

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

NANCY CAIRO, <i>Plaintiff(s),</i> vs. AMERICAN INTERNATIONAL IND., et al <i>Defendant(s).</i>

Docket No: **L-900-14 (AS)**

Civil Action

CASE MANAGEMENT ORDER IX

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on September 16, 2016:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Joseph J. Mandia	Plaintiff(s)
Caruso Smith	Stacey Lee Trien	Union Carbide; CertainTeed
Fornaro Francioso	Richard Fornaro	Yardville Supply
Lynch Daskal	Troy P. Cunningham	Georgia Pacific
Marshall Dennehey	Paul Johnson	Kaiser Gypsum

IT IS on this 20th day of **September, 2016** effective from the conference date;

ORDERED as follows:

Counsel receiving this Order through computerized electronic medium (E-Mail) shall be deemed by the court to have received a copy of the filed original court document. Any document served pursuant to this Order shall be deemed to be served by mail pursuant to R.1:5-2.

DISCOVERY

December 30, 2016 Fact discovery, including depositions, shall be completed by this date. Plaintiff's counsel shall contact the Special Master within one week of this deadline if all fact discovery is not completed.

December 30, 2016 Depositions of corporate representative depositions shall be completed by this date.

EARLY SETTLEMENT

February 28, 2017 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

January 20, 2017 Summary judgment motions shall be filed no later than this date by those defendants permitted by the court to re-file their motions.

February 17, 2017 Last return date for summary judgment motions.

LIABILITY EXPERT REPORTS

December 30, 2016 Plaintiff shall serve supplemental expert reports, if any, by this date.

March 17, 2017 Defendants shall serve rebuttal liability expert reports, if any, by this date.

EXPERT DEPOSITIONS

April 13, 2017 Expert depositions shall be completed by this date. To the extent that plaintiff and defendant generic experts have been deposed before, the parties seeking that deposition in this case must file an application before the Special Master and demonstrate the necessity for that deposition. To the extent possible, documents requested in a deposition notice directed to an expert shall be produced three days in advance of the expert deposition. The expert shall not be required to produce documents that are readily accessible in the public domain.

PRE-TRIAL AND TRIAL

January 31, 2017 The settlement conference previously scheduled on this date is **cancelled**.

April 5, 2017 @ 10:00am Settlement conference. All defense counsel shall appear with authority to negotiate settlement and have a representative authorized to negotiate settlement available by phone. Any request to be excused from the settlement conference shall be made to the Special Master no later than 4:00pm of the day prior to the conference.

May 8, 2017 Trial Date. (*The February 27, 2017 trial is adjourned to this date.*)

Plaintiff's counsel shall serve a copy of this Order upon any additional counsel immediately upon receipt.

/s/ Ana C. Viscomi
ANA C. VISCOMI, J.S.C.

cc: Clerk, Mass Tort