

FILED

OCT 25 2001

JUDGE MARINA CORODEMUS

LOWENSTEIN SANDLER PC

Attorneys At Law
65 Livingston Avenue
Roseland, New Jersey 07068
973.597.2500

Attorneys for Defendants
Ciba Specialty Chemicals Corporation,
Novartis Corporation and
CIBA-GEIGY Corporation

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
Docket No. L-2093-01
Docket No. L-2521-01
Docket No. L-1669-01

SUSANA ARENT, et al.,

Plaintiffs,

-vs-

CIBA-GEIGY CORPORATION, et al.,

Defendants.

MARGO KRAMER, et al.,

Plaintiffs,

-vs-

CIBA-GEIGY CORPORATION, et al.,

Defendants.

KATHLEEN JANES, et al.,

Plaintiffs,

-vs-

CIBA-GEIGY CORPORATION, et al.,

Defendants.

Civil Actions

CASE MANAGEMENT ORDER VI

The above matter having come before the Court on October 18, 2001 for a case management conference, and for good cause,

It is on this the 25 day of October, 2001,

ORDERED that

1. the Kramer parties shall report back to the Court at the next conference on the status of an agreement to a bellwether plaintiff selection process;
2. counsel shall make all efforts to coordinate the scheduling of depositions and shall seek assistance from the mediator before canceling or rescheduling any depositions that are scheduled;
3. CMO V is modified so that all parties' interrogatory answers are now to be served on October 29, 2001;
4. the parties may file dispositive motions at any time;
5. all cross-claims are deemed asserted and denied without the need for further pleadings;
6. defendant Bobsein's privilege log shall be served by October 29, 2001;
7. with respect to the Janes plaintiffs' motion to compel more specific privilege logs, defendants' response papers shall be served on November 2, 2001 and plaintiffs' reply, if any, shall be served by November 7, 2001, and the issue will then be addressed at the next conference;
8. all plaintiffs may take a deposition of the person responsible for searching for the information which served as the basis for the Ciba defendants' responses and objections to the Kramer plaintiffs' Requests for Admission;
9. all plaintiffs shall agree on one location for the production of the Ciba defendants' Toms River documents;
10. the Janes plaintiffs shall provide defendants with a CD of all documents produced by defendants and copied to date by the Janes plaintiffs;

11. the Ciba defendants may conduct a privilege review of the contractors/former defendants and the Ciba defendants' counsel will send a letter confirming the schedule for that review and the creation of the privilege log;

12. the Janes plaintiffs will serve a privilege log of any documents removed by them prior to the commencement of plaintiffs' depositions for any documents removed from those third party attorneys' files which were subpoenaed by the Ciba defendants;

13. all plaintiffs shall immediately return, pursuant to paragraph 13 of CMO III, those grand jury materials inadvertently produced by the Ciba defendants pending the November 16, 2001 return date of the Kramer plaintiffs' motion to compel production of the grand jury materials; and

14. the next conference shall take place on November 15, 2001 at 10:00 a.m.

ORDERED that a copy of this Order be served on all counsel of record within 7 days hereof.

Marina Corodemus

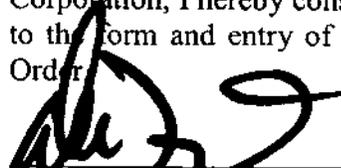
Hon. Marina Corodemus, J.S.C.

On behalf of the Kramer and Arent plaintiffs, I hereby consent to the form and entry of this Order.

Angelo J. Cifaldi

Dated: October , 2001

On behalf of defendants CIBA-GEIGY Corporation, Novartis Corporation and Ciba Specialty Chemicals Corporation, I hereby consent to the form and entry of this Order.



David W. Field

Dated: October 23, 2001

Page 005

To-WILENTZ 2

Received Oct-23-2001 11:58am From-

11. the Ciba defendants may conduct a privilege review of the contractors/former defendants and the Ciba defendants' counsel will send a letter confirming the schedule for that review and the creation of the privilege log;

12. the Janes plaintiffs will serve a privilege log of any documents removed by them prior to the commencement of plaintiffs' depositions for any documents removed from those third party attorneys' files which were subpoenaed by the Ciba defendants;

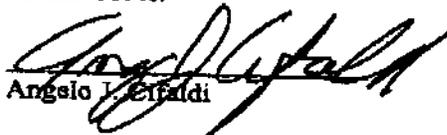
13. all plaintiffs shall immediately return, pursuant to paragraph 13 of CMO III, those grand jury materials inadvertently produced by the Ciba defendants pending the November 16, 2001 return date of the Kramer plaintiffs' motion to compel production of the grand jury materials; and

14. the next conference shall take place on November 15, 2001 at 10:00 a.m.

ORDERED that a copy of this Order be served on all counsel of record within ___ days hereof.

THOMAS D. SANDERSON, J.S.C.

On behalf of the Kramer and Arent plaintiffs, I hereby consent to the form and entry of this Order.


Angelo J. Einfeldi

Dated: October , 2001

On behalf of defendants CIBA-GEIGY Corporation, Novartis Corporation and Ciba Specialty Chemicals Corporation, I hereby consent to the form and entry of this Order.

David W. Field

Dated: October , 2001

TOTAL P.06

On behalf of plaintiffs in the Janes case, I hereby consent to the form and entry of this Order.

Dated: October , 2001

John E. Keefe, Jr.,

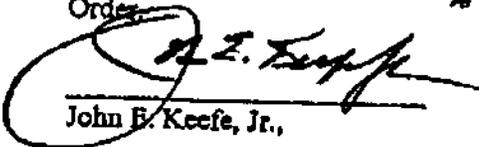
On behalf of defendant United Water Company, I hereby consent to the form and entry of this Order.

Dated: October 27 2001

James A. Kosch

TOTAL P.06

On behalf of plaintiffs in the
Janes case, I hereby consent
to the form and entry of this *
Order. **


John B. Keefe, Jr.,

Dated: October 24, 2001

On behalf of defendant
United Water Company, I
hereby consent to the form
and entry of this Order.

James A. Kosch

Dated: October , 2001

*the Janes group does not agree to paragraph 10 as this was not ordered by Judge
Gruccio. Rather, Judge Gruccio made it clear at the 10/18/01 conference that Judge
Corodemus instructed the parties to wait to receive a letter from Judge Corodemus
on this issue. Thereafter, the parties are to decide whether they still want to brief the
issue for a final ruling from Judge Corodemus. Plaintiffs reserve their rights
accordingly.

**the Janes group reserves its right to bring the matters addressed in and related to
paragraph 11 before Judge Corodemus for a final ruling.