

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

**Docket No:** L-598-18 (AS)

**Civil Action**

**CASE MANAGEMENT ORDER II**

LORETTA SELVAGGIO,  vs.  BRENNTAG NORTH AMERICA, et al	<i>Plaintiff(s),</i>   <i>Defendant(s).</i>
--	--

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on November 27, 2018:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Dennis Geier	Plaintiff(s)
Hoagland Longo / McGivney Kluger	Amie Kalac Pooja Patel	Whittaker Clark & Daniels
McCarter & English	John Garde	Johnson & Johnson
Rawle & Henderson	Samuel Garson	Cyprus Amax Minerals; Imerys Talc America

IT IS on this 27<sup>th</sup> day of **November, 2018**, *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.

**EARLY SETTLEMENT**

February 15, 2019 Settlement demands shall be served on all counsel and the Special Master by this date.

**SUMMARY JUDGMENT MOTION PRACTICE**

February 15, 2019 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

March 1, 2019 Summary judgment motions shall be filed no later than this date.

March 29, 2019 Last return date for summary judgment motions.

**MEDICAL DEFENSE**

February 15, 2019 Plaintiff shall serve medical expert reports by this date.

February 15, 2019      Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

April 26, 2019      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**

February 15, 2019      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 26, 2019      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.

**EXPERT DEPOSITIONS**

May 17, 2019      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 15, 2019      The settlement conference previously scheduled on this date is **cancelled**.

May 2, 2019 @ 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 3, 2019      Pretrial Information Exchange submissions due.

June 10, 2019      Trial-Ready Date. (*The February 25, 2019 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