01-MD-01407-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE: PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION,	MDL NO. 1407
	ORDER DENYING MOTION FOR RECONSIDERATION
This document relates to the actions listed on Appendix A	

On November 5, 2003, plaintiffs in the cases listed on Appendix A filed a Motion for Reconsideration of this Court's October 24, 2003 Order of Dismissal dismissing plaintiffs' cases for failure to comply with Case Management Order ("CMO") No. 6. Having reviewed this motion, and, being fully advised, the Court finds and concludes as follows:

Local Rule 7(h) provides:

> Motions for reconsideration are disfavored. The court will ordinarily deny such motions in the absence of a showing of manifest error in the prior ruling or a showing of new facts or legal authority which could not have been brought to its attention earlier with reasonable diligence.

Plaintiffs have failed to show either manifest error or new facts or legal authority that could not with reasonable diligence

have been brought to the Court's attention earlier. The Court does not find that oral argument would be helpful in deciding this matter. The Court hereby DENIES plaintiffs' motion for reconsideration.

DATED at Seattle, Washington this 30th day of March, 2004.

s/ Barbara Jacobs Rothstein
BARBARA JACOBS ROTHSTEIN
UNITED STATES DISTRICT JUDGE

Bouligny, Willie on behalf of Carrie Bouligny	Aug. 13, 2003	2:03-cv-02091-BJR
Caldwell, Vernon	Aug. 13, 2003	2:03-cv-02034-BJR
Coleman, Beulah	Aug. 13, 2003	2:03-cv-01493-BJR
Eames, Yvonne	Aug. 13, 2003	2:03-cv-00841-BJR
Earl, Gloria	Aug. 13, 2003	2:03-cv-01494-BJR
Edwards, James	Aug. 13, 2003	2:03-cv-01904-BJR
Evans, Clint Sr.	Aug. 13, 2003	2:02-cv-02375-BJR
Fisher, Marleen on behalf of Steve Doyle, Jr.	Aug. 13, 2003	2:03-cv-01372-BJR
Gipson, Laura	Aug. 13, 2003	2:03-cv-01925-BJR
Harter, Herold	Aug. 13, 2003	2:03-cv-01470-BJR
Lewis, Marilyn	Aug. 13, 2003	2:03-cv-01499-BJR
Lyons, Stephen	Aug. 13, 2003	2:02-cv-02375-BJR
Matthews, Molly	Aug. 13, 2003	2:03-cv-01500-BJR
Mitchell, Mildred	Aug. 13, 2003	2:03-cv-02075-BJR
Napoleon, Wanda on behalf of Robert Napoleon	Aug. 13, 2003	2:02-cv-02373-BJR
Porter, Melvin Jr.	Aug. 13, 2003	2:03-cv-01481-BJR
Russell, Annie	Aug. 13, 2003	2:03-cv-01505-BJR
Sellers, Robert	Aug. 13, 2003	2:03-cv-01506-BJR
Williams, Darrell	Aug. 13, 2003	2:03-cv-02065-BJR
Beck, Billy	Aug. 27, 2003	2:03-cv-01559-BJR
Bush, Chyral	Aug. 27, 2003	2:03-cv-02204-BJR
Butler, Charlotte	Aug. 27, 2003	2:03-cv-02087-BJR
Farley, Arlene	Aug. 27, 2003	2:02-cv-02375-BJR
Hines, David	Aug. 27, 2003	2:03-cv-01980-BJR
Howard, Carrie	Aug. 27, 2003	2:03-cv-01976-BJR
Lee, Donald	Aug. 27, 2003	2:03-cv-01804-BJR
Mitchell, Birdia	Aug. 27, 2003	2:03-cv-01841-BJR
Mitchell, Carolyn on behalf of Epsie West	Aug. 27, 2003	2:02-cv-02373-BJR
Stagg, Greg on behalf of Helen Stagg	Aug. 27, 2003	2:03-cv-02459-BJR
Stewart, Clarence	Aug. 27, 2003	2:03-cv-02187-BJR
Whitaker, Marcus	Aug. 27, 2003	2:03-cv-01621-BJR
Chaney, Brenda	Aug. 29, 2003	2:03-cv-01790-BJR
Coleman, Bobby	Aug. 29, 2003	2:02-cv-02375-BJR
Collins, Mary	Aug. 29, 2003	2:03-cv-01933-BJR
DeBlanc, Dorothy on behalf of Richard Este, Jr.	Aug. 29, 2003	2:03-cv-01473-BJR
Dennis, Mack	Aug. 29, 2003	2:03-cv-01891-BJR
Edwards, Gussie	Aug. 29, 2003	2:03-cv-02010-BJR
Guyton, Bundell	Aug. 29, 2003	2:03-cv-01495-BJR
Harris, Nancy	Aug. 29, 2003	2:03-cv-02060-BJR
Isgitt, Lillian	Aug. 29, 2003	2:03-cv-01831-BJR
Johnson, Geneva	Aug. 29, 2003	2:03-cv-01825-BJR
Mitchell, Lendrea	Aug. 29, 2003	2:02-cv-02375-BJR
Perrin, Sara	Aug. 29, 2003	2:03-cv-01592-BJR
Pipkins, Carol	Aug. 29, 2003	2:03-cv-01588-BJR
Rambo, Felton	Aug. 29, 2003	2:03-cv-01576-BJR
Reliford, Willie Sr.	Aug. 29, 2003	2:03-cv-01641-BJR
Rhines, Margaret	Aug. 29, 2003	2:03-cv-01777-BJR
Sloan, Inez	Aug. 29, 2003	2:03-cv-01672-BJR
Thomas, Liso	Aug. 29, 2003	2:03-cv-02069-BJR
Vaughan, Joyce	Aug. 29, 2003	2:02-cv-02371-BJR

Washington, Ollie	Aug. 29, 2003	2:03-cv-01788-BJR
Webber III, Henry	Aug. 29, 2003	2:03-cv-01623-BJR
Brown, Grady Mae	Sept. 5, 2003	2:03-cv-02042-BJR
Deloach, Robert Jr.	Sept. 5, 2003	2:03-cv-01768-BJR
Greenhouse, Gaston	Sept. 5, 2003	2:03-cv-01947-BJR
Hunt, Huey	Sept. 5, 2003	2:03-cv-01835-BJR
Mitchell, W.A. on behalf of Connie Mitchell	Sept. 5, 2003	2:03-cv-02158-BJR
Palmer, Erie	Sept. 5, 2003	2:02--cv-02375-BJR
Ransom, Lloyd	Sept. 5, 2003	2:03-cv-01573-BJR
Riley, Marie	Sept. 5, 2003	2:03-cv-02073-BJR
Sibley, Kathleen	Sept. 5, 2003	2:03-cv01488-BJR
Smith, Larry	Sept. 5, 2003	2:02-cv-02375-BJR
Wilson, Glenda	Sept. 5, 2003	2:02-cv-02375-BJR
Allen, Vera	Sept. 9, 2003	2:02-cv-02374-BJR
Banner, LaQkesha	Sept. 9, 2003	2:03-cv-01553-BJR
Blakes, Charlie	Sept. 9, 2003	2:02-cv-02375-BJR
Bradford, Clyde	Sept. 9, 2003	2:02-cv-02375-BJR
Brumfield, Stella	Sept. 9, 2003	2:02-cv-01730-BJR
Burbank, Joseph Jr.	Sept. 9, 2003	2:03-cv-02088-BJR
Collins, Luvenia	Sept. 9, 2003	2:03-cv-02081-BJR
Franklin, Beulah	Sept. 9, 2003	2:03-cv-02081-BJR
Hayes, Bernice	Sept. 9, 2003	2:03-cv-01996-BJR
Hughes, Jennet	Sept. 9, 2003	2:03-cv-01771-BJR
Jackson, Anthony	Sept. 9, 2003	2:03-cv-02079-BJR
Johnson, Ethel	Sept. 9, 2003	2:03-cv-02074-BJR
Johnson, James	Sept. 9, 2003	2:03-cv-02472-BJR
Johnson, Malvine	Sept. 9, 2003	2:03-cv-01822-BJR
Lee, Barbara	Sept. 9, 2003	2:03-cv-01806-BJR
Lee, Eddie	Sept. 9, 2003	2:03-cv-01637-BJR
Limel, Frank	Sept. 9, 2003	2:02-cv-02375-BJR
Linton, Karen	Sept. 9, 2003	2:03-cv-02197-BJR
Norman, John Sr.	Sept. 9, 2003	2:03-cv-01602-BJR
Patin, Augusta	Sept. 9, 2003	2:03-cv-02077-BJR
Sanford, Stanley	Sept. 9, 2003	2:03-cv-01793-BJR
Stephenson, Rickey	Sept. 9, 2003	2:03-cv-01610-BJR
Sypher, Frances	Sept. 9, 2003	2:02-cv-02269-BJR
Vanross, Roy	Sept. 9, 2003	2:03-cv-01507-BJR
Wilson, Mattie	Sept. 9, 2003	2:03-cv-01876-BJR
Wright, Eileen	Sept. 9, 2003	2:03-cv-01880-BJR
Bordelon, Donna	Sept. 12, 2003	2:03-cv-01957-BJR
Brewer, Jeneva	Sept. 12, 2003	2:03-cv-02047-BJR
Burks, Maxine	Sept. 12, 2003	2:03-cv-02039-BJR
Campbell, Delores	Sept. 12, 2003	2:02-cv-02375-BJR
Carroll, Flora Jane	Sept. 12, 2003	2:03-cv-02031-BJR
Hart, Robert	Sept. 12, 2003	2:02-cv-02375-BJR
Haynes, Yolanda	Sept. 12, 2003	2:03-cv-01997-BJR
Hunter, Dorothy	Sept. 12, 2003	2:03-cv-01833-BJR
Law, Rosa	Sept. 12, 2003	2:03-cv-01940-BJR
Lee, Joe	Sept. 12, 2003	2:03-cv-01497-BJR

Markham, J.B.	Sept. 12, 2003	2:03-cv-01569-BJR
McGaskey, Alice	Sept. 12, 2003	2:03-cv-01851-BJR
Reed, Lillie	Sept. 12, 2003	2:02-cv-02375-BJR
Thomas, Ossie	Sept. 12, 2003	2:03-cv-01658-BJR
Westfall, Loyd	Sept. 12, 2003	2:03-cv-01622-BJR
Williams, Etha	Sept. 12, 2003	2:03-cv-01863-BJR
Williams, Marcia	Sept. 12, 2003	2:03-cv-01867-BJR
Anderson, Leon Jr.	Sept. 15, 2003	2:03-cv-01549-BJR
Barfield, Elizabeth	Sept. 15, 2003	2:02-cv-02375-BJR
Bell, Earnestine	Sept. 15, 2003	2:03-cv-01558-BJR
Blalock, Shaunder on behalf of Shauvencia Blalock	Sept. 15, 2003	2:03-cv-01562-BJR
Bradford, Washington	Sept. 15, 2003	2:03-cv-01962-BJR
Brewer, Charles	Sept. 15, 2003	2:03-cv-02046-BJR
Burton, Elizabeth on behalf Jimmy Burton	Sept. 15, 2003	2:03-cv-02205-BJR
Cain, Virgil Jr.	Sept. 15, 2003	2:03-cv-02033-BJR
Carpenter, Earnestine	Sept. 15, 2003	2:02-cv-02375-BJR
Carroll, Vera Mae	Sept. 15, 2003	2:03-cv-02032-BJR
Clark, Joe Jr.	Sept. 15, 2003	2:02-cv-02375-BJR
Crump, James	Sept. 15, 2003	2:03-cv-01904-BJR
Cupstid, Milton	Sept. 15, 2003	2:03-cv-02201-BJR
Daniels, Annie	Sept. 15, 2003	2:03-cv-02020-BJR
Daugherty, Willie	Sept. 15, 2003	2:03-cv-01902-BJR
Davis, Shellie Sr.	Sept. 15, 2003	2:03-cv-01693-BJR
Davis, Delores	Sept. 15, 2003	2:03-cv-01769-BJR
Demery, Lessie	Sept. 15, 2003	2:03-cv-01692-BJR
Dillard, Al	Sept. 15, 2003	2:02-cv-02375-BJR
Edwards, Emma	Sept. 15, 2003	2:03-cv-01766-BJR
Farrow, Willie	Sept. 15, 2003	2:02-cv-02375-BJR
Green, Richard	Sept. 15, 2003	2:03-cv-01946-BJR
Hardman, Essie	Sept. 15, 2003	2:03-cv-02003-BJR
Hardy, Arthur	Sept. 15, 2003	2:03-cv-02458-BJR
Henderson, Merline	Sept. 15, 2003	2:03-cv-01994-BJR
Himes, Ivory	Sept. 15, 2003	2:02-cv-02375-BJR
Hullaby, Marie	Sept. 15, 2003	2:02-cv-02375-BJR
Jackson, Albert	Sept. 15, 2003	2:03-cv-01829-BJR
Jackson, Lester	Sept. 15, 2003	2:03-cv-01826-BJR
Johnson, Johnny	Sept. 15, 2003	2:02-cv-02375-BJR
Jones, Marie	Sept. 15, 2003	2:03-cv-01818-BJR
Kane, Katheryn on behalf of James Kane	Sept. 15, 2003	2:03-cv-01477-BJR
King, Harold	Sept. 15, 2003	2:03-cv-01813-BJR
King, Jimmy	Sept. 15, 2003	2:03-cv-01812-BJR
Kirksey, Linda	Sept. 15, 2003	2:03-cv-01811-BJR
Lafayette, Kenneth	Sept. 15, 2003	2:02-cv-02375-BJR
Davidson-Lee, Henrietta	Sept. 15, 2003	2:02-cv-02375-BJR
Lewis, Frank Joseph	Sept. 15, 2003	2:03-cv-01498-BJR
Lubom, Robert	Sept. 15, 2003	2:02-cv-02375-BJR
Maiden, Lorenzo	Sept. 15, 2003	2:01-cv-02062-BJR
Martin, Rex A.	Sept. 15, 2003	2:03-cv-01861-BJR
McCullough, Ellen	Sept. 15, 2003	2:02-cv-02595-BJR
McKinney, Wayne	Sept. 15, 2003	2:02-cv-02375-BJR
Miley, Fred Bateman	Sept. 15, 2003	2:03-cv-01776-BJR

Miller, Jammie	Sept. 15, 2003	2:03-cv-01842-BJR
Miller, Frankie	Sept. 15, 2003	2:03-cv-01843-BJR
Moore, Joe	Sept. 15, 2003	2:01-cv-02051-BJR
Neal, Lois	Sept. 15, 2003	2:03-cv-01607-BJR
Nelson, Vickie	Sept. 15, 2003	2:03-cv-01605-BJR
Newton III, Albert	Sept. 15, 2003	2:03-cv-01604-BJR
Norwood, Keidra	Sept. 15, 2003	2:03-cv-01952-BJR
Pennywell, M.J.	Sept. 15, 2003	2:02-cv-02375-BJR
Phillips, Tina Marie	Sept. 15, 2003	2:03-cv-01590-BJR
Phillips, Kimberly on behalf of Alvie Phillips	Sept. 15, 2003	2:03-cv-01480-BJR
Pierre, Anthony	Sept. 15, 2003	2:03-cv-01481-BJR
Plater, Earnestine	Sept. 15, 2003	2:03-cv-01587-BJR
Rambo, Arthene	Sept. 15, 2003	2:03-cv-01577-BJR
Rambo, Thomas Jr.	Sept. 15, 2003	2:03-cv-01575-BJR
Randall, Doris	Sept. 15, 2003	2:03-cv-01574-BJR
Raphiel, Ivory Jr.	Sept. 15, 2003	2:02-cv-02375-BJR
Rayson, Ruby	Sept. 15, 2003	2:02-cv-02375-BJR
Richardson, Adolf Sr.	Sept. 15, 2003	2:03-cv-01639-BJR
Roberts, Rosie	Sept. 15, 2003	2:03-cv-01972-BJR
Roberts, Rosie on behalf of Nellie Carter	Sept. 15, 2003	2:03-cv-01972-BJR
Robinson, Hilda Gay	Sept. 15, 2003	2:03-cv-01800-BJR
Romero, Leona	Sept. 15, 2003	2:03-cv-01800-BJR
Roshell, Nora	Sept. 15, 2003	2:03-cv-01795-BJR
Sanders, Paul	Sept. 15, 2003	2:03-cv-01794-BJR
Scere, Moses	Sept. 15, 2003	2:03-cv-01792-BJR
Schufford, James	Sept. 15, 2003	2:02-cv-02375-BJR
Scott, Abbie	Sept. 15, 2003	2:03-cv-01370-BJR
Simpson, Lillie	Sept. 15, 2003	2:03-cv-01783-BJR
Smith, Debra	Sept. 15, 2003	2:03-cv-01672-BJR
Smith, Robert Sr.	Sept. 15, 2003	2:02-cv-02375-BJR
Stroud, Emmett Jr.	Sept. 15, 2003	2:03-cv-01665-BJR
Taylor, Roy D.	Sept. 15, 2003	2:03-cv-01663-BJR
Thomas, Larry	Sept. 15, 2003	2:03-cv-01659-BJR
Thomas, Loretta	Sept. 15, 2003	2:03-cv-02185-BJR
Tillman, Vivian	Sept. 15, 2003	2:03-cv-01655-BJR
Tucker, Vera	Sept. 15, 2003	2:03-cv-01653-BJR
Tucker, Frederick E.	Sept. 15, 2003	2:02-cv-02375-BJR
Walker, Albert	Sept. 15, 2003	2:03-cv-01648-BJR
Walker, Joseph	Sept. 15, 2003	2:03-cv-01647-BJR
Washington, Arthur	Sept. 15, 2003	2:03-cv-01645-BJR
Webb, Peggy	Sept. 15, 2003	2:01-cv-02056-BJR
Williams, Calvin	Sept. 15, 2003	2:02-cv-02375-BJR
Williams, Josephine	Sept. 15, 2003	2:03-cv-01865-BJR
Williams, Rene	Sept. 15, 2003	2:03-cv-01869-BJR
Williams, Willie B.	Sept. 15, 2003	2:03-cv-01873-BJR
Winzer, Verdell D.	Sept. 15, 2003	2:03-cv-01879-BJR
Young, Christine	Sept. 15, 2003	2:03-cv-01884-BJR
Young, Willie B.	Sept. 15, 2003	2:03-cv-01885-BJR
Collins, Ola Mae	Sept. 16, 2003	2:03-cv-02084-BJR
Edwards, Willie	Sept. 16, 2003	2:02-cv-02375-BJR
Fletcher, Beatrice	Sept. 16, 2003	2:03-cv-01767-BJR

Ford, Johnny	Sept. 16, 2003	2:02-cv-02375-BJR
Frederick, Joe	Sept. 16, 2003	2:02-cv-02375-BJR
Holmes, Prince	Sept. 16, 2003	2:03-cv-01977-BJR
Mitchell, Lamette	Sept. 16, 2003	2:02-cv-02375-BJR
Robinson, Earnestine	Sept. 16, 2003	2:03-cv-01801-BJR
Simon, Willie	Sept. 16, 2003	2:03-cv-02072-BJR
Taunton, Jerry on behalf of Mary A. Taunton	Sept. 16, 2003	2:03-cv-02060-BJR
Thomas, Isaiah	Sept. 16, 2003	2:03-cv-01660-BJR
Webb, Shirley	Sept. 16, 2003	2:03-cv-02067-BJR
Wilkins, Frances	Sept. 16, 2003	2:03-cv-02066-BJR
Williams, Noah Jr.	Sept. 16, 2003	2:03-cv-01868-BJR
Williams, Jacqueline	Sept. 16, 2003	2:03-cv-01508-BJR
Winston, Vader B.	Sept. 16, 2003	2:02-cv-02375-BJR
Malveaux, Rayfield	Oct. 9, 2003	2:03-cv-01773-BJR
Fuller, Shirley	Oct. 22, 2003	2:03-cv-01764-BJR
Green, Joyce	Oct. 22, 2003	2:03-cv-02182-BJR
Page, Jerome	Oct. 22, 2003	2:02-cv-02375-BJR
Rhodes, Rosie	Oct. 22, 2003	2:02-cv-02375-BJR