

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

**Docket No: L-22-14 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER III**

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 November 6, 2014:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Michael McMahon	Plaintiff(s)
Caruso Smith	Marcia DePolo	Union Carbide; CertainTeed
Connell Foley	Angela Iuso	PSE&G
Drinker Biddle	Julie Tersigni	American Optical
Gibbons	Mark R. Galdieri	Hoffmann-LaRoche, Inc.
Hoagland Longo	Andrew Kessler	Goulds Pumps
Kent McBride	Ravi Shah	Alfa Laval
Landman Corsi	Thomas DeFelice	Sequoia Ventres
Lavin O'Neil	Carolyn McCormack	3M Co.; Mars, Inc.
Littleton Joyce	Jason Schmitz	BASF
Marin Goodman	Rodrigo Armand, Jr.	Fluor Corp.
Marks O'Neill	Paul Smyth	GPU Energy, f/k/a JCP&L
McElroy Deutsch	Michelle Hydrusko	Chevron; Benjamin Moore; Exxon; Pabst
McGivney Kluger	Caitlin Christie	John Wallace; Resco Holdings; Schering-Plough
Porzio Bromberg	Pamela Kaplan	DuPont
Reilly Janiczek	Michelle Cappuccio	Cleaver Brooks; ITT Corp.
Ricci Tyrrell	Nancy Green	CBI
Sedgwick	David S. Blow	CBS; General Electric; Foster Wheeler
Weiner Lesniak	Edward Seaver	Merck
Wilson Elser	Joseph Hanlon	Shell Oil

IT IS on this 13<sup>th</sup> day of **November, 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

January 16, 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.

March 16, 2015 Depositions of corporate representatives shall be completed by this date.

## EARLY SETTLEMENT

February 17, 2015 The settlement conference previously scheduled on this date is **CANCELLED**.

March 27, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

## SUMMARY JUDGMENT MOTION PRACTICE

April 10, 2015 Summary judgment motions shall be filed no later than this date.

May 8, 2015 Last return date for summary judgment motions.

## MEDICAL DEFENSE

March 12, 2015 Plaintiff shall serve wrongful death reports by this date.

June 12, 2015 Defendants shall identify its medical experts and serve medical expert 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

April 3, 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.

June 12, 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

June 30, 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**

June 30, 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.

July 20, 2015

Trial Date. (*The March 16, 2015 trial is adjourned 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