

CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO, P.C.

COUNSELLORS AT LAW

CHARLES C. CARELLA
BRENDAN T. BYRNE
PETER G. STEWART
JAN ALAN BRODY
JOHN M. AGNELLO
CHARLES M. CARELLA
JAMES E. CECCHI

JAMES D. CECCHI (1933-1995)
JOHN G. GILFILLAN III (1936-2008)
ELLIOT M. OLSTEIN (1939-2014)

JAMES T. BYERS
DONALD F. MICELI
A. RICHARD ROSS
CARL R. WOODWARD, III
MELISSA E. FLAX
DAVID G. GILFILLAN
G. GLENNON TROUBLEFIELD
BRIAN H. FENLON
LINDSEY H. TAYLOR
CAROLINE F. BARTLETT

**5 BECKER FARM ROAD
ROSELAND, N.J. 07068-1739
PHONE (973) 994-1700
FAX (973) 994-1744
www.carellabyrne.com**

FRANCIS C. HAND
AVRAM S. EULE
CHRISTOPHER H. WESTRICK*
JAMES A. O'BRIEN III**

OF COUNSEL

*CERTIFIED BY THE SUPREME COURT OF
NEW JERSEY AS A CIVIL TRIAL ATTORNEY
**MEMBER NY AND MA BARS ONLY

RAYMOND J. LILLIE
WILLIAM SQUIRE
STEPHEN R. DANEK
DONALD A. ECKLUND
MEGAN A. NATALE
ZACHARY S. BOWER+
MICHAEL CROSS
CHRISTOPHER J. BUGGY
JOHN V. KELLY III
MICHAEL A. INNES

+MEMBER FL BAR ONLY

April 25, 2018

Honorable Jerome B. Simandle
United States District Court
Mitchell H. Cohen U.S. Courthouse
1 John F. Gerry Plaza
Camden, New Jersey 08101

**Re: *In Re: Caterpillar, Inc., C13 and C15 Engine Products Liability Litigation*
Master Docket No. 14-3722 (JBS)(JS)**

Dear Judge Simandle:

Thank you for your letter dated April 18, 2018. While Class Counsel is inclined to agree with both Your Honor and Epiq that a partial distribution to the class would be appropriate at this time, we received an objection from counsel for Class Action Capital late yesterday afternoon.

Class Action Capital just filed a letter with Your Honor explaining why, in their judgment, an initial partial distribution is not appropriate at this time. In light of this objection, we think the better practice is to give us time to review CAC's position and to meet and confer with them regarding their thoughts. We can then jointly report back to the Court within a week.

Hopefully this process is acceptable to Your Honor. Of course, should you have any questions, please do not hesitate to call.

Respectfully submitted,

CARELLA, BYRNE, CECCHI,
OLSTEIN, BRODY & AGNELLO

/s/James E. Cecchi

JAMES E. CECCHI

cc: All Counsel (via ECF)