

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

<p>GEORGE MARRAPODI,  <i>Plaintiff(s),</i></p> <p>vs.</p> <p>AJ FRIEDMAN SUPPLY CO., INC., et al  <i>Defendant(s).</i></p>
--

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

**Civil Action**

**CASE MANAGEMENT ORDER VIII**

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on September 3, 2015:

<b>FIRM</b>	<b>ATTORNEY</b>	<b>CLIENT</b>
Lanier Law Firm	Nahid A. Shaikh	Plaintiff(s) Counsel <i>(co-counsel with Wilentz Goldman &amp; Spitzer)</i>
Caruso Smith Picini	Joyce Min	CertainTeed
Connell Foley	Scott Press	August Arace; Lawton Burns
Gibbons PC	Robert Brown	Hoffmann-LaRoche
Eckert Seamans	David Katzenstein	AO Smith
Hardin Kundla	Nicea D'Annunzio	Continental Insurance
Hoagland Longo	John A. Soltesz, III	Johnson Controls Inc.; York International; Kohler Co.
Kent McBride	Charles P. Savoth, III	ECR International Inc.; Binsky & Snyder
Leader Berkon LLP	Joseph Fontak	Federated
Littleton Joyce	Christine M. Delaney	BASF Corp.
Margolis Edelstein	Dawn Dezii	CP Chemical
Marks O'Neill	Paul Smyth	Honeywell Inc.; Superior Boiler Works
McElroy Deutsch	Joseph D. Rasnek	Pabst Brewing Co.; Pfizer; Burnham
McGivney Kluger	Caitlin Christie	Sloan Valve; Taco; Wales-Darby
McGivney Kluger	Joel Clark	Educational Testing Service; Weil McLain
Pascarella DiVita	Brad Bishop	Trane US, Inc.; Rheem Mfg.; Crane Co.
Pepper Hamilton	Nicholas Kouletsis	BMS
Porzio Bromberg	Pamela Kaplan	Wyeth Holdings Corp.
Reilly Janiczek	Mauro Murphy	SOS Products
Reinartz Law Firm	Richard Reinartz	McGraw Hill
Swain & Westreich	Kenneth Westreich	Buist; Carlin & Steinitz
Tierney Law Office	Kevin BATTERY	AJ Friedman Supply Co., Inc.
Vasios Kelly	Thomas J. Kelly, Jr.	Armstrong International; Ethicon; Johnson & Johnson
Wilbraham Lawler	Elizabeth deBerardinis	Unilever; Lennox Industries

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

- September 30, 2015 Plaintiff and defendants shall serve answers to any outstanding supplemental discovery by this date.
- November 30, 2015 Depositions of corporate representatives shall be completed by this date.

### **EARLY SETTLEMENT**

- December 11, 2015 Settlement demands shall be served on all counsel and the Special Master by this date.

### **SUMMARY JUDGMENT MOTION PRACTICE**

- December 18, 2015 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- January 8, 2016 Summary judgment motions shall be filed no later than this date
- February 5, 2016 Last return date for summary judgment motions.

### **MEDICAL DEFENSE**

- 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**

- March 4, 2016 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.
- April 8, 2016 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.
- May 6, 2016 Plaintiff shall identify its rebuttal liability experts and serve rebuttal liability expert reports, if any, by this date.

### **EXPERT DEPOSITIONS**

- May 31, 2016 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**

January 21, 2016

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

May 10, 2016 @ 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.

June 13, 2016

Trial Date. (*The February 29, 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