

FILED

SEP 30 2014

BRIAN R. MARTINOTTI, J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

**IN RE ALLEGED
ENVIRONMENTAL CONTAMINATION
OF POMPTON LAKES**

**CASE NO. 290
MASTER DOCKET NO.: BER-L-10803-
10**

**CIVIL ACTION
(CASE MANAGEMENT) ORDER #28**

All prior orders remain in full force and
effect except as modified by this Order

This Matter having been assigned to the Honorable Brian R. Martinotti, J.S.C. pursuant to the Supreme Court's Order of September 13, 2010 ordering centralized case management of the Alleged Environmental Contamination of Pompton Lakes (hereinafter referred to as "Pompton Lakes") and the Court having conducted a Case Management Conference on September 30th, 2014 the parties have been engaged in active mediation which has resolved the personal injury claims and medical monitoring claims; the remaining claims of property damage

IT IS on this 30th day of September, 2014,

ORDERED,

COMPLIANCE WITH PRIOR CASE MANAGEMENT ORDER:

1. The Parties, will continue to mediate with the appointed mediator through the end of October/beginning of November 2014 [The Court has introduced an arbitration concept to counsel which

counsel shall discuss with their respective clients within the next 21 days.];

2. Discovery remains as per prior Orders:
 - a. Parties shall continue to engage in discovery.

CASE MANAGEMENT:

1. Counsel shall meet and confer within the next 30 days and submit to the Court a proposed schedule for *res judicata* and release issues;
2. All pretrial motions except in (1) above, shall follow the same schedule for *Kemp* and *in limine* Motions.

GENERAL:

1. The next Case Management Conference is scheduled for November 20th 2014 at 1:30pm. Counsel shall submit a proposed agenda seven (7) days prior to this Case Management Conference.
2. By consent of all parties, the court may contact or be contacted on an *ex parte* basis regarding settlement issues *only*.
3. The Court directs all counsel to R.1:4-8 and expects all counsel to abide by the parameters set forth therein.
4. All Court proceedings will start at the designated scheduled time. Counsel is expected to arrive promptly for these proceedings.
5. Counsel shall copy their co-counsel and all adversaries on all e-mails and other electronic correspondence submitted to the Court

[COUNSEL IS PROHIBITED FROM FILING ANY PLEADING ELECTRONICALLY]. Any such submission received after 4:30 pm. will be deemed received at 9:00 a.m. on the next day Court is in session. Any such submission received after 4:30 p.m. on a Friday or over a weekend, will be deemed received on 9:00 a.m. on the next day Court is in session.

6. Counsel is directed to contact The Superior Court of New Jersey, Attorneys Accounts: P.O. Box 980, Hughes Justice Complex, 25 W. Market Street, Trenton, New Jersey 08625 (609) 633-8643 to establish a collateral account for any filing fees within seven (7) days.
7. Counsel is required to check the Judiciary's Web Site dedicated to this matter for any decisions/Orders/information contained therein.
8. A copy of this Order and any subsequent Orders to the Court will be posted on the Judiciary Web Site.



BRIAN R. MARTINOTTI, J.S.C.