FILED

AUG 18 2016

RACHELLE L. HARZ
J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

IN RE ALLEGED

ENVIRONMENTAL CONTAMINATION

OF POMPTON LAKES

CASE NO. 290
MASTER DOCKET NO.: BER-L-10803-10

CIVIL ACTION

CASE MANAGEMENT ORDER #38

All prior orders remain in full force and effect except as modified by this Order.

THIS MATTER having been assigned to the Honorable Rachelle L. Harz, J.S.C. pursuant to the Supreme Court's Order of July 22, 2016 ordering centralized case management of the Alleged Environmental Contamination of Pompton Lakes (hereinafter referred to as "Pompton Lakes") and the Court having conducted a Case Management Conference on August 18, 2016 the parties have been engaged in active mediation which has resolved the personal injury claims and medical monitoring claims; there remains claims of property damage;

IT IS on this 18th day of August, 2016,

ORDERED,

PART I

ORDERS ENTERED SINCE LAST CASE MANAGEMENT ORDER

1. Case Management Order No. 36 (Extending the Discovery End Date to April 30, 2016).
2. Case Management Order No. 37 (Extending the Discovery End Date to August 31, 2016).

PART II

COMPLIANCE WITH PRIOR ORDERS

N/A

PART III

CASE MANAGEMENT

1. The parties shall continue to mediate in good faith until the next Case Management Conference.
2. Discovery remains stayed pending mediation pursuant to Case Management Order No. 35, and is hereby extended to February 28, 2017.
3. Upon request, Liaison counsel may appear at the next Case Management Conference via telephone. Counsel choosing to appear by phone must set up the call and provide the Court with the appropriate call-in information.

PART IV

GENERAL

1. The next Case Management Conference is scheduled for **November 15, 2016 at 2:00 p.m.** Counsel shall submit a proposed agenda seven (7) days prior to this Case Management Conference.
2. By consent of all parties, the court may contact or be contacted on an *ex parte* basis regarding settlement issues *only*.
3. The Court directs all counsel to R.1:4-8 and expects all counsel to abide by the parameters set forth therein.
4. All Court proceedings will start at the designated scheduled time. Counsel is expected to arrive promptly for these proceedings.
5. Counsel shall copy their co-counsel and all adversaries on all e-mails and other electronic correspondence submitted to the Court [COUNSEL IS PROHIBITED FROM FILING ANY PLEADING ELECTRONICALLY]. Any such submission received after 4:30 pm.

will be deemed received at 9:00 a.m. on the next day Court is in session. Any such submission received after 4:30 p.m. on a Friday or over a weekend, will be deemed received on 9:00 a.m. on the next day Court is in session.

6. Counsel is directed to contact The Superior Court of New Jersey, Attorneys Accounts: P.O. Box 980, Hughes Justice Complex, 25 W. Market Street, Trenton, New Jersey 08625 (609) 633-8643 to establish a collateral account for any filing fees within seven (7) days.
7. Counsel is required to check the Judiciary's Web Site dedicated to this matter for any decisions/Orders/information contained therein.
8. A copy of this Order and any subsequent Orders to the Court will be posted on the Judiciary Web Site.

RACHELLE L. HARZ, J.S.C.