

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

RAYMOND WESLEY <i>Plaintiff(s),</i> vs. ASARCO ASBESTOS PERSONAL INJURY TRUST <i>Defendant(s).</i>
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Docket No: L-3412-16 (AS)

Civil Action

CASE MANAGEMENT ORDER III

This matter coming in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on March 28, 2017:

FIRM	ATTORNEY	CLIENT
Wilentz Goldman & Spitzer	Vincent Cheng	Plaintiff(s)
McElroy Deutsch	Joseph E. Rasnek	ASARCO Bankruptcy Trust

IT IS on this 28th day of March, 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

- April 13, 2017 Defendant shall respond to premises interrogatories by this date.
- April 28, 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.
- April 28, 2017 Depositions of corporate representatives shall be completed by this date.

EARLY SETTLEMENT

- April 25, 2017 @ 2:00pm Early **telephone** settlement conference. *Counsel shall contact the court the day before with the telephone number of the attorney handling the conference.*

SUMMARY JUDGMENT MOTION PRACTICE

- May 12, 2017 Summary judgment motions shall be filed no later than this date.
- June 9, 2017 Last return date for summary judgment motions.

MEDICAL DEFENSE

July 7, 2017 Plaintiff shall serve medical expert reports by this date.
August 11, 2017 Defendant shall identify its medical experts and serve medical report, if any, by this date.

LIABILITY EXPERT REPORTS

July 7, 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.
August 11, 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.

EXPERT DEPOSITIONS

August 31, 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

To be scheduled Settlement conference.
September 18, 2017 Pretrial Information Exchange submissions due.
September 25, 2017 **Trial-Ready** 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