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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

In Re: Hanford Nuclear  
Reservation Litigation,

NO. CV-91-3015-WFN

ORDER RE: JUDGMENTS ON  
BELLWETHER PLAINTIFFS

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**This Order Relates to: All Cases**

The Court and the parties established a procedure whereby the initial trial in the cases consolidated in this matter would be limited to the claims of twelve bellwether Plaintiffs. Discovery Order No. 1: May 29-30, 2003, paragraph 4 (Ct. Rec. 1290); First Status Conference Order: July 17, 2003, paragraph 6(c) (Ct. Rec. 1315).

*Daubert* hearings were held in January and February, 2005. Order Re: *Daubert* Hearings, filed 2/22/05 (Ct. Rec. 1758). As a result of the Court's rulings on the *Daubert* hearings, the Plaintiffs determined that they would not proceed with the claims of Gloria Hope, Clara Reiss, Glenda Winslow, and Dorothy Workman.

Defendants' Motions for Summary Judgment were heard at the final pretrial conference held April 13-14, 2005. Order Re: Final Pretrial Conference and Hearing on Motions: April 13-14, 2005 (Re: Defendants' Summary Judgment Motions), filed 4/18/05 (Ct. Rec. 1875). The Court granted Defendants' Motion for Summary Judgment as to Helen Walker.

A trial on the six remaining bellwether Plaintiffs, Wanda Buckner, Shirley Carlisle, Kathryn Goldbloom, Shannon Rhodes, Steve Stanton, and Gloria Wise, commenced April 25,

1 2005. The twelve person jury returned its verdict on May 19, 2005, in favor of Plaintiffs  
2 Steve Stanton and Gloria Wise and in favor of the Defendants on the claims of Wanda  
3 Buckner, Shirley Carlisle, and Kathryn Goldbloom. The jury did not reach a verdict as to the  
4 claims of Shannon Rhodes.

5 Following the return of the verdict, a brief conference was held with counsel. The  
6 Court advised that final judgment would be entered as to the claims of the eleven Plaintiff  
7 bellwethers pursuant to Rule 54(b) of the Federal Rules of Civil Procedure as there is no just  
8 reason for delay as to the claims of these bellwethers. The only bellwether upon which final  
9 judgment will not be entered is Shannon Rhodes. The Court reminded counsel that Rule  
10 50(b) and 59(b) motions are due ten days after the entry of judgment.

11 This Order is entered to memorialize and supplement the oral rulings of the Court.  
12 Accordingly,

13 **IT IS ORDERED** that:

14 1. A separate final judgment has been entered as follows:

15 (a) In favor of Plaintiffs Steven Stanton and Gloria Wise against Defendants; and

16 (b) In favor of Defendants against Plaintiffs Wanda Buckner, Shirley Carlisle and  
17 Kathryn Goldbloom.

18 2. Final judgment shall be entered in favor of the Defendants against Plaintiffs Gloria  
19 Hope, Clara Reiss, Glenda Winslow, Dorothy Workman, and Helen Walker.

20 3. A **MISTRIAL** is declared as to the claims of Plaintiff Shannon Rhodes.

21 4. A post trial telephonic status conference shall be held **May 31, 2005, at 2:00 p.m.**

22 **Counsel shall call the district court's "meet-me-line" of 509-353-2180 at the appointed**  
23 **time.**

24 Counsel shall be prepared to report on:

25 (a) Plans for a determination regarding the claims of Shannon Rhodes; and

26 (b) Schedule for briefing and hearing on anticipated post-trial motions.

1 The District Court Executive is directed to file this Order and provide copies to Liaison  
2 Counsel; Mediator Gary Bloom; **AND TO** pro se Plaintiffs Noreen L. Wynne, Carmela M.  
3 Destito-Buttice (for late John P. Destito, Jr.), Marylin F. Mlnarik, and Kerry L. Todd.

4 **DATED** this 20th of May, 2005.

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6  
7 05-1905

s/ Wm. Fremming Nielsen  
WM. FREMMING NIELSEN  
SENIOR UNITED STATES DISTRICT JUDGE