

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

Docket No: L-7152-12 (AS)

Civil Action

CASE MANAGEMENT ORDER III

CATHERINE MOORE, (Estate of ROBERT MOORE),
<i>Plaintiff(s),</i>
vs.
3M COMPANY, et al
<i>Defendant(s).</i>

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and counsel of record on January 27, 2014:

FIRM	ATTORNEY	CLIENT
Levy Phillips & Konigsberg	David Henderson	Plaintiff(s)
Budd Lerner	Daniel Feuerstein	Goodyear Tire & Rubber Co.
Caruso Smith	Lisa Massimi	Union Carbide; CertainTeed
Goldfein & Joseph	William Preston	Domco Products Texas Inc.; Tarkett USA Inc.
Kent McBride	Ravi Shah	Keyport Lumber
Lavin O'Neil Ricci	Catherine Brunermer	3M
Lynch Daskal Emery	Cynthia Cho	Georgia Pacific
Marshall Dennehey	Paul Johnson	Kaiser Gypsum
McGivney Kluger	Joel Clark	DAP
O'Toole Fernandez	Jacqueline Muttick	RT Vanderbilt Co.
Speziali Greenwald / Sedgwick	Afigo Fadahunsi	General Electric
Vasios Kelly Strollo	Scott Leaman	Bird

IT IS on this 6th day of **February, 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

May 30, 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

- March 5, 2014 The settlement conference previously scheduled on this date is **CANCELLED**.
- June 13, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

- June 27, 2014 Summary judgment motions limited to product identification issues shall be filed no later than this date.
- July 25, 2014 Last return date for product identification summary judgment motions.

MEDICAL DEFENSE

- August 29, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

- July 31, 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.
- August 29, 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.

ECONOMIST EXPERT REPORTS

- July 31, 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.
- August 29, 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

- September 15, 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

- September 9, 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.

September 29, 2014

Trial Date. (*The April 28, 2014 trial is adjourned to this date.*)

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

/s/ Vincent Le Blon
VINCENT Le BLON, J.S.C.

cc: Clerk, Mass Tort
Brody Deposition Services
Priority One