



THE SUPREME COURT OF TEXAS

Orders Pronounced February 22, 2007

MISCELLANEOUS

A STAY IS ISSUED IN THE FOLLOWING PETITION FOR WRIT OF MANDAMUS:

07-0119 IN RE BP PRODUCTS NORTH AMERICA, INC.; from Galveston County; 1st district
(01-06-00943-CV, ___ SW3d ___, 02-09-07)
emergency motion to stay deposition granted
stay order issued

[Note: The petition for writ of mandamus remains pending before this Court.]

(Justice Gaultney sitting by appointment pursuant to Section 22.005 of the Texas
Government Code)

(Justice O'Neill not sitting)

IN THE SUPREME COURT OF TEXAS

No. 07-0119


IN RE BP PRODUCTS NORTH AMERICA, INC.

ON PETITION FOR WRIT OF MANDAMUS

ORDERED:

1. Relator's emergency motion to stay deposition, filed February 14, 2007, is granted. The order dated October 11, 2006, in Cause No. 05-CV0337-A, styled *In re Texas City Explosion*, in the 212th District Court of Galveston County, Texas, is stayed pending further order of this Court.
2. The petition for writ of mandamus remains pending before this Court.

Done at the City of Austin, this February 22, 2007.


 BLAKE A. HAWTHORNE, CLERK
 SUPREME COURT OF TEXAS

BY CLAUDIA JENKS, CHIEF DEPUTY CLERK

**THE SUPREME COURT OF TEXAS**

Post Office Box 12248

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February 22, 2007

Ms. Katherine D. Mackillop
Fulbright & Jaworski L.L.P.
1301 McKinney Street, Suite 5100
Houston, TX 77010-3095

Honorable Susan Criss
212th Judicial District
722 Moody, Fifth Floor
Galveston, TX 77550

Mr. David W. Holman
The Holman Law Firm, P.C.
24 Greenway Plaza, Suite 2000
Houston, TX 77046

RE: Case Number: 07-0119
Court of Appeals Number: 01-06-00943-CV
Trial Court Number: 05-CV0337-A

Style: IN RE BP PRODUCTS NORTH AMERICA, INC.

Dear Counsel:

Today the Supreme Court granted Relator's Emergency Motion to Stay Deposition and issued the enclosed stay order in the above-referenced case. (Justice Gaultney sitting by appointment pursuant to Section 22.005 of the Texas Government Code) (Justice O'Neill not sitting)

Pursuant to TEX. R. APP. P. 55.1, you are requested to file expedited briefs on the merits. Please refer to TEX. R. APP. P. 55 for the requirements of relator's and real party's briefs. **Please note** that any party may elect to rely upon the briefs already on file with this Court by notifying this office in writing no later than the due date of the brief. If you elect to rely upon a brief filed with the court of appeals, you must provide twelve copies in accordance with TEX. R. APP. P. 9.3(b). The filing of a notification letter shall invoke the same timetable as the filing of a brief. The petition for writ of mandamus has not been granted and remains under consideration by the Court.

The expedited briefing schedule is outlined below. *See* TEX. R. APP. P. 55.7. **Please note** that TEX. R. APP. P. 9.2(b) does not apply. All briefs are due to be filed in this office on or before **3:00 p.m.** on the due date:

Relator/s shall file their brief on or before **March 5, 2007**.

Real Party shall file their response no later than **March 12, 2007**.

Relator/s shall file any reply brief no later than **March 15, 2007**.

Additionally, the Court requests that parties submit a copy of all briefs on the merits (including amicus and post-submission briefs) and the respective petitions, responses, and replies – already on file - *in electronic form within ten (10) days of the date of this letter*. Also, please submit an electronic copy when filing the hard copies of any brief. Please see the enclosed information for guidelines.

Sincerely,



Blake A. Hawthorne, Clerk

by Claudia Jenks, Chief Deputy Clerk

Enclosures

cc: Ms. Lynne Liberato