

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

**Docket No:** L-4257-15 (AS)

**Civil Action**

**CASE MANAGEMENT ORDER IV**

ESTATE of ALBERT E. OROSZ, <i>Plaintiff(s),</i>
vs.
ALCATEL LUCENT USA, 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 October 31, 2017:

FIRM	ATTORNEY	CLIENT
Early & Strauss	Derell Wilson	Plaintiff(s)
Gibbons	Ethan Stein	Honeywell
Harris Beach PLLC	Robertr Schaefer	Saint Gobain Abrasives, Inc.
Hoagland Longo	Jessica Saad	Mercury Marine / Brunswick
Jones Law Firm	Richard V. Jones	Metropolitan Life
McGivney Kluger	Trish Wilson	Homosote
Porzio Bromberg	Ahmed J. Kassim	Alcatel-Lucent USA
Rawle & Henderson	Timothy Alexander	American Biltrite Inc.; Hajoca Corp.

IT IS on this 9<sup>th</sup> day of **November, 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.

**DISCOVERY**

February 28, 2018 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 28, 2018 Depositions of corporate representatives shall be completed by this date.

**EARLY SETTLEMENT**

March 16, 2018 Settlement demands shall be served on all counsel and the Special Master by this date.

**SUMMARY JUDGMENT MOTION PRACTICE**

March 15, 2018 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

March 29, 2018 Summary judgment motions shall be filed no later than this date.

April 27, 2018 Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

July 16, 2018 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**

May 31, 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.

July 16, 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**

August 10, 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**

January 24, 2018 The settlement conference previously scheduled on this date is **cancelled**.

August 10, 2018 @ 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.

September 10, 2018 Trial Date. (*The February 20, 2018 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: counsel:

Christie Young for HB Fuller co.

cc: Clerk, Mass Tort