

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 II
AMENDED

This matter having previously come in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on August 6, 2014:

FIRM	ATTORNEY	CLIENT
<i>Levy Konigsberg</i>	<i>Moshe Maimon</i>	<i>Plaintiff(s)</i>
<i>Caruso Smith</i>	<i>Marcia DePolo</i>	<i>Union Carbide; CertainTeed</i>
<i>Connell Foley</i>	<i>Timothy Corrison</i>	<i>Con Air</i>
<i>Fornaro Francioso</i>	<i>Richard Fornaro</i>	<i>Yardville Supply</i>
<i>Gordon & Silber</i>	<i>Lawrence S. Wasserman</i>	<i>American International</i>
<i>Lynch Daskal</i>	<i>Alexander Broche</i>	<i>Georgia Pacific</i>
<i>Marshall Dennehey</i>	<i>Paul Johnson</i>	<i>Kaiser Gypsum</i>
<i>Speziali Greenwald</i>	<i>Joanne Hawkins</i>	<i>CBS/Westinghouse</i>

IT IS on this 21st day of OCTOBER, 2014, *Case Management Order II is hereby*

AMENDED 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

November 17, 2014 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 5, 2014 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

November 24, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

January 6, 2015 The settlement conference previously scheduled on this date is **CANCELLED**.

SUMMARY JUDGMENT MOTION PRACTICE

December 12, 2014 Summary judgment motions shall be filed no later than this date.

January 9, 2015 Last return date for summary judgment motions.

MEDICAL DEFENSE

February 2, 2015 Defendants shall identify its medical experts and serve medical expert 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

December 1, 2014 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, 2015 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 27, 2015 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

February 11, 2015 @ 1:30pm 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 30, 2015 Trial Date. *(The February 23, 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: Clerk, Mass Tort
Brody Deposition Services
Priority One