FILED

APR 17 2015

ANA C. VISCOMI, J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
DOCKET NO. L-52237-81

IN RE: MIDDLESEX ASBESTOS LITIGATION

APPLICABLE TO ALL CASES

CIVIL ACTION
ASBESTOS LITIGATION

ORDER RELAXING R. 4:46-1 and 4:46-2 WITH REGARD TO UNOPPOSED PRODUCT IDENTIFICATION SUMMARY JUDGMENT MOTIONS ONLY

Whereas the Court seeks to streamline the process and effort in the filing and disposition of product identification summary judgment motions, whereby plaintiff's counsel has advised in advance, in writing, that such a motion will not be opposed, if filed,

It is on this 17th day of April, 2015;

ORDERED:

R. 4:46-1 and R. 4:46-2 are hereby relaxed as further set forth in this Order.

The unopposed motion for summary judgment shall be filed by:

1. notice of motion;
2. certification of counsel indicating the motion to be filed is a product identification motion relying on Sholtis v. American Cyanamid, 238 N.J. Super. 8 (App. Div. 1989), that plaintiff's counsel has advised, in writing, of the intent not to oppose the

within motion and that counsel reserves the right to supplement the pleadings if the summary judgment motion is opposed by a co-defendant;

3. the correspondence of plaintiff's' counsel indicating the intention not to oppose the motion;
4. certification of service of the motion, along with an accurate counsel list; and
5. a proposed form of Order.

In the event a co-defendant files timely opposition, the motion shall be carried to the following (non-motion) Friday, unless otherwise advised by the Court, and counsel shall supplement the original moving papers to comply with the requirements of R. 4:46-2, no later than four (4) days prior to new return date.

ANA C. VISCOMI, J.S.C.