



April 6, 2009

**The following 65 cases have been designated as comprising  
the May 2009 in extremis trial cluster.**

<b><u>Belluck &amp; Fox</u></b> (5 cases: 2 ME, 3 LC)	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
Antoniotti, Anthony	190094/08	Lung Cancer
Cohen, Schlomo	190026/08	Mesothelioma
Crisci, Joseph	190093/08	Lung Cancer
Hauserman, Bernard	190081/08	Mesothelioma
Sherb, Ben	190044/08	Lung Cancer
<b><u>Early &amp; Strauss</u></b> (10 cases: 8 ME, 2 LC)	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
Campbell, Francis P. ##	115563/07	Mesothelioma
Corwin, Michael	120531/98	Lung Cancer
DiMeglio, Antonietta	190035/08	Mesothelioma
Edwards, Marc	190001/08	Mesothelioma
Katz, Norman #	107340/08	Mesothelioma
Lane, Beverly	190090/08	Mesothelioma
Scala, Andrew #	103985/08	Mesothelioma
Wellman, Arthur	190058/08	Mesothelioma
Wojno, Bruce	190062/08	Mesothelioma
Zapata, Anthony	190101/08	Mesothelioma
<b><u>Levy Phillips &amp; Konigsberg</u></b> (8 cases: 7ME, 1 LC)	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
Bernard, Shelly #	107211/08	Mesothelioma
Cheney, Gordon %	190091/08	Mesothelioma
Collora, Frank M. #	104138/08	Mesothelioma
DiBenedetto, Antonio	190087/08	Mesothelioma
Greibling, Elizabeth #	103040/08	Mesothelioma
Hogan, Edward Joseph #	107210/08	Lung Cancer
Miranda, Ernesto	194346/08	Mesothelioma
Tedrick, Karen	189978/08	Mesothelioma
<b>REMOVED – will be returned to cluster if remanded</b>		
Curry, Michael James	190031/08	Mesothelioma
Travis, Francis	190013/08	Mesothelioma

**Weitz & Luxenberg**  
(42 cases: 20 ME, 22 LC)

**Index No.**

**Disease**

Ballard, Kenneth	190102/08	Lung Cancer
Berry, John J.	190104/08	Lung Cancer
Cohen, Herbert	190007/08	Mesothelioma
Cristofoli, Fulvio	190059/08	Lung Cancer
Diestler, Matthew	190008/08	Mesothelioma
Doherty, Donald	190096/08	Mesothelioma
Fitzsimmons, Walter J.	190051/08	Mesothelioma
Francis, Anthony	190065/08	Mesothelioma
Freund, Charles	190056/08	Mesothelioma
Gebel, Carolyn	190055/08	Mesothelioma
Graziano, Anthony	190033/08	Lung Cancer
Hamaker, James K.	190045/08	Lung Cancer
Hind, William Thomas	190085/08	Lung Cancer
Hull, James C.	190022/08	Lung Cancer
Innes, Ian	190083/08	Lung Cancer
Kassomis, Spyridon	111282/08	Mesothelioma
Kempf, Joseph	190034/08	Lung Cancer
Killenberger, Robert B.	190061/08	Mesothelioma
Kofler, Frank	190014/08	Mesothelioma
Krizek, Robert	190046/08	Mesothelioma
Lamoreaux, Roy G.	190018/08	Lung Cancer
Lesnefsky, Leonard	190043/08	Lung Cancer
Mahlstedt, Christian, Jr.	190027/08	Mesothelioma
Manfredo, Anthony	190076/08	Mesothelioma
Mascitti, Luigi	190015/08	Lung Cancer
McHugh, William G.	190098/08	Lung Cancer
Medalia, Tullio	190030/08	Mesothelioma
Mistretta, Joseph	189947/08	Lung Cancer
Neal, Brian	190097/08	Lung Cancer
Olsen, Samuel	190042/08	Lung Cancer
Pappa, Giacomo	190017/08	Mesothelioma
Relyea, James	109132/08	Mesothelioma
Restivo, Angelo	190016/08	Lung Cancer
Ruddell, Dennis	190106/08	Mesothelioma
Sassano, William	190074/08	Lung Cancer
Scarmuzzini, Pasquale	190012/08	Lung Cancer
Stanton, Brian J.	190041/08	Lung Cancer
Stefanatos, John	190029/08	Mesothelioma
Topolski, Richard	190082/08	Mesothelioma
Woods, Joseph	190005/08	Mesothelioma
Zarrello, Frank	190028/08	Lung Cancer
Zito, Robert	105291/00	Lung Cancer
	118844/00	

**NEW YORK CITY ASBESTOS LITIGATION  
DISCOVERY SCHEDULE  
May 2009 ACCELERATED TRIAL CLUSTER**

<b><u>DATE DUE</u></b>	<b><u>ACTIVITY TO BE COMPLETED NO LATER THAN DATE DESIGNATED</u></b>
9/18/08 – 11/24/08	Period to file letter applications for inclusion in trial cluster.
12/15/08	Designation of trial cluster by Court and publication of discovery schedule by Special Master (XV.A.).
12/25/09	Defendants identify discovery and medical liaison counsel for trial group (XIV.B.).
1/19/09	Plaintiffs serve product identification interrogatories and requests for production on defendants.
2/13/09	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.
2/19/09	Defendants respond to plaintiffs' product identification discovery.
2/19/09	Third party complaints filed.
2/19/09	Plaintiffs serve expert witness reports, including economists, on remaining defendants.
2/26/09	Plaintiffs deliver to defense medical liaison counsel all radiology and pathology materials.
3/31/09	Depositions of plaintiffs' experts completed (as Court permits).
3/31/09	Plaintiffs serve fact witness list.
4/14/09	Plaintiffs serve exhibit and expert witness list.
4/14/09	Defendants serve notices of deposition of

	plaintiffs' fact witnesses.
4/14/09	Defendants serve fact witness list.
4/14/09	Independent medical examinations of plaintiffs completed.
4/24/09	Plaintiffs serve notices of deposition of defendants' fact witnesses.
4/27/09	Defendants serve expert witness reports, including economists.
4/28/09	Defendants serve exhibit and expert witness lists.
5/1/09	Court announces trial group(s) and format.