

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

Docket No: **L-3751-12 (AS)**

Civil Action

CASE MANAGEMENT ORDER IV

<p>NORMA DWYER  (Estate of JOHN DWYER),</p> <p style="text-align: center;"><i>Plaintiff(s),</i></p> <p style="text-align: center;">vs.</p> <p>3M COMPANY, INC., et al</p> <p style="text-align: center;"><i>Defendant(s).</i></p>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on January 29, 2014:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	William L. Kuzmin	Plaintiff(s)
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide; JCP&L
Condon & Forsyth	Marissa Lefland	Resco Holdings
Connell Foley	Angela Iuso	Public Service
Darcambal Ousley & Cuyler Burk	Sarah Blaine	Mondelez Global Inc.
Drinker Biddle	Julie Tersigni	American Optical
Goldberg Segalla	H. Lockwood Miller	P&G Manufacturing
Hoagland Longo	Steven Satz	Goulds Pumps
Hollstein Keating	Robert Levicoff	CBI
Kent McBride	Ravi Shah	
Landman Corsi	Thomas DeFelice	Anheuser Busch; Bechtel
Lavin O'Neil Ricci	Edward T. Finch	Verizon, NJ
Littleton Joyce	Christine Emery	BASF Catalysts
Marin Goodman		Fluor
McElroy Deutsch	Michelle Hydrusko	Exxon Mobil; Chevron
McGinvey Kluger	Joel Clark	John W. Wallace
Porzio Bromberg	Pamela Kaplan	DuPont
Reilly Janiczek	Shannon Kelly	ITT; Cleaver Brooks
Speziali Greenwald	Michael Quinn	General Electric; CBS; Foster Wheeler
Weiner Lesniak	Edward J. Seaver	Merck
Wilson Elser	Joseph Hanlon	Shell Oil Co.

IT IS on this 7<sup>th</sup> day of February, 2014 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**

July 31, 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.

July 31, 2014 Depositions of corporate representatives shall be completed by this date.

## **EARLY SETTLEMENT**

August 8, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

## **SUMMARY JUDGMENT MOTION PRACTICE**

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

October 10, 2014 Last return date for summary judgment motions.

## **MEDICAL DEFENSE**

October 31, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

## **LIABILITY EXPERT REPORTS**

September 5, 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.

October 31, 2014 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.

November 28, 2014 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

## **ECONOMIST EXPERT REPORTS**

October 31, 2014 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.

November 28, 2014 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**

December 12, 2014 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**

December 3, 2014 @ 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.

January 12, 2015 Trial Date. (*The March 17, 2014 trial is adjourned to this date.*)

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

*/s/ Vincent Le Blon*  
VINCENT Le BLON, J.S.C.

cc: Clerk, Mass Tort  
Brody Deposition Services  
Priority One