

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

Docket No: L-588-17 (AS)

Civil Action

CASE MANAGEMENT ORDER III

DONNA ARVELO,	<i>Plaintiff(s),</i>
vs.	
ASBESTOS CORPORATION LTD., 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 12, 2018:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Daniel LaTerra	Plaintiff(s)
Caruso Smith	Marcia DePolo	Union Carbide
Cozen O'Connor	Richard Fama	Gerdau Ameristeel
Drinker Biddle	Shane O'Connell	Johnson & Johnson
Goldberg Segalla	H. Lockwood Miller	Procter & Gamble; Bristol Myers Squibb
Goldfein & Joseph	Madhurika Jeremiah	ACL; Bell
Hawkins Parnell	Roy Viola	Revlon Inc.; Revlon Consumer Products; Bristol Myers Squibb; Yves Saint Laurent America
Hoagland Longo	James Goodloe	Whittaker Clark & Daniels
Margolis Edelstein	Dawn Dezii	Central Jersey Supply; Ideal Supply
Marks O'Neill	Sebastian Goldstein	Superior Boiler Works; Nicholas Schwalje
McCarter & English	John C. Garde	General Dynamic Corp.
McElroy Deutsch	Joseph D. Rasnek	Kuehne Co.
McGivney Kluger	Thomas McNulty	RE Carroll
Nixon Peabody	Kevin Saunders	McKesson Corp.
O'Toole Scrivo	Leslie Lombardy	Colgate Palmolive
Rawle & Henderson	Paul Smyth	Cyprus Amax Minerals; Imerys Talc America
Rivkin Radler	Brian Ade	Helen of Troy
Segal McCambridge	Dinesh Dadlani	Chattem Inc.
Styliades Mezzanotte	Hillary c. Kruger	HM Royal

IT IS on this 16th day of January, 2018, *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

February 28, 2018 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, 2018 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

May 18, 2018 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

April 6, 2018 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

April 13, 2018 Summary judgment motions shall be filed no later than this date.

May 11, 2018 Last return date for summary judgment motions.

MEDICAL DEFENSE

June 1, 2018 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 30, 2018 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 1, 2018 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.

ECONOMIST EXPERT REPORTS

March 30, 2018 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 1, 2018 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

June 29, 2018 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

February 9, 2018 The settlement conference previously scheduled on this date is **cancelled**.

June 7, 2018 @ 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.

July 16, 2018

Pretrial Information Exchange submissions due.

July 23, 2018

Trial-Ready Date. (*The March 5, 2018 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