



11/22/2005

November 22, 2005

The following 45 cases have been designated as comprising the November 2005 in extremis trial cluster.

<u>Belluck & Fox</u> (9 cases: 9 ME)	<u>Index No.</u>	<u>Disease</u>
Alholz, Philip	102034/05	Mesothelioma
Czys, Marion	106990/05	Mesothelioma
Eberhardt, Jr., Curtis	102909/05	Mesothelioma
Hunter, David	102027/05	Mesothelioma
Light, Eugene T.	102032/05	Mesothelioma
McCarthy, William L.	102910/05	Mesothelioma
Paez, Sammy	103663/05	Mesothelioma
Quinn, John B.	103664/05	Mesothelioma
Steininger, Noel	102675/05	Lung Cancer
<u>Early & Strauss</u> (2 cases: 1 ME, 1 LC)		
Diana, Ronald	103715/05	Mesothelioma
Piscitelli, Sylvester	103219/05	Lung Cancer
<u>Lanier Law Firm</u> (1 case: 1 ME)		
Tosto, James	103928/05	Mesothelioma

holdover * medical objection - must be resolved by 7/15 or argued 7/19
% forum objection - argued on 7/19 if not resolved + no trial without evidence of disease

11/22/2005

<u>Levy Phillips & Konigsberg</u> (6 cases: 5 ME, 1 LC)	<u>Index No.</u>	<u>Disease</u>
Andrus, Alexander #	116060/04	Mesothelioma
Barbuto, Vincent #	113891/03	Lung Cancer
Caccia, Orazio	100041/05	Mesothelioma
Milligan, Alfred E.	104894/05	Mesothelioma
Rogers, George A. #	113327/04	Mesothelioma
Rosen, Selma Modell	106877/05	Mesothelioma

<u>Law Office of John C. Dearie & Assoc.</u> (2 cases: 2 LC)	<u>Index No</u>	<u>Disease</u>
Colon, Jose	105496/05	Lung Cancer
Suweiden, Mazen	104655/05	Lung Cancer

<u>Wilentz Goldman & Spitzer</u> (1 cases: 1 ME)	<u>Index No.</u>	<u>Disease</u>
Jimenez, Leandro #	116438/04	Mesothelioma

<u>Weitz & Luxenberg</u> (24 cases: 12 ME, 12 LC)	<u>Index No.</u>	<u>Disease</u>
Arikian, Rubin R.	103755/05	Mesothelioma
Arnold, Edward H.	104570/05	Lung Cancer
Cann, Clarence	106127/05	Lung Cancer
Caulderbanks, Anthony	104405/05	Lung Cancer
Chambers, William #	116527/04	Lung Cancer
Colella, Rudy	103394/05	Mesothelioma
Daly, Peter A.	103827/05	Lung Cancer
Drozdoff, Edward #	114085/04	Lung Cancer
Essebag, Sonia	103895/05	Mesothelioma
Feminella, Pasquale	106128/05	Lung Cancer
Gansl, Hyman	103662/05	Mesothelioma
Gordian, Angel	105400/05	Lung Cancer
Grgas, Joseph #	131599/93	Lung Cancer
	113397/04	
Haber, Morton	103826/05	Mesothelioma
Held, George	104048/05	Mesothelioma
Johansen, George #	113228/04	Lung Cancer

holdover * medical objection
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Kendrick, Michael	104645/05	Lung Cancer
Laino, Anthony *	109544/03	Lung Cancer
Licitra, Emanuel	106727/05	Mesothelioma
Nygaard, Arnold ##	107690/04	Mesothelioma
Pawlowski, Thomas	105053/05	Mesothelioma
Schoenfeld, Howard D.	107167/05	Mesothelioma
Thompson, Florence %	107193/05	Mesothelioma
Tursi, Vito	103396/05	Mesothelioma
<u>Removed</u>		
Brosnan, James P.	106963/05	Mesothelioma
Funk, Peter J.	107194/05	Mesothelioma
Serini, Dominick	103864/05	Mesothelioma

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**NEW YORK ASBESTOS LITIGATION
DISCOVERY SCHEDULE
November 2005 ACCELERATED TRIAL CLUSTER**

<u>DATE DUE</u>	<u>ACTIVITY TO BE COMPLETED NO LATER THAN DATE DESIGNATED</u>
3/17/05 – 5/23/05	Period to file letter applications for inclusion in trial cluster
6/15/05	Designation of trial cluster by Court and publication of discovery schedule by Special Master (XV.A.)
6/22/05	Defendants identify discovery and medical liaison counsel for trial group (XIV.B.)
7/13/05	Plaintiffs serve product identification interrogatories and requests for production on defendants.
8/10/05	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.
8/16/05	Defendants respond to plaintiffs' product identification discovery.
8/17/05	Third party complaints filed.
8/17/05	Plaintiffs serve expert witness reports, including economists, on remaining defendants
8/29/05	Plaintiffs deliver to defense medical liaison counsel all radiology and pathology materials.
9/14/05	Depositions of plaintiffs' experts completed (as Court permits)
9/30/05	Plaintiffs serve fact witness list

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10/12/05	Plaintiffs serve exhibit and expert witness list.
10/12/05	Defendants serve notices of deposition of plaintiffs' fact witnesses
10/14/05	Defendants serve fact witness list
10/14/05	Independent medical examinations of plaintiffs completed
10/26/05	Plaintiffs serve notices of deposition of defendants' fact witnesses
10/26/05	Defendants serve expert witness reports, including economists
10/26/05	Defendants serve exhibit and expert witness lists
11/1/05	Court announces trial group(s) and format

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