

FILED

OCT 19 2015

THOMAS J. WALSH
J.S.C.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, UNION COUNTY
DOCKET NO. UNN-L-4294-13

YONI MISAEL HERRERA

Plaintiff,

v.

COCO BONGO PRODUCTIONS, INC.
et als.

Defendants

CIVIL ACTION

CASE MANAGEMENT ORDER

A Case Management Conference having been held by the Court on

10/19/15

, 2015, and the Court having considered the matter, and good cause

appearing:

It is hereby ordered and adjudged as follows:

CASE MANAGEMENT ORDER

- 1. Plaintiff(s) is (are) to provide fully responsive answers to defendant's interrogatories on or before _____;
- 2. Defendant(s) is (are) to provide fully responsive answers to plaintiff's interrogatories on or before _____;
- 3. (a) If the form interrogatories found in Appendix II to the Rules of Court do not apply to this case, then interrogatories not exceeding 20 in number without subparts shall be served within 10 days of the date hereof. Otherwise, said form interrogatories are to be utilized. See R.4:17-1;
- (b) The party served with interrogatories shall serve his/her answers thereto upon the party propounding them within 30 days after service of such interrogatories upon him/her;

(c) In the event that relief is required from the accelerated discovery provisions of this Order, such relief shall be sought within 30 days from this date on formal motion supported by a detailed certification as to why the discovery cannot be completed within the time allotted. The provisions of R.4:24-1 do not apply.

4. Plaintiff(s) is (are) to respond to defendant's Notice to Produce on or before _____;

5. Defendant(s) is (are) to respond to plaintiff's Notice to Produce on or before _____;

6. Plaintiff(s) _____ is (are) to be produced for depositions on or before _____. If the depositions are adjourned by defendant without good cause, the right to take same is waived. If adjourned by plaintiff without good cause, plaintiff's testimony is barred at trial. If the depositions are not noticed by the above date, the right to same is waived.

7. Defendant(s) _____ is (are) to be produced for depositions on or before _____. If the depositions are adjourned by plaintiff without good cause, the right to take same is waived. If adjourned by defendant without good cause, defendant's testimony is barred at trial. If the depositions are not noticed by the above date, the right to same is waived.

8. Plaintiff is to serve medical expert's report(s) on or before _____ or be barred from introducing evidence on this issue;

9. Plaintiff is to serve liability expert's report(s) on or before _____ or be barred from introducing evidence on this issue;

10. Plaintiff is to serve economic expert's report(s) on or before _____ or be barred from introducing evidence on this issue;

11. If desired, defendant(s) are to serve medical expert's report(s) on or before _____ or be barred from introducing evidence on this issue;

12. If desired, defendant(s) are to serve liability expert's report(s) on or before _____ or be barred from introducing evidence on this issue;

13. If desired, defendant(s) are to serve economic expert's report(s) on or before _____ or be barred from introducing evidence on this issue;

14. If noticed, plaintiff is to produce medical expert(s) for depositions on or before _____. If not noticed, defendant will waive right to same. If adjourned by plaintiff, testimony from such witness will be barred absent

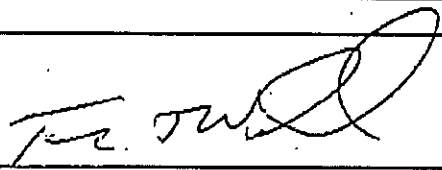
exceptional circumstances. If adjourned by defendant, the right to same is waived;

15. If noticed, plaintiff is to produce liability expert(s) for depositions on or before _____ . If not noticed, defendant will waive right to same. If adjourned by plaintiff, testimony from such witness will be barred absent exceptional circumstances. If adjourned by defendant, the right to same is waived;
16. If noticed, plaintiff is to produce economic expert(s) for depositions on or before _____ . If not noticed, defendant will waive right to same. If adjourned by plaintiff, testimony from such witness will be barred absent exceptional circumstances. If adjourned by defendant, the right to same is waived;
17. If noticed, defendant is to produce medical expert(s) for depositions on or before _____ . If not noticed, plaintiff will waive right to same. If adjourned by defendant, the right to same is waived;
18. If noticed, defendant is to produce liability expert(s) for depositions on or before _____ . If not noticed, plaintiff will waive right to same. If adjourned by defendant, the right to same is waived;
19. If noticed, defendant is to produce economic expert(s) for depositions on or before _____ . If not noticed, plaintiff will waive right to same. If adjourned by defendant, the right to same is waived;
20. Depositions of any currently known fact witnesses are to be noticed to be held on or before _____. If not noticed, same are waived. Once noticed, the depositions are not to be adjourned by any party without leave of court;
21. Defendant is granted leave to schedule an Independent Medical Exam on or before _____. If same is not scheduled, the right to same is waived. If plaintiff fails to attend or complete the Independent Medical Exam as scheduled, testimony concerning plaintiff's injuries will be barred at trial absent exceptional circumstances;
22. Dispositive motions are to be filed and returnable no later than _____;
23. A case management/settlement conference is scheduled for _____ @ _____ a.m./p.m.. If defendant(s) has/have no settlement authority, defendant(s) is/are to notify all parties and the court within three (3) days of the above date. Plaintiff shall be present at the settlement conference. Defendant(s) shall have a representative with settlement authority either present or available by telephone;

- 24. All parties are to confirm the availability of each witness for the assigned trial date forthwith. If any witness is unavailable after an adjournment has been given to assure the presence of any witness, his/her testimony is to be preserved via videotape. In the event that a witness is unavailable and his/her testimony has not been preserved, the party wishing to produce same will be deemed to have waived that witness testimony at trial;
- 25. **DISCOVERY END DATE EXTENDED TO:** _____;
- 26. **TRIAL DATE:** _____;
- 27. Before opening statements, the attorneys shall submit to the trial judge copies of any materials exchanged pursuant to R.4:25-7 and written stipulations, special voir dire questions, proposed jury instructions with specific reference to the Model Civil Jury Charges, if applicable, a proposed Jury Verdict Sheet and a list of exhibits, all of which are to be pre-marked. Failure to exchange or submit the required information may result in sanctions.

28. **OTHER:**

*Case stayed due to Δ Calderon's
 Bankruptcy filing - He to make
 application for exemption*



 THOMAS J. WALSH, J.S.C.

cc: Rosa Voytac-Calderon-Court Clerk