

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

**Docket No: L-2192-16 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER II**

SIDNEY & VIVIAN AHRENS, <i>Plaintiff(s),</i>
vs.
ALLIED BUILDING PRODUCTS CORP., 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 January 19, 2017:

<b>FIRM</b>	<b>ATTORNEY</b>	<b>CLIENT</b>
Weitz & Luxenberg	Robert Silverman	Plaintiff(s)
Caruso Smith	Alexandra Caruso	CertainTeed; Union Carbide
Lebowitz Oleske	Matthew Connahan	Allied Building Products
Lynch Daskal	Alexander Broche	Georgia Pacific
Margolis Edelstein	Dawn Dezii	Arzee Supply Corp.
McElroy Deutsch	Joseph D. Rasnek	Pfizer
Rawle & Henderson	Jamie Augustinsky	ABI
Styliades Mezzanotte	Patticia Lyons	HM Royal
Vasios Kelly	Thomas J. Kelly	Bird
Wilbraham Lawler	Tristin Fabro	Karnak

IT IS on this 20<sup>th</sup> day of **January, 2017**, *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**

March 31, 2017            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.

**EARLY SETTLEMENT**

April 7, 2017            Settlement demands shall be served on all counsel and the Special Master by this date.

**SUMMARY JUDGMENT MOTION PRACTICE**

April 14, 2017           Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

April 28, 2017           Summary judgment motions shall be filed no later than this date.

May 26, 2017 Last return date for summary judgment motions.

**MEDICAL DEFENSE**

March 31, 2017 Plaintiff shall serve medical expert reports by this date.

March 31, 2017 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

June 30, 2017 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**

March 31, 2017 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, 2017 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**

July 19, 2017 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**

May 24, 2017 The settlement conference previously scheduled on this date is **cancelled**.

July 14, 2017 @ 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.

10 business days prior to trial Pretrial Information Exchange submissions due.

August 14, 2017 **Trial-Ready** Date. *(The June 12, 2017 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