

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

Docket No: L-2818-17 (AS)

Civil Action

CASE MANAGEMENT ORDER III

ESTATE of LINDA HUFF,	<i>Plaintiff(s),</i>
vs.	
ARKEMA INC., 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 January 10, 2020:

FIRM	ATTORNEY	CLIENT
Simon Greenstone	Joseph J. Mandia	Plaintiff(s) <i>co-counsel with Szaferman Lakind</i>
Gibbons PC	Robert Brown	Fisons Corp.
Harris Beach	Robert Schaefer	GSK Consumer Health Inc.
Hawkins Parnell	Roy Viola	Novartis Consumer Health; Novartis Corp.
Landman Corsi	Adrianna Rudzinsky	Whittaker Clark & Daniels
McCarter & English	Amanda M. Munsie	Johnson & Johnson
McElroy Deutsch	Michelle Hydrusko	Pfizer; Barrett Minerals
O'Toole Scrivo	Gary Van Lieu	Colgate Palmolive Co.
Rawle & Henderson	Sebastian Goldstein	Cyprus Amax Minerals Co.
Reilly McDevitt	Ryan Notarangelo	Arkema Inc.

IT IS on this 13th day of **January 2020**, *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.

Any jurisdictional motions must be filed in accordance with the Court Rules or be waived.

Any *forum non conveniens* motions must be filed as soon as practicable; once sufficient discovery is conducted so that the motion may be properly brought.

DISCOVERY

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|-------------------|--|
| January 24, 2020 | Plaintiff shall propound supplemental interrogatories and document requests by this date. |
| February 28, 2020 | Defendants shall serve answers to supplemental interrogatories and document requests by this date. |
| January 24, 2020 | Defendants shall propound supplemental interrogatories and document requests by this date. |

- February 28, 2020 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.
- April 30, 2020 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.
- April 30, 2020 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

- October 2, 2020 Settlement demands shall be served on all counsel and the Special Master by this date.

MEDICAL EXPERT REPORT

- June 30, 2020 Plaintiff shall serve medical expert reports by this date.
- June 30, 2020 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.
- September 30, 2020 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

- July 31, 2020 Plaintiff shall identify its liability experts and serve liability expert reports by this date or waive any opportunity to rely on liability expert testimony.
- September 30, 2020 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.

SUMMARY JUDGMENT MOTION PRACTICE

- October 2, 2020 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- October 16, 2020 Summary judgment motions shall be filed no later than this date.
- November 13, 2020 Last return date for summary judgment motions.

ECONOMIST EXPERT REPORTS

- July 31, 2020 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.
- September 30, 2020 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

- December 31, 2020 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.
January 25, 2021 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