

**- SAMPLE RECOMMENDATION ORDER -**

**Firm Name**

**Firm Address**

Attorney for: \_\_\_\_\_

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

**DOCKET NO: L- \_\_\_\_\_ (AS)**

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*Plaintiff(s),*

vs.

**CIVIL ACTION  
ASBESTOS LITIGATION**

**RECOMMENDATION**

*Defendants.*

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THIS MATTER having been opened to the Court by < **firm** > , attorneys for plaintiff(s), upon notice to all counsel and parties, for entry of a Recommendation granting plaintiffs leave to conduct a videotape de bene esse deposition of < **plaintiff name** > in order to preserve his/her testimony herein; and the Special Master having considered the application and submissions of the parties and for good and just cause shown;

IT IS on this \_\_\_\_\_ day of \_\_\_\_\_, 2008:

RECOMMENDED that plaintiff's application for leave to preserve the testimony of < **plaintiff** >, by way of a de bene esse videotaped deposition is hereby granted;

IT IS FURTHER RECOMMENDED that plaintiff's de bene esse videotape deposition may proceed on < **date & time** > at < **location** >, New Jersey;

IT IS FURTHER RECOMMENDED that plaintiff be made available for a discovery deposition on < **date & time** > at < **location** >, New Jersey. Plaintiffs shall pay the costs incurred in expediting the transcription of the discovery deposition for those defendants which

order a transcript, and the defendants will bear the usual and ordinary costs of the discovery deposition;

IT IS FURTHER RECOMMENDED that plaintiff's answers to interrogatories and any available medical records shall be provided to all counsel prior to plaintiff's discovery deposition;

IT IS FURTHER RECOMMENDED that the dates or locations of the depositions may be changed without leave of Court if necessitated by the plaintiff's medical condition;

IT IS FURTHER RECOMMENDED that a copy of this Recommendation shall be served upon all counsel via facsimile immediately upon receipt.

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AGATHA N. DZIKIEWICZ, ESQ.  
Special Master