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UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

DISTRICT COURT
DISTRICT OF MASS

DOCKETED

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| ANNE ANDERSON, et al., |) |
| |) |
| Plaintiffs |) |
| |) |
| v. |) |
| |) |
| CRYOVAC, INC., et al., |) |
| |) |
| Defendants |) |

CIVIL ACTION
NO. 82-1672-S

MOTION FOR ENTRY OF FINAL JUDGMENT
AND APPROVAL OF FORM OF FINAL JUDGMENT

Pursuant to Fed. R. Civ. P. 54(b), defendant Beatrice Foods Co. ("Beatrice") moves that this Court direct the entry of final judgment for Beatrice and approve and enter judgment in the form attached hereto. There is no just reason for delay in the entry of final judgment, despite the continuation of the trial against defendant W. R. Grace & Co. ("Grace"), for the following reasons:

1. Having answered Special Interrogatory No. 1 negatively as to Beatrice, the only issues which may be involved in an appeal with respect to Beatrice would be entirely separate and distinct and unaffected by any of the issues which relate to Grace.

2. Plaintiffs have engaged at least eight lawyers from at least three law firms to represent them in this case. In addition, they have engaged a professor from Harvard Law School, who has enlisted numerous law students to assist in legal research. Plaintiffs therefore have sufficient resources to prepare an appeal of the claims against Beatrice, if such an appeal is intended, at the same time as they prosecute the

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remaining claims against Beatrice.

3. Beatrice will be unfairly prejudiced by the lack of finality if the entry of judgment is delayed. Beatrice's possible reimbursement, for the fees and expenses incurred in this litigation, by its insurance carrier may be impaired and, in any event, Beatrice will not be compensated for the significant losses which it will suffer as a result of further delay.

4. In fairness, plaintiffs should not now be allowed to delay an appeal and thereby deprive Beatrice of repose.

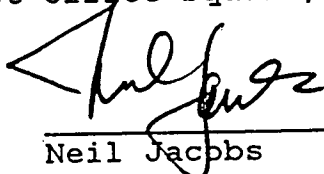
By its attorneys,



Jerome P. Facher
Neil Jacobs
Donald R. Frederico
Hale and Dorr
60 State Street
Boston, MA 02109
(617) 742-9100

CERTIFICATE OF SERVICE

I, Neil Jacobs, attorney for Beatrice Foods Co., do hereby certify that I have this day made service of the foregoing Motion for Entry of Final Judgment and Approval of Form of Final Judgment by causing copies thereof to be hand delivered to Jan Richard Schlichtmann, Esq., Schlichtmann, Conway & Crowley, 171 Milk Street, Boston, MA 02109; and to William J. Cheeseman, Esq., Foley, Hoag & Eliot, One Post Office Square, Boston, MA 02109.



Neil Jacobs

Dated: September 3, 1986