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

JAMES & GEORGIA CROWLEY,

Plaintiff(s),

vs.

AW CHESTERTON, et al

Defendant(s).

Docket No: **L-4014-13 (AS)**

Civil Action

CASE MANAGEMENT ORDER IV

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on *May 4, 2016:*

FIRM	ATTORNEY	CLIENT
Keefe Bartels	Patrick Bartels	Plaintiff(s)
Garrity Graham	Anthony Marino	United Cnveyor
Hardin Kundla	Cynthia Lee	Calon Insulation
Marshall Dennehey	Paul Johnson	Riley Power
McElroy Deutsch	Joseph D. Rasnek	Chevron USA; ExxonMobil
McGivney Kluger	Thomas McNulty	Madsen & Howell
Reilly Janiczek	Brandy Harris	Cleaver Brooks
Sedgwick	Bridget Polloway	Foster Wheeler
Marks O'Neill	Sebastian Goldstein	JCP&L
Pascarella DiVita	Bradley Bishop	Ingersoll-Rand
Margolis Edelstein	Justin M. Bettis	Woolsulate; United Energy & Construction
Wilson Elser	Joseph Hanlon	Hess Corp.

IT IS on this **5th** day of **May, 2016**, *effective from the conference date;*

ORDERED as follows:

Counsel receiving this Order through computerized electronic medium (E-Mail) shall be deemed by the court to have received a copy of the filed original court document. Any document served pursuant to this Order shall be deemed to be served by mail pursuant to *R*.1:5-2.

DISCOVERY

September 16, 2016 Plaintiff shall serve answers to wrongful death interrogatories by this date.

October 31, 2016 Fact discovery, including depositions, shall be completed by this date. Plaintiff's counsel shall contact the Special Master within one week of this deadline if all fact discovery is not completed.

November 30, 2016 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

December 9, 2016 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

December 23, 2016 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

January 6, 2017 Summary judgment motions shall be filed no later than this date.

February 3, 2017 Last return date for summary judgment motions.

MEDICAL DEFENSE

June 30, 2016 Defendants shall forward medical authorizations to plaintiff's counsel by this date.

September 16, 2016 Plaintiff shall serve executed medical authorizations by this date.

September 16, 2016 Plaintiff shall serve medical expert reports by this date.

September 16, 2016 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

April 21, 2017 Defendants shall identify its medical experts and serve medical reports, if any, by this date. **In addition, defendants shall notify plaintiff's counsel (as well as all counsel of record) of a joinder in an expert medical defense by this date.**

LIABILITY EXPERT REPORTS

March 3, 2017 Plaintiff shall identify its liability experts and serve liability expert reports or a certified expert statement by this date or waive any opportunity to rely on liability expert testimony.

April 21, 2017 Defendants shall identify its liability experts and serve liability expert reports, if any, by this date or waive any opportunity to rely on liability expert testimony.

EXPERT DEPOSITIONS

May 12, 2017 Expert depositions shall be completed by this date. To the extent that plaintiff and defendant generic experts have been deposed before, the parties seeking that deposition in this case must file an application before the Special Master and demonstrate the necessity for that deposition. To the extent possible, documents requested in a deposition notice directed to an expert shall be produced three days in advance of the expert deposition. The expert shall not be required to produce documents that are readily accessible in the public domain.

PRE-TRIAL AND TRIAL

August 17, 2016 The settlement conference previously scheduled on this date is **cancelled**.

May 9, 2017 @ 10:00am	Settlement conference. All defense counsel shall appear with authority to negotiate settlement and have a representative authorized to negotiate settlement available by phone. Any request to be excused from the settlement conference shall be made to the Special Master no later than 4:00pm of the day prior to the conference.
June 5, 2017	Trial Date. *(The September 12, 2016 trial is adjourned to this date.)*

Plaintiff's counsel shall serve a copy of this Order upon any additional counsel immediately upon receipt.

/s/ Ana C. Viscomi
ANA C. VISCOMI, J.S.C.

cc: Clerk, Mass Tort