

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

Docket No: L-22-14 (AS)

Civil Action

CASE MANAGEMENT ORDER I

ALBERT & BARBARA ENTWISTLE,
<i>Plaintiff(s),</i>
vs.
3M COMPANY, 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 17, 2014:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Michael McMahon	Plaintiff(s)
Caruso Smith	Lisa Massimi	Union Carbide; CertainTeed
Connell Foley	Angela Iuso	PSE&G
Drinker Biddle	Julie Tersigni	American Optical
Hawkins Parnell	Edward P. Abbot	Reichhold
Hoagland Longo	Jason Gosnell	Goulds Pumps
K&L Gates	Alexis VanderSterre	Crane Pumps & Systems Inc.
Kent McBride	Ravi Shah	Alfa Laval
Landman Corsi	Carrie S. Ford	Sequoia Ventures
Lavin O'Neil	Catherine Brunermer	3M Co.
Littleton Joyce	Christine M. Delaney	BASF
Marin Goodman	Kathleen Agnelli	Fluor Corp.
Marks O'Neill	Paul Smyth	GPU Energy, f/k/a JCP&L
McElroy Deutsch	Helen Antoniou McGowan	Chevron; Benjamin Moore; Exxon; Pabst
McGivney Kluger	Joel Clark	John Wallace; Resco Holdings; Schering-Plough
Porzio Bromberg	Heather Sigelheim	DuPont
Reilly Janiczek	Shannon Kelly	Cleaver Brooks; ITT Corp.
Ricci Tyrrell	Stuart M. Goldstein	CBI
Speziali Greenwald	Joanne Hawkins	CBS; General Electric; Foster Wheeler
Weiner Lesniak	Edward Seaver	Merck
Wilson Elser	Joseph Hanlon	Shell Oil

IT IS on this 21st day of **April, 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.

Defense counsel shall notify plaintiffs' counsel within thirty (30) days of the date of this Order if their client was incorrectly named in the Complaint. Counsel may be barred from raising this defense at a later time for failure to comply.

DISCOVERY

- April 25, 2014 Defendants shall serve answers to standard interrogatories by this date.
- May 23, 2014 Plaintiff shall propound supplemental interrogatories and document requests by this date.
- June 23, 2014 Defendants shall serve answers to supplemental interrogatories and document requests by this date.
- May 23, 2014 Defendants shall propound supplemental interrogatories and document requests by this date.
- June 23, 2014 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.
- August 1, 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.
- August 15, 2014 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

- August 29, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

- August 22, 2014 Summary judgment motions shall be filed no later than this date.
- September 19, 2014 Last return date for summary judgment motions.

MEDICAL DEFENSE

- May 9, 2014 Any defendant wishing to present a medical defense shall advise all counsel of its intention by entering a Notice of Appearance of Defense Medical Counsel by this date. Any defendant who does not file such an appearance by this date may be foreclosed from asserting a medical defense.
- June 30, 2014 Plaintiff shall serve medical expert reports by this date.
- June 30, 2014 Plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

September 5, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

September 15, 2014 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.

October 17, 2014 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

October 31, 2014 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

October 21, 2014 @ 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.

November 10, 2014 Trial 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