

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

Docket No: L-4670-17 (AS)

Civil Action

CASE MANAGEMENT ORDER II

DOMINIC & DELORES KAVELISKI, <i>Plaintiff(s),</i>
vs.
AIR & LIQUID SYSTEMS CORP., 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 October 12, 2018:

FIRM	ATTORNEY	CLIENT
Simmons Hanly	Jim Kramer	Plaintiff(s)
Delany McBride	Nicole Duffy	AstenJohnson Inc.
DLA Piper LLP	Stephen Barrett	BASF Catalysts LLC
Eckert Seamans	Ezra H. Alter	Vermont Talc
Fishkin Lucks	Steven Lucks	McKesson Corp.
Marks O'Neill	Paul Smyth	JM Mfg.
Maron Marvel	Lina Flanigan	Industrial Holdings Corp.
Marshall Dennehey	Paul Johnson	Riley Power
McCarter & English	Debra M. Perry	Johnson & Johnson
McElroy Deutsch	Donna duBeth Gardiner	Flowerve; Rockwell Automation
McGivney Kluger	Joel Clark	Albany International; Flowerve; Ameron International; Meade Electric
McGowan Law Office	John S. McGowan	Sears
O'Toole Scrivo	Gary Van Lieu	Vanderbilt Minerals
Pascarella DiVita	John S. McGowan	Crane Co.
Rawle & Henderson	Susan Dean	Cyprus Amex Minerals; Imerys Talc America
Reilly McDevitt	Joshua Sonstein	Aurora Pump Co.
Wilbraham Lawler	Lynn E. Roberts, III	Greene Tweed; Air & Liquid Systems Corp.

IT IS on this 15th day of **October, 2018**, *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 31, 2019 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 31, 2019 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

April 12, 2019 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

April 12, 2019 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

April 26, 2019 Summary judgment motions shall be filed no later than this date.

May 24, 2019 Last return date for summary judgment motions.

MEDICAL DEFENSE

March 29, 2019 Plaintiff shall serve medical expert reports by this date.

March 29, 2019 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

June 28, 2019 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

March 29, 2019 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 28, 2019 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 31, 2019 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.

August 26, 2019 Trial Date. (*The March 25, 2019 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