

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

BRUCE HUNT	CIVIL ACTION
VERSUS	NO: 13-1017
BP EXPLORATION & PRODUCTION, INC., ET AL	SECTION T (2)

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MARCINE RYENELL GOLDSMITH	CIVIL ACTION
VERSUS	NO: 17-3256
BP EXPLORATION & PRODUCTION, INC., ET AL	SECTION T (2)

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THOMAS HINES, JR.	CIVIL ACTION
VERSUS	NO: 17-3280
BP EXPLORATION & PRODUCTION, INC., ET AL	SECTION T (1)

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ANTHONY DEMOND JACKSON	CIVIL ACTION
VERSUS	NO: 17-3294
BP EXPLORATION & PRODUCTION, INC., ET AL	SECTION T (5)

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TAJAHRELL S. KENNER	CIVIL ACTION
VERSUS	NO: 17-3314
BP EXPLORATION & PRODUCTION, INC., ET AL	SECTION T (1)

JEREMY LADYDE MCGILL CIVIL ACTION  
VERSUS NO: 17-3395  
BP EXPLORATION & PRODUCTION, SECTION T (1)  
INC., ET AL

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VONSHEA REANEA CHATMAN CIVIL ACTION  
VERSUS NO: 17-3646  
BP EXPLORATION & PRODUCTION, SECTION T (1)  
INC., ET AL

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FRED JOE CONLEY CIVIL ACTION  
VERSUS NO: 17-3650  
BP EXPLORATION & PRODUCTION, SECTION T (2)  
INC., ET AL

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ERNEST J. GIUSTI, JR. CIVIL ACTION  
VERSUS NO: 17-3996  
BP EXPLORATION & PRODUCTION, SECTION T (1)  
INC., ET AL

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SAMUEL O'NEAL CIVIL ACTION  
VERSUS NO: 17-4076  
BP EXPLORATION & PRODUCTION, SECTION T (5)  
INC., ET AL

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JUANITA TOLER CIVIL ACTION  
VERSUS NO: 17-4267  
BP EXPLORATION & PRODUCTION, SECTION T (2)  
INC., ET AL

JEREMY WATTS CIVIL ACTION  
VERSUS NO: 17-4298  
BP EXPLORATION & PRODUCTION, SECTION T (5)  
INC., ET AL

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HOWARD JONES CIVIL ACTION  
VERSUS NO: 17-4380  
BP EXPLORATION & PRODUCTION, SECTION T (1)  
INC., ET AL

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DAVID ALAN FLOURNOY, SR. CIVIL ACTION  
VERSUS NO: 17-4396  
BP EXPLORATION & PRODUCTION, SECTION T (2)  
INC., ET AL

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ELBERT LEE, JR. CIVIL ACTION  
VERSUS NO: 17-4406  
BP EXPLORATION & PRODUCTION, SECTION T (5)  
INC., ET AL

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JIMMIE THOMAS CIVIL ACTION  
VERSUS NO: 17-4547  
BP EXPLORATION & PRODUCTION, SECTION T (1)  
INC., ET AL

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MISHA N. SEWER CIVIL ACTION  
VERSUS NO: 17-4581  
BP EXPLORATION & PRODUCTION, SECTION T (5)  
INC., ET AL

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AARON WILLIS CIVIL ACTION  
VERSUS NO: 17-4597  
BP EXPLORATION & PRODUCTION,  
INC., ET AL SECTION T (5)

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KIMBERLY NICOLE TAYLOR CIVIL ACTION  
VERSUS NO: 17-4603  
BP EXPLORATION & PRODUCTION,  
INC., ET AL SECTION T (5)

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DEFORREST DARRELL THOMPSON CIVIL ACTION  
VERSUS NO: 17-4611  
BP EXPLORATION & PRODUCTION,  
INC., ET AL SECTION T (1)

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GLYNN CHARLES WALKER CIVIL ACTION  
VERSUS NO: 17-4645  
BP EXPLORATION & PRODUCTION,  
INC., ET AL SECTION T (4)

**ORDER**

The captioned cases are B-3 medical cases arising out of the Deepwater Horizon oil spill. Before the Court now are two identical motions filed in each of these cases by Defendants, BP Exploration & Production Inc., BP America Production Company, and BP p.l.c. (collectively “BP”):<sup>1</sup> a *Daubert Motion to Exclude the General Causation Opinions of Plaintiff’s Expert, Dr. Jerald Cook* and a *Motion*

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<sup>1</sup> Halliburton Energy Services, Inc., Transocean Deepwater, Inc., Transocean Holdings, LLC, and Transocean Offshore Deepwater Drilling, Inc. join in both motions.

*for Summary Judgment.* Plaintiffs have filed identical oppositions. Having considered the motions and legal memoranda, the record, and the applicable law, the Court finds that both motions should be granted.

Both the *Daubert Motion* and the *Motion for Summary Judgment* filed in the above captioned cases are identical to motions this Court has previously granted in similar B-3 medical cases.<sup>2</sup> The Court is not alone in this conclusion, which is joined by at least seven other judges of this Court. In addition, the Fifth Circuit recently affirmed the reasoning adopted by this Court.<sup>3</sup> Even considering the supplemental memorandum in opposition,<sup>4</sup> which consists of irrelevant information as to the general causation issue as previously ruled on by this Court in similar B-3 medical cases, the Court's conclusion remains the same. Therefore, for the previous reasons cited by this Court as well as the seven other judges of this Court and the Fifth Circuit Court of Appeals, both the *Daubert Motion* and the *Motion for Summary Judgment* shall be granted.

Accordingly,

**IT IS ORDERED** that Defendants' *Daubert Motion to Exclude the General Causation Opinions of Plaintiff's Expert, Dr. Jerald Cook* in each of the above cases is **GRANTED**.

**IT IS FURTHER ORDERED** that Defendants' *Motion for Summary Judgment* in each of the above cases is **GRANTED**.

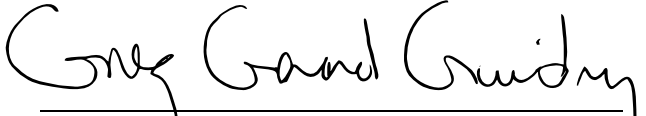
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<sup>2</sup> See *Baggett v. BP Expl. & Prod.*, No. 17-3030, R. Doc. 77; see also *Heathington v. BP Expl. & Prod.*, No. 17-4353, R. Doc. 82 (Barbier, J.); *Barkley v. BP Expl. & Prod.*, No. 13-995, R. Doc. 50 (Barbier, J.).

<sup>3</sup> See *Byrd v. BP Exploration & Production, Incorporated*, 2023 WL 4046280 (5<sup>th</sup> Cir. June 16, 2023).

<sup>4</sup> Filed in some of these cases.

**IT IS FURTHER ORDERED** that all claims of the Plaintiff in each of the above cases against Defendants, BP Exploration & Production Inc., BP America Production Company, BP p.l.c., Halliburton Energy Services, Inc., Transocean Deepwater, Inc., Transocean Holdings, LLC, and Transocean Offshore Deepwater Drilling, Inc. are hereby **DISMISSED with prejudice**,  
New Orleans, Louisiana this 30th day of June, 2023.

  
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Hon. Greg Gerard Guidry  
United States District Judge