Court of Appeals, State of Michigan

ORDER

Martin Matsui v C B Fleet Holding Company Incorporated

Docket No. 293414

LC No. 07-002731-CZ

Kathleen Jansen
Presiding Judge

David H. Sawyer

Peter D. O'Connell
Judges

The Court orders that the motion for stay of proceedings is GRANTED and the appeal is hereby HELD IN ABEYANCE until further order of the Court, pending resolution of the matter pursuant to the Master Settlement Agreement entered into in the Multi-District Litigation pending in the United States District Court for the Northern District of Ohio, Case No. 1:09-8000.

The Court orders that the conditional motion for contingent reassignment of currently assigned panel is DENIED. If the parties fail to settle the matter through the Multi-District Litigation or otherwise, the case will be scheduled for argument before a panel of judges that is randomly assigned according to the Court's usual procedures.

Counsel for plaintiffs-appellees/cross-appellants/cross-appellees Martin and Mary Matsui are directed to file with the Clerk's Office quarterly updates stating the anticipated timeline for settlement of this matter. Upon final settlement, counsel for plaintiffs-appellees/cross-appellants/cross-appellees Martin and Mary Matsui shall file with the Clerk's Office a stipulation to dismiss the appeal pursuant to the settlement.

Pursuant to this abeyance order, the matter is ADJOURNED from the December 2010 case call.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

NOV 16 2010
Date

Sandra Schultz Mengel
Chief Clerk