MARY HUGO,

Plaintiff(s),

vs.

BORG WARNER MORSE TEC, et al

Defendant(s).

Docket No: L-2077-15 (AS)

Civil Action

CASE MANAGEMENT ORDER III

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and

the following parties on *December 1, 2015*:

FIRM	ATTORNEY	CLIENT
Levy Konigsberg	Amber Long	Plaintiff(s)
Caruso Smith Picini	Marcia DePolo	Union Carbide
Gibbons PC	Robert Brown	Honeywell International Inc.
Herzfeld & Rubin	Nadine Kohane	Volkswagen Group of America, Inc.
Landman Corsi	Joseph Tomaino	Federal Mogul
LeClair Ryan	John A. Soltesz, III	Ford
O'Toole Fernandez	Leslie Lombardy	Dana
Pascarella DiVita	Joshua Greeley	Ingersoll Rand; Crane
Sedgwick LLP	Christopher Keale	Borg Warner; ExxonMobil Corp.

IT IS on this **2nd** day of **December, 2015**, *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

February 29, 2016   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 31, 2016   Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

June 3, 2016   Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

April 15, 2016   Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

April 29, 2016	Summary judgment motions shall be filed no later than this date.
May 27, 2016	Last return date for summary judgment motions.

MEDICAL DEFENSE

March 31, 2016	Plaintiff shall serve medical expert reports by this date.
June 30, 2016	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

April 15, 2016	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 30, 2016	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

July 22, 2016	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

April 6, 2016	The settlement conference previously scheduled on this date is **cancelled**.
July 7, 2016 @ 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.
August 15, 2016	Trial Date. *(The May 9, 2016 trial is adjourned to 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