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

MARY SCHULTZ,
Plaintiff(s),
vs.
AO SMITH WATER PRODUCTS, et al
Defendant(s).

Docket No: **L-6996-15 (AS)**

MARY SCHULTZ, (Estate of Robert Schultz),
Plaintiff(s),
vs.
AO SMITH WATER PRODUCTS, et al
Defendant(s).

Docket No: **L-6977-15 (AS)**

Civil Action

CASE MANAGEMENT ORDER I

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on *June 16, 2016:*

FIRM	ATTORNEY	CLIENT
Weitz & Luxenberg	Neidra Wilson	Plaintiff(s)
Bucca & Campisano	Benjamin Bucca, Jr.	IMO
Eckert Seamans	Jill Cohen	AO Smith
Hack Piro	Robert Alencewicz	HB Smith
Hardin Kundla	Nicea D'Annunzio	Aaron
McElroy Deutsch	Denis D. Harris	Burnham
McGivney Kluger	Joel Clark	Weil McLain
Morgan Lewis	Christopher Iannicelli	ITT Corp.
O'Toole Fernandez	Gary Van Lieu	WA Birdsall
Pascarella DiVita	Lisa Pascarella	Rheem Mfg.
Reilly Janiczek	Adrianna Exler	Crown Boiler
Sedgwick LLP	Nicole Nielson-Pachkofsky	CBS/Westinghouse; Foster Wheeler
White & Williams	Rafael Vergara	Bradford White Corp.
Wilbraham Lawler	Michelle Kirsch	South Amboy Plumbing Supply Co.

IT IS on this **17th** day of **June, 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

June 30, 2016	Defendants shall serve answers to standard interrogatories by this date.
July 15, 2016	Plaintiff shall propound supplemental interrogatories and document requests by this date.
August 15, 2016	Defendants shall serve answers to supplemental interrogatories and document requests by this date.
July 15, 2016	Defendants shall propound supplemental interrogatories and document requests by this date.
August 15, 2016	Plaintiff shall serve answers to supplemental interrogatories and document requests 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.
October 31, 2016	Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

November 4, 2016	Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

November 4, 2016	Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
November 18, 2016	Summary judgment motions shall be filed no later than this date.
December 16, 2016	Last return date for summary judgment motions.

MEDICAL DEFENSE

November 4, 2016	Plaintiff shall serve medical expert reports by this date.
January 13, 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

November 11, 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.
January 13, 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.

ECONOMIST EXPERT REPORTS

November 11, 2016 Plaintiff shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

January 13, 2017 Defendants shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

EXPERT DEPOSITIONS

January 31, 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

January 25, 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.

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

February 27, 2017 **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