

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

**Docket No: L-4647-13 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER II**

<p>GEORGE MARRAPODI,</p> <p style="text-align: center;"><i>Plaintiff(s),</i></p> <p style="text-align: center;">vs.</p> <p>AJ FRIEDMAN SUPPLY CO., INC., et al</p> <p style="text-align: center;"><i>Defendant(s).</i></p>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on March 14, 2014:

FIRM	ATTORNEY	CLIENT
Lanier Law Firm	Darron Berquist	Plaintiff(s) Counsel <i>(co-counsel with Wilentz Goldman &amp; Spitzer)</i>
Bonner Kiernan	Minos Galanos	Occidental Chemical Corp.
Breuninger Fellman	Raymond Chow	Genuine Parts Co.; National Automotive Parts Assoc.
Caruso Smith Picini	Marcia DePolo	CertainTeed
Connell Foley	Meghan Musso	August Arace; Lawton Burns
Delany O'Brien	Brian Lawlor	Grant Supply
Epstein Cohen Gilberti	Michael Gilberti	Crane Co.
Gibbons PC	Robert Brown	Hoffmann-LaRoche
Hardin Kundla	Nicea D'Annunzio	Aaron & Company; Continental Insurance
Hawkins Parnell	Edward P. Abbot	Oakfabco Inc.; Pneumo Abex
Hoagland Longo	Kriti Luzzetti	Burnham
Hoagland Longo	Daniel Kuszmanski	Johnson Controls Inc.; York International; Kohler Co.
Kent McBride	Charles P. Savoth III	SOS Products Co., Inc.; ECR International Inc.; Binsky & Snyder
Leader Berkon LLP	Joseph Fontak	Maxxam Inc.; Federated
Littleton Joyce	Christine Emery	BASF Corp.
Margolis Edelstein	Joni Tarchichi	Chevron Phillips Chemical
Marks O'Neill	Sebastian Goldstein	Honeywell Inc.; Superior Boiler Works
McElroy Deutsch	Joseph D. Rasnek	AO Smith; Pabst Brewing Co.
McGivney Kluger	Joel Clark	Sloan Valve; Weil McLain; Pecora; Lear Siegler; Taco; Flemington Rainbird; L&H Plumbing Supply; Educational Testing Service
Millet & Associates	Richard D. Millet	National Lead
O'Toole Fernandez	Leslie Lombardy	Colgate Palmolive
Pascarella DiVita	Madelyn Iulo	Trane US, Inc.
Pepper Hamilton	John Brenner	Bristol Myers Squibb
Porzio Bromberg	Michelle Burke	Wyeth Holdings Corp.

Reilly Janiczek	Brandy Harris	Cleaver Brooks; ITT Corp.
Reinartz Law Firm		McGraw Hill
Slowinski Atkins		Tenneco Inc.
Swain Westreich	Kenneth P. Westreich	Buist Inc.; Carlin & Steinitz Inc.
Tierney Law Offices	Edward Henry	AJ Friedman Supply Co., Inc.
Vasios Kelly	Thomas J. Kelly Jr.	Armstrong International; Ethicon; Johnson & Johnson
Waters McPherson	Nicholas Filocco	Turner Construction Co.
Wilbraham Lawler	Anisha S. Abraham	Unilever; Lennox Industries
Wilson Elser	Eric Evans	Prudential

IT IS on this 18<sup>th</sup> day of **March, 2014** *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**

- April 25, 2014 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.
- May 30, 2014 Depositions of corporate representatives shall be completed by this date.

**EARLY SETTLEMENT**

- April 25, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.
- July 16, 2014 The settlement conference previously scheduled on this date is **cancelled**.

**SUMMARY JUDGMENT MOTION PRACTICE**

- June 13, 2014 Summary judgment motions shall be filed no later than this date
- July 11, 2014 Last return date for summary judgment motions.

**MEDICAL DEFENSE**

- June 20, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

**LIABILITY EXPERT REPORTS**

- May 16, 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.

June 20, 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.

July 11, 2014 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

### **ECONOMIST EXPERT REPORTS**

May 16, 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.

June 20, 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**

July 31, 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**

August 5, 2014 @ 1:30pm 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 18, 2014 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  
Brody Deposition Services  
Priority One