

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

EDWARD DEAN,  <i>Plaintiff(s),</i>  vs.  WINFIELD MUTUAL HOUSING CORP., et al  <i>Defendant(s).</i>
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Docket No: **L-5394-11 (AS)**

Civil Action

CASE MANAGEMENT ORDER III

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on May 29, 2014:

FIRM	ATTORNEY	CLIENT
Rappa Law Office	Leonard Rappa	Plaintiff(s)
Hoagland Longo	Jacob Grouser	Winfield Mutual Housing Authority; Fred Vitica; Denise Baldarama; Robert Peryea
McGivney Kluger	Lawrence McGivney	D&S Abatement Inc.

IT IS on this 30<sup>th</sup> day of May, 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**

- June 30, 2014 Defendants shall serve answers to supplemental interrogatories and document requests by this date.
- July 31, 2014 Plaintiff depositions shall be concluded by this date. **(Plaintiff's counsel shall provide information to substantiate property losses no later than ten (10) days prior to the scheduled depositions of plaintiffs.)**
- September 19, 2014 Fact discovery, including depositions, shall be completed by this date.
- September 19, 2014 Depositions of corporate representatives shall be completed by this date.

**SUMMARY JUDGMENT MOTION PRACTICE**

- March 13, 2015 Summary judgment motions shall be filed no later than this date.
- April 10, 2015 Last return date for summary judgment motions.

**MEDICAL DEFENSE**

May 30, 2014 Defendants shall forward medical authorizations to plaintiff's counsel by this date.

June 13, 2014 Plaintiff shall serve executed medical authorizations by this date.

October 31, 2014 Plaintiff shall serve medical expert reports by this date.

November 28, 2014 The defense medical examination of plaintiffs shall be completed by this date.

December 31, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

**LIABILITY EXPERT REPORTS**

October 31, 2014 Plaintiff shall identify its liability experts and serve liability expert reports by this date.

November 28, 2014 Defendants shall identify its liability experts and serve liability expert reports by this date.

**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**

August 20, 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.

May 11, 2015 Trial Date. *(The April 20, 2015 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