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ASIANA AIRLINES, INC.

10 – and –

11 ALL PARTIES LISTED ON THE SIGNATURE PAGE

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14

15 IN RE:

16 AIR CRASH AT SAN FRANCISCO,  
17 CALIFORNIA, ON JULY 6, 2013

) MDL No. 2497

) This Document Relates to: All  
18 Actions.

) **PARTIES' SUPPLEMENTAL**  
19 **JOINT CASE MANAGEMENT**  
20 **REPORT**  
21  
22

23 The parties submit this Supplemental Joint Case Management Report to  
24 supplement the Parties' Joint Case Management Report filed on January 22, 2015,  
25 as follows:  
26  
27  
28

**I****STATUS OF SETTLEMENTS**

The parties are pleased to report that settlement agreements have been reached in seventy-two passenger personal injury claims. These settlements include settlements with twenty-six plaintiffs who have lawsuits pending in this Court. The forms of the releases have been approved by the attorneys for the settling parties and the releases are in the process of being signed. Once the releases are signed and all other prerequisites of settlement are concluded, including, but not limited to, obtaining Court orders approving the settlements of the minors, and the settlement funds are paid, the parties will file stipulations of dismissal requesting dismissal of the claims of the settling parties.<sup>1</sup> Attached as Exhibit "A" is a list of the plaintiffs whose claims will be settled.

**II****MINORS' SETTLEMENTS**

Fourteen of the twenty-six plaintiffs with whom settlement agreements have been reached and who have lawsuits pending in this Court are minors. Court orders approving the settlements will be required for the settlements of the minors' claims. The parties are proposing that stream-line procedures be established by the Court pursuant to which court approvals may be expeditiously obtained for the minors' settlements. The parties request a conference call at a convenient date and time for the Court. The parties are available on any date in March 2015, except for the following dates: March 6, 9, 10, 13 and 26, 2015.

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<sup>1</sup> These settlements will not necessarily result in the dismissal of all twenty-six lawsuits (or Notices of Adoption) as some of the settling plaintiffs filed actions (or Notices of Adoption) with plaintiffs who have not settled and whose claims will remain pending.

1 Among the procedures that the parties will be proposing are:

- 2 • That the petitions for approval of minors' compromises of claims be
- 3 filed under seal, or, alternatively, that any public filings seeking court
- 4 approval comply with Federal Rule of Civil Procedure 5.2 and that all
- 5 information related to the amount of compensation be redacted.
- 6 • That the petitions be decided on the papers or, if hearings are held,
- 7 that the minors and their parents and/or guardians be excused from
- 8 appearing at hearings as a number of the minors and their parents
- 9 reside out of state or out of the country. (Among the minors listed on
- 10 Exhibit "A," four reside outside of the state of California and four
- 11 reside in China.)
- 12 • That the orders on the petitions be decided as expeditiously as
- 13 possible so that the settlements of the claims may be concluded and
- 14 the settled claims dismissed.
- 15 • That a process be established for obtaining court orders approving
- 16 settlements of minors who have not yet filed suit but who have claims
- 17 over which this Court has jurisdiction.
- 18

19 **III**

20 **CONTINUING SETTLEMENT NEGOTIATIONS**

21 The parties are engaged in settlement discussions in a number of other  
22 claims which could result in further settlements of claims of plaintiffs with suits  
23 pending in this Court. The parties will continue to keep this Court updated on all  
24 further settlements that may be reached.

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26 ///

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I hereby attest that concurrence in the filing of the Parties' Joint Case Management Report Plan has been obtained from each of the other Signatories.

Dated: March 3, 2015

CONDON & FORSYTH LLP

By: /s/ Frank A. Silane

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Dated: March 3, 2015

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## **EXHIBIT A**

**LIST OF SETTLED CLAIMS**

<b>PLAINTIFF</b>	<b>DATE NOTICE OF ADOPTION FILED</b>	<b>DOCKET NUMBER OF NOTICE OF ADOPTION</b>	<b>COURT ORDER TO APPROVE SETTLEMENT REQUIRED</b>
A.A., Robert Andrighetto Custodial Parent and Next Friend	05/20/2014	73	Yes
Ryan Boesch	05/20/2014	74	No
Zaxian Cao	05/30/2014	112	No
Sophia Chan	05/20/2014	78	No
Bunny Chung	05/20/2014	75	No
S.C., Soon Hee Chung, Custodial Parent and Next Friend	05/20/2014	75	Yes
Soon Hee Chung	05/20/2014	75	No
J.G., by and through Guardian ad Litem QIANBIN WANG	06/09/2014	131	Yes
Jungmi Amy Hwang	05/14/2014	69	No
Wendell Hom	05/23/2014	95	No
G.M.A.K, by and through parents MARICEL KNAUS and CARL KNAUS	05/30/2014	114	Yes
G.C.A.K, by and through parents MARICEL KNAUS and CARL KNAUS	05/30/2014	114	Yes
J.L., Jianliang Lin, Individually and as Next Friend and Jie Wang Lin, Individually and as Next Friend	05/20/2014	79	Yes
Jianliang Lin	05/20/2014	79	No
Jie Wang Lin	05/20/2014	79	No

<b>PLAINTIFF</b>	<b>DATE NOTICE OF ADOPTION FILED</b>	<b>DOCKET NUMBER OF NOTICE OF ADOPTION</b>	<b>COURT ORDER TO APPROVE SETTLEMENT REQUIRED</b>
K.L., Jianliang Lin, Individually and as Next Friend and Jie Wang Lin, Individually and as Next Friend	05/20/2014	79	Yes
B.M., Hector Machorro and Younga Machorro, Guardians ad Litem and Parents	05/19/2014	70	Yes
Amanda McLean	05/20/2014	76	No
M.L., by and through parents, Aiqing Cao and Binfei Li	05/30/2014	113	Yes
K.S., Kristofer P. Saavedra, as Next Friend and Kelly Saavedra, as Next Friend	05/20/2014	80	Yes
M.S., Kristofer P. Saavedra, as Next Friend and Kelly Saavedra, as Next Friend	05/20/2014	80	Yes
Nini Shao	05/30/2014	111	No
J.X. Jinhua and Jingtao Xieon, Guardians ad Litem and Parents	Complaint Filed	USDC Case No. 13-cv-05941	Yes
Kazu Yanagihara	05/20/2014	78	No
L.Y., Kazuhisa Yanagihara, Custodial Parent and Next Friend	05/20/2014	78	Yes
S.Y., Kazuhisa Yanagihara, Custodial Parent and Next Friend	05/20/2014	78	Yes

**CERTIFICATE OF SERVICE**

**STATE OF CALIFORNIA COUNTY OF LOS ANGELES**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 1901 Avenue of the Stars, Suite 850, Los Angeles, California 90067-6010. On March 3, 2015, I served the within document(s):

**PARTIES' SUPPLEMENTAL JOINT CASE MANAGEMENT REPORT**

☐ **(By Facsimile):** I caused the above-referenced document(s) to be transmitted by facsimile machine to the person(s) at the address(es) set forth below

☒ **(By Mail):** As Follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

☐ **(By Personal Service):** I caused the above-referenced document(s) to be personally delivered by hand to the person(s) at the address(es) set forth below.

☐ **(By Overnight Courier):** I caused the above-referenced document(s) to be delivered by an overnight courier service to the person(s) at the address(es) set forth below.

SEE ATTACHED SERVICE LIST FOR MANUAL NOTICE

**(Federal):** I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on March 3, 2015, at Los Angeles, California.

Elisabeth Sillars  
Elisabeth Sillars



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