

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

Docket No: L-3758-17 (AS)

Civil Action

CASE MANAGEMENT ORDER I

ANITA GORDON, <i>Plaintiff(s),</i> vs. JOHNSON & JOHNSON INC., JOHNSON & JOHNSON CONSUMER, INC. <i>Defendant(s).</i>

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on September 19, 2017:

FIRM	ATTORNEY	CLIENT
Phillips & Paolicelli	James Plastiras Brendan Tully	Plaintiff(s)
Meirowitz & Wasserberg	Daniel Wasserberg Perry Shusterman	Plaintiff(s) co-counsel
Drinker Biddle	Jack Frost, Jr.	Johnson & Johnson; Johnson & Johnson Consumer

IT IS on this 19th day of September, 2017, *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 plaintiff's 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

- | | |
|--------------------|--|
| September 29, 2017 | Defendants shall serve answers to standard interrogatories by this date. |
| October 6, 2017 | Plaintiff shall propound supplemental interrogatories and document requests by this date. |
| November 10, 2017 | Defendants shall serve answers to supplemental interrogatories and document requests by this date. |
| October 6, 2017 | Defendants shall propound supplemental interrogatories and document requests by this date. |

November 10, 2017 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

January 5, 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.

January 5, 2018 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

February 9, 2018 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

February 16, 2018 Summary judgment motions shall be filed no later than this date.

March 16, 2018 Last return date for summary judgment motions.

MEDICAL DEFENSE

September 29, 2017 Plaintiff shall serve executed medical authorizations by this date.

January 19, 2018 Plaintiff shall serve medical expert reports by this date.

March 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

January 31, 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.

March 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.

EXPERT DEPOSITIONS

April 20, 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

To be scheduled	Settlement conference.
May 11, 2018	Pretrial Information Exchange submissions due.
May 21, 2018	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