

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

Docket No: L-2134-18 (AS)

Civil Action

CASE MANAGEMENT ORDER II

ESTATE of RONALD SNYDER, <i>Plaintiff(s),</i>
vs.
BASF CORPORATION, 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 March 8, 2019:

FIRM	ATTORNEY	CLIENT
Belluck & Fox	William Papain	Plaintiff(s)
Breuninger & Fellman	Raymond Chow	Genuine Parts Co.; National Automotive Parts Assoc.
DLA Piper	Adam DeSipio	BASF Catalysts
Duane Morris	Dawnn Briddell	Raymond Corp.
Goldberg Segalla	Elizabeth Weill	Navistar, Inc.
Goodell Devries	Malcolm Brisker	Crown Equipment
Harwood Lloyd	Andrew Toulas	Carlisle
Landman Corsi	Herschel Rose	Whittaker Clark & Daniels
Lavin Cedrone	Sabrina Kaplan	Daimler Trucks North America
McCarter & English	Amanda M. Munsie	Johnson & Johnson
McElroy Deutsch	Kate Chetta	Eaton Corp.; Rockwell Automation; Pfizer
McGivney Kluger	Trish Wilson	HM Royal, Inc.
O'Toole Scrivo	Glenn Chew	Vanderbilt
Rawle & Henderson	Linda Dobbins	Mack Trucks Inc.; Cyprus Amax Minerals;
Reilly McDevitt	Anthony Giordano	Southern Talc

IT IS on this 11th day of March, 2019, *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.

Any jurisdictional motions must be filed in accordance with the Court Rules or be waived.

Any *forum non conveniens* motions must be filed as soon as practicable; once sufficient discovery is conducted so that the motion may be properly brought.

DISCOVERY

June 7, 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.

June 7, 2019 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

July 15, 2019 Settlement demands shall be served on all counsel and the Special Master by this date.

MEDICAL EXPERT REPORT

June 28, 2019 Plaintiff shall serve medical expert reports by this date.

June 28, 2019 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

August 26, 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

August 26, 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.

SUMMARY JUDGMENT MOTION PRACTICE

August 30, 2019 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

September 13, 2019 Summary judgment motions shall be filed no later than this date.

October 11, 2019 Last return date for summary judgment motions.

ECONOMIST EXPERT REPORTS

June 28, 2019 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.

August 26, 2019 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

November 8, 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

October 31, 2019 @ 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.

December 2, 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: Clerk, Mass Tort