

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

ALBERT & BARBARA ENTWISTLE, <i>Plaintiff(s),</i> vs. 3M COMPANY, et al <i>Defendant(s).</i>

Docket No: **L-22-14 (AS)**

Civil Action

CASE MANAGEMENT ORDER IV

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on March 31, 2015:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Michael McMahon	Plaintiff(s)
Caruso Smith	Lisa Massimi	Union Carbide; CertainTeed
Connell Foley	Scott Press	PSE&G
Drinker Biddle	Jack N. Frost, Jr.	American Optical
Gibbons	Robert Brown	Hoffmann-LaRoche, Inc.
Harwood Lloyd	Victoria Silva	Schiavone-Bonomo Corp.
Hoagland Longo	Jason R. Gosnell	Goulds Pumps
Kent McBride	Ravi Shah	Alfa Laval
Landman Corsi	Charles Mondora	Sequoia Ventres
Lavin O'Neil	Catherine Breunermer Julianne Jayson	3M Co.; Mars, Inc.
Littleton Joyce	Christine Delaney	BASF
Marks O'Neill	Sebastian Goldstein	GPU Energy, f/k/a JCP&L
McCarter & English	John C. Garde	Owens Illinois
McElroy Deutsch	Joseph D. Rasnek	Chevron; Benjamin Moore; Exxon; Pabst
McGivney Kluger	Caitlin Christie	John Wallace; Resco Holdings; Schering-Plough
Morgan Lewis	Christopher Iannicelli	Santa Fe Braun; Grinnell
Pascarella DiVita	Brad Bishop	Crane
Porzio Bromberg	Pamela Kaplan	DuPont
Reilly Janiczek	Shannon Kelly	Cleaver Brooks; ITT Corp.
Ricci Tyrrell	Stuart Goldstein	Chicago Bridge & Iron
Sedgwick	David Blow	CBS; General Electric; Foster Wheeler

IT IS on this 1st day of April, 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

May 29, 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.

June 30, 2015 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

July 10, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

July 24, 2015 Summary judgment motions shall be filed no later than this date.

August 21, 2015 Last return date for summary judgment motions.

MEDICAL DEFENSE

June 30, 2015 Plaintiff shall serve a wrongful death report, if any, by this date.

September 30, 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

July 17, 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.

September 30, 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.

ECONOMIST EXPERT REPORTS

July 17, 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.

September 30, 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

October 16, 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

June 30, 2015 The settlement conference previously scheduled on this date is **cancelled**.

October 14, 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.

November 9, 2015 Trial Date. (*The July 20, 2015 trial is adjourned 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