

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

Docket No: **L-5111-13(AS)**

Civil Action

CASE MANAGEMENT ORDER II

<p>DELIMIRO & LUZ PEREZ,</p> <p style="text-align: right;"><i>Plaintiff(s),</i></p> <p style="text-align: center;">vs.</p> <p>AMPACET CORP., et al</p> <p style="text-align: right;"><i>Defendant(s).</i></p>

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on March 14, 2014:

FIRM	ATTORNEY	CLIENT
Lanier Law Firm	Darron Berquist	Plaintiff(s) Counsel <i>(co-counsel with Wilentz Goldman & Spitzer)</i>
Baginski Mezzanotte	Kurt Trinter	HM Royal
Connell Foley	Meghan Musso	Momentive Speciality Chemicals
Dickie McCamey	William Smith	Continental Tire The America
Edwards Wildman	Gerard Abate	Alcatel-Lucent USA Inc.
Hawkins Parnell	Edward P. Abbot	Celanese; Reichhold
Kelley Jasons	Angela Caliendo	FMC Corp.; Gencorp
Lavin O'Neil	Carolyn McCormack	IBM
LeClair Ryan	Michael Goldklang	Ford
Littleton Joyce	Christine Emery	Ren / BASF Corp.
Margolis Edelstein	Joni Tarchichi	Chevron Phillips Chemical
McElroy Deutsch	Joseph D. Rasnek	Wallace & Tiernan USA Inc.; Allen Bradley
McGivney Kluger	Thomas McNulty	Rogers Corp.; Simplomatic Mfg.; Package Machinery; Park Electrochemical
O'Toole Fernandez	Leslie Lombardy	GEI
Pepper Hamilton	Christopher Soper	Honeywell International
Porzio Bromberg	Michelle Burke	DuPont; Cytec Engineered Materials; Wyeth Holdings; Eastman Chemical
Sedgwick LLP	Bridget Polloway	General Electric; CBS; US Steel
White & Williams	Ktahy O'Neill	Pharmacia
Wilbraham Lawler	Anisha S. Abraham	Plastics Engineering Co.

IT IS on this 18th day of March, 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

May 9, 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.

May 30, 2014 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

May 9, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

June 13, 2014 Summary judgment motions shall be filed no later than this date.

July 11, 2014 Last return date for summary judgment motions.

MEDICAL DEFENSE

June 6, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

May 30, 2014 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.

June 30, 2014 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.

July 18, 2014 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

ECONOMIST EXPERT REPORTS

May 30, 2014 Plaintiff shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

June 30, 2014 Defendants shall identify its expert economists and serve expert economist report(s), if any, by this date or waive any opportunity to rely on economic expert testimony.

EXPERT DEPOSITIONS

July 31, 2014 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

June 25, 2014 @ 9:30am 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.

August 5, 2014 @ 1:30pm 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.

August 18, 2014 Trial Date. (*The July 21, 2014 trial is adjourned to 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: Clerk, Mass Tort
 Brody Deposition Services
 Priority One