

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

Docket No: **L-8062-10 (AS)**

Civil Action

CASE MANAGEMENT ORDER V

ANTONIO SPINA,
<i>Plaintiff(s),</i>
vs.
AJ FRIEDMAN SUPPLY CO., 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 October 30, 2013:

FIRM	ATTORNEY	CLIENT
Wilentz Goldman & Spitzer	Vincent Cheng	Plaintiff(s)
Baginski Mezzanotte	Emily Ferrell	John Zinc; Sherman & Chaplin
Carroll McNulty	Kate Hyde	Spirax Sarco
Caruso Smith	Stacey Lee Trien	CertainTeed; Union Carbide
Connell Foley	Timothy Corrison	August Arace; Palermo Supply
Delany & O'Brien	T. Hashem	Grant Supply
Gibbons	Christopher Basilo	Hoffman-La Roche
Hack Piro	Robert Alencewicz	Johansen; Luce Schwab
Hardin Kundla	Cynthia Lee	Aaron & Co.; Calon
Hoagland Longo	Matthew Cassidy	Abe Gruber; AGL Welding; Airgas/Jersey Welding; Burnham; Davidsen & Howard; Thermatic; York; WW Grainger
Kent McBride	David Rutkowski	TJ McGlone; Binsky & Snyder
Langsam Stevens	Charles Adams	Zy-Tech
Marks O'Neill	Dennis Schmieder	Van Houten Heating & Plumbing
Marshall Conway Bradley	Thomas J. Nemia	Slant Fin
Marshall Dennehey	Lisa Only	Riley Power, Inc.
McElroy Deutsch	Helen Antoniou McGowan	AO Smith
McGivney Kluger	Thomas McNulty Caitlin Christie	Sid Harvey; Madsen & Howell; Fairbanks; Weil McLain; Taco; Armstrong Pumps; Grundfos; Nutley Heating; Johnston Supply; Sporlan Valve; Manhattan Welding; Marley Cooling Tower; White & Shauger; L&H Plumbing
Methfessel & Werbel	Amanda Sawyer	Ironbound Supply Co.
O'Toole Fernandez	Joshua Lichtenstein	Sanders; National Combustion; James Plumbing; Central Engineering; PM Industrial Dana; Peerless Ind.
Pascarella DiVita	Lisa Pascarella	Flomatic; Trane Inc.
Reilly Janiczek	Shannon Kelly	ITT; Cleaver Brooks; Hilco Inc. (individually and as successor to Universal Supply Group, Inc.)

Speziali Greenwald c/o Sedgwick	Joanne Hawkins	Foster Wheeler
Tiernney Law Office	Mark Turner	AJ Friedman Supply Co., Inc.
Wilbraham Lawler	Andrea Greco	Dunphey-Smith Corp.
Wilson Elser	John Kelly	Ductmate

IT IS on this 1st day of **November, 2013** *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

December 30, 2013 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

January 31, 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.

February 28, 2014 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

February 26, 2014 The settlement conference previously scheduled on this date is **CANCELLED**.

March 7, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

March 28, 2014 Summary judgment motions limited to product identification issues shall be filed no later than this date.

April 25, 2014 Last return date for product identification summary judgment motions.

MEDICAL DEFENSE

May 30, 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 31, 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

August 15, 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

July 9, 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. *(note date change from date given at the conference.)*

August 25, 2014 Trial Date. *(The April 7, 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/ Vincent Le Blon
VINCENT Le BLON, J.S.C.

cc: counsel:

Cozen O'Connor for Hatzel & Buehler

Greceffo Office for JP Patti Co.

cc: Clerk, Mass Tort

Brody Deposition Services

Priority One