

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

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

Civil Action

CASE MANAGEMENT ORDER V

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| <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 August 27, 2014:

| FIRM | ATTORNEY | CLIENT |
|-------------------------|--------------------|---------------------------------------|
| Cohen Placitella & Roth | William L. Kuzmin | Plaintiff(s) |
| Bucca & Campisano | Christine Bucca | IMO |
| Caruso Smith | Lisa Massimi | CertainTeed; Union Carbide; JCP&L |
| Condon & Forsyth | Nicole Smith | Resco Holdings |
| Connell Foley | Angela Iuso | Public Service |
| Drinker Biddle | Jack N. Frost, Jr. | American Optical |
| Goldberg Segalla | Leah A. Brndjar | P&G Manufacturing |
| Goldfein & Joseph | Madhurika Jeremiah | ACL |
| Hoagland Longo | Daniel Kuszmerski | Goulds Pumps |
| Hollstein Keating | Robert Levicoff | CBI |
| Kent McBride | David Rutkowski | Alfa Laval |
| Landman Corsi | John Bonventre | Anheuser Busch; Bechtel |
| Lavin O'Neil Ricci | Michael Aceto | Verizon, NJ |
| Littleton Joyce | Jason Schmitz | BASF Catalysts |
| Marks O'Neill | Dennis Schmieder | JCP&L |
| McElroy Deutsch | Nancy McDonald | Exxon Mobil; Chevron |
| McGinvey Kluger | Joel Clark | John W. Wallace |
| Porzio Bromberg | Michelle Burke | DuPont |
| Reilly Janiczek | Michelle Cappuccio | ITT; Cleaver Brooks |
| Speziali Greenwald | Michael Quinn | General Electric; CBS; Foster Wheeler |
| Weiner Lesniak | Edward Seaver | Merck |
| Wilson Elser | Joseph Hanlon | Shell Oil Co. |

IT IS on this 28th day of August, 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

December 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.

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

EARLY SETTLEMENT

December 3, 2014 The settlement conference previously scheduled on this date is **CANCELLED**.

December 15, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

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

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

MEDICAL DEFENSE

March 31, 2015 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

January 16, 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.

March 31, 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.

April 30, 2015 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

ECONOMIST EXPERT REPORTS

February 27, 2015 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.

March 31, 2015 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

May 15, 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

January 16, 2015 @ 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 6, 2015 @ 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.

June 1, 2015 Trial Date. (*The January 12, 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