UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In Re:

Settlement Facility Dow Corning Trust,

[redacted]

Case No. [redacted]
Honorable Denise Page Hood

Appellant.

_____/

ORDER DISMISSING APPEAL OF [redacted]

On February 22, 2008, Claimant [redacted] filed a letter to appeal Judge Frank Andrew's findings. On March 10, 2008, Dow Corning Corporation ("Dow Corning") filed a Motion to Dismiss the Appeal stating that Ms. [redacted] letter addresses a determination with respect to her MDL-926 claim and not any claims before the Settlement Facility-Dow Corning Trust. Although Ms. [redacted] filed a Class 7 claim with the SF-DCT, Dow Corning notes that Ms. [redacted] does not raise an issue with her Class 7 claim before the SF-DCT. Ms. [redacted] caretaker, [redacted], submitted a letter in support of Ms. [redacted] appeal filed September 10, 2008.

Upon review of Ms. [redacted] letter, the Court finds that she raises no allegations about her Class 7 claim before the SF-DCT. Ms. [redacted] complains of Judge Andrew's review of her claim before the MDL-926. The letter mentions Jean Eliason, the Claims Administrator for the MDL-926. Ms [redacted] does not state a claim on appeal regarding her claim before the MDL-926. Ms. [redacted] appeal is dismissed because she does not appeal any rulings relating to her Class 7 claim before the SF-DCT.

The confusion might stem from the fact that Judge Andrews is also the Appeals Judge on the

MDL-926 Revised Settlement Program. However, this Court does not have any jurisdiction over the claims before the MDL-926. The district which has jurisdiction over the MDL-926 is the United States District Court for the Northern District of Alabama. Ms. [redacted] should contact the MDL-926 Claims Office to determine the procedures regarding review of her claims and any appeal procedures, if any, to the District Court in the Northern District of Alabama.

Accordingly,

IT IS ORDERED that Dow Corning's Motion to Dismiss Ms. [redacted] Appeal **(Doc. No. 2, 3/10/2008)** is GRANTED since this Court does not have jurisdiction over the claims before the MDL-926.

IT IS FURTHER ORDERED that this matter is DISMISSED with prejudice.

/s/ Denise Page Hood
DENISE PAGE HOOD
United States District Judge

DATED: March 27, 2009

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on this date, March 27, 2009, by electronic means and/or first class U.S. mail.

S/Sakne Srour
Deputy Clerk