

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

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

Civil Action

CASE MANAGEMENT ORDER VI

<p>CATHERINE MOORE,  (Estate of ROBERT MOORE),</p> <p style="text-align: right;"><i>Plaintiff(s),</i></p> <p style="text-align: center;">vs.</p> <p>3M COMPANY, et al</p> <p style="text-align: right;"><i>Defendant(s).</i></p>
--

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and counsel of record on *September 16, 2014*:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Joseph J. Mandia	Plaintiff(s)
Budd Larner	Daniel Feuerstein	Goodyear Tire & Rubber Co.
Caruso Smith Picini	Marcia DePolo	Union Carbide; CertainTeed
Christie Pabarue	George Bobnak	HB Fuller Corp.
Goldfein & Joseph		Domco Products Texas Inc.
Kent McBride	Kevin Hoffman	Keyport Lumber
Marshall Dennehey	Lisa Only	Kaiser Gypsum
McGivney Kluger	Joel Clark	DAP, Inc.
O'Toole Fernandez	Leslie Lombardy	RT Vanderbilt Co.
Speziali Greenwald	Michael Quinn	General Electric
Vasios Kelly	Thomas J. Kelly, Jr.	Bird

IT IS on this 17<sup>th</sup> day of **September, 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**

January 30, 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.

February 27, 2015      Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

- February 4, 2015      The settlement conference previously scheduled on this date is **CANCELLED**.
- March 6, 2015      Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

- March 27, 2015      Summary judgment motions shall be filed no later than this date.
- April 24, 2015      Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

- May 29, 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**

- March 16, 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.
- May 29, 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**

- March 16, 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.
- May 29, 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**

- June 12, 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**

May 27, 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.

June 29, 2015

Trial Date. (*The March 16, 2015 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