

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

Docket No: **L-1465-13 (AS)**

Civil Action

CASE MANAGEMENT ORDER III

<p>ANNA SZCZEPANIK  (Estate of Benedict Szczepanik),</p> <p style="text-align: right;"><i>Plaintiff(s),</i></p> <p style="text-align: center;">vs.</p> <p>AW CHESTERTON CO., et al</p> <p style="text-align: right;"><i>Defendant(s).</i></p>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on April 17, 2014:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Michael McMahon	Plaintiff(s)
Brennan Law Firm	Thomas C. Kinney	Smith-Koch
Carrol McNulty	Kate Hyde	Copes Vulcan
Caruso Smith	Lisa Massimi	Amchem; Union Carbide
Eckert Seamans	Michelle Grady	Superior Lidgerwood Mundy
K&L Gates	Alexis VanderSterre	Crane Pumps & Systems Inc.
Kent McBride	Ravi Shah	Alfa Laval
Margolis Edelstein	Adem Najib	John Crane
Marshall Dennehey	Paul Johnson	Warren Pumps
Mayfield Turner	Zoe Elfenbein	Carrier Corp.
McGivney Kluger	Thomas McNulty	Dover
Pascarella DiVita	Michael A. Posavetz	Ingersoll Rand
Speziali Greenwald	Joanne Hawkins	CBS/Westinghouse; Foster Wheeler; General Electric

IT IS on this 21<sup>st</sup> day of April, 2014 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**

July 31, 2014

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.

September 5, 2014      Depositions of corporate representatives shall be completed by this date.

**EARLY SETTLEMENT**

September 12, 2014      Settlement demands shall be served on all counsel and the Special Master by this date.

October 30, 2014      The settlement conference previously scheduled on this date is **CANCELLED**.

**SUMMARY JUDGMENT MOTION PRACTICE**

October 10, 2014      Summary judgment motions shall be filed no later than this date.

November 7, 2014      Last return date for summary judgment motions.

**MEDICAL DEFENSE**

May 9, 2014      Any defendant wishing to present a medical defense shall advise all counsel of its intention by entering a Notice of Appearance of Defense Medical Counsel by this date. Any defendant who does not file such an appearance by this date may be foreclosed from asserting a medical defense.

September 19, 2014      Plaintiff shall serve medical expert reports by this date.

September 19, 2014      Plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

December 19, 2014      Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

**LIABILITY EXPERT REPORTS**

November 14, 2014      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.

December 19, 2014      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 16, 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**

January 8, 2015 @ 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.

February 2, 2015

Trial Date. (*The November 17, 2014 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  
Brody Deposition Services  
Priority One