

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

Docket No: L-5516-16 (AS)

Civil Action

CASE MANAGEMENT ORDER III

STEPHEN & CINDY KOPP, <i>Plaintiff(s),</i> vs. BRIDGESTONE FIRESTONE NORTH AMERICA TIRE, LLC, 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 August 23, 2017:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Amber Long	Plaintiff(s)
Breuninger & Fellman	Raymond Chow	Genuine Parts Co.; National Automotive Parts Assoc.; TMD Friction Co.
Budd Lerner	Terence W. Camp	Goodyear Tire & Rubber Co.
Caruso Smith	Nicholas Albano	Union Carbide
Delany McBride	Arana Seidel	Hitachi Automotive Systems America; Hitachi Chemical Co.
Eckert Seamans	Elizabeth Weill	Navistar
Gibbons PC	Daniel Dorfman	Honeywell International Inc.
Greenbaum Rowe	Brian Kornbrek	American Honda Motor Co., Inc.
Hawkins Parnell	Elizabeth Turley	Pneumo Abex
Kaufmann Borgeest	Brian Deeney	Morton International
Landman Corsi	Alex Marcus	Fel-Pro
Lavin O'Neil	Kristen Mazzeo	Nissan North America, Inc.; Toyota Motor Sales, USA; Sumitomo Electric USA; Mazda North American Operations, Inc.
LeClair Ryan	Gregory Thomas	Ford
Lynch Daskal	Troy P. Cunningham	Luk Clutch
Margolis Edelstein	Dawn Dezii	Goodrich Corp.
McElroy Deutsch	Joseph D. Rasnek	ExxonMobil Corp.
McGivney Kluger	Trish Wilson	ZF North American, Inc.
O'Toole Fernandez	Leslie Lombardy	Dana; Akebono Brake
Rawle & Henderson	Timothy Alexander	Hennessy
Reilly Janiczek	Ryan Notarangelo	Maremont
Tanenbaum Keale LLP	Maryam Meseha	Borg Warner
Troutman Sanders	Joanne Rogers	Standard Motor Products
Wilbraham Lawler	Matthew Jones	Kelsey Hayes, Western Auto
Wilson Elser	Joseph Hanlon	Texaco

IT IS on this 28th day of August, 2017, 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

- September 29, 2017 Plaintiff shall serve answers to wrongful death interrogatories by this date.
- September 29, 2017 Defendants shall serve answers to supplemental interrogatories and document requests by this date.
- September 29, 2017 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.
- December 29, 2017 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.
- December 29, 2017 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

- January 19, 2018 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

- January 19, 2018 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- February 2, 2018 Summary judgment motions shall be filed no later than this date.
- March 2, 2018 Last return date for summary judgment motions.

MEDICAL DEFENSE

- January 31, 2018 Plaintiff shall serve medical expert reports by this date.
- January 31, 2018 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.
- May 31, 2018 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

- April 16, 2018 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 31, 2018 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 29, 2018 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

June 28, 2018 @ 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.

July 30, 2018 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