

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

PANTELIS ZABOGLU,  <p style="text-align: right;"><i>Plaintiff(s),</i></p> vs.  ABD ELECTRICAL SUPPLY CO., et al  <p style="text-align: right;"><i>Defendant(s).</i></p>
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Docket No: **L-2600-14 (AS)**

Civil Action

CASE MANAGEMENT ORDER V

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on September 4, 2015:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Joseph J. Mandia	Plaintiff(s)
Day Pitney	Rasika Chakravarthy	Phelps Dodge Ind., Inc.
Forman Watkins	Thomas M. Toman, Jr.	Cooper Industries
Hoagland Longo	Marc S. Gaffrey	WW Grainger
Kelly Jasons	Joseph Vassalotti	Square D
Locke Lord	Eric Alvarez	AT&T
Margolis Edelstein	Dawn Dezii	Belden Wire & Cable Co.
Marshall Dennehey	Arthur Bromberg	AIW Leviton
Mayfield Turner	Jacob Crockett	Carrier Corp.
McElroy Deutsch	Gabriel Ferstendig	Allen Bradley; Colgate Palmolive
McGivney Kluger	Joel Clark	Killark; CCX, Inc.; Standard Wire
Pascarella DiVita	Joshua Greeley	ABD Electrical
Reilly Janiczek	Shannon Kelly	Cleaver Brooks Inc.; Gould Electronics
Sedgwick LLP	Maryam Meseha	CBS/Westinghouse
Wilbraham Lawler	Elizabeth deBerardinis	Buffalo Pumps; Siemens

IT IS on this 8<sup>th</sup> day of **September, 2015** 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**

November 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.

December 31, 2015      Depositions of corporate representatives shall be completed by this date.

### EARLY SETTLEMENT

January 8, 2016 Settlement demands shall be served on all counsel and the Special Master by this date.

### SUMMARY JUDGMENT MOTION PRACTICE

January 22, 2016 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

February 5, 2016 Summary judgment motions shall be filed no later than this date.

March 4, 2016 Last return date for summary judgment motions.

### MEDICAL DEFENSE

December 31, 2015 Plaintiff shall serve medical expert reports by this date.

December 31, 2015 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

April 15, 2016 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, 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.

April 15, 2016 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

April 29, 2016 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 2, 2016 The settlement conference previously scheduled on this date is **cancelled**.

April 6, 2016 @ 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.

May 16, 2016

Trial Date. (*The February 29, 2016 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