

IN RE: DIGITEK LITIGATION

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION

BERGEN COUNTY

Case No. 283

CIVIL ACTION

**FILED**

**MAR 18 2010**

**BRIAN R. MARTINOTTI  
J.S.C.**

**CASE MANAGEMENT ORDER #5**

All previous Orders remain in full force and effect except as modified by this Order.

**THIS MATTER** having come before the Court for a case management conference pursuant to the Court's order of January 21, 2010, all counsel appearing, for good cause shown and for the reasons set forth on the record.

**IT IS** on this 18<sup>th</sup> day of March, 2010,

**ORDERED,**

**I.**

**Compliance with Case Management Order #4**

1. The parties are compliant.

**II.**

**Case Management**

1. Counsel shall meet and confer within fourteen (14) days to address the sufficiency of the Requests for Admissions, Interrogatories and Requests for Production of Documents.
2. "Daubert/Kemp" [Discovery is tracking the MDL litigation]

· Plaintiff's general liability and general causation experts by July 16, 2010.

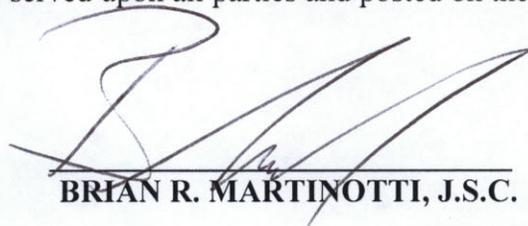
· Defendant's general liability and general causation experts by August 16, 2010.

3. Depositions [Counsel have been meeting, conferring and resolving these issues]
4. *Milroad* motion. [There is pending before the Court a motion to be relieved as counsel for plaintiff Milroad. This motion was returnable March 19, 2010 and has been withdrawn.]

ORDERED:

The Complaint of Carol Milroad, Docket number BER-L-1289-09 is hereby dismissed, without prejudice. This matter will be dismissed with prejudice at the next Case Management Conference.

5. The deposition of Dr. Young Wu Park, shall take place on March 26, 2010 at 4:00 p.m.
6. The discovery end date on all matters is December 15, 2010.
7. A Case Management Conference shall be held on May 12, 2010 at 1:30 p.m.
8. A copy of this Order to be served upon all parties and posted on the Court's web site.



**BRIAN R. MARTINOTTI, J.S.C.**