

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

Docket No: **L-6300-13 (AS)**

Civil Action

CASE MANAGEMENT ORDER I

RONALD & BARBARA CARPENTER, <i>Plaintiff(s),</i> vs. 3M COMPANY, 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 July 31, 2015:

FIRM	ATTORNEY	CLIENT
Belluck & Fox	William Papain	Plaintiff(s)
Caruso Smith	Marcia DePolo	CertainTeed; Union Carbide
Darger Errante	Mark Friesz	Lightolier
Forman Watkins	Thomas M. Toman, Jr.	Cooper Industries; Cooper Bussman
Harris Beach	Allison Semaya	Progress Lighting
Jones Law Office	Richard V. Jones	Metropolitan Life
Kelley Jasons	Jason Scheets	Square D
Leader & Berkon	Brian Astrup	IMO; Electrolux
Marshall Dennehey	Paul Johnson	Kaiser Gypsum
Mayfield Turner	Joshua Locke	Carrier Corp.
McElroy Deutsch	Joseph D. Rasnek	Allen Bradley; Brnham
McElroy Deutsch	Brian Sorensen	Eaton
McGivney Kluger	Thomas McNulty	Killark; Ward Electric
McGivney Kluger	Caitlin Christie	Nash Engineering; Atwood & Morrill
O'Brien Firm	Brian P. Lawlor	ABB
Porzio Bromberg	Pamela Kaplan	Cytec Engineered Materials
Reilly Janiczek	Mauro Murphy	GEI
Sedgwick LLP	Bridget Polloway	General Electric
Segal McCambridge	Michael Gorman	BW/IP
Vasios Kelly	Thomas J. Kelly, Jr.	Armstrong International, Inc.; Bird, Inc.
Wilbraham Lawler	Anisha Abraham	Marathon; Plastics Engineering; Heidelberg; Air & Liquid Systems Corp.

IT IS on this 5th day of August, 2015, 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

- August 14, 2015 Defendants shall serve answers to standard interrogatories by this date.
- August 28, 2015 Plaintiff shall propound supplemental interrogatories and document requests by this date.
- September 28, 2015 Defendants shall serve answers to supplemental interrogatories and document requests by this date.
- August 28, 2015 Defendants shall propound supplemental interrogatories and document requests by this date.
- September 28, 2015 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.
- October 30, 2015 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 30, 2015 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

- November 6, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

- November 6, 2015 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- November 20, 2015 Summary judgment motions shall be filed no later than this date.
- December 18, 2015 Last return date for summary judgment motions.

MEDICAL DEFENSE

- November 13, 2015 Plaintiff shall serve medical expert reports by this date.
- November 13, 2015 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.
- January 15, 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

- November 13, 2015 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 15, 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

- January 29, 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

- January 20, 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.
- February 29, 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