

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

<u>STEAMFITTERS / LOCAL 475</u>	
ADAMS	L-7087-12
LaRUSSO	L-4155-12

Civil Action

CASE MANAGEMENT ORDER II

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on January 13, 2015:

FIRM	ATTORNEY	CLIENT
Wilentz Goldman & Spitzer	Jon Kupilik	Plaintiff(s)
Archer & Greiner	Brett Carrich	National Building Supply
Baginski Mezzanotte	Mark MacDonald	Speakman
Busch & Busch	Greg Busch	Industrial Valve
Carroll McNulty	Kersten Kurtbawi	Spirax Sarco
Colquhoun & Colquhoun	Sean Colquhoun	
Connell Foley	Angela Iuso Timothy Corrison	Superior Welding Supply; Lawton & Burns
Day Pitney	Marc D. Crowley	International Paper
O'Brien Firm	Brian Lawlor	Grant Supply
Garrity Graham	Michael McGrath	Damon G. Douglas; Industrial Petrolic
Golden Rothschild	Erin Peters	WA Birdsall
Hack Piro	Robert Alencewicz	Johansen; HB Smith
Hardin Kundla	Nicea D'Annunzio	Calon; Strahman
Hoagland Longo	Jason R. Gosnell	Burnham; HVAC Equipment Sales; Essex Plumbing; Industrial Welding; Superior Welding & Boiler; Westfield Plumbing Supply; Westside Plumbing; WW Grainger; Community Plumbing
Kent McBride		Binsky; Mooney; Utica
Langsam Stevens	Jeannie Lee	Zy-Tech
Margolis Edelstein	Ryan Buchanan	Woolsulate; Somerset Plumbing; Industrial Rubber; Ideal Supply; Central Jersey Supply; Engineering & Refrigeration; Goldberg Plumbing & Supply; APS Plumbing & Supply; Welco Gases
Marks O'Neill	Paul Smyth	Bayonne Plumbing
Marshall Dennehey	Douglas Suplee	Air Products; Weinstock Supply
Mayfield Turner	Sara Saltzman	Carrier Corp.
McCarter & English	Charles Benjamin	Parker Hannifan
McElroy Deutsch	Jamie Zaum	AO Smith; Energy; Foxboro; Pfizer; Burnham

McGivney Kluger	Caitlin Christie Joel Clark	Weil McLain; Elizabeth Plumbing; Stockham; Madsen & Howell; DAP; New Jersey Boiler; Sid Harvey; Raritan Supply; Ace Plumbing & Electrical; Bergen Ind.; Sloan; Akron Gasket; Manhattan Welding; J.Heller; Fairbanks
Methfessel Werbel	Amanda Sawyer	Ironbound; Warco
O'Toole Fernandez	Michael Garcia	McMaster Carr; Peerless
Pascarella DiVita	Michael A. Posavetz	Trane US, Inc.; Rheem Mfg.
Reilly Janiczek	Michelle Cappuccio	ITT Corp.
Ricci Tyrell	Nancy Green	CBI
Sedgwick	Bridget Polloway	Foster Wheeler; General Electric
Segal McCambridge	Stephanie DeVos	Bergen Engineering
Swartz Campbell	William Morlok	Wal-Rich Co.
Tierney Law Office	Mark Turner	Major Inc.; AJ Friedman; Elizabeth Industrial
Vasios Kelly	Thomas J. Kelly, Jr.	Argo International; Armstrong International
Wilbraham Lawler	Andrea Greco	Air Con, Inc.; Lennox; Green Tweed; Dunphey- Smith
Wilson Elser	Joseph Hanlon	Hubert T Richardson Co.

IT IS on this 14th day of January, 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*.

These matters are hereby consolidated for discovery, case management and trial.

EARLY SETTLEMENT

March 31, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

As to **Adams**, summary judgment motions shall be filed by February 6, 2015 for a return date of March 6, 2015.

As to **LaRusso**, summary judgment motions shall be filed by February 20, 2015 for a return date of March 20, 2015.

MEDICAL DEFENSE

March 31, 2015 The defense medical examination of plaintiff(s) shall be completed by this date.

April 30, 2015 Defendants shall identify its medical experts and serve medical expert 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

April 30, 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.

May 29, 2015 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

June 12, 2015 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

May 14, 2015 @ 9:30am 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 16, 2015 @ 9:30am 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 29, 2015 Trial 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
 Brody Deposition Services
 Priority One