

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

Docket No: **L-7296-13 (AS)**

Civil Action

CASE MANAGEMENT ORDER I

ARTHUR & LINDA HAMMELL, <i>Plaintiff(s),</i>
vs.
AIR & LIQUID SYSTEMS CORP., et al <i>Defendant(s).</i>

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

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Joseph J. Mandia	Plaintiff(s)
Breuninger & Fellman	Kathleen Ramalho	Genuine Parts Co.
Caruso Smith	Marcia DePolo	CertainTeed
Costello Shea Gaffrey	William Goldstein	Cameron
Hawkins Parnell	Roy Viola	Pneumo Abex
Kelley Jasons	Jason Scheets	FMC; Square D
Leader & Berkon	Brian Astrup	IMO; Clark Reliance
Marshall Dennehey	Paul Johnson	Pep Boys; Warren Pumps
Mayfield Tuner	Joshua Locke	Carrier Corp.
McElroy Deutsch	Joseph D. Rasnek	ArvinMeritor
McElroy Deutsch	Brian Sorensen	Eaton
Montgomery Chapin	Brent Bouma	JH France Refractories
O'Toole Fernandez	Michael Garcia	Clark Reliance
Pascarella DiVita	Joshua Greeley	Crane Co.
Troutman Sanders	Joanne Rogers	Standard Motor Products
Wilbraham Lawler	Anisha Abraham	Air & Liquid Systems Corp.

IT IS on this 6th day of August, 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.

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.

EARLY SETTLEMENT

October 16, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

- August 14, 2015 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- September 11, 2015 Summary judgment motions shall be filed no later than this date.
- October 9, 2015 Last return date for summary judgment motions.

MEDICAL DEFENSE

- November 16, 2015 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

- November 16, 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

- December 4, 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

- November 18, 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.
- January 11, 2016 Trial 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