

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

Docket No: **L-22-14 (AS)**

Civil Action

CASE MANAGEMENT ORDER II

ALBERT & BARBARA ENTWISTLE,
<i>Plaintiff(s),</i>
vs.
3M COMPANY, 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 July 24, 2014:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Michael McMahon	Plaintiff(s)
Bucca & Campisano	Christine Bucca	IMO
Caruso Smith	Marcia DePolo	Union Carbide; CertainTeed
Connell Foley	Christopher Abatemarco	PSE&G
Drinker Biddle	Jack N. Frost, Jr.	American Optical
Hawkins Parnell	Edward P. Abbot	Reichhold
Hoagland Longo	Steven Satz	Goulds Pumps
K&L Gates	Tara Pehush	Crane Pumps & Systems Inc.
Kent McBride	Ravi Shah	Alfa Laval
Lavin O'Neil	Catherine Brunermer	3M Co.
Littleton Joyce	Christine Emery	BASF
Marks O'Neill	Sebastian Goldstein	GPU Energy, f/k/a JCP&L
McElroy Deutsch	Joseph D. Rasnek	Chevron; Benjamin Moore; Exxon; Pabst
McGivney Kluger	Joel Clark	John Wallace; Resco Holdings; Schering-Plough
Porzio Bromberg	Michelle Burke	DuPont
Reilly Janiczek	Michelle Cappuccio	Cleaver Brooks; ITT Corp.
Ricci Tyrrell	Nancy Green	CBI
Sedgwick	Afigo Fadahunsi	CBS; General Electric; Foster Wheeler
Weiner Lesniak	Edward J. Seaver	Merck
Wilson Elser	Joseph Hanlon	Shell Oil

IT IS on this 25<sup>th</sup> day of **July, 2014** 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 30, 2014 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.

November 14, 2014 Depositions of corporate representatives shall be completed by this date.

## **EARLY SETTLEMENT**

October 10, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

October 21, 2014 The settlement conference previously scheduled on this date is **CANCELLED**.

## **SUMMARY JUDGMENT MOTION PRACTICE**

November 21, 2014 Summary judgment motions shall be filed no later than this date.

December 19, 2014 Last return date for summary judgment motions.

## **MEDICAL DEFENSE**

January 30, 2015 Defendants shall identify its medical experts and serve medical expert 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**

December 31, 2015 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.

January 30, 2015 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**

February 20, 2015 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**

February 17, 2015 @ 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.

March 16, 2015

Trial Date. (*The November 10, 2014 trial is adjourned this 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: counsel:

Marin Goodman *for Fluor Corp.*

cc: Clerk, Mass Tort  
Brody Deposition Services  
Priority One