

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

**Docket No: L-3412-16 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER I**

RAYMOND WESLEY <i>Plaintiff(s),</i>
vs.
ASARCO ASBESTOS PERSONAL INJURY TRUST <i>Defendant(s).</i>

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on October 11, 2016:

FIRM	ATTORNEY	CLIENT
Wilentz Goldman & Spitzer	Angelo Cifaldi Vincent Cheng	Plaintiff(s)
McElroy Deutsch	Kate Chetta	ASARCO Bankruptcy Trust

IT IS on this 13<sup>th</sup> day of **October, 2016**, *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.

Defense counsel shall notify plaintiff's counsel within thirty (30) days of the date of this Order if their client was incorrectly named in the Complaint. Counsel may be barred from raising this defense at a later time for failure to comply.

**DISCOVERY**

- October 31, 2016 Plaintiff shall serve answers to standard interrogatories, provide the information required by paragraph VII.B.1.a. of the General Order, and shall advise defendants whether the plaintiff is available for deposition and, if not, the reasons therefore by this date.
- October 31, 2016 Plaintiff shall propound supplemental interrogatories and document requests by this date.
- November 30, 2016 Defendants shall serve answers to supplemental interrogatories and document requests by this date.
- November 7, 2016 Defendants shall propound supplemental interrogatories and document requests by this date.
- November 30, 2016 Plaintiff shall serve answers to supplemental interrogatories and document requests by this date.
- November 30, 2016 Plaintiff depositions shall be concluded by this date. Plaintiff's counsel shall contact the Special Master within one week of this deadline if plaintiff depositions are not completed by this date.

December 30, 2016 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.

**MEDICAL DEFENSE**

October 31, 2016 Plaintiff shall serve executed medical authorizations (along with answers to interrogatories) by this date.

October 31, 2016 Plaintiff shall serve a diagnostic medical report and any medical records in plaintiff's possession by this date.

**CASE MANAGEMENT CONFERENCE**

December 15, 2016 @ 10:00am Case Management Conference is scheduled before the Special Master.

**EARLY SETTLEMENT**

December 2, 2016 Settlement demands shall be served on all counsel and the Special Master by this date.

December 15, 2016 @ 10:00am Early 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.

***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