

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

**Docket No: L-7305-15 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER III**

WILLIAM & CONNIE SAVAGE, <i>Plaintiff(s),</i>
vs.
AT&T CORPORATION, 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 May 10, 2017:

<b>FIRM</b>	<b>ATTORNEY</b>	<b>CLIENT</b>
Cohen Placitella & Roth	Dennis Geier	Plaintiff(s)
Caruso Smith	Lisa Massimi	CertainTeed; Union Carbide
Connell Foley	Scott Press	Superior Welding Supply Co.
Hardin Kundla	Nicea D'Annunzio	Calon Insulation
Kelley Jasons	Angela Caliendo	FMC Corp.
Margolis Edelstein	Jeffrey Hall-Gale	Central Jersey Supply
Marks O'Neill	Sophia Turis	Bayonne Plumbing
Marshall Dennehey	Paul Johnson	Warren Pumps
McGivney Kluger	Thomas McNulty	Raritan Supply; Brand Insulation; DAP; Flowserve
McGivney Kluger	Kevin Hoffman	Binsky & Snyder; Mooney Bros.; Koenig
Pascarella DiVita	Stephanie DiVita	Ingersoll Rand
Porzio Bromberg	Ahmed J. Kassim	AT&T Corp.
Speziali Greenwald	Joanne Hawkins	Foster Wheeler; CBS; General Electric
Styliades Mezzanotte	Patricia Lyons	HM Royal Inc.
Swartz Campbell	William Morlok	Allied Glove
Tierney Law Office	Brian Garbaez	Elizabeth Industrial
Wilbraham Lawler	Tristin Fabroo	Green Tweed; Air & Liquid Systems Corp.

IT IS on this 17<sup>th</sup> day of May, 2017, *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**

- July 31, 2017      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.
- July 31, 2017      Depositions of corporate representatives shall be completed by this date.

### EARLY SETTLEMENT

July 31, 2017 Settlement demands shall be served on all counsel and the Special Master by this date.

### SUMMARY JUDGMENT MOTION PRACTICE

August 18, 2017 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

September 1, 2017 Summary judgment motions shall be filed no later than this date.

September 29, 2017 Last return date for summary judgment motions.

### MEDICAL DEFENSE

October 31, 2017 Defendants shall identify its medical experts and serve medical 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

September 1, 2017 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.

October 31, 2017 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

September 1, 2017 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.

October 31, 2017 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

November 17, 2017 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

July 25, 2017 The settlement conference previously scheduled on this date is **cancelled**.

November 14, 2017 @ 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.

December 4, 2017

Pretrial Information Exchange Form due.

December 11, 2017

**Trial-Ready** Date. (*The August 28, 2017 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