

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

Docket No: L-6216-17 (AS)

Civil Action

CASE MANAGEMENT ORDER IV

MALCOLM & BARBARA SHEINKER, <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 the following parties on July 22, 2019:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Rachel Placitella	Plaintiff(s)
Caruso Smith	Marcia DePolo	Union Carbide
Kelley Jasons	Angela Caliendo	Square D
Margolis Edelstein	Nicholas Sulpizio	Belden Wire & Cable; Alpha Wire
Marshall Dennehey	Paul Johnson	Honeywell, Inc.
McElroy Deutsch	John McGuire	Allen Bradley; Eaton
Pascarella DiVita	John S. McGowan	General Cable
Speziali Greenwald	Michael Quinn	General Electric
Tanenbaum Keale	Joseph D. Fanning	CBS Corp.
Wilbraham Lawler	Josette Spivak	Siemens

IT IS on this 22nd day of **July 2019**, 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.

Any jurisdictional motions must be filed in accordance with the Court Rules or be waived.

Any *forum non conveniens* motions must be filed as soon as practicable; once sufficient discovery is conducted so that the motion may be properly brought.

DISCOVERY

October 31, 2019 Depositions of corporate representatives shall be completed by this date.

MEDICAL EXPERT REPORT

September 6, 2019 Plaintiff shall serve medical expert reports by this date.

January 31, 2020 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

- October 31, 2019 Plaintiff shall identify its liability experts and serve liability expert reports by this date or waive any opportunity to rely on liability expert testimony.
- January 31, 2020 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.

SUMMARY JUDGMENT MOTION PRACTICE

- November 8, 2019 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.
- November 22, 2019 Summary judgment motions shall be filed no later than this date.
- December 20, 2019 Last return date for summary judgment motions.

EXPERT DEPOSITIONS

- February 24, 2020 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 30, 2020 @ 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.
- March 23, 2020 Trial 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