

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

Docket No: **L-7152-12 (AS)**

Civil Action

CASE MANAGEMENT ORDER IV

CATHERINE MOORE, (Estate of ROBERT MOORE),  <i>Plaintiff(s),</i>  vs.  3M COMPANY, et al  <i>Defendant(s).</i>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and counsel of record on *June 4, 2014*:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Joseph J. Mandia	Plaintiff(s)
Budd Larner	Daniel Feuerstein	Goodyear Tire & Rubber Co.
Caruso Smith Picini	Ronald S. Suss	Union Carbide; CertainTeed
Christie Pabarue	George S. Bobnak	HB Fuller Corp.
Goldfein & Joseph	Madhurika Jeremiah	Domco Products Texas Inc.
Kent McBride	Ravi Shah	Keyport Lumber
Lynch Daskal Emery	Alexandra Ober	Georgia Pacific
Marshall Dennehey	Lisa Only	Kaiser Gypsum
McGivney Kluger	Jennifer Hally	DAP, Inc.
O'Toole Fernandez	Jacqueline Muttick	RT Vanderbilt Co.
Sedgwick LLP	David Blow	General Electric

IT IS on this 11<sup>th</sup> day of June, 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**

August 29, 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.

September 30, 2014      Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

- September 9, 2014      The settlement conference previously scheduled on this date is **CANCELLED**.
- December 5, 2014      Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

- October 24, 2014      Summary judgment motions shall be filed no later than this date.
- November 21, 2014      Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

- December 31, 2014      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**

- December 31, 2014      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.
- January 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**

- December 31, 2014      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.
- January 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**

- February 20, 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**

February 4, 2015 @ 1:30pm 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.

March 16, 2015 Trial Date. (*The September 29, 2014 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