

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

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

**Civil Action**

**CASE MANAGEMENT ORDER V**

GEORGE MARRAPODI,
<i>Plaintiff(s),</i>
vs.
AJ FRIEDMAN SUPPLY CO., 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 October 30, 2014:

FIRM	ATTORNEY	CLIENT
Lanier Law Firm	Lori Benavides	Plaintiff(s) Counsel <i>(co-counsel with Wilentz Goldman &amp; Spitzer)</i>
Caruso Smith Picini	Lisa Massimi	CertainTeed
Connell Foley	Richard Jagen	August Arace; Lawton Burns
Epstein Cohen Gilberti	Michael Gilberti	Crane Co.
Gibbons PC	Robert Brown	Hoffmann-LaRoche
Hardin Kundla	Cynthia Lee	Continental Insurance
Hawkins Parnell	Edward P. Abbot	Oakfabco Inc.; Pneumo Abex
Hoagland Longo	Daniel Kuszmerski	Johnson Controls Inc.; York International; Kohler Co.
Kent McBride	Ravi Shah	ECR International Inc.; Binsky & Snyder
Leader Berkon LLP	Joseph Fontak	Federated
Littleton Joyce	Christine M. Delaney	BASF Corp.
Margolis Edelstein	Ryan Buchanan	Chevron Phillips Chemical
Marks O'Neill	Sebastian Goldstein	Honeywell Inc.; Superior Boiler Works
McElroy Deutsch	Joseph Rasnek	AO Smith; Pabst Brewing Co.; Pfizer; Burnham
McGivney Kluger	Joel Clark Caitlin Christie	Sloan Valve; Weil McLain; Taco; Rainbird; Educational Testing Service; Wales-Darby
O'Brien Firm	Brian Lawlor	Grant Supply
Pascarella DiVita	Corinee Cerrati	Trane US, Inc.; Rheem Mfg.
Porzio Bromberg	Michelle Burke	Wyeth Holdings Corp.
Reilly Janiczek	Michelle Cappuccio	SOS Products
Reinartz Law Firm	Richard Reinartz	McGraw Hill
Slowinski Atkins	Angelo Cuonzo	Tenneco Inc.
Tierney Law Offices	Michael O'Neill	AJ Friedman Supply Co., Inc.
Vasios Kelly	David W. Badie	Armstrong International; Ethicon; Johnson & Johnson
Wilbraham Lawler	Andrea Greco	Unilever; Lennox Industries

IT IS on this 30<sup>th</sup> day of October, 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**

January 26, 2015 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.

February 27, 2015 Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

January 7, 2015 The settlement conference previously scheduled on this date is **cancelled**.

January 23, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

March 13, 2015 Summary judgment motions shall be filed no later than this date

April 10, 2015 Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

February 27, 2015 Plaintiff shall serve wrongful death expert medical report by this date.

May 11, 2015 Defendants shall identify its medical experts and serve medical expert 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 31, 2015 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 11, 2015 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.

June 12, 2015 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

### **ECONOMIST EXPERT REPORTS**

- March 31, 2015      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.
- May 11, 2015      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**

- June 30, 2015      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**

- May 28, 2015 @ 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.
- July 20, 2015      Trial Date. (*The January 26, 2015 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.

Brody Deposition Services  
Priority One