

**FILED**

**MAY 29 2013**

Judge Vincent LeBlon

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

NANCY ZITZNER  
(Estate of Warren Zitzner),

*Plaintiff,*

vs.

BORG WARNER MORSE TEC, et al

*Defendant(s)*

**Docket No:** MID L-9355-10 (AS)

**Civil Action**

**ORDER OF DISPOSITION** ✓

It having been represented to the court that all claims and issues among and between the parties have been amicably resolved;

IT IS on this 29<sup>th</sup> day of MAY, 2013,

ORDERED that this matter is hereby dismissed / disposed due to the following:

- |  |  |
|--|--|
| <input type="checkbox"/> 04 Partially tried              | <input checked="" type="checkbox"/> <b>23 Settled before trial</b>                     |
| <input type="checkbox"/> 05 Tried to Completion w/jury   | <input type="checkbox"/> 24 Settled while scheduled for trial                          |
| <input type="checkbox"/> 07 Tried to Completion w/o jury | <input type="checkbox"/> 25 Settled while scheduled for Arbitration                    |
| <input type="checkbox"/> 08 Default                      | <input type="checkbox"/> 26 Settled while scheduled for other CDR                      |
| <input type="checkbox"/> 09 Summary Judgment             | <input type="checkbox"/> 27 Settled Friendly Hearing                                   |
| <input type="checkbox"/> 10 Dismissed w/ prejudice       | <input type="checkbox"/> 28 Settled by other CDR                                       |
| <input type="checkbox"/> 12 Dismissed w/o prejudice      | <input type="checkbox"/> 29 Settled by Conference with Judge                           |
| <input type="checkbox"/> 18 Reinstated                   | <input type="checkbox"/> 82 Default Judgment/Proof Hearing Completed                   |
| <input type="checkbox"/> 30 Voluntary Dismissal          | <input checked="" type="checkbox"/> Other (specify) <b>Settled with Special Master</b> |

IT IS FURTHER ORDERED that this dismissal shall apply to any defendant which is in bankruptcy as of the date of this Order on the condition that any party may move to reinstate a claim against such defendants when the bankruptcy stay is lifted.

IT IS FURTHER ORDERED that all pending cross-claims and third-party actions are dismissed with prejudice.

IT IS FURTHER ORDERED that plaintiff's counsel shall circulate a copy of this Order upon all defendants in this matter within ten (10) days of the above date.

  
VINCENT Le BLON, J.S.C.

cc: Levy Phillips & Konigsberg