

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

FEB 21 1990

MURRAY L. HARRIS, CLERK

BY DEPUTY *[Signature]*

GENERAL ORDER NO. 90-4

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

ORDER

It appearing that on January 10, 1990, WALTER INDUSTRIES, INC., a defendant in numerous asbestos-related cases in this district, has given notice of filing for relief under Chapter 11 in the United States Bankruptcy Court, Middle District of Florida, thereby effecting the automatic stay provision of 11 U.S.C. Section 362(a) and,

It also appearing that the U. S. District Court in the Eastern District of Texas has previously directed that all claims against other asbestos defendants found to be seeking relief under Chapter 11 bankruptcy have been ordered severed for the purpose of administrative closing and assignment to the inactive docket of the Court and,

It further appearing that severing and administratively closing all claims relating to WALTER INDUSTRIES, INC. would also benefit the Court in respect to its statistical reporting and case management procedures;

IT IS HEREBY ORDERED that, pursuant to Rule 21, Federal Rules of Civil Procedure, all claims, counterclaims, cross claims and third-party claims brought by or against WALTER INDUSTRIES, INC. in all pending asbestos civil actions in this court are hereby SEVERED from the main actions; and

It is further ORDERED that such severed claims shall be and are hereby ADMINISTRATIVELY CLOSED and assigned to the inactive docket of this court.

It is further ORDERED that all claims against WALTER INDUSTRIES, INC. shall be restored to the active docket of the court when the automatic stay provisions have been vacated pursuant to the provisions of 11 U.S.C. Section 362(c)(2)(A)(B)(C).

It is further ORDERED that the same procedures shall be followed concerning any future WALTER INDUSTRIES, INC. claims severed from asbestos cases.

Signed this 21st day of February, 1990.

FOR THE COURT:


William Wayne Justice
Chief Judge