

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

Docket No: L-7006-17 (AS)

Civil Action

CASE MANAGEMENT ORDER I

THOMAS MAGLIOZZI, <i>Plaintiff(s),</i> vs. AMERICAN HONDA MOTOR CO., INC., 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 August 21, 2018:

FIRM	ATTORNEY	CLIENT
Weitz & Luxenberg	Robert Silverman	Plaintiff(s)
Breuninger & Fellamn	Kathleen Ramalho	Genuine Parts Co.
Budd Larner	Terence W. Camp	The Goodyear Tire & Rubber Co.
Caruso Smith	Lisa Massimi	Union Carbide
Greenbaum Rowe Smith	Thomas Murphy	American Honda Motor Co., Inc.
Lavin O'Neil	Kristen Mazzeo	Toyota Motor Sales USA, Inc.
Lynch Daskal	Andrew Mundo	Nissan North America, Inc.
McGivney Kluger	Trish Wilson	Pecora Corp.
O'Toole Scrivo	Gary Van Lieu	DCo f/k/a Dana Co.
Tanenbaum Keale	Arshia Hourizadeh	Borg Warner
Vasios Kelly	Doug Singletery	Bird Inc.
Wilbraham Lawler	Lynn E. Roberts, III	Karnak

IT IS on this 22nd day of August, 2018, *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.

DISCOVERY

September 14, 2018 Defendants shall serve answers to standard interrogatories by this date.

October 19, 2018 Plaintiff shall propound supplemental interrogatories and document requests by this date.

November 2, 2018 Defendants shall serve answers to supplemental interrogatories and document requests by this date.

October 19, 2018 Defendants shall propound supplemental interrogatories and document requests by this date.

November 2, 2018 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

January 31, 2019 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.

January 31, 2019 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

January 31, 2019 Settlement demands shall be served on all counsel and the Special Master by this date.

June 20, 2019 @ 10:00am Early 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.

SUMMARY JUDGMENT MOTION PRACTICE

April 12, 2019 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

April 26, 2019 Summary judgment motions shall be filed no later than this date.

May 24, 2019 Last return date for summary judgment motions.

MEDICAL DEFENSE

March 29, 2019 Plaintiff shall serve medical expert reports by this date.

June 28, 2019 The defense medical examination of plaintiff(s) shall be completed by this date.

August 2, 2019 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

March 29, 2019 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.

August 2, 2019 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

August 30, 2019 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

To be scheduled Settlement conference.

September 30, 2019 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: counsel:

Gibbons PC for Honeywell International

cc: Clerk, Mass Tort