

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

Docket No: L-6763-09(AS)

Civil Action

CASE MANAGEMENT ORDER III

JOSEPH TELLADO (Estate of Fred Tellado), <i>Plaintiff(s),</i> vs. FMC CORPORATION, et al <i>Defendant(s).</i>
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This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on *February 12, 2014*:

FIRM	ATTORNEY	CLIENT
Cohen Placitella & Roth	Gonen Haklay	Plaintiff(s)
Kelley Jasons	Angela Caliendo	FMC Corp.
McGivney Kluger	Joel Clark	Resco Holdings

IT IS on this 24th 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 12, 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

May 19, 2014 Settlement demands shall be served on all counsel and the Special Master by this date.

June 17, 2014 @ 10:00am Early **telephone** settlement conference. **Counsel shall contact the Special Master's Office the day before with the telephone number of the attorney handling the conference.**

SUMMARY JUDGMENT MOTION PRACTICE

June 13, 2014 Summary judgment motions shall be filed no later than this date.

July 11, 2014 Last return date for summary judgment motions.

MEDICAL DEFENSE

June 16, 2014 Plaintiff shall serve medical expert reports by this date.

June 16, 2014 Plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

August 15, 2014 Defendants shall identify its medical experts and serve medical expert reports, if any, by this date.

LIABILITY EXPERT REPORTS

July 15, 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 15, 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 15, 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 15, 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

August 29, 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 4, 2014 @ 1:30pm **Telephone** settlement conference. **Counsel shall contact the Special Master's Office the day before with the telephone number of the attorney handling the conference.**

September 15, 2014

Trial 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