

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

Docket No: **L-7022-15 (AS)**

Civil Action

CASE MANAGEMENT ORDER I

ROY SALVADO,	<i>Plaintiff(s),</i>
vs.	
AIR & LIQUID SYSTEMS CORP., et al	<i>Defendant(s).</i>

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on May 11, 2016:

FIRM	ATTORNEY	CLIENT
Weitz & Luxenberg	Brandi Everett	Plaintiff(s)
Caruso Smith	Lisa Massimi	Union Carbide
Kelley Jasons	Stephen M. Capriotti, Jr.	FMC Corp.
Leader & Berkon	Joseph Fontak	IMO Industries; Electrolux Home Products, Inc.
Lynch Daskal Emery	Kate Romick	Georgia-Pacific
Marshall Dennehey	Lisa Only	Warren Pumps
McElroy Deutsch	Donna duBeth Gardiner	Flowserve US
McGivney Kluger	Joel Clark	DAP; Gardner Denver, Inc.
McGowan Law Offices	John S. McGowan	Sears
Morgan Lewis	Christopher Iannicelli	Grinnell; Goulds Pumps
Sedgwick LLP	Bridget Polloway	CBS/Westinghouse; Foster Wheeler; General Electric
Wilbraham Lawler	Tristin Fabro	Buffalo Pumps; Karnak Corp.

IT IS on this 12th 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.

Defense counsel shall notify plaintiff's counsel within thirty (30) days of the date of this Order if their client was incorrectly named in the Complaint. Counsel may be barred from raising this defense at a later time for failure to comply.

DISCOVERY

- May 27, 2016 Defendants shall serve answers to standard interrogatories by this date.
- May 27, 2016 Defendants shall propound supplemental interrogatories and document requests by this date.
- June 27, 2016 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

July 29, 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.

EARLY SETTLEMENT

June 30, 2016 Settlement demands shall be served on all counsel and the Special Master by this date.

August 2, 2016 @ 10:00am Early 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.

SUMMARY JUDGMENT MOTION PRACTICE

August 5, 2016 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

August 19, 2016 Summary judgment motions shall be filed no later than this date.

September 16, 2016 Last return date for summary judgment motions.

MEDICAL DEFENSE

July 19, 2016 Plaintiff shall serve medical expert reports by this date.

September 30, 2016 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

July 19, 2016 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.

September 30, 2016 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

October 14, 2016 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

October 21, 2016 @ 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.

10 business days prior to trial Pretrial Information Exchange Form due.

November 7, 2016

Trial-Ready 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