



**The following 66 cases have been preliminarily designated as comprising  
October 2009 in extremis trial cluster.**

---

<b><u>Belluck &amp; Fox</u></b>	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
(10 cases: 8 ME, 2 LC)		
Batista, Rafael	190009/09	Mesothelioma
Christie, Donald J.	190113/09	Mesothelioma
Connelly, John Thomas	190161/09	Lung Cancer
Goldstein, Sidney	190164/09	Mesothelioma
Larson, Darlene #	190006/08	Mesothelioma
Link, Joseph M.	190121/08	Mesothelioma
Parsons, Richard	190026/09	Mesothelioma
Simon, Daniel	190010/09	Mesothelioma
Young, James Jr.	190139/09	Lung Cancer
Zeising, Wolfgang	190136/09	Mesothelioma
<b><u>Early &amp; Strauss</u></b>	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
(3 cases: 3 ME)		
Collins, Joseph R.	190115/09	Mesothelioma
Dalton, Darrell R.	190129/09	Mesothelioma
Lutz, Francis, Jr.	190133/09	Mesothelioma
<b><u>Levy Phillips &amp; Konigsberg</u></b>	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
(4 cases: 45 ME)		
Luckman, Stanley	107015/08	Mesothelioma
Melendez, Aileen #	190050/08	Mesothelioma
Morrill, Kenneth	103352/09	Mesothelioma
Ribnicky, George #	190021/08	Mesothelioma
<b><u>Weitz &amp; Luxenberg</u></b>	<b><u>Index No.</u></b>	<b><u>Disease</u></b>
(46 cases: 27 ME, 19 LC)		
Augustinowicz, Greg	190051/09	Mesothelioma
Bombace, Lawrence	190053/09	Lung Cancer
Britt, Herman	190067/09	Lung Cancer
Camp, Frank	190072/09	Mesothelioma
Cataldo, James	111149/08	Lung Cancer
Clancy, Arthur T.	190103/08	Lung Cancer

	October 2009 #17	December 27 2009
Colasanto, Daniel	190086/09	Lung Cancer
Craig, Wendell	190076/09	Mesothelioma
Czukiewski, Josef	190059/09	Mesothelioma
Dalzell, Graeme	190056/09	Mesothelioma
Davis, John	190015/09	Mesothelioma
DelPrete, Genaro	190080/09	Mesothelioma
DeSalvo, Kathleen	190095/09	Mesothelioma
Diesso, Charles A.	100087/03	Lung Cancer
Donahue, Michael	190118/09	Lung Cancer
Filiano, Leonard	190058/09	Lung Cancer
Flynn, Thomas	190159/09	Mesothelioma
Gilligan, Michael	190151/09	Mesothelioma
Goldberg, Leonard	190046/09	Mesothelioma
Gubernick, Michael	190055/09	Mesothelioma
Hauser, George K.	190052/09	Mesothelioma
Heuschneider, Raymond J.	190132/09	Mesothelioma
Johnsen, William C.	190123/09	Lung Cancer
Lackner, Susan	190140/09	Mesothelioma
Lotker, Charlotte	190127/09	Meothelioma
Marciano, Joseph Guiseppe	190078/09	Lung Cancer
Massa, Alfred	190160/09	Lung Cancer
Muller, Francis E., Sr.	190124/09	Lung Cancer
Nardella, Paul	190149/09	Mesothelioma
Olarsch, Marvin	190135/09	Mesothelioma
Orzulak, Krzysztof	190141/09	Mesothelioma
Otto, Walter J.	190102/09	Lung Cancer
Pelligrino, Carmine	190089/09	Lung Cancer
Pezzola, Frank	190126/09	Lung Cancer
Podhayski, Joseph	190083/09	Lung Cancer
Sakatis, John	190146/09	Mesothelioma
Saksen, William D., Jr.	190061/09	Mesothelioma
Scala, Frank	190134/09	Mesothelioma
Scudieri, Cosmo	190096/09	Lung Cancer
Stoll, John	190090/09	Lung Cancer
Swain, James H.	190057/09	Lung Cancer
Tobin, Richard F.	119014/09	
	116440/01	
	111219/01	Mesothelioma
Troiano, Anthony	190147/09	Mesothelioma
Vaughan, John	190051/09	Mesothelioma
Wood, Cyril	190065/09	Mesothelioma
Zukaitis, Charles	190068/09	Mesothelioma

**Wilentz, Goldman & Spitzer**  
(2 cases: 2 ME)

October 2009 #17

**Index No.**

December 27 2009

**Disease**

Moore, John F.  
Venier, Andrew

190144/09  
190145/09

Mesothelioma  
Mesothelioma

**NEW YORK ASBESTOS LITIGATION  
DISCOVERY SCHEDULE  
October 2009 ACCELERATED TRIAL CLUSTER**

<b><u>DATE DUE</u></b>	<b><u>ACTIVITY TO BE COMPLETED NO LATER THAN DATE DESIGNATED</u></b>
2/19/09 – 4/27/09	Period to file letter applications for inclusion in trial cluster
5/19/09	Designation of trial cluster by Court and publication of discovery schedule by Special Master (XV.A.)
5/24/09	Defendants identify discovery and medical liaison counsel for trial group (XIV.B.)
6/15/09	Plaintiffs serve product identification interrogatories and requests for production on defendants.
7/10/09	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.
7/14/09	Defendants respond to plaintiffs' product identification discovery.
7/17/09	Third party complaints filed.
7/17/09	Plaintiffs serve expert witness reports, including economists, on remaining defendants
7/28/09	Plaintiffs deliver to defense medical liaison counsel all radiology and pathology materials.

8/14/09	Depositions of plaintiffs' experts completed (as Court permits)
8/28/09	Plaintiffs serve fact witness list
9/14/09	Plaintiffs serve exhibit and expert witness list.
9/14/09	Defendants serve notices of deposition of plaintiffs' fact witnesses
9/17/09	Defendants serve fact witness list
9/17/09	Independent medical examinations of plaintiffs completed
9/25/09	Plaintiffs serve notices of deposition of defendants' fact witnesses
9/30/09	Defendants serve expert witness reports, including economists
9/30/09	Defendants serve exhibit and expert witness lists
10/1/09	Court announces trial group(s) and format