

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

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| <p>JAMES & LILLIAN COLLAS, <i>Plaintiff(s),</i></p> <p>vs.</p> <p>3M COMPANY, et al <i>Defendant(s).</i></p> |
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Docket No: **L-7275-12 (AS)**

Civil Action

CASE MANAGEMENT ORDER VI

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on May 12, 2015:

| FIRM | ATTORNEY | CLIENT |
|-------------------------|----------------------|---|
| Cohen Placitella & Roth | Keven Friedman | Plaintiff(s) |
| Breuninger & Fellman | Raymond Chow | National Automotive Parts Assoc.; Genuine Parts |
| Caruso Smith | Lisa Massimi | CertainTeed; Union Carbide |
| Landman Corsi | Natsayi Mawere | Linde Material Handling North America |
| LeClair Ryan | Robyn Kalocsay | Ford Motor |
| Marks O'Neill | Matthew A. Wachstein | Caterpillar, Inc. |
| Marshall Dennehey | Douglas Suplee | Pep Boys |
| McElroy Deutsch | Gabriel Ferstendig | Lipe |
| Rawle & Henderson | Linda Dobbins | Mack Trucks; Hennessy |
| Sedgwick | Christopher Keale | Borg Warner |

IT IS on this 18th day of May, 2015 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

September 15, 2015 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.

September 15, 2015 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

September 25, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

October 9, 2015 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

October 23, 2015 Summary judgment motions shall be filed no later than this date.

November 20, 2015 Last return date for summary judgment motions.

MEDICAL DEFENSE

October 30, 2015 Plaintiff shall serve a wrongful death report by this date.

December 31, 2015 Defendants shall serve medical expert reports, if any, in response to the wrongful death report, by this date.

LIABILITY EXPERT REPORTS

December 31, 2015 Plaintiff shall identify its liability experts and serve liability expert reports or a certified expert statement by this date or waive any opportunity to rely on liability expert testimony.

February 2, 2016 Defendants shall identify its liability experts and serve liability expert reports, if any, by this date or waive any opportunity to rely on liability expert testimony.

EXPERT DEPOSITIONS

February 22, 2016 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

September 1, 2015 The settlement conference previously scheduled on this date is **cancelled**.

February 18, 2016 @ 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.

March 14, 2016

Trial Date. (*The September 14, 2015 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: counsel:

Goldfein & Joseph *for ACL*

cc: Clerk, Mass Tort
Brody Deposition Services
Priority One