

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

**Docket No: L-7275-12 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER V**

JAMES & LILLIAN COLLAS,  <i>Plaintiff(s),</i>  vs.  3M COMPANY, et al  <i>Defendant(s).</i>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on *December 22, 2014*:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	William L. Kuzmin	Plaintiff(s)
Breuninger & Fellman	Kathleen Ramalho	National Automotive Parts Assoc.
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide
Eckert Seamans	Elizabeth Weill	Navistar
Goldfein & Joseph	Gary Every	ACL
Landman Corsi	Christopher Kozak	Linde Material Handling North America
LeClair Ryan	Robyn Kalocsay	Ford Motor
Marks O'Neill	Dennis Schmieder	Caterpillar, Inc.
Marshall Dennehey	Paul Johnson	Pep Boys
McElroy Deutsch	Joseph D. Rasnek	Lipe
Rawle & Henderson	Linda Dobbins	Mack Trucks; Hennessy
Sedgwick	Bridget Polloway	Borg Warner

IT IS on this 22<sup>nd</sup> day of December, 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**

April 30, 2015

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.

April 30, 2015 Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

January 16, 2015 The settlement conference previously scheduled on this date is **CANCELLED**.

April 2, 2015 The settlement conference previously scheduled on this date is **CANCELLED**.

May 8, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

May 29, 2015 Summary judgment motions shall be filed no later than this date.

June 26, 2015 Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

April 30, 2015 Plaintiff shall serve a wrongful death report by this date.

July 31, 2015 Defendants shall serve medical expert reports, if any, in response to the wrongful death report, by this date.

### **LIABILITY EXPERT REPORTS**

April 30, 2015 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.

July 31, 2015 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**

August 21, 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**

September 1, 2015 @ 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.

September 14, 2015

Trial Date. (*The May 11, 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