

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

**Docket No: L-3150-12 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER II**

BRUCE HANSEN,  <i>Plaintiff(s),</i>  vs.  84 LUMBER COMPANY, et al  <i>Defendant(s).</i>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on *January 9, 2014*:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Christopher Placitella	Plaintiff(s)
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide; AmChem
Dickie McComey	Thomas E. O'Donnell	84 Lumber
Lynch Daskal	Cynthia Cho	Georgia Pacific
McGivney Kluger	Joel Clark	DAP; Bell Supply

IT IS on this 10<sup>h</sup> day of **January, 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**

April 30, 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.

May 30, 2014            Depositions of corporate representatives shall be completed by this date.

**EARLY SETTLEMENT**

March 19, 2014            The settlement conference previously scheduled on this date is **CANCELLED**.

June 6, 2014            Settlement demands shall be served on all counsel and the Special Master by this date.

## **SUMMARY JUDGMENT MOTION PRACTICE**

***\*Tentative Motion Schedule – Court’s July 2014 – June 2015 motion schedule not available at this time.***

June 27, 2014 Summary judgment motions limited to product identification issues shall be filed no later than this date.

July 25, 2014 Last return date for product identification summary judgment motions.

## **MEDICAL DEFENSE**

June 30, 2014 Plaintiff shall serve additional medical expert reports by this date.

June 30, 2014 Plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

August 29, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

## **LIABILITY EXPERT REPORTS**

August 29, 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.

September 30, 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.

## **ECONOMIST EXPERT REPORTS**

August 29, 2014 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.

September 30, 2014 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**

October 15, 2014 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**

September 18, 2014 @ 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.

October 27, 2014 Trial Date. (*The April 14, 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/ Vincent Le Blon*  
VINCENT Le BLON, J.S.C.

cc: Clerk, Mass Tort  
Brody Deposition Services  
Priority One