

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

In Re: Oil Spill by the Oil Rig “Deepwater Horizon” in the Gulf of Mexico, on April 20, 2010	*	MDL 2179
	*	SECTION: J(2)
	*	
Applies to: 12-cv-968, BELO	*	JUDGE BARBIER
	*	
AND	*	MAG. JUDGE WILKINSON
	*	
BELO Cases identified below		

ORDER

[As to the 270 BELO Plaintiffs Represented by the Nations Law Firm and Identified in the June 4, 2019 Show Cause Order (Rec. Doc. 25698)]

BELO Case Management Order No. 1 (“CMO No. 1”) requires BELO plaintiffs to provide defendants with certain information and materials within 90 days of the date the complaint was filed. (Rec. Doc. 14099 ¶ II(1), *amended by* Rec. Doc. 24221). A second case management order (“CMO No. 2”) was developed—with input from plaintiffs’ counsel and BP—to address the failure by many BELO plaintiffs to comply with CMO No. 1. (*See* Rec. Doc. 25486, *amended by* Rec. Doc. 25738). The CMO No. 2 process is as follows: On the 25th day of each month BP serves a draft status report on plaintiffs’ counsel identifying those plaintiffs that BP believes have not provided full and complete disclosures by the 90-day deadline. The parties are to confer and attempt to resolve any errors or discrepancies in the report. On the first of day of the following month, BP files its status report in the Court’s record. Magistrate Judge Wilkinson reviews the report and, if appropriate, issues an order that effectively gives

plaintiffs an additional 30 days to provide full and complete disclosures. Plaintiffs who fail to make the required disclosures by this extended deadline are so identified in a subsequent status report filed by BP. As to these plaintiffs, the undersigned district judge then issues an order requiring them to show cause why they have failed to comply with the Court's orders and why their cases should not be dismissed.

In accordance with the above procedures, the Court issued a Show Cause Order on June 4, 2019 regarding 277 BELO plaintiffs who had failed to provide full and complete disclosures by the initial 90-day deadline, were granted an extension and ordered to comply by the extended deadline, and then failed to provide full and complete disclosures by the extended deadline. (Rec. Doc. 25698). Specifically, the Show Cause Order required plaintiffs' counsel to appear at a hearing on June 19, 2019 and show cause why these 277 cases should not be dismissed with prejudice for failure to prosecute and/or pursuant to Fed. R. Civ. P. 37(b)(2)(A)(v). The Show Cause Order further permitted plaintiffs' counsel to file a written response "***provided*** that such response is filed ***no later than*** Monday, June 17 at 5:00 p.m. C.D.T." (Rec. Doc. 25698 at 2 (emphasis added)).

At issue are 270 of the 277 plaintiffs identified in the Show Cause Order, all of whom are represented by the Nations Law Firm ("Nations"). Nations filed a "Notice of Compliance" on June 18 at 10:27 p.m. (i.e., after the deadline for filing written responses and 11 hours before the show cause hearing) stating that 55 of its clients had submitted full and complete disclosures. (Rec. Doc. 25734). At the June 19th hearing, an attorney with Nations requested that these 55 plaintiffs be deemed to

have satisfied the Show Cause Order and requested additional time (beyond the extensions already received) for 121 of its clients. (Hr’g Tr. at 20-24, Rec. Doc. 25740). Nations did not oppose dismissal of 94 of its clients. (Hr’g Tr. at 21:12-13, Rec. Doc. 25740). At the conclusion of the hearing, the Court ordered BP to file a written response by June 26 and Nations to file a reply by July 3. (Minute Entry at 3, Rec. Doc. 25737).

BP timely filed its response by the June 26 deadline. (Rec. Doc. 25768). To date, Nations has not filed a reply.

BP concedes in its response that the Show Cause Order has been satisfied with respect to 54 of the 55 plaintiffs identified in Nations’ June 18th Notice of Compliance. (*Id.* at 3-4). BP asserts that it has not received full and complete disclosures from 199 plaintiffs as of the date of its response.¹ BP also states that 17 plaintiffs provided full and complete disclosures *after* the June 19 Show Cause Hearing.

After considering the parties’ arguments, the record, and the applicable law,

IT IS ORDERED that the Show Cause Order (Rec. Doc. 25698) is deemed SATISFIED with respect to the 54 plaintiffs identified below, and these cases are NOT dismissed:

Case Number	Plaintiff
18-10578	Ochello, Louis Joseph
18-10635	Lajaunie, Wallace Charles
18-10645	Weber, Jennifer Mae
18-10711	Guillory, Andy Steven
18-10755	Hamilton, Adron Lamont
18-11031	Baker, Kermit III

¹ The 199 plaintiffs includes the 197 plaintiffs identified on pages 6-17 of BP’s response plus Kevin Demond Warren (page 5 of BP’s response) and Charles Joseph Schulte, Jr. (page 6 of BP’s response).

18-11051	Bunch, Gregory Thomas
18-11077	Cotton, Zachary
18-11196	Hicks III, William Thomas
18-11198	Holmes, Demitrick Christopher
18-11268	Garcia, Paul Anthony
18-11408	Moffett, Cedric Antonia
18-11417	Nguyen, Hung Minh
18-11606	Slack, Robert William Jr.
18-11619	Taylor, Christopher Raymond
18-12085	Odom, Travis Santel
18-12195	Seliby, William Edward, III
18-12203	Taillon, Megan Marie
18-12368	Taylor, Thomas Edward
18-12501	Fitzhugh, David Leon
18-12511	Stevenson, Alyce Rebecca
18-12682	Goff, Wayne Everette
18-12685	Hall, Donnie Eugene
18-12689	Hinton, Sidney Wayne
18-12700	Tran, Dave Dat
18-12753	Jarrett, Larry Jerome
18-12815	Quach, Richard
18-12833	Webb, Kelly Laveron Jr.
18-13481	Leashore, Kendera Patrice
18-13591	Austin, Jacob Raynard
18-13594	Banken, Tanea Leilani
18-13610	Pettis, Jimmy Lee
18-13626	Parker, Jonathan Jude
18-13685	Berzett, Arsenio Tyrell
18-13700	Bush, Michael Jerome
18-13716	Van Ngo, Chuong
18-13797	Chav, Saran
18-13803	Colley, Brittany Nicole
18-13814	Payton, Reginald Rene
18-13823	Sharit, Christina Ann
18-13881	Cheramie, Anthony Paul
18-13907	Fanguy, Michael James
18-13960	Harris, Curtis Frederick
18-13963	Hayes, Ralph Eugene
18-13965	Hobby, Karen Kay
18-13967	James, Steven Lorenzo
18-13977	Mills, Kenyetta Renea
18-13980	Nguyen, Len Van
18-13994	Helmer, Jordon Lee

18-14004	Nicholson, James Anthony
18-14027	Sorey, Arthur Bernard
18-14053	Cameron, Jamond Le'Jean
18-14097	Christmas, Larry Darnell, Jr.
18-14153	Harris, Bernard Allen

IT IS FURTHER ORDERED that the Show Cause Order (Rec. Doc. 25698) is NOT satisfied with respect to the 216 plaintiffs identified below, and these cases are DISMISSED WITH PREJUDICE:

Case Number	Plaintiff
18-10643	Warren, Kelvin Demond
18-14022	Schulte, Joseph Charles Jr.
18-10509	Fountain, Vernon Terell
18-10699	Taite, Ruby Rocelle
18-10782	Jackson, Torey Durrell
18-11396	Lathrop, Thomas Joseph
18-11410	Motes, Jeffry Lee
18-11624	Tran, Phan Van
18-11711	Jones, Cory Thomas
18-11712	Lee, Lindsey
18-11720	Wells, Yolanda Yvette
18-11721	Williams, Erika Latressa
18-12191	Blackston, Dannie Bernard
18-12305	Clark, Donnie Lee
18-12503	Russell, Richard Lafayette
18-13490	McNair, Algernon Aundra
18-14029	Strickland, Ramelle Fitzgerald
18-14060	Chadwick, Charles Christopher
18-14105	Fitch, William Randolph III
18-09723	Robin, Jr., Chris Joseph
18-10429	Hickenbotham, Jerome
18-10517	McCall, Jarvis Kentrell
18-10519	Merrill, Robert Kirk

18-10521	Pham, Hiep Anh
18-10562	Danos, Brent James
18-10573	Graveley, Thomas Jesus III
18-10575	Jones, Micah Timothy
18-10625	Williams, Hasson Ha'kium
18-10648	Heath, Crystie Danielle
18-10685	Downs, Justin Blaine
18-10707	Florent Sr., Edwin Tyrone
18-10713	Haley, Michael Dwain
18-10743	Dickinson, Gregory Darnell
18-10773	Hicks, Joshua Kendell
18-10780	Hooks, Roger Joseph Jr.
18-10787	King, Anthony Wayne
18-10789	Keegan, Thomas William IV
18-10846	Powell, Ronnie Aaron
18-10851	Santiny, Joshua Daniel
18-10916	Kumm, Matthias
18-10937	Thomas, Paul Christopher
18-10975	Barthelemy, Myron Francis
18-10980	Billiot, Corey Joseph
18-10988	Billiot, Risha Marie
18-10998	Booker, Antoine Vonche
18-11001	Smith, Rhonda Nashovia
18-11004	Spencer, Kevin Dwayne
18-11005	Wallace, Nolan Ryan
18-11008	Watkins, Carl Marshuan

18-11030	Ashcraft, Larry
18-11049	Buford, Orlando Romon
18-11069	Carbajal, Max Emiliano
18-11071	Celestin, Joshua Kindall
18-11072	Chaisson, Amber Nicole
18-11076	Coon, Toren Martel
18-11183	Diaz, Donald Lee
18-11185	Douglas, Michael
18-11189	Glamuzina, Josip Ante
18-11206	Labiche, Carl Bryant
18-11207	Sartain, Lee Edgar
18-11267	Dragobratovich, Kristofer Mark
18-11270	Hill, Jason Daniel
18-11271	Ho, Hung Van
18-11272	House, Jerome Jermaine
18-11273	Irby, Tracy Stein
18-11283	McDuff, Gary Bruce
18-11288	Melerine, Nathan James
18-11290	Morgan, Jr., Danny Lenroy
18-11377	Johnston, Michael Sean
18-11380	Danos, Tara Ann
18-11416	Nguyen, Christina Phuong
18-11421	Nguyen, Thoi Huu
18-11422	Nichols, Willie Dewayne
18-11502	Nix, Alfreda Juawanna
18-11506	Palmisano, Darin James
18-11510	Paternostro II, Stephen Michae

18-11516	Powell, Pleashetta
18-11518	Prejean, Dennis Joseph
18-11529	Ramond, Jeremie Charles
18-11530	Reese, Renaldo Emanuel
18-11537	Riley Jr., Carl Blake
18-11597	Buras Sr., Chad Michael
18-11600	Champagne, David John
18-11610	Stamant, Bryan Paul
18-11622	Toups Jr., Ronnie Joseph
18-11623	Tran, Dinh Ngoc
18-11625	Tran, Se Thi
18-11695	Treadaway, Alex Joseph
18-11703	Willyard Jr., Donald Rae
18-11704	Wolf, Jason Everett
18-11708	Hall, Gary Dwight
18-11710	Johnson, Lakeada Sherrel
18-11713	McDonald, Deidra D'Angela Myers
18-11719	Weaver, Gregory Darren
18-11778	Chiodo, Anthony Paul III
18-11781	Copeland, George
18-11785	Cotton, Yolanda Patricia
18-11793	Crocker, William Ray
18-11843	Guidry, Harris Joseph
18-11847	Hobdy, Robert John
18-11856	Johnson, Demarcus Deandre
18-11857	Jones, Jeremy Timajo
18-11863	Norwood, Jeffrey Allen
18-11865	Billiot, Ryan A

18-12041	Jordan, Kehinde Tranell
18-12082	Phimavong, Vorasing Joe
18-12097	Kinsey, Samuel Eugene
18-12104	Matthews, Walter Paul
18-12166	Alder, Keith George
18-12168	Ancar, Richard Kenneth
18-12169	Anderson, Ivory
18-12193	Ruffins, Jerome Devin
18-12197	Smith, Barry Donavan
18-12206	Tracy, Jon Richard
18-12212	Witherspoon, Demarcus James
18-12303	Carson, Kawatues Markwette
18-12308	Colston, Laneesha Anjanetta
18-12315	Talton, Stafford Dewayne
18-12317	Waite, Eleanor Noel
18-12343	Bihlear, Eddie
18-12359	Bradberry, Bobby Lynn
18-12364	Chiodo, Anthony Paul Jr.
18-12478	Brown, Iranikia Lashawn
18-12480	Cannon, Martin Houston
18-12484	Brown, Mario Catrell
18-12486	Bryant, Tony Lamar
18-12487	Butler, Eddie David
18-12490	Cotton, Oliver, Jr.
18-12493	Courtney, John Bart
18-12495	Cox, Charles Leslie
18-12497	Delle, Jeffery Lawrence
18-12512	Tanner, Cherrish Michelle
18-12514	Tellez, Jairo Velandia
18-12680	Gibbs, Rochelle Renne
18-12683	Griffith, Vern Allan
18-12684	Grinstead, Michael Anthony
18-12686	Helton, Jeffery Stephen
18-12691	Richardson, Angela Latongia
18-12695	Roberts, Romeo Casanova
18-12745	Hutchins, Shelton Deon
18-12750	Jackson, Joshua Derek

18-12776	Jones, Emile Carnell
18-12778	Jones, Ronald Lester Jr.
18-12805	Kates, Michael Dietrick
18-12832	Thomson, Anthony McNair
18-12834	Williams, Kimberly Denise
18-13485	Martin, Peter Maurice Jr
18-13486	Mathis, Corey Collins
18-13494	McNeeley, Larry Cheyenne
18-13499	Moore, Johnnie Earl
18-13502	Nance, Norma Jean
18-13582	Abner-Nicholson, Janice Anastasia
18-13583	Aguilar, Hector
18-13587	Ally, Ashton Anthony
18-13593	Baldwin, Stevie George, Sr.
18-13621	Porter, Rapier Ely
18-13688	Blanchard, Randolph J. IV
18-13689	Bourgeois, Joshua Demond
18-13694	Brooks, Gwendolyn Faye
18-13699	Brumfield, Clodie Ray
18-13708	Milton, Brice Quintarius
18-13711	Mitchell, Hakeem Jamal
18-13712	Mullikin, Telice Watts
18-13718	Nguyen, Hoang V.
18-13749	Reddoch, Corbett Lawrence
18-13790	Adams, James Lewis
18-13799	Chopin, Timothy Michael Sr.
18-13806	Domangue, Darrell Anthony
18-13811	Parker, Treko Jamal
18-13818	Pugh, Tiquilla LaShawn
18-13867	Smith, Marc Anthony
18-13875	Beck, Latiffany Marsha
18-13876	Booker, William Leonard, III
18-13882	Clausell, Jacquelynn Jones
18-13883	Cook, Marcus Lee
18-13887	Duplantis, Elias Paul
18-13888	Eugene, Kenneth
18-13906	Bivens, Eric Roderick
18-13908	Fisher, Michael Eugene
18-13916	Frye, Jeffery Alan

18-13918	Chancellor, Raymond Jr
18-13961	Harris, Paul Thomas
18-13964	Hicks, James Xavier
18-13966	Hunter, Dewayne Junior
18-13968	Johnson, Michelle Hughen
18-13969	Jones, Nathaniel
18-13972	Lambert, Ashley Shatoya
18-13973	Lee, Denorris John
18-13983	Nemeth, Crystal Lynn
18-13999	Jenkins, James Lee
18-14006	Padilla, Jessica Rose
18-14007	Payne, William Thomas
18-14021	Salter, Henry Clifton Jr.
18-14030	Tanner, Bradley Keith
18-14031	Thompson, Jerome Alonzo
18-14033	Trauth, Brent Albert
18-14050	Matthews, Jonelle Jontue
18-14056	Brown, Leon
18-14058	Campbell, Jerome Torry
18-14063	Chiasson, Randy Thomas
18-14095	Burrows, Kenneth Lamar
18-14098	Clede, Scott Aaron
18-14099	Cooper, David Lyn
18-14102	Decaylor, John Melvin
18-14103	Duplantis, Teddy Wedgir
18-14104	Fairley, Adam Lee
18-14106	Fox, Wayne Edward
18-14151	Joseph, Michael Christopher
18-14152	Gunn, Trenkiel Lamar
18-14154	Heptinstall, Leeunder Monrow Sr.
18-14159	Jackson, Andrew, III
18-14161	Lyons, Scott David
18-14165	Narcisse, Kermit Peter
18-14169	Nguyen, Huy Hoang
18-14173	Phalo, Charles Lee
18-14174	O'Sullivan, Steven Sean

The Court will enter judgments of dismissal in each of the above 216 cases.

New Orleans, Louisiana, this 9th day of July, 2019.


United States District Court