

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

Docket No: **L-8062-10 (AS)**

Civil Action

**CASE MANAGEMENT ORDER VI**

ANTONIO SPINA,
<i>Plaintiff(s),</i>
vs.
AJ FRIEDMAN SUPPLY CO., 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 13, 2014:

FIRM	ATTORNEY	CLIENT
Wilentz Goldman & Spitzer	Angelo Cifaldi	Plaintiff(s)
Baginski Mezzanotte	Mark Macdonald	John Zinc; Sherman & Chaplin
Carroll McNulty	J. Christopher Henschel	Spirax Sarco
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide
Connell Foley	Meghan Musso	August Arace; Palermo Supply
Delany & O'Brien	Brian Lawlor	Grant Supply
Gibbons	Ahmed Kassim	Hoffman-La Roche
Hack Piro	Robert Alencewicz	Johansen; Luce Schwab
Hardin Kundla	Cynthia Lee	Aaron & Co.; Calon
Hoagland Longo	Jason Gosnell Michael Lazarus	Abe Gruber; AGL Welding; Airgas/Jersey Welding; Burnham; Davidsen & Howard; Thermatic; York; WW Grainger
Kelley Jasons	Angela Caliendo	Victaulic
Kent McBride	Charles Savoth, III	TJ McGlone; Binsky & Snyder
Langsam Stevens	Rob Stickley	Zy-Tech
Margolis Edelstein	Joni Tarchichi	Ideal; Woosulate; Verona Eng. & Roofing; General Plumbing; CFC; Charles Connely
Marks O'Neill	Dennis Schmieder	Van Houten Heating & Plumbing
Marshall Conway Bradley	Adam Golub	Slant Fin
Marshall Dennehey	Lisa Only	Riley Power, Inc.
McElroy Deutsch	Aileen McTiernan	AO Smith
McGivney Kluger	Caitlin Christie Thomas McNulty	Sid Harvey; Madsen & Howell; Fairbanks; Weil McLain; Taco; Armstrong Pumps; Grundfos; Nutley Heating; Johnston Supply; Sporlan Valve; Manhattan Welding; Marley Cooling Tower; White & Shauger; L&H Plumbing
Methfessel & Werbel	Ed Thornton	Ironbound Supply Co.
O'Toole Fernandez	Leslie Lmbardy	Sanders; National Combustion; James Plumbing; Central Engineering; PM Industrial Dana; Peerless Ind.

Pascarella DiVita	Corinne Cerrati	Flomatic; Trane Inc.
Pepper Hamilton	John Brenner	Bristol Myers Squibb
Reilly Janiczek	Michelle Cappuccio	ITT; Cleaver Brooks; Hilco Inc. (individually and as successor to Universal Supply Group, Inc.)
Speziali Greenwald	Joanne Hawkins	Foster Wheeler
Terkowitz & Hermesmann	Brian Kaiser	DASCE
Tierney Law Office	Kellie Hannum	AJ Friedman Supply Co., Inc.
Wilbraham Lawler	Andrea Greco	Dunphey-Smith Corp.

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

May 16, 2014            Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

June 13, 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.

June 13, 2014            Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

June 20, 2014            Settlement demands shall be served on all counsel and the Special Master by this date.

July 9, 2014            The settlement conference previously scheduled on this date is **CANCELLED**.

### **SUMMARY JUDGMENT MOTION PRACTICE**

July 11, 2014            Summary judgment motions limited to product identification issues shall be filed no later than this date.

August 8, 2014            Last return date for product identification summary judgment motions.

### **MEDICAL DEFENSE**

September 5, 2014        Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

### **LIABILITY EXPERT REPORTS**

September 5, 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.

October 6, 2014 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**

September 5, 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.

October 6, 2014 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**

October 24, 2014 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 17, 2014 @ 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.

November 3, 2014 Trial Date. (*The August 25, 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