

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

Docket No: **L-4821-15 (AS)**

Civil Action

CASE MANAGEMENT ORDER II

VALERIE JO & NICHOLAS DALIS, <i>Plaintiff(s),</i>
vs.
BRENNTAG NORTH AMERICA, INC., 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 April 7, 2016:

FIRM	ATTORNEY	CLIENT
Simon Greenstone	Leah Kagan	Plaintiff(s) <i>(co-counsel with Szaferman Lakind)</i>
Hoagland Longo	Marc S. Gaffrey	Cyprus Amax; Whittaker Clark & Daniels
O'Toole Fernandez	Gary Van Lieu Joshua Lichtenstein	Colgate

IT IS on this 7th day of April, 2016, *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

- April 29, 2016 Mennen shall produce its second Production of Documents by this date.
- June 30, 2016 Mennen shall produce its third Production of Documents by this date.
- June 30, 2016 Mennen shall respond to plaintiff's deficiency letter by this date.
- April 29, 2016 Colgate shall provide response to plaintiff's Request for Production of newly discovered containers of Cashmere Bouquet by this date.
- June 8, 2016 Whittaker Clark & Daniels and Cypress shall respond to Requests for Production made at corporate representative depositions by this date.
- June 30, 2016 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.
- July 29, 2016 Depositions of corporate representatives shall be completed by this date.

MEDICAL DEFENSE

June 15, 2016 Defendants shall identify its medical experts and serve medical 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

July 29, 2016 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

August 31, 2016 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

April 29, 2016 The settlement conference previously scheduled on this date is **cancelled**.

September 7, 2016 @ 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.

October 11, 2016 (Tuesday) Trial Date. (The May 31, 2016 trial is adjourned to this date.)

Plaintiff(s) counsel shall serve a copy of this Order upon any additional counsel immediately upon receipt.

cc: Clerk, Mass Tort

/s/ Ana C. Viscomi
ANA C. VISCOMI, J.S.C.