



December 18, 2004

**The following 79 cases have been designated as comprising the May 2004
in extremis trial cluster.**

<u>Belluck & Fox</u> (10 cases: 10 ME)	<u>Index No.</u>	<u>Disease</u>
Boccia, Vincent	119366/03	Mesothelioma
Cohen, Jeff #	108148/03	Mesothelioma
Deixler, Philip	118674/03	Mesothelioma
Donnelly, Thomas	120013/03	Mesothelioma
Feldman, Gerson	113687/03	Mesothelioma
Mendoza, Jose	116301/03	Mesothelioma
Parcase, Thomas	117565/03	Mesothelioma
Rice, Harold	120239/03	Mesothelioma
Turner, Hugh	116299/03	Mesothelioma
Yanik, Ronald	118907/03	Mesothelioma

<u>Early & Strauss</u> (11 cases: 8 ME, 3 LC)	<u>Index No.</u>	<u>Disease</u>
Adler, Marilyn	115383/03	Mesothelioma
Albright, Richard	117711/00	Lung Cancer
Chaifetz, Milton	116656/03	Mesothelioma
Edine, Angelo	116186/03	Mesothelioma
Foote, Edward	118082/97	Lung Cancer
Hamilton, Raymond	116455/03	Mesothelioma
Kish, Thomas #	116545/02	Mesothelioma
McGrath, James Sr.	111920/03	Lung Cancer
Schaefer, Hans	116345/03	Mesothelioma
Stockmar, John	119971/03	Mesothelioma
Waddell, David	113321/03	Mesothelioma

Holdover * Medical Objection (to be satisfied by 1/16/04) % Forum Objection

<u>Law Office of Gene Locks</u>	<u>Index No</u>	<u>Disease</u>
(1 case: 1 ME)		
Duranty, Norris #	107560/03	Mesothelioma

<u>Law Office of John C. Dearie & Assoc.</u>	<u>Index No</u>	<u>Disease</u>
(21 cases: 1 ME, 20 LC)		
Adams, Albert	120133/03	Lung Cancer
Driscoll, John #	109423/03	Lung Cancer
Ellington, James	120263/03	Lung Cancer
Fredericks, James ##	125249/02	Lung Cancer
Gagnon, Joseph	116319/03	Lung Cancer
Greif, Samuel #	107813/03	Lung Cancer
Hanerfeld, Hyman	116928/03	Lung Cancer
Helfont, Michael	120135/03	Lung Cancer
Howard, Raymond	120262/03	Lung Cancer
Kelly, George	120134/03	Lung Cancer
Lewter, Charles ##	123674/02	Lung Cancer
Lipman, John #	109328/03	Lung Cancer
Mastrangelo, Alfonso #	107211/03	Lung Cancer
Mattingly, John	109326/03	Lung Cancer
McCabe, Kevin #	109327/03	Lung Cancer
Paone, Oreste ##	124921/02	Lung Cancer
Philipp, John	116929/03	Lung Cancer
Schirman, Robert #	107811/03	Lung Cancer
Smythe, Hubert	116320/03	Mesothelioma
Snizek, Charles ##	109867/01	Lung Cancer
Taylor, Richard	120132/03	Lung Cancer

<u>Levy Phillips & Konigsberg</u>	<u>Index No.</u>	<u>Disease</u>
(9 cases: 8 ME, 1 LC)		
Altenberger, Karl	120063/03	Mesothelioma
Bettinger, Efrom #	209344/03	Mesothelioma
Bolden, Arthur	118589/03	Mesothelioma
Grant, Clarence	119797/03	Mesothelioma
Guarrasi, Vincent	119798/03	Lung Cancer
Matos, Pedro	119964/03	Mesothelioma
Remancus, Stanley #	104484/03	Mesothelioma
Rizzi, Vito	117193/03	Mesothelioma
Shafer, Leonard #	108297/03	Mesothelioma

Weitz & Luxenberg

(27 cases: 15 ME, 12 LC)

	<u>Index No.</u>	<u>Disease</u>
Asaro, Pasquale	119988/03	Lung Cancer
Colosa, Gaetano	117170/00	Lung Cancer
Cullen, Thomas	120249/03	Mesothelioma
Derrer, Dennis .H.	118364/03	Mesothelioma
Dillon, Patrick	116651/03	Mesothelioma
Franklin, Nettie Ruth	120073/03	Mesothelioma
Gerardi, Joseph N.	108115/03	Lung Cancer
Grieco, Anthony	120390/01	Lung Cancer
	123926/01	
	120250/03	
Grgas, Anthony	111828/03	Mesothelioma
Hochman, Joseph	118410/03	Mesothelioma
Jansen, Richard	119299/03	Mesothelioma
Kerrane, Thomas	117548/03	Mesothelioma
Koehler, Albert J.	118528/03	Lung Cancer
Kowalski, Walter	118791/03	Mesothelioma
Kramer, Irving	118592/03	Mesothelioma
Le Flore, Floyd	116465/03	Lung Cancer
Maier, Charles	117687/03	Lung Cancer
Mammes, William H.	116650/03	Mesothelioma
Martin, Edward	100016/99	Lung Cancer
Morrison, James M.	119722/03	Lung Cancer
Philbin, William G.	120587/01	Lung Cancer
	111231/01	
Puglisi, Anthony	119986/03	Lung Cancer
Rivera, Joseph	119875/03	Mesothelioma
Schwartz, Marcus	120160/03	Mesothelioma
Sonntag, Stanley Joseph	116649/03	Lung Cancer
Toro, Leonardo	119786/03	Mesothelioma
Tortorella, Joseph	120430/01	Mesothelioma
	100297/02	

**NEW YORK ASBESTOS LITIGATION
DISCOVERY SCHEDULE
May 2004 ACCELERATED TRIAL CLUSTER**

<u>DATE DUE</u>	<u>ACTIVITY TO BE COMPLETED NO LATER THAN DATE DESIGNATED</u>
9/18/03 – 11/24/03	Period to file letter applications for inclusion in trial cluster.
12/17/03	Designation of trial cluster by Court and publication of discovery schedule by Special Master (XV.A.).
12/27/03	Defendants identify discovery and medical liaison counsel for trial group (XIV.B.).
1/16/04	Plaintiffs serve product identification interrogatories and requests for production on defendants.
2/9/04	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.
2/16/04	Defendants respond to plaintiffs' product identification discovery.
2/16/04	Third party complaints filed.
2/16/04	Plaintiffs serve expert witness reports, including economists, on remaining defendants.
2/23/04	Plaintiffs deliver to defense medical liaison counsel all radiology and pathology materials.
3/8/04	Depositions of plaintiffs' experts completed (as Court permits).
3/29/04	Plaintiffs serve fact witness list.
4/9/04	Plaintiffs serve exhibit and expert witness list.

4/9/04	Defendants serve notices of deposition of plaintiffs' fact witnesses.
4/9/04	Defendants serve fact witness list.
4/9/04	Independent medical examinations of plaintiffs completed.
4/23/04	Plaintiffs serve notices of deposition of defendants' fact witnesses.
4/23/04	Defendants serve expert witness reports, including economists.
4/23/04	Defendants serve exhibit and expert witness lists.
5/3/04	Court announces trial group(s) and format.