

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: WORLD TRADE CENTER  
DISASTER SITE LITIGATION

21 MC 100 (AKH)

IN RE: WORLD TRADE CENTER LOWER  
MANHATTAN DISASTER SITE LITIGATION

21 MC 102 (AKH)

IN RE: COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION (straddler plaintiffs)

21 MC 103 (AKH)

**NOTICE OF MOTION ON SHORT  
NOTICE FOR STAY PENDING  
APPEAL**

THIS DOCUMENT APPLIES TO ALL WORLD  
TRADE CENTER DISASTER SITE LITIGATION

**PLEASE TAKE NOTICE** that on a day to be determined by this Court, counsel for Defendants the City of New York and its Contractors,<sup>1</sup> Patton Boggs LLP, shall apply to the Honorable Alvin K. Hellerstein, U.S.D.J, at the United States District Court for the Southern District of New York located at 500 Pearl Street, New York, New York, Room 14-D for an Order staying all proceedings in Consolidated Master Docket Numbers 21 MC 100, 21 MC 102, and 21 MC 103 pending resolution of its appeal by the United States Court of Appeals for the Second Circuit.

---

<sup>1</sup> The Contractors represented by Patton Boggs LLP are set forth in the attached Addendum A.

**PLEASE TAKE FURTHER NOTICE** that in support of this Motion, the moving parties rely upon the attached *Memorandum in Support of Motion on Short Notice for Stay Pending Appeal*, dated April 15, 2010.

Dated: April 15, 2010

/s/ James E. Tyrrell, Jr.  
James E. Tyrrell, Jr.  
PATTON BOGGS LLP  
1185 Avenue of the Americas, 30<sup>th</sup> Floor  
New York, New York 10036  
—and—  
One Riverfront Plaza, 6th Floor  
Newark, New Jersey 07012  
973.848.5600

*Counsel for the City of New York and its  
Contractors*

**ADDENDUM A**

City of New York  
A. Russo Wrecking, Inc.  
AMEC Construction Management, Inc.  
AMEC Earth and Environmental, Inc.  
Anthony Cortese Specialized Hauling, LLC  
Atlantic-Heydt Corporation  
Berkel & Company Contractors, Inc.  
Big Apple Wrecking & Construction Corp.  
Bovis Lend Lease LMB, Inc.  
Breeze Carting, Inc.  
Breeze National, Inc.  
Brer-Four Transportation  
Buro Happold Consulting Engineers, PC  
C.B. Contracting Corp.  
Canron Construction Corp.  
Component Assembly Systems, Inc.  
Cord Contracting Co., Inc.  
Dakota Demo-Tech  
Diamond Point Excavating Corporation  
Diversified Carting, Inc.  
DMT Enterprise, Inc.  
E.J. Davies, Inc.  
Eagle One Roofing Contractors, Inc.  
En-Tech Corporation  
Evergreen Recycling of Corona  
Ewell W. Finley, P.C.  
Executive Medical Services, P.C.  
Fleet Trucking, Inc.  
Francis A. Lee Company  
FTI Trucking Corp.  
Gilsanz Murray Steficek, LLP  
Goldstein Associates Consulting Engineers PC  
Hallen Welding Service, Inc.  
HP Environmental, Inc.  
Hudson Meridian Construction Group LLC  
J.P. Equipment & Rental Materials, L.L.C.  
La Strada General Contracting Corp.  
Laquila Construction, Inc.  
Leslie E. Robertson Associates, R.L.L.P.  
Liberty Mutual Insurance Company  
Lockwood Kessler & Bartlett, Inc.  
Lucius Pitkin, Inc.  
LZA Technology - a division of Thornton Tomasetti  
Manafort Brothers Incorporated

Mazzocchi Wrecking, Inc.  
Moretrench American Corp.  
MRA Engineering P.C.  
Mueser Rutledge Consulting Engineers  
Nacirema Industries Inc.  
New York Crane & Equipment Corp.  
Nicholson Construction Company  
Peter Scalamandre and Sons, Inc.  
Pinnacle Environmental Corp.  
Plaza Construction Corp.  
Pro Safety Services Inc.  
PT&L Contracting Corp.  
Robert L. Gerosa, Inc.  
Robert Silman Associates, P.C.  
Rodar Enterprises, Inc.  
Royal GM Inc.  
SAB Trucking, Inc.  
Safeway Environmental Corp.  
Semcor Equipment & Manufacturing Corp.  
Silverite Contracting Corp.  
Simpson Gumpertz & Heger, Inc.  
Skanska Koch, Inc.  
Skidmore, Owings & Merrill LLP  
Thornton Tomasetti, Inc.  
Total Safety Consulting, LLC  
Tucci Equipment Rental Corporation  
Tully Construction Co. Inc.  
Turner Construction Company  
Vollmer Associates LLP  
Weeks Marine, Inc.  
Weidlinger Associates P.C.  
Wolkow Braker Roofing Corp.  
WSP Cantor Seinuk  
Yannuzzi & Sons, Inc.  
Yonkers Contracting Company, Inc.