

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

Docket No: L-3150-12 (AS)

Civil Action

CASE MANAGEMENT ORDER I

BRUCE HANSEN, <i>Plaintiff(s),</i> vs. 84 LUMBER COMPANY, et al <i>Defendant(s).</i>
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This matter coming in for a Case Management Conference with Special Master, Agatha N. Dzikiewicz, on May 31, 2013 and the following firms appearing:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Michael McMahon	Plaintiff(s)
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide; AmChem
Dickie McComey	William Smith	84 Lumber
Lynch Daskal	Mark Tevis	Georgia Pacific
McGivney Kluger	Joel Clark	DAP; Bell Supply

IT IS on this 3rd day of June, 2013 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

- August 16, 2013 Plaintiff shall serve answers to standard interrogatories, provide the information required by paragraph VI.B.1.a. of the General Order, and shall advise defendants whether the plaintiff is available for deposition and, if not, the reasons therefore by this date.
- August 16, 2013 Plaintiff shall serve answers to wrongful death interrogatories by this date.
- August 23, 2013 Defendants shall serve answers to standard interrogatories by this date.
- September 6, 2013 Plaintiff shall propound supplemental interrogatories and document requests by this date.
- October 4, 2013 Defendants shall serve answers to supplemental interrogatories and document requests by this date.

September 6, 2013 Defendants shall propound supplemental interrogatories and document requests by this date.

October 4, 2013 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.

December 6, 2013 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, 2013 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

January 10, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

January 17, 2014 Summary judgment motions limited to product identification issues shall be filed no later than this date.

February 14, 2014 Last return date for product identification summary judgment motions.

MEDICAL DEFENSE

August 16, 2013 Plaintiff shall serve executed medical authorizations (along with answers to interrogatories) by this date.

September 6, 2013 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.

January 10, 2014 Plaintiff shall serve additional medical expert reports by this date.

January 10, 2014 Plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

March 14, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

February 14, 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.

March 14, 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.

ECONOMIST EXPERT REPORTS

February 14, 2014 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 14, 2014 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

March 28, 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

March 19, 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.

April 14, 2014 Trial Date.

Plaintiff's counsel shall serve a copy of this Order upon any additional counsel immediately upon receipt.

/s/ Vincent Le Blon
VINCENT Le BLON, J.S.C.

cc: Clerk, Mass Tort
Brody Deposition Services
Priority One