

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

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|---|
| JOAQUIM & ROSA AMADOR,<br><i>Plaintiff(s),</i>    |
| vs.   |
| BRENT MATERIAL CO., et al<br><i>Defendant(s).</i> |

Docket No: **L-623-16 (AS)**

Civil Action

CASE MANAGEMENT ORDER I

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on March 23, 2016:

| FIRM                  | ATTORNEY             | CLIENT   |
|-----------------------|----------------------|--|
| Maune Raichle         | Clay Thompson        | Plaintiff(s) <i>co-counsel with Levy Konigsberg</i>            |
| Barry McTiernan Moore | Anna Hadjitheodosiou | Blackman Plumbing  |
| Capehart Scatchard    | Voris Tejada         | Kennedy Culvert  |
| Caruso Smith          | Lisa Massimi         | CertainTeed; Brent Material                                    |
| Hack Piro             | Robert Alencewicz    | Luce Schwab  |
| Hoagland Longo        | Jeffrey P. Smith     | Wallwork Bros.   |
| Margolis Edelstein    | Justin M. Bettis     | Raritan Valley Plumbing Supply; Progressive Brick              |
| Marks O'Neill         | Sebastian Goldstein  | Atlantic Plumbing Supply; JM Mfg.                              |
| Marshall Dennehey     | Paul Johnson         | Insulation Materials Corp.                                     |
| McElroy Deutsch       | Charles Benjamin     | Ridge Tool Co.   |
| McGivney Kluger       | Joel Clark           | John Wallace; S. Franklin & Sons; John Hartel;<br>L&H Plumbing |
| Nowell                | Linda Dunne          | United Supply  |
| Reilly Janiczek       | Brandy Harris        | York Corrugating   |
| Swartz Campbell       | Mark Skinner         | Riverside Supply   |
| Wilbraham Lawler      | Tristin Fabro        | Dunphey Smith  |

IT IS on this 31<sup>st</sup> day of March, 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.

Defense counsel shall notify plaintiff's counsel within thirty (30) days of the date of this Order if their client was incorrectly named in the Complaint. Counsel may be barred from raising this defense at a later time for failure to comply.

**DISCOVERY**

April 1, 2016

Defendants shall serve answers to standard interrogatories by this date.

April 8, 2016 Plaintiff shall propound supplemental interrogatories and document requests by this date.

May 9, 2016 Defendants shall serve answers to supplemental interrogatories and document requests by this date.

April 8, 2016 Defendants shall propound supplemental interrogatories and document requests by this date.

May 9, 2016 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

May 27, 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.

June 15, 2016 Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

June 10, 2016 Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

June 10, 2016 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

June 24, 2016 Summary judgment motions shall be filed no later than this date.

July 22, 2016 Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

April 29, 2016 Plaintiff shall serve medical expert reports by this date.

August 5, 2016 Defendants shall identify its medical experts and serve medical reports, if any, by this date. **In addition, defendants shall notify plaintiff's counsel (as well as all counsel of record) of a joinder in an expert medical defense by this date.**

### **LIABILITY EXPERT REPORTS**

June 15, 2016 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.

August 5, 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.

### **ECONOMIST EXPERT REPORTS**

June 15, 2016 Plaintiff shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

August 5, 2016 Defendants shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

**EXPERT DEPOSITIONS**

August 26, 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**

August 24, 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.

10 business days prior to trial      Pretrial Information Exchange Form due.

September 19, 2016      **Trial-Ready** 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