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BRIAN R. MARTINOTTI, J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

CASE NO. 290
MASTER DOCKET NO.:BER-L-10803-10

IN RE ALLEGED

ENVIRONMENTAL CONTAMINATION

OF POMPTON LAKES

CIVIL ACTION
CASE MANAGEMENT ORDER #1

All prior orders remain in full force and effect except as modified by this Order

This matter having been assigned to the Honorable Brian R. Martinotti, J.S.C. pursuant to the Supreme Court's Order of September 13, 2010 ordering centralized case management of the Alleged Environmental Contamination of Pompton Lakes (hereinafter referred to as "Pompton Lakes") and the Court having conducted an initial Case Management Conference on November 10, 2010, having reviewed the proposed agenda, counsel appearing, for good cause shown and for the reasons set forth on the record.

IT IS on this 10th day of November, 2010,

ORDERED,

CASE MANAGEMENT:

1. Counsel for all parties shall meet and confer within thirty (30) days in an attempt to reach an agreement on the following issues:

- the form and content of a Plaintiff/Defendant fact sheet
- the scope, parameters and timing for service of written discovery
- terms of a Protective Order

2. Plaintiff's counsel shall advise the Court within 48 hours the names

and docket numbers of the plaintiffs which are the subject of the pending motion in the Federal District Court, Agnes v. Dupont and shall advise the Court of the disposition of the motion within twenty-four hours of receipt.

MOTIONS:

1. Defendants Royle and Valbruna are permitted to file a motion for the waiver of any applicable filing fee. There shall only be one fee charged for the filing of this motion.

2. Counsel's request to file dispositive motions is denied without prejudice and will be addressed at subsequent Case Management Conferences. Counsel's request to compel Lone Pine Orders is denied without prejudice.

GENERAL:

1. The next Case Management Conference is scheduled for January 5, 2011 at 10:00 a.m. Counsel shall submit a proposed agenda 7 days prior to this Case Management Conference.

2. By consent of all parties, the court may contact or be contacted on an *ex parte* basis regarding settlement issues only.

3. The Court directs all counsel to R.1:4-8 and expects all counsel to abide by the parameters set forth therein.

4. All Court proceedings will start at the designated scheduled time. Counsel is expected to arrive promptly for these proceedings.

5. Counsel shall copy their co-counsel and all adversaries on all e-mails and other electronic correspondence submitted to the Court [COUNSEL IS PROHIBITED FROM FILING ANY PLEADING ELECTRONICALLY]. Any such

submission received after 4:30 pm. will be deemed received at 9:00 a.m. on the next day Court is in session. Any such submission received after 4:30 p.m. on a Friday or over a weekend, will be deemed received on 9:00 a.m. on the next day Court is in session.

6. Counsel shall file an Order permitting the use of Lexis/Nexis.

7. Counsel is directed to contact The Superior Court of New Jersey, Attorneys Accounts: P.O. Box 980, Hughes Justice Complex, 25 W. Market Street, Trenton, New Jersey 08625 (609) 633-8643 to establish a collateral account for any filing fees within seven (7) days.

8. Counsel is required to check the Judiciary's Web Site dedicated to this matter for any decisions/Orders/information contained therein.

9. A copy of this Order and any subsequent Orders to the Court will be posted on the Judiciary Web Site.

BRIAN R. MARTINOTTI, J.S.C.