

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

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

**Civil Action**

**CASE MANAGEMENT ORDER VI**

<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 February 6, 2015:

FIRM	ATTORNEY	CLIENT
Lanier Law Firm	Darron Berquist	Plaintiff(s) Counsel <i>(co-counsel with Wilentz Goldman &amp; Spitzer)</i>
Connell Foley	Timothy Corrison	August Arace; Lawton Burns
Gibbons PC	Robert D. Brown, Jr.	Hoffmann-LaRoche
Hardin Kundla	Nicea D' Annunzio	Continental Insurance
Hawkins Parnell	Roy Viola	Oakfabco Inc.
Hoagland Longo	Daniel Kuszmerski	Johnson Controls Inc.; York International; Kohler Co.
Kent McBride	Kevin Hoffman	ECR International Inc.; Binsky & Snyder
Leader Berkon LLP	Brian Astrup	Federated
Littleton Joyce	Katherine Blok Galdieri	BASF Corp.
Margolis Edelstein	Ryan Buchanan	CP Chemical
Marks O'Neill	Sebastian Goldstein	Honeywell Inc.; Superior Boiler Works
McElroy Deutsch	Michelle Hydrusko	AO Smith; Pabst Brewing Co.; Pfizer; Burnham
McGivney Kluger	Joel Clark William Sanders Caitlin Christie	Sloan Valve; Weil McLain; Taco; Rainbird; Educational Testing Service; Wales-Darby
O'Brien Firm	Ingrid Graff	Grant Supply
Pascarella DiVita	Madelyn Iulo	Trane US, Inc.; Rheem Mfg.; Crane Co.
Pepper Hamilton		BMS
Porzio Bromberg	Pamela Kaplan	Wyeth Holdings Corp.
Reilly Janiczek	Karen S. Conte	SOS Products
Reinartz Law Firm	Richard Reinartz	McGraw Hill
Swain & Westreich	Kenneth Westreich	Carlin & Steinitz; Buist
Tierney Law Offices	Edward Henry	AJ Friedman Supply Co., Inc.
Vasios Kelly	Linda Fulop Slaughter	Armstrong International; Ethicon; Johnson & Johnson
Wilbraham Lawler	Mary Chicorelli	Unilever; Lennox Industries

IT IS on this 9<sup>th</sup> day of February, 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**

April 24, 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.

June 26, 2015            Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

April 24, 2015            Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

July 24, 2015            Summary judgment motions shall be filed no later than this date

August 21, 2015        Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

April 30, 2015            Plaintiff shall serve wrongful death expert medical report by this date.

September 30, 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**

July 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.

September 30, 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.

October 16, 2015        Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

**EXPERT DEPOSITIONS**

October 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      The settlement conference previously scheduled on this date is **cancelled**.

October 2, 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.

November 16, 2015      Trial Date. *(The July 20, 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

cc:      Clerk, Mass Tort  
         Brody Deposition Services  
         Priority One