

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:	:	Chapter 11
	:	
MET-COIL SYSTEMS (f/k/a MET-COIL SYSTEMS CORPORATION),	:	Case No. 03-12676 (MFW)
	:	
	:	
Debtor.	:	re: Docket No. 1561

**CERTIFICATION OF COUNSEL RELATED TO ORDER GRANTING,
IN PART, MOTION TO COMPEL RESPONSES TO DISCOVERY
REQUESTS AND FOR DETERMINATION THAT THE ATTORNEY
CLIENT PRIVILEGE IS INAPPLICABLE TO CERTAIN MATTERS**

On July 28, 2006, the Court heard oral argument on the Future Claimants' Representative's Motion to Compel Responses to Discovery Requests and for Determination That the Attorney Client Privilege Is Inapplicable to Certain Matters [Docket No. 1561]. At the conclusion of the hearing, the Court instructed counsel for the Future Claimants' Representative to submit a proposed form of order.

The attached form of order has been circulated to, and approved by, counsel for the Movants as well as counsel for the Future Claimants' Representative.

Accordingly, the Future Claimants' Representative respectfully requests that the Court enter the proposed Order.

YOUNG CONAWAY STARGATT & TAYLOR, LLP

James L. Patton, Jr. (No. 2202)

Edwin J. Harron (No. 3396)

John T. Dorsey (No. 2988)

Curtis J. Crowther (No. 3238)

The Brandywine Building

1000 West Street, 17th Floor

Wilmington, DE 19899-0391

Telephone: (302) 571-6600

Facsimile: (302) 571-1253

Attorneys for Eric D. Green, Legal Representative for
Future Claimants

Dated: August 7, 2006

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**ORDER GRANTING, IN PART, MOTION TO COMPEL RESPONSES
TO DISCOVERY REQUESTS AND FOR DETERMINATION THAT THE
ATTORNEY CLIENT PRIVILEGE IS INAPPLICABLE TO CERTAIN MATTERS**

AND NOW, the Court having considered the Future Claimants' Representative's Motion to Compel Responses to Discovery Requests and For Determination That The Attorney Client Privilege Is Inapplicable To Certain Matters (the "Motion to Compel"), along with Movants' Response to the Motion to Compel and the arguments of counsel at oral argument held on July 28, 2006, the Motion to Compel is hereby GRANTED, in part, consistent with this Order:

IT IS ORDERED that each Movant shall serve verified supplemental responses to Interrogatories Nos. 10 and 12 on or before thirty (30) days from July 28, 2006 that respond to the specific subparts of the Interrogatories or, in the event one or more Movants do not recall or remember the information responsive to such subpart, such Movant or Movants shall be required to indicate same in such written response.

IT IS FURTHER ORDERED AND DETERMINED that the attorney client privilege has been waived by each of the Movants with respect to the matters that Movants have placed at issue in this contested matter. The Court finds that the attorney client privilege has been waived with respect to all communications, both written and oral, between any of the Movants and any attorney or counsel relating to what the Movants knew on or before the Bar

Date as to whether they had a claim, including communications relating to (i) any connection between TCE exposure or contamination and cancer (including the Movants' cancer) and (ii) whether the Movant could, should, or was required to file a claim or lawsuit. This ruling shall apply with respect to all discovery in this contested matter, including interrogatories, document requests, depositions of the Movants, and deposition of the Movant's attorneys.

IT IS FURTHER ORDERED that Movants shall supplement their responses to Interrogatories and Requests for Production of Documents to the extent additional information or documents responsive to such interrogatories and/or requests for production of documents is available that was withheld on the basis of attorney client privilege as to the subject matters listed herein within thirty (30) days of July 28, 2006;

IT IS SO ORDERED this _____ day of August, 2006.

Mary F. Walrath,
Chief United States Bankruptcy Judge