

**MINUTE ENTRY
FALLON, J.
JUNE 12, 2006**

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

PATRICK JOSEPH TURNER, ET AL. * CIVIL ACTION
VERSUS * NO. 05-4206
MURPHY OIL USA, INC. * CONSOLIDATED CASE
SECTION "L" (2)

THIS DOCUMENT RELATES TO ALL CASES

A monthly status conference was held on this date in the Courtroom of Judge Eldon E. Fallon. In attendance on behalf of Plaintiffs were Sidney Torres, Roberta Burns, Gerald Meunier, Hugh Lambert, Richard Arsenault, Val Exnicios, Jerald Andry, Ronnie Penton, Daniel Becnel, Michael Stag, Joseph Bruno, Anthony Irpino, Mickey Landry, Diane Zink, Robert Becnel, Mary Hand, Sal Gutierrez, Patti Duro Hatch, E. Carroll Rogers, and Chris Sherwood. In attendance for Defendant were George Frilot, Kerry Miller, Danny Dysart, and A.J. Krouse. Ryan Seidemann and Donald Trahan attended on behalf of the Louisiana Department of Environmental Quality ("LDEQ"). Also in attendance was Wayne J. Duchmann, a citizen of St. Bernard Parish. At the conference, counsel reported to the Court on the topics set forth in the Joint Agenda of Plaintiffs' and Defendant's Liaison Counsel.

1. Potential Opt-In Period and Protocol.

Both Plaintiffs' and Defendant's Liaison Counsel have expressed an interest in establishing a period during which certain individuals who have opted out of the class action may "opt in" to the class action or revoke their opt-out. Counsel are discussing the scope of eligibility for a proposed opt-in period and will attempt to formulate a joint proposal to submit to

the Court. Also, at the time such a proposal is submitted, counsel should brief the Court regarding the legal grounds for establishment of an opt-in period.

2. Plaintiffs' Response to Murphy's Discovery.

Counsel indicated that this agenda item has been resolved. Counsel reported to the Court that discovery is ongoing in the form of testing, tank testing and cleanup, and depositions. Defense counsel reported that the tank is scheduled for demolition at the end of June, and that a joint protocol will be submitted for Court approval prior to the demolition.

3. The Vita Owens Situation; Wayne Duchmann.

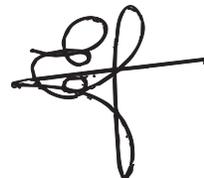
Counsel reported that the example of Vita Owens demonstrates the need for a potential opt-in period. Mrs. Owens lived on Jacob Drive near the refinery. She owned her home jointly with her husband, who passed away after Hurricane Katrina. Although she opted out of the class action, her husband's heirs did not. Thus, half of the residence is in the class action, and half is not. Mrs. Owens has expressed a desire to opt back into the class to resolve this problem.

Wayne Duchmann also reported to the Court regarding his mother's claim. His mother is still a part of the class action. However, Mr. Duchmann states that she wished to opt out but never received notice of the class action.

Counsel are working to resolve these and similar problems and will report to the Court on their progress.

4. Next Monthly Status Conference.

The next monthly status conference shall be held on Thursday, July 20, 2006 at 8:30 a.m. Liaison counsel are to meet at 8:00 a.m. in Chambers prior to the conference. **Please note the change in the usual time for the conference.**

A handwritten signature in black ink, appearing to be a stylized name with a long horizontal stroke extending to the right.