

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

Docket No: L-2881-14 (AS)

Civil Action

CASE MANAGEMENT ORDER III

EDWARD KAZARY	<i>Plaintiff(s),</i>
vs.	
3M COMPANY, et al	<i>Defendant(s).</i>

This matter having come in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on October 4, 2017:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Rachel Placitella	Plaintiff(s)
Marks O'Neill	Sebastian Goldstein	JCP&L; Bayonne Plumbing Supply
Marshall Dennehey	Jeremy J. Zacharias	Jaeger Lumber; Monsey Products
McGivney Kluger	Joel Clark	Duro Dyne; Sid Harvey; Raritan; DAP
Tanenbaum Keale	Afigo Fadahunsi	Foster Wheeler; CBS/Westinghouse
Wilbraham Lawler	Tristin Fabro	Dunphey Smith

IT IS on this 4th day of **October, 2017**, *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.

SUMMARY JUDGMENT MOTION PRACTICE

December 15, 2017 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

January 5, 2018 Summary judgment motions shall be filed no later than this date.

February 2, 2018 Last return date for summary judgment motions.

LIABILITY EXPERT REPORTS

March 2, 2018 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.

May 15, 2018 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

June 1, 2018 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 14, 2017 The settlement conference previously scheduled on this date is **cancelled**.

June 18, 2018 Trial Date. (*The December 11, 2017 trial is adjourned to this date.*)

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

/s/ Phillip L. Paley
PHILLIP L. PALEY, J.S.C.

cc: counsel:
Delany McBride *for Ductmate*
cc: Clerk, Mass Tort