

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

**Docket No: L-2600-14 (AS)**

**Civil Action**

**CASE MANAGEMENT ORDER VIII**

PANTELIS ZABOGLU,  vs.  ABD ELECTRICAL SUPPLY CO., et al	<i>Plaintiff(s),</i>    <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 *June 23, 2016*:

<b>FIRM</b>	<b>ATTORNEY</b>	<b>CLIENT</b>
Levy Konigsberg	Amber Long	Plaintiff(s)
Day Pitney	Sylvia-Rebecca Gutierrez	Phelps Dodge Ind., Inc.
Gibbons PC	Christopher P. DePhillips	AT&T Corp.
Hoagland Longo	Jason R. Gosnell	WW Grainger
Margolis Edelstein	Dawn Dezii	Belden Wire & Cable
Marshall Dennehey	Arthur Bromberg	AIW Leviton
Mayfield Turner	Jacob Crockett	Carrier Corp.
McElroy Deutsch	Joseph D. Rasnek	Allen Bradley; Colgate Palmolive
McGivney Kluger	Marc J. Wisel	Killark; CCX, Inc.; Standard Wire; Madsen & Howell
O'Brien Firm	Elizabeth Stoehr	BBC
Pascarella DiVita	Bradley Bishop	ABD Electrical
Reilly Janiczek	Brandy Harris	Cleaver Brooks Inc.; Gould Electronics Inc.
Sedgwick LLP	Cynthia Cho	CBS/Westinghouse
Wilbraham Lawler	Michelle Kirsch	Air & Liquid Systems Corp.; Siemens

IT IS on this 24<sup>th</sup> day of June, 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.

**DISCOVERY**

October 7, 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.

November 4, 2016      Depositions of corporate representatives shall be completed by this date.

### EARLY SETTLEMENT

November 14, 2016 Settlement demands shall be served on all counsel and the Special Master by this date.

### SUMMARY JUDGMENT MOTION PRACTICE

November 14, 2016 Plaintiff's counsel shall advise, in writing, of intent not to oppose motions by this date.

January 6, 2017 Summary judgment motions shall be filed no later than this date.

February 3, 2017 Last return date for summary judgment motions.

### MEDICAL DEFENSE

October 31, 2016 Plaintiff shall serve medical expert reports by this date.

October 31, 2016 Upon request by defense counsel, plaintiff is to arrange for the transfer of pathology specimens and x-rays, if any, by this date.

March 31, 2017 Defendants shall identify its medical experts and serve medical expert 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 16, 2016 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.

March 31, 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

April 28, 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

November 2, 2016 The settlement conference previously scheduled on this date is **cancelled**.

April 19, 2017 @ 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.

May 22, 2017

Trial Date. (*The December 5, 2016 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