



April 24, 2009

**The following 43 cases have been preliminarily designated as comprising the May 2008 in extremis trial cluster.**

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<b><u>Belluck &amp; Fox</u></b> (9 cases: 9 ME)	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
Bauer, Caroline Feller	115756/07	Mesothelioma
Curto, Joseph	115123/07	Mesothelioma
Early, Paul	111203/07	Mesothelioma
Garland, Joel	111905/07	Mesothelioma
Peterson, Clifford	115038/07	Mesothelioma
Toner, Michael	115430/07	Mesothelioma
Turco, Anthony J.	112391/07	Mesothelioma
Wilson, Allan Edward	115557/07	Mesothelioma
Zajack, Andrew F.	111904/07	Mesothelioma
<b><u>Early &amp; Strauss</u></b> (4 cases: 4 ME)		
DeSimone, Thomas E.	114745/07	Mesothelioma
Jimenez, William	115562/07	Mesothelioma
Smegelski, Thomas A.	113414/07	Mesothelioma
Walsh, Francis J.	112363/07	Mesothelioma
<b><u>Weitz &amp; Luxenberg</u></b> (25 cases: 15 ME, 9 LC, 1 OC)		
Alfonso, Emilio	115770/07	Mesothelioma
Baloga, Joseph	114758/07	Lung Cancer
Barbera, George	112819/07	Mesothelioma
Biggin, Richard*	119390/00	Lung Cancer
Burbage, Edward%	115053/07	Mesothelioma
Burgos, Jesus	115525/07	Mesothelioma
Cohen, Paul	115524/07	Esophageal Cancer
Friedman, Gerard M.	112940/07	Mesothelioma
James, John	112675/07	Mesothelioma
Marchese, Eugene%	115759/07	Lung Cancer
McCauley, John	115711/07	Lung Cancer
Meere, Charles E.	112747/07	Mesothelioma
Mimicopoulou, Antonia	115622/07	Mesothelioma
Murgio, Reba	113093/07	Mesothelioma
O'Halloran, Edward	114556/07	Mesothelioma
Oswald, Paul	111227/01	Mesothelioma
Parker, James C.	115567/07	Lung Cancer
Pflum, Francis	115526/07	Mesothelioma

# Holdover \* Medical Objection (1/15/08 deadline) % Forum Objection \$ Other Objection

Prego, Jose	115731/07	Mesothelioma
Ramos, Felix%	115623/07	Lung Cancer
Rehill, Frank	108077/00	Lung Cancer
Reid, Donald	110088/07	Lung Cancer
Tenaglia, Mario	115102/07	Lung Cancer
Velocci, Anthony	111336/07	Mesothelioma
Wallace, Kenneth	115189/07	Mesothelioma

**Wilentz, Goldman & Spitzer**

(2 cases: 2 ME, 1 LC)

**Index No.**

**Disease**

Knatz, Frederick #	107424/07	Mesothelioma
LeBrocq, Lawrence #	105719/06	Mesothelioma
Meyer, William	109117/06	Lung Cancer

**NEW YORK CITY ASBESTOS LITIGATION**

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**DISCOVERY SCHEDULE**  
**May 2008 ACCELERATED TRIAL CLUSTER**

<b><u>DATE DUE</u></b>	<b><u>ACTIVITY TO BE COMPLETED</u></b> <b><u>NO LATER THAN DATE DESIGNATED</u></b>
9/20/07 – 11/26/07	Period to file letter applications for inclusion in trial cluster.
12/14/07	Designation of trial cluster by Court and publication of discovery schedule by Special Master (XV.A.).
12/28/07	Defendants identify discovery and medical liaison counsel for trial group (XIV.B.).
1/18/08	Plaintiffs serve product identification interrogatories and requests for production on defendants.
2/12/08	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.
2/19/08	Defendants respond to plaintiffs' product identification discovery.
2/19/08	Third party complaints filed.
2/19/08	Plaintiffs serve expert witness reports, including economists, on remaining defendants.
2/26/08	Plaintiffs deliver to defense medical liaison counsel all radiology and pathology materials.
3/31/08	Depositions of plaintiffs' experts completed (as Court permits).
3/31/08	Plaintiffs serve fact witness list.
4/14/08	Plaintiffs serve exhibit and expert witness list.
4/14/08	Defendants serve notices of deposition of

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	plaintiffs' fact witnesses.
4/14/08	Defendants serve fact witness list.
4/14/08	Independent medical examinations of plaintiffs completed.
4/24/08	Plaintiffs serve notices of deposition of defendants' fact witnesses.
4/25/08	Defendants serve expert witness reports, including economists.
4/28/08	Defendants serve exhibit and expert witness lists.
5/1/08	Court announces trial group(s) and format.