

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

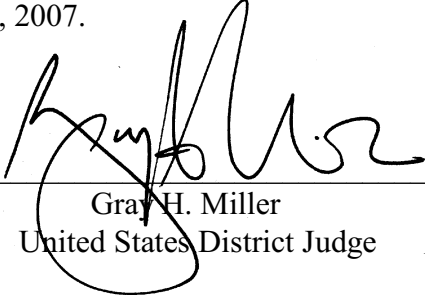
UNITED STATES OF AMERICA	§	
	§	
vs.	§	CRIMINAL ACTION H-07-434
	§	
BP PRODUCTS NORTH AMERICA, INC.	§	

ORDER

Pending before the court is the Victims' Suggestion of Disqualification. Dkt. 9.

After a thorough review of the facts and the law, the undersigned does not believe that recusal is required under 28 U.S.C. § 455(b), as neither the undersigned nor any partners or associates of Fulbright & Jaworski L.L.P. represented the defendant with respect to its potential criminal liability at any time. However, because the case at hand is so closely related to the civil matters handled by Fulbright & Jaworski L.L.P. during the undersigned's affiliation with the firm, implicating the same defendant and overlapping factual issues, it is the opinion of the court that recusal is appropriate for the purpose of ensuring that the decision maker's impartiality may not reasonably be questioned.

SIGNED at Houston, Texas on November 20, 2007.



Gray H. Miller
United States District Judge