

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

**Docket No:** L-2881-14 (AS)

**Civil Action**

**CASE MANAGEMENT ORDER III**

EDWARD KAZARY	<i>Plaintiff(s),</i>
vs.	
3M COMPANY, et al	<i>Defendant(s).</i>

This matter having come in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on October 4, 2017:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Rachel Placitella	Plaintiff(s)
Marks O'Neill	Sebastian Goldstein	JCP&L; Bayonne Plumbing Supply
Marshall Dennehey	Jeremy J. Zacharias	Jaeger Lumber; Monsey Products
McGivney Kluger	Joel Clark	Duro Dyne; Sid Harvey; Raritan; DAP
Tanenbaum Keale	Afigo Fadahunsi	Foster Wheeler; CBS/Westinghouse
Wilbraham Lawler	Tristin Fabro	Dunphey Smith

IT IS on this 4<sup>th</sup> day of **October, 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.

**SUMMARY JUDGMENT MOTION PRACTICE**

December 15, 2017 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

January 5, 2018 Summary judgment motions shall be filed no later than this date.

February 2, 2018 Last return date for summary judgment motions.

**LIABILITY EXPERT REPORTS**

March 2, 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.

May 15, 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**

June 1, 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**

November 14, 2017                    The settlement conference previously scheduled on this date is **cancelled**.

June 18, 2018                    Trial Date. (*The December 11, 2017 trial is adjourned to this date.*)

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

*/s/ Phillip L. Paley*  
PHILLIP L. PALEY, J.S.C.

cc: counsel:

Delany McBride *for Ductmate*

cc:        Clerk, Mass Tort