

MARCH 17 , 2021

HON. BRUCE J. KAPLAN, J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – MIDDLESEX COUNTY

CASE TYPE: MCL NO. 628

MASTER DOCKET NO.:

MID-L-4998-18-CM

CIVIL ACTION
IN RE TAXOTERE LITIGATION

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PROPOSED CASE MANAGEMENT ORDER NO. 13

THIS MATTER having come before the Court for a Case Management Conference via Zoom on January 27, 2021, and the parties having met and conferred; and for good cause shown:

IT IS on this 17 day of March, 2021, **ORDERED** as follows:

1. The parties shall meet and confer and submit joint case lists to the Court and an updated Official Counsel List that sets forth a breakdown of cases by counsel and parties.
2. The Court will hear oral argument via Zoom on the issues relating to the Notice of Deposition regarding Sales and Distribution on **February 26, 2021 at 2:30 PM**. The parties shall submit proposed orders prior to the argument. After argument, liaison counsel for Plaintiffs and Defendants shall participate in an in-chambers meeting with the Court to discuss the status of the bellwether process.
3. The Court will hold an Zoom in-chambers meeting with all liaison counsel on **March 4, 2021** at 10:00 a.m. EST. Plaintiffs shall circulate a Zoom link and dial-in to liaison counsel and the Court prior to meeting.
4. Any attorneys admitted pro hac vice must submit a certification of compliance for his/her 2021 fees as required by Paragraph 7(h) of the Initial Order for Case Management to Marisol Rodriguez (Marisol.Rodriguez@njcourts.gov) by **May 3, 2021**.

5. By March 10, 2021, at 12:00 p.m., the parties shall submit a proposed consent order or competing orders setting forth a process pursuant to Paragraph 8 of Product Identification Order No. 3 for cases that are alleged to have not produced sufficient product identification information.

6. Notwithstanding any language in the Court's January 22, 2021 Order and Findings of Fact and Conclusions of the Law regarding Plaintiffs' Third Amended Complaint, all of Defendants' defenses that may be asserted in their Answers, including but not limited to defenses based upon the statute of limitations and general causation, are preserved.

7. By **March 10, 2021**, each Plaintiff listed on Exhibit A, attached hereto, shall provide Defendants with a further written update regarding the status of her efforts to comply with Product Identification Order #3. This obligation applies even if a Plaintiff has no new information since her last update provided pursuant to CMO #12. Defendants shall provide liaison counsel for Plaintiffs with a status update by **March 17, 2021**.

8. The next Case Management Conference is scheduled for **March 24, 2021 at 10:00 a.m.** via Zoom. Counsel may appear telephonically if desired. The parties shall submit a joint agenda to the Court listing the issues for the Case Management Conference, via e-mail, by **March 17, 2021**. Plaintiffs shall circulate a Zoom link and dial-in to all counsel of record and the Court prior to the conference. Defendants shall send a proposed agenda to Plaintiffs on or before **March 10, 2021**.

SO ORDERED.

/s/ Bruce J. Kaplan

The Hon. Bruce J. Kaplan, J.S.C.

EXHIBIT A

PRODUCT ID EVIDENCE DEFICIENCIES		
Plaintiff Name	Docket Number	Plaintiff Law Firm
Ali, Salima	L-007810-18	Cohen Placitella & Roth, The Simon Law Firm
Gaddis, Sharon A.	L-000156-20	Robins Kaplan Ferrer Poirot & Wansbrough
Henwood, Carol	L-007689-18	Sanders Phillips Grossman
Ingalls, Linda	L-007585-18	Burnett Law Firm Johnson Law Group
Lindenberg, Jessica	L-001153-19	Robins Kaplan TorHoerman
Mruczewwycz, Monica	L-006922-18	Robins Kaplan Shaw Cowart
Peri, Leslie	L-007776-18	Robins Kaplan Pendley Baudin & Coffin
Phillips, Johnnie	L-007821-18	Robins Kaplan Shaw Cowart
Polcer, Susan	L-007803-18	Berezofsky Law Group, Watts Guerra
Winter, Susan	L-006286-19	Law Offices of Terence Sweeney
Ballard, Sheila	L-007628-18	Napoli Shkolnik
Bigwood, Ann	L-007819-18	Robins Kaplan Zoll & Kranz
Bolton, Mary A.	L-007649-18	Napoli Shkolnik
Holden, Vera Dale	L-007592-18	Napoli Shkolnik
Love, Anginette	L-007672-18	Napoli Shkolnik
Richey, Kimberly	L-007595-18	Napoli Shkolnik
Steiglitz, Bonnie	L-007806-18	Napoli Shkolnik
Taylor, Patsy S.	L-007646-18	Napoli Shkolnik