FILED

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ANA C. VISCOMI, J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

Docket No: L-52237-81 (AS)

IN RE: ASBESTOS LITIGATION APPLICABLE TO ALL CASES

Civil Action
ASBESTOS LITIGATION

CASE MANAGEMENT ORDER REGARDING PRE-TRIAL INFORMATION EXCHANGE

It is on this 25th day of February, 2015;

ORDERED:

This Case Management Order supersedes all prior Orders regarding Pre-Trial Information Exchange pursuant to R. 4:25-7(b).

Effective immediately, in all cases where the parties are directed by the Court to submit a Pre-trial Information Exchange Form ("PIE"), the parties shall utilize the attached form (revised 1/5/15), which shall be due **ten (10)** business days prior to the scheduled trial date.

It is further Ordered that the plaintiff's counsel and defense counsel shall confer in advance of jury selection for purposes of attempting to agree upon the following: a brief statement of the nature of the action to be read to the jury; any special voir dire questions; jury charges; and a proposed jury verdict sheet. Counsel shall submit to the Court a stipulation as to that which has been agreed upon and also set forth a list of areas of non-agreement for the Court's consideration. This shall be submitted no later than the first day of trial.

It is further Ordered that counsel shall be prepared to adjust the schedule of witnesses to accommodate for the unavailability of previously scheduled witnesses who may be unavailable due to a party's settlement during the course of trial or for any other reason. This requires counsel to continually coordinate during the course of trial. Counsel shall conduct *de bene esse* testimony for any witnesses who may be unavailable to assure a continuous trial schedule.

Ana C. Viscomi

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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
ASBESTOS LITIGATION

Docket No: MID-L- (AS)

Plaintiff(s),

vs.

Defendant(s).

Civil Action

PRETRIAL INFORMATION EXCHANGE
Pursuant to R. 4:25-7(b)

1. Brief statement of the nature of the action. (This statement will be read to the jury to briefly describe the nature of the action.)

2. A list of all lay and witness experts (including addresses) who may be called in the party's case in chief.

3. A list of all trial exhibits. All such exhibits shall be premarked for identification.

4. A list of any proposed deposition or interrogatory reading(s) by page and line number or by question number.

5. A list of *in limine* motions intended to be made at the commencement of trial.

6. A listing of all anticipated problems with regard to the introduction of evidence in each party's case in chief, especially, but without limitation, as to any hearsay problems, and legal argument as to all such anticipated evidence problems.

7. Stipulations reached on contested procedural, evidentiary and substantive issues.

8. Any special voir dire questions.

9. A list of proposed jury instructions.

10. A proposed jury verdict sheet.

11. All expert reports.

12. Length of Trial.

13. **Scheduling conflicts (holidays, vacations, etc.).**

14. **A proposed schedule setting forth the schedule of the respective witnesses with an indication of the expected duration of testimony.**