

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

Docket No: L-1429-18 (AS)

Civil Action

**CASE MANAGEMENT ORDER I
AMENDED**

PAMELA & ROGER WOLFE <i>Plaintiff(s),</i>
vs.
BRENNTAG NORTH AMERICA, et al <i>Defendant(s).</i>

This matter having previously come in for a Case Management Conference before Special Master Agatha N. Dzikiewicz and the following parties on June 14, 2018:

FIRM	ATTORNEY	CLIENT
<i>Simon Greenstone</i>	<i>Joseph Mandia</i>	<i>Plaintiff(s) co-counsel with Szaferman Lakind</i>
<i>Drinker Biddle</i>	<i>Kevin DeMaio</i>	<i>Johnson & Johnson; Johnson & Johnson Consumer</i>
<i>Hoagland Longo</i>	<i>Daniel Kuzmerski</i>	<i>Whittaker Clark & Daniels</i>
<i>O'Toole Scrivo</i>	<i>Gary Van Lieu</i>	<i>Colgate Palmolive</i>
<i>Rawle & Henderson</i>	<i>Paul Smyth</i>	<i>Cyprus Amax Minerals; Imerys Talc America</i>

IT IS on this 14th day of **NOVEMBER, 2018**, that Case Management Order I is hereby

AMENDED as follows at the request of the parties:

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

January 18, 2019 Settlement demands shall be served on all counsel and the Special Master by this date.

SUMMARY JUDGMENT MOTION PRACTICE

November 30, 2018 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

December 14, 2018 Summary judgment motions shall be filed no later than this date.

January 11, 2019 Last return date for summary judgment motions.

MEDICAL DEFENSE

November 5, 2018 Plaintiff shall serve medical expert reports by this date.

November 5, 2018 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

January 31, 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

December 5, 2018 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.

February 28, 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.

ECONOMIST EXPERT REPORTS

December 5, 2018 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.

February 28, 2019 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

March 29, 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

February 21, 2019 The settlement conference previously scheduled on this date is **cancelled**.

March 15, 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.

April 22, 2019 Pretrial Information Exchange submissions due.

April 29, 2019 Trial-Ready Date. (*The March 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