

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

Docket No: L-647-18 (AS)

Civil Action

CASE MANAGEMENT ORDER I

JOSEPH & KAREN CALLAHAN <i>Plaintiff(s),</i>
vs.
ATLANTIC RICHFIELD 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 April 16, 2018:

FIRM	ATTORNEY	CLIENT
Pettit Law Office	James J. Pettit	Plaintiff(s)
Margolis Edelstein	Dawn Dezii	Woolsulate Corp.
McElroy Deutsch	Joseph D. Rasnek	ExxonMobile corp.
Swartz Campbell	Walter L. McDonogh	Sunoco (R&M) LLC
Wilson Elser	Joseph Hanlon	Chevron USA; Texaco

IT IS on this 16th day of April, 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

- April 30, 2018 Plaintiff shall propound supplemental interrogatories and document requests by this date.
- June 1, 2018 Defendants shall serve answers to supplemental interrogatories and document requests by this date.
- April 30, 2018 Defendants shall propound supplemental interrogatories and document requests by this date.
- June 1, 2018 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.
- June 29, 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.
- July 16, 2018 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

- July 6, 2018 Settlement demands shall be served on all counsel and the Special Master by this date.

August 24, 2018 @ 10:00am Early 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.

SUMMARY JUDGMENT MOTION PRACTICE

July 20, 2018 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

August 3, 2018 Summary judgment motions shall be filed no later than this date.

August 31, 2018 Last return date for summary judgment motions.

MEDICAL DEFENSE

April 20, 2018 Defendants shall advise plaintiff's counsel by this date which medical authorizations will be required.

April 30, 2018 Plaintiff shall serve executed medical authorizations by this date.

October 15, 2018 Plaintiff shall serve medical expert reports by this date.

October 15, 2018 All requests for pathology materials shall be made to plaintiff's counsel.

November 30, 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

October 15, 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.

November 30, 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

October 15, 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.

November 30, 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

December 28, 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

November 15, 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.

January 18, 2019 Pretrial Information Exchange submissions due.

January 28, 2019 Trial-Ready 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