



July 18, 2003

The following 87 cases have been preliminarily designated as comprising the May 2003 in extremis trial cluster.

<u>Baron & Budd</u> (2 cases: 1 ME, 1 LC)	<u>Index No.</u>	<u>Disease</u>
Coppola, Phillip #	109380/01	Mesothelioma
O'Connell, Herbert *	116486/00	Lung Cancer

<u>Belluck & Fox</u> (10 cases: 10 ME)	<u>Index No.</u>	<u>Disease</u>
Archon, Emanuel	118144/02	Mesothelioma
Askew, Richard	124036/02	Mesothelioma
Carmickle, John	118143/02	Mesothelioma
Gordon, Robert	121839/02	Mesothelioma
Hoder, Harold *	125251/02	Mesothelioma
Holden, Leavenworth #	110800/02	Mesothelioma
O'Brien, John	120560/02	Mesothelioma
Rogers, Thomas	118142/02	Mesothelioma
Wall, Thomas	118141/02	Mesothelioma
Wallick, Arnold	120561/02	Mesothelioma

<u>Early & Strauss</u> (8 cases: 6 ME, 2 LC)	<u>Index No.</u>	<u>Disease</u>
Assabi, Dominick #	105816/02	Lung Cancer
Beach, Richard *	124668/02	Lung Cancer
Caronia, Philip *	124949/02	Mesothelioma
Grusik, Frank B.	116544/02	Mesothelioma
Hansen, Jr., Alfred	123784/02	Mesothelioma
Krahmer, Carl. R. *	117402/02	Mesothelioma
Moretti, Aldo	120507/02	Mesothelioma
Roderer, John	118326/02	Mesothelioma

<u>Law Office of John C. Dearie & Assoc.</u> (11 cases: 3 ME, 8 LC)	<u>Index No</u>	<u>Disease</u>
Alvarez, Angel	121314/02	Mesothelioma
Barbaccia, Andrew #	108175/02	Lung Cancer
Castaneda, Theodore #	110168/02	Lung Cancer
Duckworth, Albert	125250/02	Lung Cancer
Gehler, Herman	122140/02	Lung Cancer
LaBarbera, Frank	124920/02	Mesothelioma
Lymus, Anthony	125244/02	Lung Cancer
Pruitt, Eddie	124028/02	Lung Cancer
Ray, Joseph	124919/02	Lung Cancer
Vigliotti, Frank #	105499/01	Mesothelioma
Young, David	125245/02	Lung Cancer

<u>Levy Phillips & Konigsberg</u> (13 cases: 11 ME, 2 LC)	<u>Index No.</u>	<u>Disease</u>
Blangiardo, John A.	118822/02	Mesothelioma
Bratsburg, John	124138/02	Mesothelioma
Bruno, William	120458/02	Mesothelioma
Dexter, Thomas # (removed)	105426/02	Mesothelioma
Gadaleta, Frank #	110739/02	Lung Cancer
Murgacz, Alfred #	107771/02	Mesothelioma
Murphy, John	124877/02	Mesothelioma
Negrepoint, Angelo #	120894/01	Mesothelioma
Oliver, Edward C.	125192/02	Mesothelioma
Poland, John	123976/02	Mesothelioma
Pride, Noah	119369/02	Mesothelioma
Schrader, David %	123265/02	Mesothelioma
Vaz, Robert *	124618/02	Lung Cancer

<u>Wilentz Goldman & Spitzer</u> (1 cases: 1 LC)	<u>Index No.</u>	<u>Disease</u>
Cuomo, Richard	125096/02	Lung Cancer

<u>Weitz & Luxenberg</u> (42 cases: 18 ME, 24 LC)	<u>Index No.</u>	<u>Disease</u>
Alvarez, Angel Roberto %	116556/02	Mesothelioma
Annunziato, Angelo #	107226/02	Lung Cancer
Benvisto, Felix	122461/02	Lung Cancer
Bornn, Herbert	123253/02	Lung Cancer
Brownstein, Nathan	125460/00	Lung Cancer
Calabrese, John %	125259/02	Lung Cancer
Cascio, Salvatore I.	121470/02	Lung Cancer
Cave, Donald B.	105107/00	Lung Cancer

Celestino, Carmel	124605/02	Mesothelioma
DeMaio, Sr., Robert	123738/02	Mesothelioma
Demmerle, Peter %	122460/02	Mesothelioma
Diedrich, Edwin	118839/02	Mesothelioma
DiMichele, Ralph	124908/02	Lung Cancer
Ercole, Joseph	122008/02	Lung Cancer
Falker, Donald A.	121774/02	Mesothelioma
Gilligan, Edward	119901/01	Mesothelioma
Gubitosi, Peter	125076/02	Mesothelioma
Henry, Robert #	111009/02	Mesothelioma
Holtzer, Morris	121779/02	Mesothelioma
Kull, Sr., George	115115/02	Lung Cancer
LaMonica, Frank	124907/02	Mesothelioma
Massarek, Howard	12177702	Lung Cancer
Massari, John V.	121471/02	Mesothelioma
Moran, Donald	122152/02	Lung Cancer
Pagano, Charles	125055/02	Lung Cancer
Passalacqua, Carlo	122009/02	Lung Cancer
Prager, Sheldon	121778/02	Mesothelioma
Pruden, Edward %	124909/02	Lung Cancer
Puk, Joseph Sr.	125261/02	Lung Cancer
Rice, Michael	125395/02	Lung Cancer
Roomkin, William	121776/02	Lung Cancer
Sacknoff, Daniel	124504/02	Mesothelioma
Schaffner, Otto	111879/02	Mesothelioma
Scher, Anthony	106959/01	Lung Cancer
Sedita, Dominick #	107455/02	Mesothelioma
Silvasie, Michael	123739/02	Lung Cancer
Thomasen, Torwald	125026/02	Mesothelioma
Vazquez, Jose M.	121000/02	Mesothelioma
Watkins, Hansel	125057/02	Lung Cancer
Whittaker, John %	121606/02	Lung Cancer
Wilson, William	124906/02	Lung Cancer
Zusman, Theodore	118429/02	Lung Cancer

**NEW YORK ASBESTOS LITIGATION
DISCOVERY SCHEDULE
May 2003 ACCELERATED TRIAL CLUSTER**

<u>DATE DUE</u>	<u>ACTIVITY TO BE COMPLETED NO LATER THAN DATE DESIGNATED</u>
9/21/02 – 11/25/02	Period to file letter applications for inclusion in trial cluster.
12/18/02	Designation of trial cluster by Court and publication of discovery schedule by Special Master (XV.A.).
12/27/02	Defendants identify discovery and medical liaison counsel for trial group (XIV.B.).
1/16/03	Plaintiffs serve product identification interrogatories and requests for production on defendants.
2/7/03	Deposition of plaintiffs completed. If plaintiff is unable to testify due to physical illness, mental impairment or death, plaintiff will produce two co-workers for deposition no later than seven days after this date.
2/14/03	Defendants respond to plaintiffs' product identification discovery.
2/14/03	Third party complaints filed.
2/14/03	Plaintiffs serve expert witness reports, including economists, on remaining defendants.
2/21/03	Plaintiffs deliver to defense medical liaison counsel all radiology and pathology materials.
3/7/03	Depositions of plaintiffs' experts completed (as Court permits).
3/26/03	Plaintiffs serve fact witness list.
4/8/03	Plaintiffs serve exhibit and expert witness list.
4/8/03	Defendants serve notices of deposition of plaintiffs' fact witnesses.

4/8/03	Defendants serve fact witness list.
4/8/03	Independent medical examinations of plaintiffs completed.
4/23/03	Plaintiffs serve notices of deposition of defendants' fact witnesses.
4/23/03	Defendants serve expert witness reports, including economists.
4/23/03	Defendants serve exhibit and expert witness lists.
5/1/03	Court announces trial group(s) and format.