

Judge Philip Paley, J.S.C.**Master Motion List****Motions Returnable (06/21/2019)****ASBESTOS MOTIONS**

| Docket | Case Name | Motion Type | Motion No. | Opp Rec'd | Movant's Att'ny | Plaintiff's Att'ny | Disposition |
|---------------|--|----------------------------|-------------------|------------------|------------------------|---------------------------|--------------------|
| L-549-17 | DOUCHERTY V. J.H. FRANCE | S/J | 128 | | Montgomery Chapin | Cohen Placitella | GRANTED |
| L-1484-18 | MAS. V. FISHER CONTROLS | PHV PATRICK L. WELLS | 161 | | McElroy Deutsch | Weitz & Luxenberg | GRANTED |
| L-5427-17 | RIZZO V. DAP | S/J | 126 | | McGivney Kluger | Cohen Placitella | GRANTED |
| L-5427-17 | RIZZO V. GENERAL ELECTRIC | S/J | 113 | | Speziali Greenwald | Cohen Placitella | GRANTED |
| L-6670-16 | RUSSO V. PORT AUTHORITY OF NY AND NJ | RECONSIDER ATION | 609 | YES | Segal McCambridge | Maune | ADJ 7/1/19 |

John S. Fetten, Esq. (003911984)
MONTGOMERY, CHAPIN & FETTEN, P.C.
745 Route 202/206
Suite 101
Bridgewater, New Jersey 08807
(908) 203-8833
Attorneys for defendant, J.H. France Refractories Co.
Our File No. JF 20,584 MID-4

128
6-21-19

FILED

JUN 21 2019

Hon. Phillip Lewis Paley

CATHERINE DOCHERTY, Individually
and as Executrix of the Estate of her Husband
THOMAS DOCHERTY,

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
DOCKET NO. MID-L-549-17AS

Plaintiff,

vs.

Civil Action

3M COMPANY, INC., ET AL.

ORDER

Defendant(s).

This matter having been brought before the Court by the law firm of Montgomery, Chapin & Fetten, PC on behalf of the defendant moving party J.H.France Refractories Co. and the Court having reviewed the moving papers and for good cause having been shown,

It is on this 21st Day of June, 2019

ORDERED that J.H.France Refractories Co. be and the same is hereby granted summary judgment dismissing plaintiff's complaint together with any and all cross-claims with prejudice; and it is further

ORDERED that a copy of this order shall be served upon all counsel with seven(7) days from the date hereof.



HON. PHILLIP LEWIS PALEY, J.S.C.

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."

161
6-21-19

FILED

JUN 21 2019

Hon. Phillip Lewis Paley

Nancy McDonald, Esq.
NJ Bar ID: 034631988
McElroy, Deutsch, Mulvaney & Carpenter, LLP
1300 Mt. Kemble Avenue
P.O. Box 2075
Morristown, New Jersey 07962-2075
(973) 993-8100

Attorneys for Defendant Fisher Controls International LLC, improperly sued as Fisher Control Valves

| | | |
|--------------------------------|---|--------------------------------|
| | | SUPERIOR COURT OF NEW JERSEY |
| ROBERT MAS AND CONNIE ANNE | : | LAW DIVISION; MIDDLESEX COUNTY |
| MAS, H/W, | : | DOCKET NO.: MID-L-1484-18 AS |
| | : | |
| Plaintiffs, | : | Civil Action |
| | : | Asbestos Litigation |
| v. | : | |
| | : | ORDER |
| | : | |
| A.O. SMITH WATER PRODUCTS CO., | : | |
| et al., | : | |
| | : | |
| Defendants. | : | |
| | : | |
| | : | |

THIS MATTER having been opened to the Court by McElroy, Deutsch, Mulvaney & Carpenter, LLP, attorneys for Defendant Fisher Controls International LLC, improperly sued as Fisher Control Valves (hereinafter "Defendant") upon application for an Order pursuant to Rule 1:21-1 granting *pro hac vice* admission of Patrick Wells, Esq., and the Court having considered the submission of the *pro hac vice* application, and for good cause shown;

IT IS on this 21st day of June, 2019;

ORDERED that the application of Patrick Wells, Esq. for admission *pro hac vice* for the limited purpose of participating in the representation of Defendant in the within matter due to the complex area of the law and the long standing attorney client relationship, be hereby granted and

that the aforesaid shall abide by the New Jersey Court Rules including all disciplinary rules, Rule 1:20-1 and Rule 1:28-2; and Rule 1:28B-1.

IT IS FURTHER ORDERED that Patrick Wells, Esq. shall not be designated as trial counsel;

IT IS FURTHER ORDERED that Patrick Wells, Esq. shall notify the Court immediately of any matter affecting his standing at the bar of any other Court where he is admitted to practice; and

IT IS FURTHER ORDERED that Patrick Wells, Esq. shall have all pleadings, briefs and other papers filed with the Court signed by an attorney of record authorized to practice in this State who shall be held responsible for them, the conduct of the cause and the admitted attorneys herein; and

IT IS FURTHER ORDERED that Patrick Wells, Esq. shall consent to the appointment of the Clerk of the New Jersey Supreme Court as agent upon whom service of process may be made for all actions against him or his firm that may arise out of his participation in this matter; and

IT IS FURTHER ORDERED that no delay in discovery, motions, trial or any other proceeding shall occur or be requested by reason of the inability of Patrick Wells, Esq. to be in attendance; and

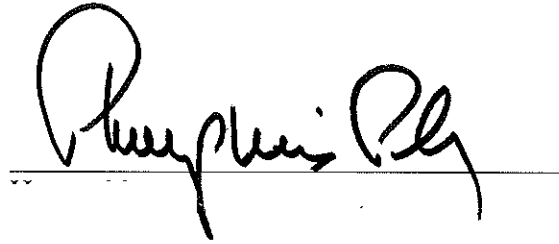
IT IS FURTHER ORDERED that Patrick Wells, Esq. must, within ten days, pay the fees required by Rule 1:20-1(b), Rule 1:28B-1(e) and Rule 1:28-2 and submit affidavits of compliance; and

IT IS FURTHER ORDERED that automatic termination of *pro hac vice* admission will occur for failure to make the required annual payment to the Ethics Financial Committee and the

New Jersey Lawyer's Fund for Client Protection. Proof of payment, after filing proof of initial payment, shall be made no later than February 1 of each year; and

IT IS FURTHER ORDERED that noncompliance with any of these requirements shall constitute grounds for termination; and

IT IS FURTHER ORDERED that a copy of this Order shall be served upon on all parties within seven (7) days.

A handwritten signature in black ink, appearing to read "Stephen P. Kelly", is written over a horizontal line. The signature is cursive and somewhat stylized.

Unopposed

Opposed

126
6-21-19

FILED

JUN 21 2019

604-1130

McGivney, Kluger & Cook, P.C.
Jonathan C. Lee, Esq. NJ ID #244342018
18 Columbia Turnpike, 3rd Floor
Florham Park, New Jersey 07932
Phone: (973) 822-1110
Attorneys for Defendant, DAP, Inc. k/n/a La Mirada Products Co., Inc.

Hon. Phillip Lewis Paley

| | |
|--|---|
| <p>SAMUEL RIZZO and GAIL RIZZO, Husband and Wife</p> <p style="text-align: right;">Plaintiff(s),</p> <p style="text-align: center;">v.</p> <p>3M COMPANY, INC., et al.</p> <p style="text-align: right;">Defendants.</p> | <p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY DOCKET NO. MID- L-5427-17AS</p> <p style="text-align: center;">Civil Action <u>Asbestos Litigation</u></p> <p style="text-align: center;">ORDER</p> |
|--|---|

THIS MATTER having been opened to the court on motion by McGivney, Kluger & Cook, P.C., attorneys for defendant DAP, Inc. k/n/a La Mirada Products Co., Inc. for an order granting summary judgment and a dismissal of all claims and crossclaims with prejudice, and the court having reviewed the moving papers, and any opposition thereto, and for good cause having been shown;

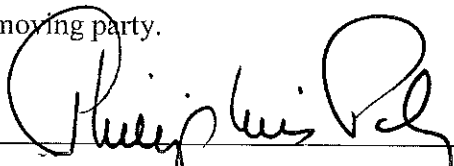
IT IS on this 21st day of June, 2019;

ORDERED that summary judgment shall be and hereby is granted in favor of defendant DAP, Inc. k/n/a La Mirada Products Co., Inc.; and it is

FURTHER ORDERED that all claims and crossclaims against defendant DAP, Inc. k/n/a La Mirada Products Co., Inc. shall be and hereby are dismissed with prejudice; and it is

FURTHER ORDERED that a copy of this order shall be served upon all attorneys of record within seven (7) days of receipt by counsel for the moving party.

Opposed
 Unopposed



HON. PHILLIP LEWIS PALEY, J.S.C.

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."

113
6-21-19

SPEZIALI, GREENWALD & HAWKINS, PC
1081 Winslow Road
P.O. BOX 1086
WILLIAMSTOWN, NJ 08094
(856) 728-3600
Attorneys for Defendant, General Electric Company
Joanne Hawkins, Esq. Attorney ID#004301993
David A. Speziali, Esq. Attorney ID#019201980

FILED

JUN 21 2019

Hon. Phillip Lewis Paley

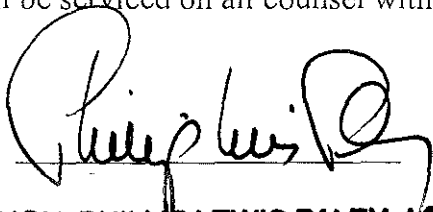
| | | |
|--|--|--|
| <p>SAMUEL RIZZO AND GAIL RIZZO,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs</p> <p>3M COMPANY, INC., et al</p> <p style="text-align: center;">Defendant,</p> | <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> | <p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY DOCKET NO. MID-L-5427-17AS</p> <p style="text-align: center;"><u>Civil Action</u></p> <p>ORDER GRANTING GENERAL ELECTRIC COMPANY'S MOTION FOR SUMMARY JUDGMENT, DISMISSING THE COMPLAINT AND CROSSCLAIMS</p> |
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THIS MATTER, having been opened to the Court by Joanne Hawkins of Speziali, Greenwald & Hawkins, PC as attorney for defendant, General Electric Company, and the court having reviewed the moving and opposition papers, if any, and for good cause shown;

IT IS on this 21st day of June 2019,

ORDERED that the motion of Defendant General Electric Company for summary judgment is hereby granted and the Complaint and any Counterclaims and Crossclaims are hereby dismissed with prejudice;

ORDERED that a copy of this Order shall be serviced on all counsel within seven (7) days of the date hereof.



HON. PHILLIP LEWIS PALEY, J.S.C.

Opposed
 Unopposed

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."