

ANA C. VISCOMI J.S.C.
SUPERIOR COURT OF NEW JERSEY
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NEW BRUNSWICK, NEW JERSEY 08903-0964

FILED
September 7, 2023
ANA C. VISCOMI, J.S.C.

**IN RE: MIDDLESEX ASBESTOS
LITIGATION**

SUPERIOR COURT OF NEW JERSEY
CIVIL DIVISION: MIDDLESEX COUNTY
DOCKET NO: **MID-L-52237-81**

Civil Action

**ORDER REGARDING SHORT
NOTICE *PRO HAC VICE* MOTIONS**

IT IS on this 7th day of September 2023, **ORDERED;**

1. This court's Order of May 15, 2014, regarding short notice *pro hac vice* motions is hereby vacated.
2. General Asbestos Order, Section VII. D. shall be complied with except that the two-attorney limit set forth in D.5. is hereby vacated.
3. To the extent possible, filing *pro hac vice* admission motions on short notice should be avoided and rather, should be filed as 16-day motions.
4. Upon receipt of an Application to the Special Master for a Recommendation to grant an expedited discovery and/or *de bene esse* deposition, defendants needing to seek such relief shall contact chambers requesting permission to file a motion on short notice which will be granted.
5. The motion on short notice thereafter shall be filed on eCourts with an indication that short notice permission has been granted by the court. An e-mailed copy shall be forwarded to the judge's secretary and law clerk. In the event of the simultaneous absence of the judge's

secretary and law clerk, copies shall be e-mailed to the Special Master and her assistant.

6. The motion on short notice shall indicate the date or dates of the proposed depositions and shall be on notice to all counsel of record in that case. Counsel shall indicate on the motion that the return date shall be set by the Court. Counsel seeking to object must do so within 24 hours unless by virtue of the timing of the scheduled deposition, this time frame is impracticable. In that instance, anyone seeking to object to the motion shall contact chambers immediately upon receipt of the motion. Oral argument, if necessary, shall be scheduled telephonically or by Zoom.
7. In the instance where the motion is being filed prior to the defendant's first pleading in the case, i.e., an answer, a notice of adoption of standard answer, or a motion to dismiss in lieu of filing an answer, the motion shall also request the Clerk charge the first filing fee.
8. Every motion for *pro hac vice* admission must comply with the requirements of R. 1:21-2.
9. In addition to complying with R. 1:21-2 requirements, each applicant shall address any history of being sanctioned in any jurisdiction in the required affidavit.
10. The court will not consider a *pro hac vice* motion on short notice of any attorney with a disciplinary and/or sanction history. Those motions may only be filed on a regular motion schedule.

/s/ Ana C. Viscomi
ANA C. VISCOMI, J.S.C.