

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

Docket No: L-3751-12 (AS)

Civil Action

CASE MANAGEMENT ORDER V

<p>NORMA DWYER (Estate of JOHN DWYER),</p> <p style="text-align: center;"><i>Plaintiff(s),</i></p> <p style="text-align: center;">vs.</p> <p>3M COMPANY, INC., et al</p> <p style="text-align: center;"><i>Defendant(s).</i></p>

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on August 27, 2014:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	William L. Kuzmin	Plaintiff(s)
Bucca & Campisano	Christine Bucca	IMO
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide; JCP&L
Condon & Forsyth	Nicole Smith	Resco Holdings
Connell Foley	Angela Iuso	Public Service
Drinker Biddle	Jack N. Frost, Jr.	American Optical
Goldberg Segalla	Leah A. Brndjar	P&G Manufacturing
Goldfein & Joseph	Madhurika Jeremiah	ACL
Hoagland Longo	Daniel Kuszmerski	Goulds Pumps
Hollstein Keating	Robert Levicoff	CBI
Kent McBride	David Rutkowski	Alfa Laval
Landman Corsi	John Bonventre	Anheuser Busch; Bechtel
Lavin O'Neil Ricci	Michael Aceto	Verizon, NJ
Littleton Joyce	Jason Schmitz	BASF Catalysts
Marks O'Neill	Dennis Schmieder	JCP&L
McElroy Deutsch	Nancy McDonald	Exxon Mobil; Chevron
McGinvey Kluger	Joel Clark	John W. Wallace
Porzio Bromberg	Michelle Burke	DuPont
Reilly Janiczek	Michelle Cappuccio	ITT; Cleaver Brooks
Speziali Greenwald	Michael Quinn	General Electric; CBS; Foster Wheeler
Weiner Lesniak	Edward Seaver	Merck
Wilson Elser	Joseph Hanlon	Shell Oil Co.

IT IS on this 28th day of August, 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

December 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.

December 31, 2014 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

December 3, 2014 The settlement conference previously scheduled on this date is **CANCELLED**.

December 15, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

January 23, 2015 Summary judgment motions shall be filed no later than this date.

February 20, 2015 Last return date for summary judgment motions.

MEDICAL DEFENSE

March 31, 2015 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

January 16, 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.

March 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.

April 30, 2015 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

ECONOMIST EXPERT REPORTS

February 27, 2015 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.

March 31, 2015 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

May 15, 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

January 16, 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.

May 6, 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.

June 1, 2015 Trial Date. *(The January 12, 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