have issued notices  
09:13 12 on them all. We issued a large batch of offers on  
09:13 13 miscellaneous claims on June 30. There are 221 open offers  
09:13 14 there.

09:13 15 Let me back up and note that we have issued  
09:13 16 4,812 eligibility notices on other loss claims. 223 are open,  
09:13 17 meaning that claimants still have time to either accept the  
09:14 18 offer or make what we call a request for a special master  
09:14 19 award. 4,018 people have accepted the offer, which is an  
09:14 20 83 percent acceptance rate. 584 have requested special master  
09:14 21 review of their offer. That's 12 percent of the total.

09:14 22 I expect the 223 open offers to close before the  
09:14 23 next status conference. The deadline for most of those will be  
09:14 24 the end of this month. They will either move to the offer  
09:14 25 accepted category or to the special master award. At that

09:14 1 point we should have all of the other loss claims dealt with  
09:14 2 either through denying them or incompleteness or because we  
09:14 3 have made them an offer that they have accepted or requested a  
09:14 4 special master award.

09:14 5 Finally, Your Honor, our contact information, as  
09:14 6 always, our portal is [www3.browngreer.com/drywall](http://www3.browngreer.com/drywall). Our e-mail  
09:14 7 address is [CDWquestions@browngreer.com](mailto:CDWquestions@browngreer.com). That is the e-mail  
09:15 8 address that people should use to respond to us on the stipend  
09:15 9 issue. They can also ask any questions they have about the  
09:15 10 stipend through that e-mail address. Our phone number is  
09:15 11 (866) 866-1729.

09:15 12 **THE COURT:** The settlement that you just reported on,  
09:15 13 that's in addition to the Knauf remediation. Why don't you  
09:15 14 explain to us how that interfaces with this.

09:15 15 **MR. WOODY:** Yes, sir. The Knauf remediation program  
09:15 16 is largely a program to remediate properties, to fix them, to  
09:15 17 replace the Chinese drywall that's in them, and to provide some  
09:15 18 collateral benefits, for instance, the lump sum payment I  
09:15 19 mentioned earlier. When people avail themselves of the Knauf  
09:15 20 remediation program, they generally assign their Global,  
09:15 21 Banner, InEx repair and relocation claim to Knauf.

09:15 22 Knauf has made a number of those claims pursuant  
09:15 23 to those assignments. However, in many cases they do reserve  
09:15 24 the right to file the other loss claim types, and many people  
09:16 25 have. That period to file those claims is closed, of course,

09:16 1 but we do have people who have received Knauf remediation.  
09:16 2 Knauf will then make the Global, Banner, InEx repair and  
09:16 3 relocation claim that they received through the assignment, and  
09:16 4 the homeowner will make one or more other loss claims and can  
09:16 5 receive additional compensation through that program.

09:16 6 **THE COURT:** Thank you.

09:16 7 **MR. WOODY:** Thank you, Your Honor.

09:16 8 **THE COURT:** Thank you very much.

09:16 9 Anything on shared costs fund?

09:16 10 **MR. HERMAN:** Nothing new, Your Honor.

09:16 11 **THE COURT:** Taishan, BNBM, and CNBM defendants?

09:16 12 **MR. HERMAN:** From page 15 --

09:16 13 **MR. ROSENBERG:** Excuse me. Your Honor, on behalf of  
09:16 14 the CNBM entities, I know the Court is aware that two motions  
09:16 15 have been filed.

09:16 16 **THE COURT:** Right.

09:16 17 **MR. ROSENBERG:** One is the motion to clarify the  
09:16 18 July 17, 2014 contempt order, which has also been joined in by  
09:16 19 the BNBM entities, and then there's a separate motion to  
09:16 20 dismiss based upon sovereign immunity. I believe counsel for  
09:16 21 CNBM would like to at least address the Court about the  
09:16 22 scheduling of those issues --

09:16 23 **THE COURT:** Right.

09:16 24 **MR. ROSENBERG:** -- if the Court so pleases.

09:16 25 **THE COURT:** That's fine. Do you want to do it now?

09:17 1           **MR. ROSENBERG:** Whatever the Court's pleasure.

09:17 2           **THE COURT:** Let me just make some comments to set the  
09:17 3 stage a little bit.

09:17 4           As we know, CNBM has filed a motion seeking to  
09:17 5 dismiss the lawsuit. The motion is based mainly on the  
09:17 6 Foreign Sovereign Immunities Act, which is really the sole  
09:17 7 basis of jurisdiction of the Court against a foreign state or,  
09:17 8 for that matter, an agency or instrumentality of a foreign  
09:17 9 state. Foreign-controlled corporations owned by a foreign  
09:18 10 state, of course, are included in that law, and it grants  
09:18 11 sovereign immunity to the foreign state from suits in the  
09:18 12 United States.

09:18 13           It's important to recognize that it's not only  
09:18 14 immunity from judgment, it's immunity from suit. The reason  
09:18 15 for that is that it recognizes that occasionally suits will  
09:18 16 last so long that costs will be expended, and the law is really  
09:18 17 geared to short-circuit some of that.

09:18 18           There are, however, several exceptions to it.  
09:18 19 One exception is the commercial activities exception found in  
09:18 20 § 1605 of the statute. Under the act, *commercial activity*  
09:18 21 means either a regular course of commercial conduct or a  
09:19 22 particular commercial transaction or act, but there must be  
09:19 23 some nexus of that activity or act to the United States; that  
09:19 24 is to say, the commercial activity must either be carried on in  
09:19 25 the United States or carried on outside the United States but

09:19 1 have some impact on the United States or on something in the  
09:19 2 United States.

09:19 3 It's, of course, been recognized that the  
09:19 4 drafters of the act envisioned that the courts would have some  
09:19 5 latitude in determining the nature and scope of that activity,  
09:19 6 that is to say, what is commercial for purposes of the law.

09:19 7 There's also another exception, which is the  
09:20 8 tortious activities exception. We see it oftentimes in car  
09:20 9 accident cases, where it arises more frequently. Under this  
09:20 10 exception, a foreign state is not immune from suits where the  
09:20 11 losses to property or personal injury are caused by tortious  
09:20 12 acts of its officers, employees, agents, or affiliates while  
09:20 13 acting in the course and scope of their employment. That's the  
09:20 14 key here. It has to be in the course and scope of their  
09:20 15 employment. It can't be just while they are not in the course  
09:20 16 and scope of their employment.

09:20 17 Once a defendant alleges that it's a foreign  
09:20 18 state, the plaintiff then must produce some facts to show that  
09:20 19 an exception to the Foreign Sovereign Immunities Act exists;  
09:21 20 but the defendant does retain at all times, under the law and  
09:21 21 under the case law interpreting the act, the burden of  
09:21 22 establishing jurisdiction.

09:21 23 The role of the trial court, as I mentioned, the  
09:21 24 act is clear, I think, in its wording. It's certainly  
09:21 25 undisputed by the jurisprudence that's developed, as well as

09:21 1 the legal commentary, that the act is intended to not only give  
09:21 2 immunity from judgment but also give immunity from suit. So  
09:21 3 this involves the trial court and the responsibility of the  
09:21 4 trial court.

09:21 5           When a party challenges subject matter  
09:21 6 jurisdiction, the Court, of course, is given authority to  
09:21 7 resolve any disputes. It has some discretion as to the method  
09:22 8 to resolve the dispute. Oftentimes additional discovery is  
09:22 9 necessary. Sometimes affidavits are used. Some of the courts  
09:22 10 simply use affidavits, some allow more discovery, and some even  
09:22 11 have an evidentiary hearing to resolve those disputes. Any  
09:22 12 discovery proceedings or hearings, of course, should be focused  
09:22 13 solely and completely on the issue of jurisdiction. It's  
09:22 14 limited to jurisdiction, which includes, of course, the  
09:22 15 exceptions.

09:22 16           There's some authority to remind the trial court  
09:22 17 that it cannot just willy-nilly start discovery without any  
09:22 18 reason at all unless it has a clear understanding, the cases  
09:22 19 generally say, of the basis of a plaintiff's claim. The Court  
09:23 20 should be clear that it understands what the basis of the claim  
09:23 21 is.

09:23 22           To start with, you look at the pleadings to see  
09:23 23 what is pled because sometimes in pleadings the plaintiff has  
09:23 24 not expressed themselves specifically and it's just generally,  
09:23 25 and that generally doesn't precipitate discovery. I look to

0 9 : 2 3 1 the pleadings in this case, with the *Gross* pleading  
0 9 : 2 3 2 particularly, and the relevant paragraphs seem to me to be on  
0 9 : 2 3 3 page 20.

0 9 : 2 3 4 Starting with paragraph 45, the plaintiffs say:  
0 9 : 2 3 5 "Defendant CNBM Group caused the drywall at issue in the case  
0 9 : 2 4 6 to be imported, distributed, delivered, supplied, inspected,  
0 9 : 2 4 7 marketed and/or sold."

0 9 : 2 4 8 Paragraph 46 says: "Defendant CNBM USA Corp. is  
0 9 : 2 4 9 a California corporation with a principal place of business in  
0 9 : 2 4 10 California. By information and belief, CNBM USA Corp. is a  
0 9 : 2 4 11 subsidiary of either BNBM, China National Building Material  
0 9 : 2 4 12 Co., Ltd., BNBM Group, or CNBM Group."

0 9 : 2 4 13 Paragraph 47 says: "By information and belief,  
0 9 : 2 4 14 CNBM USA Corp. acted as an agent for BNBM, China National  
0 9 : 2 4 15 Building Material Co., Ltd., BNBM Group, and/or CNBM Group by  
0 9 : 2 4 16 promoting and marketing the drywall at issue in this litigation  
0 9 : 2 4 17 to American suppliers. Accordingly, CNBM USA Corp. caused the  
0 9 : 2 5 18 drywall at issue in the case to be imported, distributed,  
0 9 : 2 5 19 delivered, supplied, inspected, marketed, and/or sold."

0 9 : 2 5 20 Lastly, paragraph 48: "To the extent Taishan,  
0 9 : 2 5 21 BNBM, China National Building Material, Co., Ltd., BNBM Group,  
0 9 : 2 5 22 and CNBM Group are deemed to be foreign sovereign entities,  
0 9 : 2 5 23 plaintiffs bring their claims against these entities pursuant  
0 9 : 2 5 24 to 28 U.S.C. § 1605(a)(2), the commercial activity exception to  
0 9 : 2 5 25 the Foreign Sovereign Immunities Act, or alternatively under

09:25 1 § 1605(a)(5), the tortious act exception. Plaintiffs allege  
09:25 2 that the claims against Taishan, BNBM, China National Building  
09:25 3 Material Co., Ltd., BNBM Group, and CNBM Group are based upon  
09:26 4 commercial activities carried on in the United States. The  
09:26 5 claims also seek monetary damages against a foreign state for  
09:26 6 damages to the property occurring in the United States, caused  
09:26 7 by the tortious acts or omissions of that foreign state, or of  
09:26 8 any official or employee of that foreign state while acting  
09:26 9 within the course and scope of employment."

09:26 10 I look at that. I am also familiar with the  
09:26 11 litigation. I've had some experience with this case. It's  
09:26 12 been with me now since 2009. I've had a number of trials in  
09:26 13 the case. I have designed the protocol to remedy the  
09:26 14 situation. I have participated in rather extensive discovery  
09:26 15 on the manufacture and distribution of the Chinese drywall. In  
09:27 16 fact, I went to China to participate, along with the lawyers,  
09:27 17 in depositions which lasted five days, nine to ten hours a day.

09:27 18 The type and nature of the defect was gone into  
09:27 19 during the trials. I understood that. I understood the extent  
09:27 20 of the damage. I heard the testimony of the experts and  
09:27 21 designed what I felt was an appropriate protocol to remedy the  
09:27 22 situation. I heard witnesses describe it.

09:27 23 Based on the pleadings, as well as my  
09:27 24 understanding of the litigation, I feel like I do have some  
09:27 25 clear understanding of at least the plaintiffs' claims. I

09:27 1 don't know whether their claims are valid or not, but I  
09:28 2 understand what their claims are.

09:28 3           When I recognized that, I looked to the parties  
09:28 4 to see if they could come up with a discovery plan because I  
09:28 5 did think that both sides would profit by some discovery on the  
09:28 6 jurisdictional aspect of the case. With the quality and  
09:28 7 competence of the lawyers in the case, I always look first to  
09:28 8 them for some guidance and get their suggestions, which I take  
09:28 9 seriously.

09:28 10           They met and conferred and did their best to  
09:28 11 come up with a schedule that they felt would be satisfactory.  
09:28 12 They worked very hard on it. Notwithstanding their efforts,  
09:28 13 they were not able to come up with a satisfactory schedule, so  
09:28 14 I will come up with a schedule in this matter.

09:29 15           I do have this motion. I do feel, for the  
09:29 16 various reasons that I have just discussed, that some discovery  
09:29 17 would be helpful to me. I do recognize that it's not the type  
09:29 18 of case that can be discovered for years in the future. I  
09:29 19 don't think that's appropriate. We are only discovering the  
09:29 20 jurisdiction and the extent of the exceptions, if any; but it  
09:29 21 is factually pregnant, those exceptions, and I think that some  
09:29 22 fact discovery would be helpful.

09:29 23           Now, we have gotten some, and the parties I  
09:29 24 think agree that there is some. They seem to disagree as to  
09:29 25 the amounts. The plaintiffs want a lot of material. The

09:29 1 defendants feel that enough has been given. I'll come up with  
09:30 2 a schedule in the near future, and we will go on that schedule  
09:30 3 and deal with it. That's my feeling on it.

09:30 4 If there are any comments, I will certainly  
09:30 5 listen to you.

09:30 6 **MR. ROSENBERG:** Your Honor, just as liaison counsel,  
09:30 7 I think it's better to defer to CNBM's counsel. Just a couple  
09:30 8 of quick points, and then I'm going to defer to Mr. Stengel, if  
09:30 9 it's acceptable.

09:30 10 I understand there are exceptions under the act,  
09:30 11 as the Court knows and just articulated, but it's up to the  
09:30 12 plaintiffs to establish that they can fall within one of those  
09:30 13 exceptions.

09:30 14 **THE COURT:** I agree.

09:30 15 **MR. ROSENBERG:** With respect to the discovery,  
09:30 16 Your Honor, the Court has given considerable latitude to the  
09:30 17 plaintiffs already, considerable latitude. We have had weeks  
09:30 18 of discovery so far. We are about to engage in more weeks of  
09:30 19 discovery.

09:30 20 The plaintiffs steering committee has recently  
09:30 21 intimated that they need through the end of the year to conduct  
09:30 22 discovery, which is inconsistent with the priority the  
09:31 23 Fifth Circuit and other circuits have placed upon the sovereign  
09:31 24 immunity act, as Your Honor knows.

09:31 25 So with just that backdrop, Your Honor, I would

09:31 1 ask if Mr. Stengel could address the Court.

09:31 2 **THE COURT:** Sure. Fine. I appreciate it.

09:31 3 **MR. STENGEL:** Good morning, Your Honor. Jim Stengel  
09:31 4 for CNBM Group, and I'm conscious of the fact that we are here  
09:31 5 to talk about scheduling and not the merits of the motions  
09:31 6 themselves --

09:31 7 **THE COURT:** Right.

09:31 8 **MR. STENGEL:** -- since we have just got our brief on  
09:31 9 file so far.

09:31 10 **THE COURT:** Sure.

09:31 11 **MR. STENGEL:** Your Honor's recital of the law is, of  
09:31 12 course, accurate. There are some qualifications that I would  
09:31 13 bring to the Court's attention when thinking about the matter  
09:31 14 of scheduling.

09:31 15 First of all, Your Honor is absolutely correct  
09:31 16 as to the nexus requirement in the context of the commercial  
09:31 17 activities exception, but there's an additional requirement of  
09:31 18 that nexus. The nexus has to be not only with the  
09:31 19 United States, but it has to be with the conduct which  
09:31 20 underlies the litigation, the claims themselves. So even a  
09:31 21 nexus to the United States in a random fashion does not answer  
09:32 22 the question. It has to be related to the sale of drywall  
09:32 23 here.

09:32 24 The other aspect of the law which is critically  
09:32 25 important from Group's perspective here, as Your Honor is

09:32 1 aware, in the *Bancec* case in the Supreme Court, an exception or  
09:32 2 presumption of separate status was created which has flowed  
09:32 3 through the litigation jurisprudence of sovereign immunity  
09:32 4 litigation since that time. Group, as a wholly owned entity of  
09:32 5 the Chinese government, is entitled to the *Bancec* presumption  
09:32 6 of separateness, and that puts an additional burden on the PSC  
09:32 7 to come forth with an evidentiary basis at this time.

09:32 8 The *Arriba* case in the Ninth Circuit is the  
09:32 9 controlling authority here. Your Honor is absolutely correct.  
09:32 10 The courts have not said "never" in discovery nor have we  
09:32 11 suggested that. We have obviously appeared and allowed  
09:32 12 witnesses to be deposed at some length. Since this is a matter  
09:32 13 of subject matter jurisdiction, the power of this Court to act,  
09:32 14 it is not appropriate for that to be deferred, as we believe  
09:33 15 the PSC is suggesting, so that all discovery has to be  
09:33 16 completed. The discovery that is allowable/permissible under  
09:33 17 the sovereign immunity act and the cases interpreting the act  
09:33 18 is very narrowly focused.

09:33 19 Here I have some concern because what the cases  
09:33 20 say is what is appropriate is only that discovery necessary to  
09:33 21 factually confirm the allegations made by the plaintiffs. The  
09:33 22 allegations as to sovereign immunity and as to the relatedness  
09:33 23 of the parties in this case are vague. They are loose. I  
09:33 24 don't think they meet the *Iqbal/Twombly* standard of a factual  
09:33 25 basis for the presumptions which I recited in the pleadings.

09:33 1 So we are left somewhat untethered in deciding what the  
09:33 2 appropriate scope of discovery under the sovereign immunity act  
09:33 3 in this case may be given the looseness of the pleading in the  
09:34 4 complaints.

09:34 5 **THE COURT:** Well, when you say "looseness of the  
09:34 6 pleading," listen to paragraph 47: "By information and belief,  
09:34 7 CNBM USA Corp. acted as an agent for BNBM Group, Chinese  
09:34 8 National Building Material Co., Ltd., BNBM Group, and/or CNBM  
09:34 9 Group by promoting and marketing the drywall at issue in this  
09:34 10 litigation to American suppliers."

09:34 11 So they say that they delivered, they supplied,  
09:34 12 they inspected, they marketed, and they sold the drywall in the  
09:34 13 United States.

09:34 14 **MR. STENGEL:** Those are conclusory pleadings without  
09:34 15 any factual basis.

09:34 16 **THE COURT:** That's the purpose of the discovery.

09:34 17 **MR. STENGEL:** Also, the complaint morphs or melds  
09:34 18 Group and Company in ways which dispel any clarity.

09:34 19 **THE COURT:** Except they say they are the same.  
09:34 20 That's why they meld them.

09:34 21 **MR. STENGEL:** Well, you can say anything in a  
09:34 22 pleading, Your Honor.

09:35 23 **THE COURT:** I agree with that. That's why I think  
09:35 24 you need some discovery to see whether or not their allegations  
09:35 25 are true. I don't disagree with you. I think that you have a

09:35 1 presumption, and the plaintiffs are going to have to come  
09:35 2 forward with some evidence. I can't stop them from having  
09:35 3 evidence.

09:35 4 **MR. STENGEL:** The only point I would make in closing,  
09:35 5 Your Honor, is I think you are aware we have had 30(b)(6)  
09:35 6 witnesses for both Group and Company. I have not heard  
09:35 7 complaints from the PSC as to the quality of the witnesses or  
09:35 8 the examination. We placed a reasonable limit on time. There  
09:35 9 was no complaint that the examination was foreshortened because  
10 of that. So I think it really behooves the PSC, having had  
11 access to 30(b)(6) witnesses for both of the senior CNBM  
12 entities, to start this process with some demonstration of a  
13 factual basis for the very broad-based blunderbuss pleadings.

09:35 14 What I might suggest as Your Honor thinks about  
09:36 15 this -- and I think that the cases speak with some clarity to  
09:36 16 this. I think if we were to proceed with the briefing process,  
09:36 17 we might actually sharpen the allegations the PSC could make.  
09:36 18 We would flush out -- because right now we are confronted with  
09:36 19 the letter we got very recently where basically the complaint  
20 was, well, we need, in essence, to complete discovery.

09:36 21 That's not the way the rules work. That's not  
09:36 22 the way the law works. We are entitled to a hearing on this  
09:36 23 issue sooner rather than later. I think we need to start down  
09:36 24 a path which moves us towards greater clarity as to what  
25 specific facts the PSC believes it can show.

09:36 1 When did CNBM Group engage in marketing and  
09:36 2 promotion? It did not, Your Honor. I can assure you of that  
09:36 3 fact.

09:36 4 None of these are answerable in the affirmative.  
09:36 5 The sooner we get to the point of them recognizing that fact,  
09:36 6 that absent a, frankly, bizarre theory of attribution, they are  
09:37 7 not going to get to Group, and Group should be out of this  
09:37 8 litigation on sovereign immunity. Thank you, Your Honor.

09:37 9 **THE COURT:** Thanks very much.

09:37 10 Anything?

09:37 11 **MR. HERMAN:** Very, very briefly. First, may it  
09:37 12 please the Court. Judge Fallon, I apologize for a very quick,  
09:37 13 hackneyed reply to the original letter. I was in transit, and  
09:37 14 I replied by cell phone.

09:37 15 However, the fact is that there are three tracks  
09:37 16 now. We started with one track. That was Taishan damages.  
09:37 17 Then there was a second track, the track dealing with contempt  
09:37 18 and affiliates. Wrapped into that, after briefing and  
09:37 19 argument, was the question of alter ego.

09:37 20 Your Honor set for the second track limits as to  
09:37 21 what those depositions were about but said if there's some  
09:37 22 other issue the witness can answer, that may be permissible.

09:38 23 We had three days of CNBM depositions, very  
09:38 24 professional on both sides. Those depositions related to  
09:38 25 affiliates and alter egos and were not specifically directed to

0 9 : 3 8 1 the SOEs. We have not had jurisdiction depositions yet. In  
0 9 : 3 8 2 addition to that, we received notice from CNBM and CNBMG that  
0 9 : 3 8 3 they would be producing documents through August 14.

0 9 : 3 8 4 I'm certainly not upset or whining about the  
0 9 : 3 8 5 idea that you get serial documents. That's really something  
0 9 : 3 8 6 that the defendants are in charge of, not the plaintiffs, how  
0 9 : 3 8 7 many documents we get at one time. I'm not complaining that  
0 9 : 3 8 8 they are machine translated, that most of the translations are  
0 9 : 3 9 9 hackneyed. They can't be easily read. We have had to employ  
0 9 : 3 9 10 at times nine different law firms, at least, four translators  
0 9 : 3 9 11 just to deal with the translations.

0 9 : 3 9 12 So it's not a question of, gee, we produced a  
0 9 : 3 9 13 million documents. It's a question because this is a foreign  
0 9 : 3 9 14 national, because they are machine translations, what do we do  
0 9 : 3 9 15 with those. What we do is we have to sit there laboriously and  
0 9 : 3 9 16 match a machine translation to a Chinese document and then have  
0 9 : 3 9 17 a lawyer -- not an associate, not a paralegal, a lawyer  
0 9 : 3 9 18 familiar with the case -- look at the document and say, okay,  
0 9 : 3 9 19 this is something we need translated. Then it goes to a  
0 9 : 3 9 20 translator. Now, this is a very laborious activity.

0 9 : 3 9 21 Do we believe that we ultimately will fit into  
0 9 : 4 0 22 the commercial exception? Of course, we do, and we have said  
0 9 : 4 0 23 so. So what we are saying is we need -- they have raised the  
0 9 : 4 0 24 jurisdiction issue under the foreign immunities act late in  
0 9 : 4 0 25 this litigation, not early. It's not something, even when we

09:40 1 were pleading these cases, that we had a sufficient knowledge  
09:40 2 of. Since then we have learned some knowledge. We have taken  
09:40 3 some depositions, but they have not been the SOE-type immunity,  
09:40 4 state immunity, Foreign Sovereign Immunities Act depositions.

09:40 5 Lastly -- and I keep repeating this, and it's  
09:40 6 for no other reason that I think it's true. We have  
09:40 7 Chairman Song, who is the chairman of these entities that now  
09:41 8 complain that they shouldn't be in the case, and we want his  
09:41 9 deposition. We have asked for months: Give us a date. Give  
10 us a time. Tell us whose law office it's going to be in.

09:41 11 Ultimately we haven't been able to resolve that  
09:41 12 matter. I don't know how we can be faced with representing  
09:41 13 3,000 homeowners who have been waiting six years for justice  
09:41 14 and have to say, well, the courts of the United States would  
09:41 15 not let us, under some legislation, go forward to take the  
09:41 16 ultimate prime mover's deposition.

09:41 17 Of course, Your Honor hasn't ruled on that one  
09:41 18 way or the other. We have not had any response from CNBM or  
09:42 19 CNBMG as to whether they will even produce Chairman Song. We  
09:42 20 have been faced with a question where Mr. Peng -- who is the  
09:42 21 primary Taishan fella, who indicated that CNBM and BNBM were  
09:42 22 probably affiliates. He is not around, nor is the chairman of  
09:42 23 Taishan available.

09:42 24 So maybe if they had been available, we could  
09:42 25 have gotten into some of these questions about who controls you

0 9 : 4 2 1 directly, you know, who was involved in approval or not  
0 9 : 4 2 2 approval. We believe that the indication is now that one or  
0 9 : 4 2 3 more executives of the moving defendants were consulted and  
0 9 : 4 2 4 approved of the withdrawal of Taishan originally and  
0 9 : 4 2 5 secondarily from this litigation.

0 9 : 4 3 6 I don't know whether that's tortious activity or  
0 9 : 4 3 7 not, but I do know we have a right -- and more than a right, an  
0 9 : 4 3 8 obligation to explore it based upon the people we represent. I  
0 9 : 4 3 9 appreciate the opportunity to respond.

0 9 : 4 3 10 **THE COURT:** Any response on that?

0 9 : 4 3 11 **MR. STENGEL:** Your Honor, just a couple of points.

0 9 : 4 3 12 **THE COURT:** Sure.

0 9 : 4 3 13 **MR. STENGEL:** On the timing, this is a matter of  
0 9 : 4 3 14 subject matter jurisdiction. It's raiseable at any point.  
0 9 : 4 3 15 It's not waivable.

0 9 : 4 3 16 I think we have worked very hard to be good  
0 9 : 4 3 17 citizens in this litigation. We have reentered in a strange  
0 9 : 4 3 18 way, not a way we necessarily would have chosen ourselves. We  
0 9 : 4 3 19 have respected the limitations the Court has put on us, which  
0 9 : 4 3 20 has included making people available for discovery. I don't  
0 9 : 4 3 21 think there's anything untimely about our request.

0 9 : 4 3 22 I do think, listening to Mr. Herman's  
0 9 : 4 3 23 observations or arguments about various facts, they do  
0 9 : 4 3 24 underscore the fact, to a certain extent, we and the PSC are  
0 9 : 4 4 25 ships passing in the night on the legal standards for sovereign

09:44 1 immunity because I don't think they accept my construction of  
09:44 2 the nexus for commercial activity relating to the sale of  
09:44 3 drywall.

09:44 4 Frankly, the withdrawal of Taishan from the  
09:44 5 litigation is an independent issue. It may be relevant to  
09:44 6 contempt, although we have separately briefed that. It's  
09:44 7 really not relevant to this issue, and I think the quicker we  
09:44 8 can get to a legal determination from the Court -- and I'm not  
09:44 9 inviting an advisory opinion, but I think we need collectively  
10 some guidance as to how the Court views the FSIA so that we can  
11 sort of focus on that. I think that will, frankly, remove a  
12 lot of this disputation.

09:44 13 The other thing I would say is we did move on  
09:44 14 personal jurisdiction grounds for other CNBM defendants. We  
09:44 15 want those heard. We understand the arguments for scheduling  
09:44 16 and jurisdictional discovery are different, but we think the  
09:44 17 sooner the better on those.

09:44 18 We have also, as Your Honor now knows, filed a  
09:44 19 motion to seek to vacate or qualify the contempt ruling as  
09:45 20 relates to the CNBM entities. I will let Harry describe our  
09:45 21 proposal for how we schedule all of these. Thank you very  
09:45 22 much.

09:45 23 **MR. ROSENBERG:** Your Honor, if it please the Court,  
09:45 24 the reason I broached the subject was strictly a scheduling  
09:45 25 matter. I always welcome the Court's insight, and I always

09:45 1 enjoy listening to Mr. Herman make arguments. I left my  
09:45 2 closing argument back at the office, so I will respond later.

09:45 3 What we had talked about, I thought, in our  
09:45 4 prefatory meeting this morning, Your Honor, was that the PSC  
09:45 5 wanted to respond to the pending motion on sovereign immunity  
09:45 6 in writing. We would suggest that they could do so within the  
09:45 7 next two weeks, Your Honor.

09:45 8 CNBM Group could then respond, if it so decided,  
09:45 9 within the following 10 days, and then we could have a hearing  
09:45 10 perhaps at the September 18 conference, which Your Honor has  
09:46 11 already scheduled, so we can then focus on the very issue that  
09:46 12 the circuit courts have made a priority for adjudication rather  
09:46 13 than just put it off to mānana, Your Honor.

09:46 14 **THE COURT:** The plaintiffs' position, as I read their  
09:46 15 letter, is that they need some additional discovery in order to  
09:46 16 craft their response. That's what I'm hearing from them.

09:46 17 **MR. ROSENBERG:** Well, Your Honor, if you read that  
09:46 18 letter, it also says they need some untold amount of discovery  
09:46 19 that they want to undertake and then several months to respond  
09:46 20 thereafter, which is the antithesis of making this decision a  
09:46 21 priority under the case law.

09:46 22 **MR. LEVIN:** He may have left his closing address back  
09:46 23 in the office, but he also left a lot else back in the office,  
09:47 24 Your Honor. They are not going to produce all of their  
09:47 25 documents until the 14th of August. We have a process that

0 9 : 4 7 1 takes some time to review those documents. They don't come in  
0 9 : 4 7 2 in English, and you have heard what Mr. Herman has said. We  
0 9 : 4 7 3 also don't know that they have produced everything. So I guess  
0 9 : 4 7 4 what we would like is a certification that they produced what  
0 9 : 4 7 5 we asked for, and we will accept counsel's certification on  
0 9 : 4 7 6 that. That's their obligation.

0 9 : 4 7 7 After we get this all together -- and I'm only  
0 9 : 4 7 8 speaking as to the Foreign Sovereign Immunities Act -- we need  
0 9 : 4 7 9 two months to respond adequately to their brief. We suggested  
10 that -- they can shorten this time, but we would give them a  
11 month after that because these are complex and prolix issues,  
12 and they are very important to our clients.

13 You mentioned the *Gross* complaint. When we  
14 filed that *Gross* complaint, we had Chinese drywall, and we had  
15 to toll statutes of limitation. There has been a progression,  
16 as we got to the *Amorin* complaint, straightening out who these  
17 defendants are in this alphabet soup of defendants. When you  
18 start taking the depositions, you hear BNBM, CNBM *ad nauseam*,  
19 with 20 or 30, 40 different entities. This is very complex.  
20 It's very important to our clients, as it may be to their  
21 clients, but we don't want to shortchange our clients, and we  
22 need that.

0 9 : 4 8 23 As to the depositions, we have taken 30(b)(6)  
0 9 : 4 8 24 depositions. Mr. Herman has been -- and he is in charge of  
0 9 : 4 8 25 CNBM -- attempting to take the Song deposition forever now, and

09:48 1 we get no response. Radio silence.

09:48 2 **THE COURT:** Okay. I do understand the issues. I  
09:48 3 don't disagree violently with either one of you-all. I do have  
09:48 4 a clear understanding of the plaintiffs' position based on all  
09:49 5 of the facts that I mentioned. You-all can't come up with a  
09:49 6 schedule, so I will come up with a schedule. I will take into  
09:49 7 consideration all of the information that you have given me,  
09:49 8 which has been very helpful, and I will come up with a  
09:49 9 schedule.

09:49 10 I think we need some discovery here in order for  
09:49 11 me to rule on it, but I don't think the discovery ought to be  
09:49 12 extensive. I don't think the discovery ought to be open-ended.  
09:49 13 I think discovery has to be focused, not generalized. They  
09:49 14 need some discovery. I will come up with a schedule and I will  
09:49 15 give it to you. Hopefully this week I will be able to do it.  
09:49 16 Thanks very much.

09:49 17 **MR. ROSENBERG:** Your Honor, I won't belabor that  
09:49 18 point. Without opening up a lengthy argument on the second  
09:49 19 issue I raised, which is the other pending motion to clarify  
09:49 20 the Court's July 2014 order, that motion was filed by CNBM,  
09:49 21 joined by BNBM, and we would respectfully ask that the Court  
09:50 22 consider hearing that at the next status conference or the one  
09:50 23 thereafter, but preferably the August 7 conference.

09:50 24 **MR. LEVIN:** I think we will be able to respond to  
09:50 25 that by August.

09:50 1 THE COURT: Let's do that by August. That's fair. I  
09:50 2 will set that for August 7.

09:50 3 MR. ROSENBERG: Thank you, Your Honor. I'm going to  
09:50 4 mark this date, Bastille Day, that Mr. Levin and I agreed on  
09:50 5 something.

09:50 6 THE COURT: Okay.

09:50 7 MR. HERMAN: I agree that I made a closing argument,  
09:50 8 Harry.

09:50 9 MR. LEVIN: I like your socks.

09:50 10 MR. HERMAN: I do want to indicate, Your Honor, and  
09:50 11 for the record that we agreed with CNBM, CNBMG, BNBM, BNBMG  
09:50 12 that certain documents would remain sealed. I don't think I  
09:50 13 need to elucidate that. However, we will be moving that the  
09:50 14 depositions, aside from that particular issue, or disclosures  
09:51 15 be made public for the same reason that we moved with Taishan.

09:51 16 On Item XI, we have nothing new, Your Honor.

09:51 17 On Item XII, plaintiff and defendant profile  
09:51 18 forms, nothing new.

09:51 19 For the folks in the courtroom and for those  
09:51 20 that may be listening in, Joint Report 70 has been filed in ECF  
09:51 21 and will be placed on the Court's established website for the  
09:51 22 case.

09:51 23 Under Item XIII, frequently asked questions,  
09:51 24 nothing new, Your Honor.

09:51 25 The matters that are set for hearing --

0 9 : 5 1 1           **THE COURT:** We have the Oceanique motion, the Bailey  
0 9 : 5 1 2 Lumber Company motion, and several motions that have not been  
0 9 : 5 2 3 objected to or responded to.

0 9 : 5 2 4           **MR. HERMAN:** Do you want to hear those now,  
0 9 : 5 2 5 Your Honor?

0 9 : 5 2 6           **THE COURT:** No. I will go into that after.

0 9 : 5 2 7           **MR. HERMAN:** Okay, sir. Judge Fallon, there are no  
0 9 : 5 2 8 new issues relative to *pro se*, no new issues as to physical  
0 9 : 5 2 9 evidence preservation order, entry of preliminary default.

0 9 : 5 2 10                   Already remediated homes, Your Honor has already  
0 9 : 5 2 11 heard from an individual and suggested there be a reinspection  
0 9 : 5 2 12 of that property.

0 9 : 5 2 13                   I note that Mr. Black is here for the Louisiana  
0 9 : 5 2 14 attorney general.

0 9 : 5 2 15           **THE COURT:** Anything from the attorney general?

0 9 : 5 2 16           **MR. BLACK:** David Black for the State of Louisiana.  
0 9 : 5 3 17 The one issue I have is we have been trying to get copies of  
0 9 : 5 3 18 the exhibits from the damages hearing. I have conferred with  
0 9 : 5 3 19 counsel for Taishan, BNBM, and CNBM, and they have no objection  
0 9 : 5 3 20 to us getting those exhibits. We need the exhibits for our  
0 9 : 5 3 21 damage case.

0 9 : 5 3 22           **THE COURT:** Okay.

0 9 : 5 3 23           **MR. BLACK:** I don't know if there's any positions by  
0 9 : 5 3 24 others, but it seems like they were in open court and we should  
0 9 : 5 3 25 get them.

0 9 : 5 3 1           **THE COURT:** Sure. Okay. Get the material, then.

0 9 : 5 3 2           **MR. HERMAN:** Your Honor, I just have one question.

0 9 : 5 3 3       Excuse me. Would you mind addressing whether or not the  
0 9 : 5 3 4       Louisiana attorney general is going to pay an assessment with  
0 9 : 5 3 5       respect to the document costs that we have incurred?

0 9 : 5 3 6           **THE COURT:** Do you know how much it is?

0 9 : 5 3 7           **MR. HERMAN:** I can itemize it.

0 9 : 5 3 8           **MR. BLACK:** There's been no discussion of this  
0 9 : 5 3 9       before.

0 9 : 5 3 10          **THE COURT:** Why don't you discuss it with them and  
0 9 : 5 3 11       find out what they are asking, what their costs are. If you  
0 9 : 5 4 12       can't agree, I will decide it.

0 9 : 5 4 13          **MR. BLACK:** Thank you.

0 9 : 5 4 14          **THE COURT:** Anything from anybody in the audience?  
0 9 : 5 4 15       Any comments? Anybody?

0 9 : 5 4 16          **MR. HERMAN:** Your Honor, may it please Court, you  
0 9 : 5 4 17       have a date for --

0 9 : 5 4 18          **THE COURT:** Our next meeting is August 7, and the  
0 9 : 5 4 19       following one is September 18. I'll be back in a couple  
0 9 : 5 4 20       minutes to deal with the motions. We have several motions  
0 9 : 5 4 21       before the Court. Thank you very much. The Court will stand  
0 9 : 5 4 22       in recess for five minutes.

23                       (Proceedings adjourned.)

0 9 : 5 4 24                                       \* \* \*

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

CERTIFICATE

I, Toni Doyle Tusa, CCR, FCRR, Official Court Reporter for the United States District Court, Eastern District of Louisiana, certify that the foregoing is a true and correct transcript, to the best of my ability and understanding, from the record of proceedings in the above-entitled matter.

s/ Toni Doyle Tusa  
Toni Doyle Tusa, CCR, FCRR  
Official Court Reporter

\$	70170 [1] 1/17 76 percent [1] 9/11 7778 [1] 1/22	29/24 30/7 31/3 31/4 31/5 31/7 allegations [4] 21/21 21/22 22/24 23/17 allege [1] 17/1 alleges [1] 14/17 allow [1] 15/10 allowable [1] 21/16 allowable/permissible [1] 21/16 allowed [1] 21/11 along [1] 17/16 alphabet [1] 30/17 already [5] 5/12 19/17 29/11 33/10 33/10 also [13] 4/24 9/8 11/9 12/18 14/7 15/2 17/5 17/10 22/17 28/18 29/18 29/23 30/3 alter [2] 24/19 24/25 alternative [3] 9/22 9/24 10/4 alternatively [1] 16/25 although [1] 28/6 always [4] 11/6 18/7 28/25 28/25 am [1] 17/10 American [4] 4/18 4/19 16/17 22/10 Amorin [1] 30/16 amount [4] 8/15 8/22 9/10 29/18 amounts [2] 7/23 18/25 and/or [4] 16/7 16/15 16/19 22/8 another [2] 5/3 14/7 answer [2] 20/21 24/22 answerable [1] 24/4 antithesis [1] 29/20 any [18] 5/20 9/1 9/2 10/1 11/9 15/7 15/11 15/17 17/8 18/20 19/4 22/15 22/18 26/18 27/10 27/14 33/23 34/15 anybody [2] 34/14 34/15 anymore [1] 4/10 anything [12] 2/17 2/22 3/6 4/15 5/10 7/12 12/9 22/21 24/10 27/21 33/15 34/14 apartment [2] 5/3 5/7 apologize [1] 24/12 appeal [1] 2/20 appearance [1] 2/5 Appearances [1] 1/12 appeared [1] 21/11 applied [1] 5/7 apply [1] 5/3 appreciate [2] 20/2 27/9 appropriate [5] 17/21 18/19 21/14 21/20 22/2 approval [2] 27/1 27/2 approve [1] 8/3 approved [2] 7/22 27/4 approving [1] 7/20 are [64] aren't [1] 3/14 argument [4] 24/19 29/2 31/18 32/7 arguments [3] 27/23 28/15 29/1 arises [1] 14/9 around [1] 26/22 arrange [1] 7/5 Arriba [1] 21/8 articulated [1] 19/11 as [41] aside [1] 32/14 ask [6] 8/2 8/20 8/23 11/9 20/1 31/21 asked [4] 8/16 26/9 30/5 32/23 asking [2] 5/15 34/11 aspect [2] 18/6 20/24 assessment [1] 34/4 assign [1] 11/20 assignment [1] 12/3 assignments [1] 11/23 associate [1] 25/17
\$1,000 [2] 7/23 8/23 \$110,000 [1] 10/8 \$150 [2] 7/23 8/23 \$18,421,308 [1] 9/13 \$3,161,095 [1] 9/21 \$4,750,000 [1] 9/16 \$5,166,209 [1] 9/18 \$5,234,002 [1] 10/6 \$59,917,627 [1] 9/11 \$78,338,935 [1] 9/10	8 820 [1] 1/14 83 percent [1] 10/20 866 [1] 11/11 866-1729 [1] 11/11	
.	A abbreviate [1] 9/23 ability [1] 35/5 able [4] 18/13 26/11 31/15 31/24 about [18] 3/3 4/1 4/15 5/11 7/11 8/4 11/9 12/21 19/18 20/5 20/13 23/14 24/21 25/4 26/25 27/21 27/23 29/3 above [1] 35/6 above-entitled [1] 35/6 absent [1] 24/6 absolutely [2] 20/15 21/9 accept [3] 10/17 28/1 30/5 acceptable [1] 19/9 acceptance [1] 10/20 accepted [3] 10/19 10/25 11/3 access [1] 23/11 accident [1] 14/9 Accordingly [1] 16/17 accurate [1] 20/12 act [20] 13/6 13/20 13/22 13/23 14/4 14/19 14/21 14/24 15/1 16/25 17/1 19/10 19/24 21/13 21/17 21/17 22/2 25/24 26/4 30/8 acted [2] 16/14 22/7 acting [2] 14/13 17/8 action [2] 2/20 2/24 activities [4] 13/19 14/8 17/4 20/17 activity [9] 7/17 13/20 13/23 13/24 14/5 16/24 25/20 27/6 28/2 acts [2] 14/12 17/7 actually [1] 23/17 ad [1] 30/18 ad nauseam [1] 30/18 Adams [1] 3/19 add [1] 8/20 addition [2] 11/13 25/2 additional [5] 12/5 15/8 20/17 21/6 29/15 address [6] 11/7 11/8 11/10 12/21 20/1 29/22 addressing [1] 34/3 adequately [1] 30/9 adjourned [1] 34/23 adjudication [1] 29/12 administration [2] 3/8 3/13 advisory [1] 28/9 affidavits [2] 15/9 15/10 affiliates [4] 14/12 24/18 24/25 26/22 affirmative [1] 24/4 afford [1] 5/12 after [6] 6/6 7/7 24/18 30/7 30/11 33/6 again [4] 3/9 5/22 6/10 6/15 against [4] 13/7 16/23 17/2 17/5 agency [1] 13/8 agenda [1] 2/15 agent [2] 16/14 22/7 agents [1] 14/12 ago [1] 2/14 agree [5] 18/24 19/14 22/23 32/7 34/12 agreed [2] 32/4 32/11 agreement [1] 3/17 aided [1] 1/25 all [18] 1/6 8/7 8/14 8/17 10/11 10/12 11/1 14/20 15/18 20/15 21/15 28/21	
.6 [1] 10/8 .6 percent [1] 10/8		
0		
09-MD-2047 [1] 1/4		
1		
10 days [1] 29/9 12 percent [1] 10/21 14 [3] 1/7 2/2 25/3 14th [1] 29/25 15 [1] 12/12 1605 [3] 13/20 16/24 17/1 17 [1] 12/18 17 percent [1] 9/21 1729 [1] 11/11 18 [2] 29/10 34/19		
2		
20 [2] 16/3 30/19 2000 [1] 1/19 2009 [1] 17/12 201 [1] 1/17 2014 [3] 7/20 12/18 31/20 2015 [2] 1/7 2/2 2047 [2] 1/4 2/3 22 [1] 9/5 221 [1] 10/13 223 [2] 10/16 10/22 24 [1] 9/12 26 percent [1] 9/16 275 [1] 1/21 28 percent [2] 9/17 9/23 28 U.S.C [1] 16/24		
3		
3,000 [1] 26/13 30 [5] 10/13 23/5 23/11 30/19 30/23 3600 [1] 1/17 365 [1] 1/19		
4		
4,018 [1] 10/19 4,812 [1] 10/16 40 [1] 30/19 45 [1] 16/4 46 [1] 16/8 47 [2] 16/13 22/6 48 [1] 16/20		
5		
500 [1] 1/21 504 [1] 1/22 584 [1] 10/20 589-7778 [1] 1/22		
7		
70 [1] 32/20 70113 [1] 1/14 70130 [2] 1/20 1/22		

<p><b>A</b></p> <p>associated [1] 8/14  assume [1] 9/7  assure [1] 24/2  at [29] 3/11 4/2 5/5 6/9 6/17 7/25 8/6 9/4  10/25 12/21 14/20 15/18 15/22 16/5  16/16 16/18 17/10 17/25 21/7 21/12  22/9 25/7 25/10 25/10 25/18 27/14 29/2  29/10 31/22  attempting [2] 3/21 30/25  attendance [1] 3/20  attention [2] 6/12 20/13  attorney [4] 8/2 33/14 33/15 34/4  attribution [1] 24/6  audience [1] 34/14  August [7] 25/3 29/25 31/23 31/25 32/1  32/2 34/18  August 14 [1] 25/3  August 7 [2] 31/23 34/18  authority [3] 15/6 15/16 21/9  avail [1] 11/19  available [3] 26/23 26/24 27/20  Avenue [2] 1/14 1/17  award [3] 10/19 10/25 11/4  aware [3] 12/14 21/1 23/5</p>	<p>blunderbuss [1] 23/13  BNBM [19] 1/19 2/12 12/11 12/19 16/11  16/12 16/14 16/15 16/21 16/21 17/2  17/3 22/7 22/8 26/21 30/18 31/21 32/11  33/19  BNBM Group [3] 16/15 16/21 17/3  BNBMG [1] 32/11  bodily [1] 10/7  both [4] 18/5 23/6 23/11 24/24  bottom [2] 6/10 6/18  brief [2] 20/8 30/9  briefed [2] 3/2 28/6  briefing [2] 23/16 24/18  briefly [1] 24/11  bring [2] 16/23 20/13  broached [1] 28/24  broad [1] 23/13  broad-based [1] 23/13  BrownGreer [3] 3/12 7/13 7/16  browngreer.com [2] 9/4 11/7  Building [5] 16/11 16/15 16/21 17/2 22/8  burden [2] 14/21 21/6  business [1] 16/9  but [27] 3/1 3/17 4/18 5/11 6/24 7/13  12/1 13/22 13/25 14/20 15/2 18/1 18/20  19/11 20/17 20/19 24/21 26/3 27/7 28/9  28/16 29/23 30/10 30/21 31/11 31/23  33/24</p>	<p>chosen [1] 27/18  circuit [4] 13/17 19/23 21/8 29/12  circuits [1] 19/23  citizens [1] 27/17  claim [9] 7/25 8/15 9/15 10/6 11/21  11/24 12/3 15/19 15/20  claimants [2] 3/16 10/17  claiming [1] 8/5  claims [21] 9/13 9/14 9/18 9/19 9/19  9/24 10/7 10/11 10/13 10/16 11/1 11/22  11/25 12/4 16/23 17/2 17/5 17/25 18/1  18/2 20/20  clarify [2] 12/17 31/19  clarity [3] 22/18 23/15 23/24  class [2] 2/24 3/22  clear [5] 14/24 15/18 15/20 17/25 31/4  clients [4] 30/12 30/20 30/21 30/21  close [1] 10/22  closed [1] 11/25  closing [4] 23/4 29/2 29/22 32/7  CNBM [34] 1/18 2/12 3/1 3/1 12/11  12/14 12/21 13/4 16/5 16/8 16/10 16/12  16/14 16/15 16/17 16/22 17/3 20/4 22/7  22/8 23/11 24/1 24/23 25/2 26/18 26/21  28/14 28/20 29/8 30/18 30/25 31/20  32/11 33/19  CNBM Group [8] 16/5 16/12 16/15 16/22  17/3 20/4 24/1 29/8  CNBM's [1] 19/7  CNBMG [3] 25/2 26/19 32/11  Co [5] 16/12 16/15 16/21 17/3 22/8  Coast [1] 4/21  collateral [1] 11/18  collectively [1] 28/9  column [2] 8/24 8/25  come [17] 4/1 6/8 6/20 6/24 7/3 18/4  18/11 18/13 18/14 19/1 21/7 23/1 30/1  31/5 31/6 31/8 31/14  comes [1] 8/2  commentary [1] 15/1  comments [3] 13/2 19/4 34/15  commercial [11] 13/19 13/20 13/21  13/22 13/24 14/6 16/24 17/4 20/16  25/22 28/2  committee [2] 7/21 19/20  company [4] 6/5 22/18 23/6 33/2  compensates [1] 10/3  compensation [1] 12/5  competence [1] 18/7  complain [1] 26/8  complaining [1] 25/7  complaint [6] 22/17 23/9 23/19 30/13  30/14 30/16  complaints [3] 2/24 22/4 23/7  complete [1] 23/20  completed [1] 21/16  completely [1] 15/13  complex [2] 30/11 30/19  computer [1] 1/25  computer-aided [1] 1/25  concern [1] 21/19  concerns [1] 3/22  conclusory [1] 22/14  conduct [3] 13/21 19/21 20/19  conference [8] 1/9 2/14 7/18 9/9 10/23  29/10 31/22 31/23  conferences [1] 3/11  conferred [2] 18/10 33/18  confirm [1] 21/21  confronted [1] 23/18  conscious [1] 20/4  consider [1] 31/22  considerable [2] 19/16 19/17</p>
<p><b>B</b></p> <p>back [13] 4/6 4/10 4/12 4/16 6/7 6/8  6/24 9/4 10/15 29/2 29/22 29/23 34/19  backdrop [1] 19/25  background [1] 7/19  Bailey [1] 33/1  Baker [1] 1/15  Balhoff [1] 3/21  Bancec [2] 21/1 21/5  Banner [4] 7/11 9/11 11/21 12/2  based [7] 12/20 13/5 17/3 17/23 23/13  27/8 31/4  basically [1] 23/19  basis [7] 13/7 15/19 15/20 21/7 21/25  22/15 23/13  Bastille [1] 32/4  batch [2] 3/16 10/12  be [51]  Bearman [1] 1/15  because [12] 5/4 5/8 11/2 15/23 18/4  21/19 23/9 23/18 25/13 25/14 28/1  30/11  been [21] 3/2 3/20 5/9 5/18 12/15 12/18  14/3 17/12 19/1 26/3 26/11 26/13 26/20  26/24 30/15 30/24 31/8 32/20 33/2  33/17 34/8  before [7] 1/9 5/24 9/6 10/1 10/22 34/9  34/21  behalf [3] 2/10 2/12 12/13  behooves [1] 23/10  belabor [1] 31/17  belief [3] 16/10 16/13 22/6  believe [7] 8/18 8/20 8/22 12/20 21/14  25/21 27/2  believes [1] 23/25  belonged [1] 8/8  benefits [1] 11/18  Berkowitz [1] 1/16  best [2] 18/10 35/5  better [2] 19/7 28/17  between [1] 3/1  Bill [1] 3/19  Birmingham [1] 6/22  bit [2] 6/16 13/3  bizarre [1] 24/6  Black [2] 33/13 33/16</p>	<p><b>C</b></p> <p>Caldwell [1] 1/16  California [2] 16/9 16/10  call [3] 6/12 9/12 10/18  calling [3] 7/19 7/21 8/25  came [1] 6/22  can [24] 4/15 6/8 6/17 6/17 6/25 7/3 7/5  7/8 7/24 8/10 11/9 12/4 18/18 19/12  22/21 23/25 24/2 24/22 26/12 28/8  28/10 29/11 30/10 34/7  can't [9] 4/10 5/10 5/10 5/12 14/15 23/2  25/9 31/5 34/12  Canal [1] 1/19  cannot [1] 15/17  car [1] 14/8  carefully [1] 8/17  Carolina [1] 4/21  carried [3] 13/24 13/25 17/4  case [18] 14/21 16/1 16/5 16/18 17/11  17/13 18/6 18/7 18/18 21/1 21/8 21/23  22/3 25/18 26/8 29/21 32/22 33/21  cases [9] 1/6 9/25 11/23 14/9 15/18  21/17 21/19 23/15 26/1  category [1] 10/25  caused [5] 5/1 14/11 16/5 16/17 17/6  CCR [3] 1/21 35/2 35/9  CDWquestions [2] 9/4 11/7  cell [1] 24/14  certain [3] 7/22 27/24 32/12  certainly [3] 14/24 19/4 25/4  CERTIFICATE [1] 35/1  certification [2] 30/4 30/5  certify [1] 35/4  chairman [4] 26/7 26/7 26/19 26/22  Chairman Song [1] 26/7  challenges [1] 15/5  charge [2] 25/6 30/24  charged [2] 5/9 5/12  Charles [1] 1/17  child [2] 5/2 5/4  China [5] 16/11 16/14 16/21 17/2 17/16  CHINESE [10] 1/4 2/3 4/12 6/4 11/17  17/15 21/5 22/7 25/16 30/14  CHINESE-MANUFACTURED [1] 1/4</p>	

<p><b>C</b></p> <p>consideration [1] 31/7  construction [1] 28/1  consulted [1] 27/3  contact [2] 7/8 11/5  contains [1] 8/13  contempt [4] 12/18 24/17 28/6 28/19  context [1] 20/16  continued [1] 9/8  controlled [1] 13/9  controlling [1] 21/9  controls [1] 26/25  copies [1] 33/17  Corp [5] 16/8 16/10 16/14 16/17 22/7  corporation [1] 16/9  corporations [1] 13/9  correct [4] 9/7 20/15 21/9 35/4  costs [4] 12/9 13/16 34/5 34/11  could [9] 6/1 7/7 18/4 20/1 23/17 26/24 29/6 29/8 29/9  counsel [6] 2/5 2/14 12/20 19/6 19/7 33/19  counsel's [1] 30/5  couple [3] 19/7 27/11 34/19  course [15] 9/8 11/25 13/10 13/21 14/3 14/13 14/14 14/15 15/6 15/12 15/14 17/9 20/12 25/22 26/17  court [37]  Court's [5] 13/1 20/13 28/25 31/20 32/21  courtroom [1] 32/19  courts [5] 14/4 15/9 21/10 26/14 29/12  craft [1] 29/16  created [1] 21/2  critically [1] 20/24  crop [1] 5/24</p>	<p>32/14  describe [2] 17/22 28/20  designed [2] 17/13 17/21  determination [2] 8/14 28/8  determine [1] 8/10  determined [1] 8/22  determines [1] 8/19  determining [2] 8/4 14/5  developed [1] 14/25  did [7] 4/7 8/6 18/5 18/10 24/1 24/2 28/13  didn't [1] 5/19  different [3] 25/10 28/16 30/19  directed [1] 24/25  directly [1] 27/1  disagree [3] 18/24 22/25 31/3  disclosures [1] 32/14  discovered [1] 18/18  discovering [1] 18/19  discovery [31] 15/8 15/10 15/12 15/17 15/25 17/14 18/4 18/5 18/16 18/22 19/15 19/18 19/19 19/22 21/10 21/15 21/16 21/20 22/2 22/16 22/24 23/20 27/20 28/16 29/15 29/18 31/10 31/11 31/12 31/13 31/14  discrepancies [1] 9/1  discrepancy [1] 9/2  discretion [1] 15/7  discuss [1] 34/10  discussed [1] 18/16  discussion [1] 34/8  dismiss [2] 12/20 13/5  dispel [1] 22/18  disputation [1] 28/12  dispute [2] 8/25 15/8  disputes [2] 15/7 15/11  distributed [2] 16/6 16/18  distribution [1] 17/15  DISTRICT [5] 1/1 1/2 1/10 35/3 35/3  do [36]  Docket [1] 1/4  document [3] 25/16 25/18 34/5  documents [7] 25/3 25/5 25/7 25/13 29/25 30/1 32/12  does [4] 5/20 6/6 14/20 20/21  doesn't [1] 15/25  doing [1] 6/11  don't [19] 9/6 11/13 18/1 18/19 21/24 22/25 26/12 27/6 27/20 28/1 30/1 30/3 30/21 31/3 31/11 31/12 32/12 33/23 34/10  done [1] 7/17  Donelson [1] 1/15  down [4] 3/12 4/23 6/23 23/23  Doyle [4] 1/21 35/2 35/9 35/9  drafters [1] 14/4  drove [1] 6/22  drywall [21] 1/4 2/4 4/12 4/17 6/2 6/4 6/4 6/6 8/8 8/9 11/6 11/17 16/5 16/16 16/18 17/15 20/22 22/9 22/12 28/3 30/14  due [1] 9/5  Dunbar [1] 1/18  during [2] 10/3 17/19  dyslexic [1] 5/5</p>	<p>EASTERN [2] 1/2 35/3  ECF [1] 32/20  education [1] 5/6  efforts [1] 18/12  ego [1] 24/19  egos [1] 24/25  either [7] 10/17 10/24 11/2 13/21 13/24 16/11 31/3  ELDON [1] 1/10  electronics [1] 9/20  eligibility [1] 10/16  eligible [3] 7/22 7/25 8/15  else [1] 29/23  elucidate [1] 32/13  employ [1] 25/9  employee [1] 17/8  employees [1] 14/12  employment [4] 14/13 14/15 14/16 17/9  end [3] 8/3 10/24 19/21  ended [2] 4/8 31/12  engage [2] 19/18 24/1  English [1] 30/2  enjoy [1] 29/1  enough [1] 19/1  entered [1] 7/20  entities [10] 2/12 3/1 12/14 12/19 16/22 16/23 23/12 26/7 28/20 30/19  entitled [4] 10/2 21/5 23/22 35/6  entity [3] 4/23 6/3 21/4  entry [1] 33/9  environmental [2] 6/6 6/11  envisioned [1] 14/4  ESQ [3] 1/13 1/16 1/19  essence [1] 23/20  establish [1] 19/12  established [1] 32/21  establishing [1] 14/22  even [5] 4/10 15/10 20/20 25/25 26/19  everything [1] 30/3  evidence [3] 23/2 23/3 33/9  evidentiary [2] 15/11 21/7  examination [2] 23/8 23/9  Except [1] 22/19  exception [11] 13/19 13/19 14/7 14/8 14/10 14/19 16/24 17/1 20/17 21/1 25/22  exceptions [6] 13/18 15/15 18/20 18/21 19/10 19/13  exchange [1] 7/8  Excuse [2] 12/13 34/3  executives [1] 27/3  Exhibit [1] 4/15  Exhibit F [1] 4/15  exhibits [3] 33/18 33/20 33/20  exists [1] 14/19  expect [1] 10/22  expended [1] 13/16  expense [2] 3/3 5/13  expenses [3] 9/22 9/24 10/4  experience [1] 17/11  experts [1] 17/20  explain [1] 11/14  explore [1] 27/8  expressed [1] 15/24  extensive [2] 17/14 31/12  extent [4] 16/20 17/19 18/20 27/24  eyes [1] 4/9</p>
<p><b>D</b></p> <p>damage [3] 9/20 17/20 33/21  damages [4] 17/5 17/6 24/16 33/18  Dan [1] 3/21  database [1] 8/7  date [5] 9/6 9/10 26/9 32/4 34/17  David [1] 33/16  day [2] 17/17 32/4  days [3] 17/17 24/23 29/9  deadline [1] 10/23  deal [3] 19/3 25/11 34/20  dealing [2] 3/15 24/17  deals [1] 10/4  dealt [1] 11/1  December [1] 7/19  decide [1] 34/12  decided [1] 29/8  deciding [1] 22/1  decision [1] 29/20  declined [1] 5/8  deemed [1] 16/22  default [1] 33/9  defect [1] 17/18  defendant [5] 14/17 14/20 16/5 16/8 32/17  defendants [10] 1/16 1/19 2/10 12/11 19/1 25/6 27/3 28/14 30/17 30/17  defer [2] 19/7 19/8  deferred [1] 21/14  delivered [3] 16/6 16/19 22/11  demonstration [1] 23/12  denying [1] 11/2  deposed [1] 21/12  deposition [3] 26/9 26/16 30/25  depositions [11] 17/17 24/21 24/23 24/24 25/1 26/3 26/4 30/18 30/23 30/24</p>	<p><b>E</b></p> <p>e-mail [4] 9/1 11/6 11/7 11/10  e-mailed [1] 8/13  each [1] 8/12  earlier [1] 11/19  early [1] 25/25  easily [1] 25/9  East [1] 4/21</p>	<p><b>F</b></p> <p>faced [2] 26/12 26/20  fact [7] 17/16 18/22 20/4 24/3 24/5 24/15 27/24  facts [4] 14/18 23/25 27/23 31/5</p>

<p><b>F</b></p> <p>factual [3] 21/24 22/15 23/13  factually [2] 18/21 21/21  fair [1] 32/1  fall [1] 19/12  FALLON [4] 1/10 2/8 24/12 33/7  familiar [2] 17/10 25/18  far [3] 10/9 19/18 20/9  fashion [1] 20/21  FCRR [3] 1/21 35/2 35/9  fee [3] 3/3 7/21 8/2  feel [4] 4/11 17/24 18/15 19/1  feeling [1] 19/3  fell [1] 3/16  fella [1] 26/21  felt [2] 17/21 18/11  Fifth [1] 19/23  Fifth Circuit [1] 19/23  figured [1] 8/7  file [3] 11/24 11/25 20/9  filed [6] 12/15 13/4 28/18 30/14 31/20 32/20  Finally [2] 10/7 11/5  financially [1] 5/2  find [2] 8/21 34/11  fine [2] 12/25 20/2  firm [5] 8/8 8/12 8/14 8/19 9/6  firms [3] 8/16 9/3 25/10  first [3] 18/7 20/15 24/11  fit [1] 25/21  five [4] 4/20 9/14 17/17 34/22  fix [1] 11/16  Florida [3] 4/18 4/22 6/3  flowed [1] 21/2  flush [1] 23/18  focus [2] 28/11 29/11  focused [3] 15/12 21/18 31/13  folks [1] 32/19  follow [1] 7/8  following [2] 29/9 34/19  foreclosure [2] 5/11 9/15  foregoing [1] 35/4  foreign [18] 13/6 13/7 13/8 13/9 13/9 13/11 14/10 14/17 14/19 16/22 16/25 17/5 17/7 17/8 25/13 25/24 26/4 30/8  Foreign Sovereign [1] 13/6  Foreign-controlled [1] 13/9  foreshortened [1] 23/9  forever [1] 30/25  forms [1] 32/18  forth [1] 21/7  forward [2] 23/2 26/15  found [1] 13/19  four [1] 25/10  frankly [3] 24/6 28/4 28/11  frequently [2] 14/9 32/23  Friday [1] 8/13  FSIA [1] 28/10  fund [2] 3/4 12/9  funds [1] 8/2  furthest [1] 4/20  future [2] 18/18 19/2</p>	<p>getting [1] 33/20  give [9] 7/3 7/12 7/16 15/1 15/2 26/9 26/9 30/10 31/15  given [5] 15/6 19/1 19/16 22/3 31/7  Global [4] 7/11 9/11 11/20 12/2  go [6] 2/14 4/10 6/7 19/2 26/15 33/6  goes [1] 25/19  going [9] 4/16 8/4 19/8 23/1 24/7 26/10 29/24 32/3 34/4  gone [3] 9/11 9/12 17/18  good [7] 2/7 2/9 2/11 3/9 7/15 20/3 27/16  got [4] 5/7 20/8 23/19 30/16  gotten [2] 18/23 26/25  government [1] 21/5  granted [1] 5/17  grants [1] 13/10  greater [1] 23/24  Gross [3] 16/1 30/13 30/14  grounds [1] 28/14  Group [20] 16/5 16/12 16/12 16/15 16/15 16/21 16/22 17/3 17/3 20/4 21/4 22/7 22/8 22/9 22/18 23/6 24/1 24/7 24/7 29/8  Group's [1] 20/25  Guardian [1] 4/24  guess [1] 30/3  guidance [2] 18/8 28/10  Gypsum [2] 4/18 4/19</p>	<p>Hopefully [1] 31/15  hours [1] 17/17  house [3] 4/6 4/24 5/10  houses [1] 3/14  how [9] 4/15 7/11 8/4 11/14 25/6 26/12 28/10 28/21 34/6  however [4] 11/23 13/18 24/15 32/13  HVAC [1] 9/20</p>
<p><b>G</b></p> <p>geared [1] 13/17  gee [1] 25/12  general [3] 33/14 33/15 34/4  generalized [1] 31/13  generally [4] 11/20 15/19 15/24 15/25  get [15] 6/9 6/16 6/18 10/2 18/8 24/5 24/7 25/5 25/7 28/8 30/7 31/1 33/17 33/25 34/1</p>	<p><b>H</b></p> <p>hackneyed [2] 24/13 25/9  had [19] 3/22 5/1 5/24 8/8 9/25 17/11 17/12 19/17 23/5 23/10 24/23 25/1 25/9 26/1 26/18 26/24 29/3 30/14 30/14  happen [1] 5/25  happening [1] 6/1  hard [2] 18/12 27/16  HARRY [4] 1/19 2/11 28/20 32/8  has [39]  hasn't [1] 26/17  hate [1] 6/24  have [91]  haven't [2] 5/24 26/11  having [3] 4/7 23/2 23/10  HB [1] 1/21  HB-275 [1] 1/21  he [5] 5/5 26/22 29/22 29/23 30/24  health [2] 4/7 5/2  hear [3] 9/6 30/18 33/4  heard [6] 17/20 17/22 23/6 28/15 30/2 33/11  hearing [7] 15/11 23/22 29/9 29/16 31/22 32/25 33/18  hearings [1] 15/12  helpful [4] 9/3 18/17 18/22 31/8  her [2] 3/25 7/8  here [16] 2/13 3/7 3/8 6/20 6/23 7/13 7/16 9/23 14/14 20/4 20/23 20/25 21/9 21/19 31/10 33/13  Herman [7] 1/13 1/13 1/13 2/8 29/1 30/2 30/24  Herman's [1] 27/22  him [2] 5/5 5/7  his [2] 26/8 29/22  Hohne [3] 3/24 4/3 6/8  home [6] 4/12 4/17 5/25 6/10 10/3 10/5  homeowner [1] 12/4  homeowners [2] 3/22 26/13  homes [2] 3/23 33/10  Honor [54]  Honor's [1] 20/11  HONORABLE [1] 1/10</p>	<p><b>I</b></p> <p>I'll [2] 19/1 34/19  I'm [11] 5/5 5/11 5/17 19/8 20/4 25/4 25/7 28/8 29/16 30/7 32/3  I've [3] 5/1 17/11 17/12  idea [1] 25/5  if [20] 6/25 7/3 8/15 8/19 8/21 9/6 12/24 18/4 18/20 19/4 19/8 20/1 23/16 24/21 26/24 28/23 29/8 29/17 33/23 34/11  II [1] 2/19  immune [1] 14/10  immunities [6] 13/6 14/19 16/25 25/24 26/4 30/8  immunity [16] 12/20 13/11 13/14 13/14 15/2 15/2 19/24 21/3 21/17 21/22 22/2 24/8 26/3 26/4 28/1 29/5  impact [1] 14/1  important [4] 13/13 20/25 30/12 30/20  imported [2] 16/6 16/18  in [118]  In Re [1] 2/3  included [4] 8/17 8/18 13/10 27/20  includes [1] 15/14  incompleteness [1] 11/2  inconsistent [1] 19/22  incorrectly [1] 8/22  incurred [2] 9/24 34/5  independent [1] 28/5  indicate [2] 8/24 32/10  indicated [2] 4/4 26/21  indication [1] 27/2  individual [1] 33/11  InEx [4] 7/11 9/11 11/21 12/2  information [6] 7/8 11/5 16/10 16/13 22/6 31/7  injury [2] 10/7 14/11  input [2] 5/20 7/4  insight [1] 28/25  inspected [5] 6/10 6/14 16/6 16/19 22/12  inspections [1] 6/6  instance [1] 11/18  instrumentality [1] 13/8  insulation [2] 4/24 4/25  intended [1] 15/1  interfaces [1] 11/14  interpreting [2] 14/21 21/17  intimated [1] 19/21  into [6] 17/18 24/18 25/21 26/25 31/6 33/6  inviting [1] 28/9  involved [2] 6/16 27/1  involves [1] 15/3  involving [1] 3/25  Iqbal [1] 21/24  Iqbal/Twombly [1] 21/24  irritate [1] 4/9  irritates [1] 4/9  is [104]  issue [18] 2/25 3/25 6/17 11/9 15/13 16/5 16/16 16/18 22/9 23/23 24/22 25/24 28/5 28/7 29/11 31/19 32/14 33/17  issued [3] 10/11 10/12 10/15  issues [7] 4/4 4/7 12/22 30/11 31/2 33/8</p>

I	<p>issues... [1] 33/8 it [71] it's [29] 3/1 3/2 4/17 4/24 5/1 8/9 13/13 13/13 13/14 14/3 14/17 14/24 15/13 15/24 17/11 18/17 19/7 19/9 19/11 25/12 25/13 25/25 26/5 26/6 26/10 27/14 27/15 28/6 30/20 Item [4] 2/19 32/16 32/17 32/23 Item XI [1] 32/16 Item XII [1] 32/17 Item XIII [1] 32/23 itemize [1] 34/7 its [2] 14/12 14/24</p>	<p>lawyer [2] 25/17 25/17 lawyers [2] 17/16 18/7 lead [1] 2/14 learned [1] 26/2 least [5] 6/18 7/25 12/21 17/25 25/10 left [6] 3/14 8/20 22/1 29/1 29/22 29/23 legal [3] 15/1 27/25 28/8 legislation [1] 26/15 length [1] 21/12 lengthy [1] 31/18 let [5] 9/2 10/15 13/2 26/15 28/20 Let's [7] 6/8 6/9 6/9 6/10 6/15 7/9 32/1 letter [6] 4/3 4/11 23/19 24/13 29/15 29/18 Levin [1] 32/4 LIABILITY [2] 1/5 2/4 liaison [3] 2/5 2/14 19/6 like [8] 5/19 6/11 6/25 12/21 17/24 30/4 32/9 33/24 limit [1] 23/8 limitation [1] 30/15 limitations [1] 27/19 limited [1] 15/14 limits [1] 24/20 list [9] 7/19 8/12 8/13 8/13 8/16 8/19 9/4 9/4 9/7 listen [2] 19/5 22/6 listening [3] 27/22 29/1 32/20 litigation [15] 1/5 2/4 3/3 16/16 17/11 17/24 20/20 21/3 21/4 22/10 24/8 25/25 27/5 27/17 28/5 little [2] 6/16 13/3 live [1] 5/4 living [3] 9/22 9/24 10/4 LLC [1] 1/13 LLP [1] 1/18 long [1] 13/16 look [6] 6/7 15/22 15/25 17/10 18/7 25/18 looked [4] 4/19 4/21 8/6 18/3 loose [1] 21/23 looseness [2] 22/3 22/5 loss [8] 9/13 9/14 9/16 9/18 10/16 11/1 11/24 12/4 losses [1] 14/11 Lost [1] 9/16 lot [3] 18/25 28/12 29/23 LOUISIANA [10] 1/2 1/6 1/14 1/17 1/20 1/22 33/13 33/16 34/4 35/4 Ltd [5] 16/12 16/15 16/21 17/3 22/8 Lumber [1] 33/2 lump [2] 10/2 11/18</p>	<p>18/25 22/8 34/1 materials [1] 4/16 matter [12] 2/21 13/8 15/5 18/14 20/13 21/12 21/13 26/12 27/13 27/14 28/25 35/6 matters [1] 32/25 may [9] 2/7 22/3 24/11 24/22 28/5 29/22 30/20 32/20 34/16 maybe [1] 26/24 MD [1] 1/4 MDL [2] 2/3 8/1 me [14] 4/6 4/9 5/1 5/2 5/4 10/15 12/13 13/2 16/2 17/12 18/17 31/7 31/11 34/3 meaning [1] 10/17 means [1] 13/21 mechanical [1] 1/25 meet [3] 6/12 7/7 21/24 meeting [4] 7/1 7/3 29/4 34/18 meld [1] 22/20 melds [1] 22/17 members [1] 3/22 mentioned [4] 11/19 14/23 30/13 31/5 merits [1] 20/5 met [2] 2/14 18/10 method [1] 15/7 might [2] 23/14 23/17 MILLER [5] 1/16 2/9 3/7 3/10 5/22 million [1] 25/13 mind [1] 34/3 minutes [2] 34/20 34/22 miscellaneous [3] 9/18 10/10 10/13 moment [1] 2/14 monetary [1] 17/5 month [2] 10/24 30/11 monthly [2] 1/9 2/13 months [4] 10/1 26/9 29/19 30/9 more [6] 12/4 14/9 15/10 19/18 27/3 27/7 morning [7] 2/7 2/9 2/11 3/9 7/15 20/3 29/4 morphs [1] 22/17 mortgage [3] 5/8 5/12 5/13 Moss [4] 3/17 3/19 5/20 6/16 most [3] 7/17 10/23 25/8 motion [13] 5/18 7/20 12/17 12/19 13/4 13/5 18/15 28/19 29/5 31/19 31/20 33/1 33/2 motions [5] 12/14 20/5 33/2 34/20 34/20 move [3] 9/25 10/24 28/13 moved [2] 4/6 32/15 mover's [1] 26/16 moves [1] 23/24 moving [4] 4/8 5/14 27/3 32/13 Mr [2] 29/1 32/4 Mr. [8] 2/20 19/8 20/1 26/20 27/22 30/2 30/24 33/13 Mr. and [1] 2/20 Mr. Black [1] 33/13 Mr. Herman [2] 30/2 30/24 Mr. Herman's [1] 27/22 Mr. Peng [1] 26/20 Mr. Stengel [2] 19/8 20/1 Mrs. [1] 2/20 Mrs. Nguyen [1] 2/20 Ms. [3] 3/24 4/3 6/8 Ms. Hohne [2] 4/3 6/8 Ms. Rebecca [1] 3/24 much [7] 7/6 12/8 24/9 28/22 31/16 34/6 34/21 multiple [1] 5/14 must [3] 13/22 13/24 14/18 my [14] 4/6 4/6 5/2 5/4 5/5 5/8 5/13 5/19 7/15 17/23 19/3 28/1 29/1 35/5</p>
J	<p>Jake [2] 3/7 7/16 Jim [1] 20/3 joined [2] 12/18 31/21 Joint [1] 32/20 JUDGE [4] 1/10 2/8 24/12 33/7 Judge Fallon [2] 2/8 33/7 judgment [2] 13/14 15/2 July [6] 1/7 2/2 7/16 9/5 12/18 31/20 July 17 [1] 12/18 July 2014 [1] 31/20 June [1] 10/13 June 30 [1] 10/13 jurisdiction [11] 13/7 14/22 15/6 15/13 15/14 18/20 21/13 25/1 25/24 27/14 28/14 jurisdictional [2] 18/6 28/16 jurisprudence [2] 14/25 21/3 just [17] 5/8 10/8 11/12 13/2 14/15 15/17 15/24 18/16 19/6 19/7 19/11 19/25 20/8 25/11 27/11 29/13 34/2 justice [1] 26/13</p>	<p>like [8] 5/19 6/11 6/25 12/21 17/24 30/4 32/9 33/24 limit [1] 23/8 limitation [1] 30/15 limitations [1] 27/19 limited [1] 15/14 limits [1] 24/20 list [9] 7/19 8/12 8/13 8/13 8/16 8/19 9/4 9/4 9/7 listen [2] 19/5 22/6 listening [3] 27/22 29/1 32/20 litigation [15] 1/5 2/4 3/3 16/16 17/11 17/24 20/20 21/3 21/4 22/10 24/8 25/25 27/5 27/17 28/5 little [2] 6/16 13/3 live [1] 5/4 living [3] 9/22 9/24 10/4 LLC [1] 1/13 LLP [1] 1/18 long [1] 13/16 look [6] 6/7 15/22 15/25 17/10 18/7 25/18 looked [4] 4/19 4/21 8/6 18/3 loose [1] 21/23 looseness [2] 22/3 22/5 loss [8] 9/13 9/14 9/16 9/18 10/16 11/1 11/24 12/4 losses [1] 14/11 Lost [1] 9/16 lot [3] 18/25 28/12 29/23 LOUISIANA [10] 1/2 1/6 1/14 1/17 1/20 1/22 33/13 33/16 34/4 35/4 Ltd [5] 16/12 16/15 16/21 17/3 22/8 Lumber [1] 33/2 lump [2] 10/2 11/18</p>	<p>morning [7] 2/7 2/9 2/11 3/9 7/15 20/3 29/4 morphs [1] 22/17 mortgage [3] 5/8 5/12 5/13 Moss [4] 3/17 3/19 5/20 6/16 most [3] 7/17 10/23 25/8 motion [13] 5/18 7/20 12/17 12/19 13/4 13/5 18/15 28/19 29/5 31/19 31/20 33/1 33/2 motions [5] 12/14 20/5 33/2 34/20 34/20 move [3] 9/25 10/24 28/13 moved [2] 4/6 32/15 mover's [1] 26/16 moves [1] 23/24 moving [4] 4/8 5/14 27/3 32/13 Mr [2] 29/1 32/4 Mr. [8] 2/20 19/8 20/1 26/20 27/22 30/2 30/24 33/13 Mr. and [1] 2/20 Mr. Black [1] 33/13 Mr. Herman [2] 30/2 30/24 Mr. Herman's [1] 27/22 Mr. Peng [1] 26/20 Mr. Stengel [2] 19/8 20/1 Mrs. [1] 2/20 Mrs. Nguyen [1] 2/20 Ms. [3] 3/24 4/3 6/8 Ms. Hohne [2] 4/3 6/8 Ms. Rebecca [1] 3/24 much [7] 7/6 12/8 24/9 28/22 31/16 34/6 34/21 multiple [1] 5/14 must [3] 13/22 13/24 14/18 my [14] 4/6 4/6 5/2 5/4 5/5 5/8 5/13 5/19 7/15 17/23 19/3 28/1 29/1 35/5</p>
K	<p>Katz [1] 1/13 keep [3] 5/5 6/25 26/5 KERRY [5] 1/16 2/9 3/7 3/10 5/22 Kerry Miller [1] 3/10 key [1] 14/14 kind [2] 8/8 8/9 Knauf [18] 1/15 2/10 3/7 3/12 3/13 3/17 4/24 4/25 6/3 7/11 10/2 11/13 11/15 11/19 11/21 11/22 12/1 12/2 know [15] 4/6 4/14 4/22 8/9 9/2 12/14 13/4 18/1 26/12 27/1 27/6 27/7 30/3 33/23 34/6 knowledge [2] 26/1 26/2 knows [3] 19/11 19/24 28/18 KPT [3] 7/24 8/9 8/10 KTP [1] 7/23</p>	<p>look [6] 6/7 15/22 15/25 17/10 18/7 25/18 looked [4] 4/19 4/21 8/6 18/3 loose [1] 21/23 looseness [2] 22/3 22/5 loss [8] 9/13 9/14 9/16 9/18 10/16 11/1 11/24 12/4 losses [1] 14/11 Lost [1] 9/16 lot [3] 18/25 28/12 29/23 LOUISIANA [10] 1/2 1/6 1/14 1/17 1/20 1/22 33/13 33/16 34/4 35/4 Ltd [5] 16/12 16/15 16/21 17/3 22/8 Lumber [1] 33/2 lump [2] 10/2 11/18</p>	<p>Mr. [8] 2/20 19/8 20/1 26/20 27/22 30/2 30/24 33/13 Mr. and [1] 2/20 Mr. Black [1] 33/13 Mr. Herman [2] 30/2 30/24 Mr. Herman's [1] 27/22 Mr. Peng [1] 26/20 Mr. Stengel [2] 19/8 20/1 Mrs. [1] 2/20 Mrs. Nguyen [1] 2/20 Ms. [3] 3/24 4/3 6/8 Ms. Hohne [2] 4/3 6/8 Ms. Rebecca [1] 3/24 much [7] 7/6 12/8 24/9 28/22 31/16 34/6 34/21 multiple [1] 5/14 must [3] 13/22 13/24 14/18 my [14] 4/6 4/6 5/2 5/4 5/5 5/8 5/13 5/19 7/15 17/23 19/3 28/1 29/1 35/5</p>
L	<p>laborious [1] 25/20 laboriously [1] 25/15 lady [1] 5/6 Lafarge [3] 4/22 4/22 6/2 large [1] 10/12 largely [1] 11/16 last [5] 3/16 7/18 8/13 9/9 13/16 lasted [1] 17/17 Lastly [2] 16/20 26/5 late [1] 25/24 later [2] 23/23 29/2 latitude [3] 14/5 19/16 19/17 law [11] 13/10 13/16 14/6 14/20 14/21 20/11 20/24 23/22 25/10 26/10 29/21 lawsuit [1] 13/5</p>	<p>made [11] 7/20 7/24 9/14 9/17 9/21 11/3 11/22 21/21 29/12 32/7 32/15 mail [4] 9/1 11/6 11/7 11/10 mailed [1] 8/13 mainly [1] 13/5 make [13] 2/5 7/21 8/1 8/17 9/8 10/8 10/18 12/2 12/4 13/2 23/4 23/17 29/1 making [3] 8/3 27/20 29/20 manufacture [1] 17/15 manufactured [4] 1/4 2/4 6/2 6/3 many [5] 3/14 5/1 11/23 11/24 25/7 mark [1] 32/4 marketed [3] 16/7 16/19 22/12 marketing [3] 16/16 22/9 24/1 master [4] 10/18 10/20 10/25 11/4 match [1] 25/16 material [7] 16/11 16/15 16/21 17/3</p>	<p>Mr. [8] 2/20 19/8 20/1 26/20 27/22 30/2 30/24 33/13 Mr. and [1] 2/20 Mr. Black [1] 33/13 Mr. Herman [2] 30/2 30/24 Mr. Herman's [1] 27/22 Mr. Peng [1] 26/20 Mr. Stengel [2] 19/8 20/1 Mrs. [1] 2/20 Mrs. Nguyen [1] 2/20 Ms. [3] 3/24 4/3 6/8 Ms. Hohne [2] 4/3 6/8 Ms. Rebecca [1] 3/24 much [7] 7/6 12/8 24/9 28/22 31/16 34/6 34/21 multiple [1] 5/14 must [3] 13/22 13/24 14/18 my [14] 4/6 4/6 5/2 5/4 5/5 5/8 5/13 5/19 7/15 17/23 19/3 28/1 29/1 35/5</p>

<b>M</b>	one [16] 4/20 4/22 7/25 12/4 12/17 13/19 19/12 24/16 25/7 26/17 27/2 31/3 31/22 33/17 34/2 34/19	placed [3] 19/23 23/8 32/21 plaintiff [3] 14/18 15/23 32/17 plaintiffs [1] 15/19 plaintiffs [10] 16/4 16/23 17/1 18/25 19/12 19/17 19/20 21/21 23/1 25/6 plaintiffs' [3] 17/25 29/14 31/4 plan [1] 18/4 plant [1] 4/23 plants [1] 4/20 pleading [5] 16/1 22/3 22/6 22/22 26/1 pleadings [7] 15/22 15/23 16/1 17/23 21/25 22/14 23/13 please [6] 2/6 2/7 9/1 24/12 28/23 34/16 pleases [1] 12/24 pleasure [1] 13/1 pled [1] 15/23 point [6] 4/2 11/1 23/4 24/5 27/14 31/18 points [2] 19/8 27/11 portal [1] 11/6 position [2] 29/14 31/4 positions [1] 33/23 potential [1] 8/10 power [1] 21/13 Poydras [1] 1/21 PRALE [1] 9/23 precipitate [1] 15/25 prefatory [1] 29/4 preferably [1] 31/23 pregnant [1] 18/21 preliminary [1] 33/9 Preremediation [2] 9/22 10/4 present [1] 6/17 preservation [1] 33/9 presumption [3] 21/2 21/5 23/1 presumptions [1] 21/25 pretrial [1] 2/17 previous [1] 3/11 primarily [2] 3/15 9/19 primary [1] 26/21 prime [1] 26/16 principal [1] 16/9 prior [2] 4/8 9/24 priority [3] 19/22 29/12 29/21 pro [2] 3/16 33/8 pro se [2] 3/16 33/8 probably [3] 5/11 5/24 26/22 problems [2] 5/2 6/12 proceed [1] 23/16 proceedings [5] 1/25 2/1 15/12 34/23 35/6 process [3] 23/12 23/16 29/25 produce [3] 14/18 26/19 29/24 produced [3] 25/12 30/3 30/4 producing [1] 25/3 PRODUCTS [2] 1/4 2/4 professional [1] 24/24 profile [1] 32/17 profit [1] 18/5 program [9] 3/6 3/11 5/6 9/9 10/2 11/15 11/16 11/20 12/5 progression [1] 30/15 prolix [1] 30/11 promoting [2] 16/16 22/9 promotion [1] 24/2 proof [1] 9/2 properties [6] 7/22 7/25 8/7 8/14 8/17 11/16 property [8] 7/23 7/24 8/11 8/20 9/19 14/11 17/6 33/12 proposal [1] 28/21 propose [1] 2/16 protocol [2] 17/13 17/21 provide [2] 9/2 11/17
myself [1] 5/1 mānana [1] 29/13	only [10] 2/21 4/19 4/22 13/13 15/1 18/19 20/18 21/20 23/4 30/7 open [5] 10/13 10/16 10/22 31/12 33/24 open-ended [1] 31/12 opening [1] 31/18 opinion [1] 28/9 opportunity [1] 27/9 or [52] order [7] 2/15 7/20 12/18 29/15 31/10 31/20 33/9 orders [1] 2/17 original [1] 24/13 originally [1] 27/4 Orleans [5] 1/6 1/14 1/17 1/20 1/22 other [19] 3/22 9/1 9/13 9/14 9/16 9/18 10/5 10/16 11/1 11/24 12/4 19/23 20/24 24/22 26/6 26/18 28/13 28/14 31/19 others [2] 3/21 33/24 ought [3] 5/24 31/11 31/12 our [18] 2/13 5/2 7/18 8/7 8/13 11/5 11/6 11/6 11/10 20/8 27/21 28/20 29/3 30/12 30/20 30/21 33/20 34/18 ourselves [1] 27/18 out [9] 4/8 8/7 9/25 10/3 10/5 23/18 24/7 30/16 34/11 outside [1] 13/25 over [1] 2/15 own [1] 4/25 owned [2] 13/9 21/4	
<b>N</b>	<b>P</b>	
name [1] 7/15 narrowly [1] 21/18 national [6] 16/11 16/14 16/21 17/2 22/8 25/14 nature [3] 9/20 14/5 17/18 nauseam [1] 30/18 near [1] 19/2 necessarily [1] 27/18 necessary [2] 15/9 21/20 need [15] 19/21 22/24 23/20 23/23 25/19 25/23 28/9 29/15 29/18 30/8 30/22 31/10 31/14 32/13 33/20 never [1] 21/10 new [14] 1/6 1/14 1/17 1/20 1/22 2/23 3/5 3/10 12/10 32/16 32/18 32/24 33/8 33/8 next [7] 5/25 7/1 7/3 10/23 29/7 31/22 34/18 nexus [6] 13/23 20/16 20/18 20/18 20/21 28/2 Nguyen [1] 2/20 night [1] 27/25 nilly [1] 15/17 nine [2] 17/17 25/10 Ninth [1] 21/8 Ninth Circuit [1] 21/8 no [12] 2/18 3/5 4/15 7/13 23/9 26/6 31/1 33/6 33/7 33/8 33/19 34/8 non [2] 7/24 8/10 non-KPT [2] 7/24 8/10 None [1] 24/4 nor [2] 21/10 26/22 not [47] note [2] 10/15 33/13 nothing [7] 2/23 3/5 3/10 12/10 32/16 32/18 32/24 notice [1] 25/2 notices [2] 10/11 10/16 Notwithstanding [1] 18/12 now [14] 3/15 4/8 4/17 12/25 17/12 18/23 23/18 24/16 25/20 26/7 27/2 28/18 30/25 33/4 number [3] 11/10 11/22 17/12	page [2] 12/12 16/3 paid [1] 10/8 Palatka [3] 4/18 4/21 6/2 paragraph [5] 16/4 16/8 16/13 16/20 22/6 paragraphs [1] 16/2 paralegal [1] 25/17 part [1] 4/16 participate [1] 17/16 participated [1] 17/14 particular [2] 13/22 32/14 particularly [1] 16/2 parties [3] 18/3 18/23 21/23 party [1] 15/5 passing [1] 27/25 past [1] 3/19 path [1] 23/24 pay [3] 5/12 5/13 34/4 payment [4] 7/21 9/10 10/2 11/18 payments [8] 7/23 7/24 8/1 8/3 9/9 9/16 9/17 10/9 PC [1] 1/16 pending [2] 29/5 31/19 Peng [1] 26/20 people [11] 5/18 6/11 8/5 9/25 10/19 11/8 11/19 11/24 12/1 27/8 27/20 percent [9] 9/11 9/12 9/16 9/17 9/21 9/23 10/8 10/20 10/21 perhaps [2] 7/7 29/10 period [1] 11/25 periods [1] 10/5 permissible [2] 21/16 24/22 personal [3] 9/19 14/11 28/14 perspective [1] 20/25 phase [1] 3/12 Phelps [1] 1/18 phone [2] 11/10 24/14 physical [1] 33/8 place [4] 5/3 5/13 10/1 16/9	
<b>O</b>		
O'Keefe [1] 1/14 objected [1] 33/3 objection [1] 33/19 obligation [2] 27/8 30/6 observations [1] 27/23 obviously [1] 21/11 occasionally [1] 13/15 occurring [1] 17/6 Oceanique [1] 33/1 off [4] 5/9 5/12 8/20 29/13 offer [5] 10/18 10/19 10/21 10/24 11/3 offers [3] 10/12 10/13 10/22 office [4] 26/10 29/2 29/23 29/23 officers [1] 14/12 official [4] 1/21 17/8 35/2 35/10 oftentimes [2] 14/8 15/8 okay [8] 6/14 7/10 25/18 31/2 32/6 33/7 33/22 34/1 omissions [1] 17/7 omnibus [1] 2/22 on [64] Once [2] 8/9 14/17		

<p><b>P</b></p> <p>PSC [12] 1/13 2/8 3/1 3/20 21/6 21/15 23/7 23/10 23/17 23/25 27/24 29/4</p> <p>public [1] 32/15</p> <p>purpose [1] 22/16</p> <p>purposes [1] 14/6</p> <p>pursuant [2] 11/22 16/23</p> <p>put [3] 8/12 27/19 29/13</p> <p>puts [1] 21/6</p> <p>putting [1] 4/12</p>	<p>replied [1] 24/14</p> <p>reply [1] 24/13</p> <p>report [5] 3/8 7/12 7/14 7/16 32/20</p> <p>reported [2] 3/11 11/12</p> <p>Reporter [3] 1/21 35/3 35/10</p> <p>represent [1] 27/8</p> <p>representing [1] 26/12</p> <p>request [2] 10/18 27/21</p> <p>requested [2] 10/20 11/3</p> <p>requirement [2] 20/16 20/17</p> <p>reserve [1] 11/23</p> <p>resolve [5] 3/21 15/7 15/8 15/11 26/11</p> <p>respect [2] 19/15 34/5</p> <p>respected [1] 27/19</p> <p>respectfully [1] 31/21</p> <p>respond [8] 11/8 27/9 29/2 29/5 29/8 29/19 30/9 31/24</p> <p>responded [1] 33/3</p> <p>response [4] 26/18 27/10 29/16 31/1</p> <p>responsibility [1] 15/3</p> <p>retain [1] 14/20</p> <p>review [3] 8/16 10/21 30/1</p> <p>reviewed [1] 10/11</p> <p>reviews [1] 8/19</p> <p>right [7] 11/24 12/16 12/23 20/7 23/18 27/7 27/7</p> <p>role [1] 14/23</p> <p>ROSENBERG [2] 1/19 2/12</p> <p>rule [1] 31/11</p> <p>ruled [1] 26/17</p> <p>rules [1] 23/21</p> <p>ruling [1] 28/19</p> <p>RUSS [2] 1/13 2/8</p>	<p>September 18 [2] 29/10 34/19</p> <p>serial [1] 25/5</p> <p>seriously [1] 18/9</p> <p>service [1] 2/25</p> <p>set [5] 3/2 13/2 24/20 32/2 32/25</p> <p>settings [1] 2/19</p> <p>settlement [2] 3/13 11/12</p> <p>settlements [3] 3/14 7/12 8/1</p> <p>several [4] 13/18 29/19 33/2 34/20</p> <p>shared [1] 12/9</p> <p>sharpen [1] 23/17</p> <p>she [3] 3/25 4/3 4/4</p> <p>ships [1] 27/25</p> <p>short [2] 9/15 13/17</p> <p>short-circuit [1] 13/17</p> <p>shortchange [1] 30/21</p> <p>shorten [1] 30/10</p> <p>should [11] 5/23 6/5 8/18 8/23 9/3 11/1 11/8 15/12 15/20 24/7 33/24</p> <p>shouldn't [1] 26/8</p> <p>show [2] 14/18 23/25</p> <p>sides [2] 18/5 24/24</p> <p>significant [1] 7/17</p> <p>silence [1] 31/1</p> <p>similar [1] 4/7</p> <p>simply [1] 15/10</p> <p>since [7] 7/18 9/9 17/12 20/8 21/4 21/12 26/2</p> <p>sir [6] 4/5 6/19 7/2 8/6 11/15 33/7</p> <p>sit [1] 25/15</p> <p>situation [6] 5/19 5/21 5/23 5/24 17/14 17/22</p> <p>six [1] 26/13</p> <p>smell [1] 4/9</p> <p>so [36]</p> <p>socks [1] 32/9</p> <p>SOE [1] 26/3</p> <p>SOE-type [1] 26/3</p> <p>SOEs [1] 25/1</p> <p>software [1] 1/25</p> <p>sold [3] 16/7 16/19 22/12</p> <p>sole [1] 13/6</p> <p>solely [1] 15/13</p> <p>some [41]</p> <p>something [5] 14/1 25/5 25/19 25/25 32/5</p> <p>sometimes [2] 15/9 15/23</p> <p>somewhat [1] 22/1</p> <p>son [2] 4/6 5/5</p> <p>Song [3] 26/7 26/19 30/25</p> <p>soon [1] 5/11</p> <p>sooner [3] 23/23 24/5 28/17</p> <p>sort [1] 28/11</p> <p>soup [1] 30/17</p> <p>South [1] 4/21</p> <p>South Carolina [1] 4/21</p> <p>sovereign [16] 12/20 13/6 13/11 14/19 16/22 16/25 19/23 21/3 21/17 21/22 22/2 24/8 26/4 27/25 29/5 30/8</p> <p>speak [1] 23/15</p> <p>speaking [1] 30/8</p> <p>special [5] 5/6 10/18 10/20 10/25 11/4</p> <p>specific [1] 23/25</p> <p>specifically [2] 15/24 24/25</p> <p>spent [1] 10/3</p> <p>spreadsheet [2] 8/21 8/24</p> <p>St [1] 1/17</p> <p>stage [1] 13/3</p> <p>stamped [1] 4/17</p> <p>stand [1] 34/21</p> <p>standard [1] 21/24</p> <p>standards [1] 27/25</p> <p>start [6] 5/11 15/17 15/22 23/12 23/23</p>
<p><b>Q</b></p> <p>qualifications [1] 20/12</p> <p>qualify [1] 28/19</p> <p>quality [2] 18/6 23/7</p> <p>question [6] 20/22 24/19 25/12 25/13 26/20 34/2</p> <p>questions [4] 3/21 11/9 26/25 32/23</p> <p>quick [2] 19/8 24/12</p> <p>quicker [1] 28/7</p>	<p>retain [1] 14/20</p> <p>review [3] 8/16 10/21 30/1</p> <p>reviewed [1] 10/11</p> <p>reviews [1] 8/19</p> <p>right [7] 11/24 12/16 12/23 20/7 23/18 27/7 27/7</p> <p>role [1] 14/23</p> <p>ROSENBERG [2] 1/19 2/12</p> <p>rule [1] 31/11</p> <p>ruled [1] 26/17</p> <p>rules [1] 23/21</p> <p>ruling [1] 28/19</p> <p>RUSS [2] 1/13 2/8</p>	<p>smell [1] 4/9</p> <p>so [36]</p> <p>socks [1] 32/9</p> <p>SOE [1] 26/3</p> <p>SOE-type [1] 26/3</p> <p>SOEs [1] 25/1</p> <p>software [1] 1/25</p> <p>sold [3] 16/7 16/19 22/12</p> <p>sole [1] 13/6</p> <p>solely [1] 15/13</p> <p>some [41]</p> <p>something [5] 14/1 25/5 25/19 25/25 32/5</p> <p>sometimes [2] 15/9 15/23</p> <p>somewhat [1] 22/1</p> <p>son [2] 4/6 5/5</p> <p>Song [3] 26/7 26/19 30/25</p> <p>soon [1] 5/11</p> <p>sooner [3] 23/23 24/5 28/17</p> <p>sort [1] 28/11</p> <p>soup [1] 30/17</p> <p>South [1] 4/21</p> <p>South Carolina [1] 4/21</p> <p>sovereign [16] 12/20 13/6 13/11 14/19 16/22 16/25 19/23 21/3 21/17 21/22 22/2 24/8 26/4 27/25 29/5 30/8</p> <p>speak [1] 23/15</p> <p>speaking [1] 30/8</p> <p>special [5] 5/6 10/18 10/20 10/25 11/4</p> <p>specific [1] 23/25</p> <p>specifically [2] 15/24 24/25</p> <p>spent [1] 10/3</p> <p>spreadsheet [2] 8/21 8/24</p> <p>St [1] 1/17</p> <p>stage [1] 13/3</p> <p>stamped [1] 4/17</p> <p>stand [1] 34/21</p> <p>standard [1] 21/24</p> <p>standards [1] 27/25</p> <p>start [6] 5/11 15/17 15/22 23/12 23/23</p>
<p><b>R</b></p> <p>Radio [1] 31/1</p> <p>raiseable [1] 27/14</p> <p>raised [2] 25/23 31/19</p> <p>random [1] 20/21</p> <p>rate [1] 10/20</p> <p>rather [3] 17/14 23/23 29/12</p> <p>RE [2] 1/4 2/3</p> <p>read [3] 25/9 29/14 29/17</p> <p>really [8] 3/10 3/14 5/23 13/6 13/16 23/10 25/5 28/7</p> <p>reason [5] 13/14 15/18 26/6 28/24 32/15</p> <p>reasonable [1] 23/8</p> <p>reasons [1] 18/16</p> <p>Rebecca [1] 3/24</p> <p>receive [1] 12/5</p> <p>received [5] 4/3 9/15 12/1 12/3 25/2</p> <p>recently [4] 5/3 5/8 19/20 23/19</p> <p>recess [1] 34/22</p> <p>recital [1] 20/11</p> <p>recited [1] 21/25</p> <p>recognize [2] 13/13 18/17</p> <p>recognized [2] 14/3 18/3</p> <p>recognizes [1] 13/15</p> <p>recognizing [1] 24/5</p> <p>record [2] 32/11 35/6</p> <p>recorded [1] 1/25</p> <p>reentered [1] 27/17</p> <p>regular [1] 13/21</p> <p>reinspection [2] 5/25 33/11</p> <p>related [3] 3/13 20/22 24/24</p> <p>relatedness [1] 21/22</p> <p>relates [2] 1/6 28/20</p> <p>relating [1] 28/2</p> <p>relative [1] 33/8</p> <p>relevant [3] 16/2 28/5 28/7</p> <p>relocation [3] 9/12 11/21 12/3</p> <p>remain [1] 32/12</p> <p>remediate [1] 11/16</p> <p>remediated [5] 3/15 3/23 4/6 4/12 33/10</p> <p>remediation [13] 3/6 3/10 4/4 4/8 4/16 5/18 9/25 10/1 10/4 11/13 11/15 11/20 12/1</p> <p>remedy [2] 17/13 17/21</p> <p>remind [1] 15/16</p> <p>remove [1] 28/11</p> <p>removed [1] 6/7</p> <p>rent [2] 5/13 9/17</p> <p>repair [4] 9/12 9/20 11/21 12/2</p> <p>repeating [1] 26/5</p> <p>replace [1] 11/17</p>	<p><b>S</b></p> <p>said [5] 4/11 21/10 24/21 25/22 30/2</p> <p>sale [3] 9/15 20/22 28/2</p> <p>sales [1] 9/17</p> <p>same [3] 5/6 22/19 32/15</p> <p>satisfactory [2] 18/11 18/13</p> <p>say [12] 13/24 14/6 15/19 16/4 21/20 22/5 22/11 22/19 22/21 25/18 26/14 28/13</p> <p>saying [1] 25/23</p> <p>says [3] 16/8 16/13 29/18</p> <p>schedule [10] 18/11 18/13 18/14 19/2 19/2 28/21 31/6 31/6 31/9 31/14</p> <p>scheduled [1] 29/11</p> <p>scheduling [5] 12/22 20/5 20/14 28/15 28/24</p> <p>school [1] 5/4</p> <p>scope [6] 14/5 14/13 14/14 14/16 17/9 22/2</p> <p>se [2] 3/16 33/8</p> <p>sealed [1] 32/12</p> <p>second [6] 5/8 5/12 8/21 24/17 24/20 31/18</p> <p>secondarily [1] 27/5</p> <p>Section [1] 1/5</p> <p>see [9] 6/1 6/13 6/15 6/17 6/25 14/8 15/22 18/4 22/24</p> <p>seek [2] 17/5 28/19</p> <p>seeking [1] 13/4</p> <p>seem [2] 16/2 18/24</p> <p>seems [1] 33/24</p> <p>sell [1] 5/11</p> <p>send [1] 9/3</p> <p>senior [1] 23/11</p> <p>sent [1] 9/7</p> <p>separate [3] 9/14 12/19 21/2</p> <p>separately [1] 28/6</p> <p>separateness [1] 21/6</p> <p>September [2] 29/10 34/19</p>	<p>smell [1] 4/9</p> <p>so [36]</p> <p>socks [1] 32/9</p> <p>SOE [1] 26/3</p> <p>SOE-type [1] 26/3</p> <p>SOEs [1] 25/1</p> <p>software [1] 1/25</p> <p>sold [3] 16/7 16/19 22/12</p> <p>sole [1] 13/6</p> <p>solely [1] 15/13</p> <p>some [41]</p> <p>something [5] 14/1 25/5 25/19 25/25 32/5</p> <p>sometimes [2] 15/9 15/23</p> <p>somewhat [1] 22/1</p> <p>son [2] 4/6 5/5</p> <p>Song [3] 26/7 26/19 30/25</p> <p>soon [1] 5/11</p> <p>sooner [3] 23/23 24/5 28/17</p> <p>sort [1] 28/11</p> <p>soup [1] 30/17</p> <p>South [1] 4/21</p> <p>South Carolina [1] 4/21</p> <p>sovereign [16] 12/20 13/6 13/11 14/19 16/22 16/25 19/23 21/3 21/17 21/22 22/2 24/8 26/4 27/25 29/5 30/8</p> <p>speak [1] 23/15</p> <p>speaking [1] 30/8</p> <p>special [5] 5/6 10/18 10/20 10/25 11/4</p> <p>specific [1] 23/25</p> <p>specifically [2] 15/24 24/25</p> <p>spent [1] 10/3</p> <p>spreadsheet [2] 8/21 8/24</p> <p>St [1] 1/17</p> <p>stage [1] 13/3</p> <p>stamped [1] 4/17</p> <p>stand [1] 34/21</p> <p>standard [1] 21/24</p> <p>standards [1] 27/25</p> <p>start [6] 5/11 15/17 15/22 23/12 23/23</p>

<p><b>S</b></p> <p>start... [1] 30/18  started [2] 4/7 24/16  Starting [1] 16/4  state [13] 2/19 2/20 13/7 13/9 13/10  13/11 14/10 14/18 17/5 17/7 17/8 26/4  33/16  STATES [16] 1/1 1/10 4/20 13/12 13/23  13/25 13/25 14/1 14/2 17/4 17/6 20/19  20/21 22/13 26/14 35/3  status [8] 1/9 2/13 3/11 7/18 9/9 10/23  21/2 31/22  statute [1] 13/20  statutes [1] 30/15  steering [1] 19/20  Stengel [3] 19/8 20/1 20/3  stenography [1] 1/25  step [1] 6/9  still [2] 10/10 10/17  stipend [8] 7/19 7/21 7/22 8/10 8/16  8/22 11/8 11/10  stop [1] 23/2  straightening [1] 30/16  strange [1] 27/17  Street [2] 1/19 1/21  strictly [1] 28/24  strong [1] 4/9  subject [4] 15/5 21/13 27/14 28/24  subsequent [1] 3/17  subsidiary [2] 4/15 16/11  sufficient [1] 26/1  suggest [2] 23/14 29/6  suggested [3] 21/11 30/9 33/11  suggesting [1] 21/15  suggestions [1] 18/8  suit [2] 13/14 15/2  Suite [2] 1/17 1/19  suits [3] 13/11 13/15 14/10  sum [2] 10/2 11/18  supplied [3] 16/6 16/19 22/11  suppliers [2] 16/17 22/10  Supreme [1] 21/1  Supreme Court [1] 21/1  sure [5] 8/17 20/2 20/10 27/12 34/1</p>	<p>14/13 14/14 14/16 16/23 18/1 18/2 18/8  18/10 18/12 22/24 29/14 29/16 29/24  30/6 30/9 30/20 34/11  them [18] 2/15 6/12 8/5 10/3 10/11  10/12 11/2 11/3 11/16 11/17 18/8 22/20  23/2 24/5 29/16 30/10 33/25 34/10  themselves [4] 11/19 15/24 20/6 20/20  then [13] 12/2 12/19 14/18 19/8 24/17  25/16 25/19 26/2 29/8 29/9 29/11 29/19  34/1  theory [1] 24/6  there [23] 2/21 3/14 4/17 4/23 5/6 6/1  7/25 9/13 10/13 10/14 13/18 13/22  18/24 19/4 19/10 20/12 23/8 24/15  24/17 25/15 30/15 33/7 33/11  there's [11] 2/19 2/25 3/10 12/19 14/7  15/16 20/17 24/21 27/21 33/23 34/8  thereafter [2] 29/20 31/23  these [10] 7/24 8/1 16/23 24/4 26/1 26/7  26/25 28/21 30/11 30/16  they [67]  thing [1] 28/13  things [1] 9/20  think [33] 5/22 6/5 8/23 9/3 14/24 18/5  18/19 18/21 18/24 19/7 21/24 22/23  22/25 23/5 23/10 23/15 23/16 23/23  26/6 27/16 27/21 27/22 28/1 28/7 28/9  28/11 28/16 31/10 31/11 31/12 31/13  31/24 32/12  thinking [1] 20/13  thinks [1] 23/14  this [47]  those [20] 9/24 10/8 10/23 11/22 11/23  11/25 12/22 15/11 18/21 19/12 22/14  24/21 24/24 25/15 28/15 28/17 30/1  32/19 33/4 33/20  thought [1] 29/3  three [2] 24/15 24/23  through [10] 5/18 10/1 10/10 11/2 11/10  12/3 12/5 19/21 21/3 25/3  time [11] 6/9 8/1 10/3 10/17 21/4 21/7  23/8 25/7 26/10 30/1 30/10  times [3] 5/14 14/20 25/10  timing [1] 27/13  today [2] 2/13 3/20  together [2] 8/12 30/7  toll [1] 30/15  tomorrow [1] 9/5  Toni [4] 1/21 35/2 35/9 35/9  took [1] 10/1  top [1] 6/25  tortious [5] 14/8 14/11 17/1 17/7 27/6  total [9] 9/10 9/13 9/18 9/21 9/21 9/23  10/5 10/9 10/21  towards [1] 23/24  track [4] 24/16 24/17 24/17 24/20  tracks [1] 24/15  transaction [1] 13/22  transcript [1] 35/5  transcription [1] 1/25  transit [1] 24/13  translated [2] 25/8 25/19  translation [1] 25/16  translations [3] 25/8 25/11 25/14  translator [1] 25/20  translators [1] 25/10  trial [5] 2/19 14/23 15/3 15/4 15/16  trials [2] 17/12 17/19  true [3] 22/25 26/6 35/4  try [1] 6/9  trying [2] 5/5 33/17  Tusa [4] 1/21 35/2 35/9 35/9  two [3] 12/14 29/7 30/9</p>	<p>Twombly [1] 21/24  type [4] 10/6 17/18 18/17 26/3  types [2] 9/15 11/24</p> <p><b>U</b></p> <p>U.S [1] 6/3  U.S.C [1] 16/24  ultimate [1] 26/16  ultimately [2] 25/21 26/11  under [12] 13/20 14/9 14/20 14/21 16/25  19/10 21/16 22/2 25/24 26/15 29/21  32/23  underlies [1] 20/20  underscore [1] 27/24  understand [5] 3/24 18/2 19/10 28/15  31/2  understanding [5] 15/18 17/24 17/25  31/4 35/5  understands [1] 15/20  understood [2] 17/19 17/19  undertake [1] 29/19  undisputed [1] 14/25  UNITED [16] 1/1 1/10 4/20 13/12 13/23  13/25 13/25 14/1 14/2 17/4 17/6 20/19  20/21 22/13 26/14 35/3  United States [13] 4/20 13/12 13/23  13/25 13/25 14/1 14/2 17/4 17/6 20/19  20/21 22/13 26/14  unless [1] 15/18  untethered [1] 22/1  until [1] 29/25  untimely [1] 27/21  untold [1] 29/18  up [23] 4/1 4/8 4/21 5/24 6/8 7/8 8/3  9/14 9/17 9/21 10/8 10/15 18/4 18/11  18/13 18/14 19/1 19/11 31/5 31/6 31/8  31/14 31/18  upon [4] 12/20 17/3 19/23 27/8  upset [1] 25/4  us [16] 4/1 7/3 7/12 9/1 9/2 9/3 9/4 11/8  11/14 23/24 26/9 26/10 26/10 26/15  27/19 33/20  USA [5] 16/8 16/10 16/14 16/17 22/7  use [3] 9/17 11/8 15/10  used [1] 15/9  using [1] 1/25</p>
<p><b>T</b></p> <p>tab [1] 8/21  Taishan [12] 1/18 2/12 12/11 16/20 17/2  24/16 26/21 26/23 27/4 28/4 32/15  33/19  take [7] 2/15 6/7 6/9 18/8 26/15 30/25  31/6  taken [2] 26/2 30/23  takes [1] 30/1  taking [1] 30/18  talk [1] 20/5  talked [1] 29/3  talks [1] 4/15  tape [1] 4/18  tell [2] 4/1 26/10  ten [1] 17/17  testimony [1] 17/20  than [3] 23/23 27/7 29/13  Thank [11] 4/5 6/19 7/6 12/6 12/7 12/8  24/8 28/21 32/3 34/13 34/21  Thanks [2] 24/9 31/16  that [175]  that's [25] 2/21 3/17 4/17 5/8 6/3 6/3 6/4  10/21 11/13 11/17 12/25 14/13 14/25  18/19 19/3 22/16 22/20 22/23 23/21  23/21 25/5 27/6 29/16 30/6 32/1  their [22] 2/5 3/22 6/12 10/21 11/20</p>	<p>toll [1] 30/15  tomorrow [1] 9/5  Toni [4] 1/21 35/2 35/9 35/9  took [1] 10/1  top [1] 6/25  tortious [5] 14/8 14/11 17/1 17/7 27/6  total [9] 9/10 9/13 9/18 9/21 9/21 9/23  10/5 10/9 10/21  towards [1] 23/24  track [4] 24/16 24/17 24/17 24/20  tracks [1] 24/15  transaction [1] 13/22  transcript [1] 35/5  transcription [1] 1/25  transit [1] 24/13  translated [2] 25/8 25/19  translation [1] 25/16  translations [3] 25/8 25/11 25/14  translator [1] 25/20  translators [1] 25/10  trial [5] 2/19 14/23 15/3 15/4 15/16  trials [2] 17/12 17/19  true [3] 22/25 26/6 35/4  try [1] 6/9  trying [2] 5/5 33/17  Tusa [4] 1/21 35/2 35/9 35/9  two [3] 12/14 29/7 30/9</p>	<p><b>V</b></p> <p>vacate [1] 28/19  vague [1] 21/23  valid [1] 18/1  various [2] 18/16 27/23  very [21] 7/6 12/8 18/12 21/18 23/13  23/19 24/9 24/11 24/11 24/12 24/23  25/20 27/16 28/21 29/11 30/12 30/19  30/20 31/8 31/16 34/21  views [1] 28/10  violently [1] 31/3  Virginia [1] 2/20</p> <p><b>W</b></p> <p>waiting [1] 26/13  waivable [1] 27/15  want [10] 4/1 7/12 12/25 18/25 26/8  28/15 29/19 30/21 32/10 33/4  wanted [1] 29/5  was [19] 3/11 4/6 4/22 6/14 8/6 17/18  17/21 21/2 23/9 23/9 23/20 24/13 24/16  24/17 24/19 27/1 28/24 29/4 31/20  way [6] 7/19 23/21 23/22 26/18 27/18  27/18  ways [1] 22/18  we [155]</p>

W  
website [1] 32/21  
Wednesday [1] 9/5  
week [2] 9/5 31/15  
weeks [3] 19/17 19/18 29/7  
welcome [1] 28/25  
well [10] 3/13 4/14 4/19 14/25 17/23  
22/5 22/21 23/20 26/14 29/17  
went [2] 5/3 17/16  
were [9] 10/5 18/13 23/16 24/21 24/25  
26/1 26/21 27/3 33/24  
what [39]  
whatever [2] 8/3 13/1  
when [11] 5/7 8/1 11/19 15/5 18/3 20/13  
22/5 24/1 25/25 30/13 30/17  
where [6] 4/10 7/25 14/9 14/10 23/19  
26/20  
whether [8] 8/9 8/15 8/23 18/1 22/24  
26/19 27/6 34/3  
which [24] 8/7 8/8 9/5 9/19 9/23 10/19  
12/18 13/6 14/7 15/14 17/17 18/8 19/22  
20/19 20/24 21/2 21/25 22/18 23/24  
27/19 29/10 29/20 31/8 31/19  
while [3] 14/12 14/15 17/8  
whining [1] 25/4  
who [11] 3/22 5/6 5/18 12/1 26/7 26/13  
26/20 26/21 26/25 27/1 30/16  
wholly [1] 21/4  
whose [1] 26/10  
why [4] 11/13 22/20 22/23 34/10  
will [34] 2/15 4/9 8/1 8/2 9/3 9/6 10/23  
10/24 12/2 12/4 13/15 13/16 18/14 19/2  
19/4 25/21 26/19 28/11 28/20 29/2 30/5  
31/6 31/6 31/8 31/14 31/14 31/15 31/24  
32/2 32/13 32/21 33/6 34/12 34/21  
willy [1] 15/17  
willy-nilly [1] 15/17  
wind [1] 3/12  
wind-down [1] 3/12  
withdrawal [2] 27/4 28/4  
within [4] 17/9 19/12 29/6 29/9  
without [3] 15/17 22/14 31/18  
witness [1] 24/22  
witnesses [5] 17/22 21/12 23/6 23/7  
23/11  
won't [1] 31/17  
wondering [1] 5/17  
Woody [1] 7/16  
wording [1] 14/24  
work [3] 5/19 7/18 23/21  
worked [2] 18/12 27/16  
working [3] 3/17 3/20 10/10  
works [2] 5/7 23/22  
would [22] 6/11 6/25 12/21 14/4 18/5  
18/11 18/17 18/22 19/25 20/12 23/4  
23/18 25/3 26/14 27/18 28/13 29/6 30/4  
30/10 31/21 32/12 34/3  
Wrapped [1] 24/18  
writing [1] 29/6  
www3.browngreer.com [1] 11/6  
www3.browngreer.com/drywall [1] 11/6

X

XI [1] 32/16  
XII [1] 32/17  
XIII [1] 32/23

Y

year [2] 3/12 19/21  
years [3] 10/1 18/18 26/13  
Yes [4] 4/5 7/2 8/6 11/15  
yet [1] 25/1

you [57]  
you-all [2] 31/3 31/5  
your [60]  
Your Honor [46]  
Your Honor's [1] 20/11

Z

zone [1] 5/4