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August 6, 2001

Honorable Marina Corodemus, J.S.C.
SUPERIOR COURT OF NEW JERSEY
One John F. Kennedy Square
P.O. Box 964
New Brunswick, New Jersey 08903-0964

RE: Toms River Toxic Tort Litigation
Docket No.: MID-L-2521-01
Mass Tort Case Code 248

Dear Judge Corodemus:

Enclosed please find a copy of the proposed Case Management Order III which has been circulated among counsel and is herewith being submitted to your pursuant to the five day rule.

Thank you for your cooperation and courtesy in this regard.

Respectfully yours,

GORDON & GORDON, P.C.

By: _____
MICHAEL GORDON

MG/sma
Enclosure
cc: See attached counsel list

***TOMS RIVER TOXIC TORT LITIGATION
MASS TORT CASE CODE 248
SERVICE LIST
Our File No#: 201605***

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| <p>KRAMER, et als.</p> <p>v.</p> <p>CIBA-GEIGY CORPORATION, et als.</p> | <p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION-MIDDLESEX COUNTY DOCKET NO.: MID-L-2521-01 MASS TORT CODE: 248</p> <p>Civil Action</p> <p>CASE MANAGEMENT ORDER III</p> |
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| <p>ARENT, et als.</p> <p>v.</p> <p>CIBA-GEIGY CORPORATION, et als.</p> | <p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION-MIDDLESEX COUNTY DOCKET NO.: MID-L-2521-01 MASS TORT CODE: 248</p> <p>Civil Action</p> <p>CASE MANAGEMENT ORDER III</p> |
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| <p>JANES, et als.</p> <p>vs.</p> <p>CIBA-GEIGY CORPORATION, et als.</p> | <p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION-MIDDLESEX COUNTY DOCKET NO.: MID-L-2521-01 MASS TORT CODE: 248</p> <p>Civil Action</p> <p>CASE MANAGEMENT ORDER III</p> |
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The above matter having come before the court for a Case Management Conference on August 2, 2001 and for good cause the following Case Management Order is entered:

1. The bellweather plaintiffs selection process shall be discussed by the following counsel: Angelo Cifaldi, Esq, David Field, Esq and James Kosch, Esq. prior to the next Case Management Conference with an effort towards developing an agreed upon selection process for the Court's consideration.
2. The initial set of requests for admissions already served in Kramer shall be answered in accordance with the following schedule: Defendant Ciba-Geigy shall set forth any objections as to form by August 12, 2001. Defendant shall answer two of the categories of all of the requests by September 2, 2001 and all of the other remaining categories of all of the requests by October 2, 2001.
3. The plaintiffs shall furnish a list of proposed witnesses for deposition and Defendant Ciba-Geigy will determine their availability and advise plaintiffs before next conference.
4. The Defendant water company may serve a limited set of interrogatories upon the Kramer plaintiffs for the purpose of amplification as to the basis and time frame of liability of the water company.
5. Defendant Ciba-Geigy shall immediately provide to the plaintiffs the Ardsley index if one exists.
6. The privilege log issues shall be addressed with the assistance of the mediator in the following manner: Defendant shall furnish a basis for any of the insurance privilege log documents it intends not to produce by September 15, 2001. The completed portions of the log shall be furnished to plaintiffs counsel on a weekly basis beginning August 10, 2001 and continuing each week thereafter until completion. If agreement on the privilege

is not reached, the document and basis for privilege shall be submitted to the mediator for consideration.

7. Documents of defendants Bobsien and McPherson that are in the possession of defendant Ciba-Geigy shall be examined within 10 days with plaintiff's counsel present and said documents shall either be produced for inspection immediately or a written log and basis of privilege shall be supplied to plaintiffs within 7 days thereafter for all documents and materials not produced.
8. Any other individual documents being segregated from the main ongoing document production shall be identified within seven days by defendant Ciba-Geigy.
9. The short notice deposition and provision of affidavits by individuals from the law firms of Lowenstein Sandler, Dewey Ballantine, Cravath Swain and Moore as well as defendant Ciba-Geigy with the most knowledge regarding the contents of boxes of Ciba-Geigy, being those individuals documents and/or electronic or manual databases or indexes created for and/or by Ciba-Geigy, shall be permitted.
10. The parties shall continue to use their best efforts to resolve all issues and may use the mediator in an attempt to resolve all issues in the first instance prior to bringing any matter to the Court.
11. Defendants shall have until September 1, 2001 to supply any claims of deficiencies to Kramer plaintiffs questionnaires.
12. This Order shall modify and/or supercede specific dates changed from prior Case Management Orders.

13. The next Case Management Conference is scheduled for Thursday, August 23, 2001 at 2:00 p.m.

By: _____
Honorable Marina Corodemus, J.S.C.

DATED: