

# Northeast Judicial Forum on Asbestos

Featuring New Jersey, New York & Pennsylvania Jurisdictions

Thursday, December 3, 2009

Location: Conference Concierge Center, 780 Third Avenue, New York



**CONFERENCE CHAIRS:**

Judy Yavitz, Esq., Reed Smith LLP, New York

Perry Weitz, Esq., Weitz & Luxenberg, New York

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| <p>8:00 Registration and Continental Breakfast</p> <p>9:00 Opening Remarks</p> <p>9:15 New Medicare/Medicaid Regulations</p> <ul style="list-style-type: none"> <li>• What are plaintiff and defendant obligations?</li> <li>• Are all awards subject to reporting?</li> <li>• Does the Court have any role in this?</li> </ul> <p>Jason Wolf, Director of Operations, The Garretson Firm Resolution Group, Inc., Charlotte, NC</p> <p>Christopher Placitella, Esq., Cohen, Placitella &amp; Roth, Red Bank, NJ</p> <p>Beth Valocchi, Esq., Swartz Campbell LLC, Wilmington, DE</p> <p>10:15 Discovery/Pretrial Preparation</p> <ul style="list-style-type: none"> <li>• Depositions: rules and guidelines in the various jurisdictions</li> <li>• Various standards for summary judgment: proximity, regularity</li> <li>• He said, she said--at what point is there an actual issue of fact?</li> <li>• Should SJ be used as a settlement tool and how?</li> </ul> <p>James Long, Esq., Weitz &amp; Luxenberg, New York</p> <p>Craig Blau, Esq., Reed Smith LLP, New York</p> <p>Hon. Sherry Klein Heitler, New York State Supreme Court</p> <p>Hon. Joan Madden, New York State Supreme Court</p> <p>Hon. Sandra Mazer Moss, Philadelphia Court of Common Pleas</p> <p>Hon. Martin Shulman, New York Supreme Court</p> <p>Hon. Ann G. McCormick, Superior Court of New Jersey</p> <p>11:15 Morning Break</p> <p>11:30 Bankruptcy Trusts/How Claims Are Processed and How they Affect the Tort System</p> <ul style="list-style-type: none"> <li>• Claims criteria: how to process a claim in a bankruptcy - exposure and medical criteria</li> <li>• What claimants need to do to get paid by the trusts</li> <li>• NY requirement that POCs be filed before trial?</li> <li>• Discoverability and Admissibility of POCs</li> </ul> <p>Paul Scudato, Esq., Schiff Hardin LLP, New York</p> <p>Perry Weitz, Esq., Weitz &amp; Luxenberg, New York</p> <p>Lisa Busch, Esq., Weitz &amp; Luxenberg, New York</p> <p>Hon. Sherry Klein Heitler, New York State Supreme Court</p> <p>Hon. Joan Madden, New York State Supreme Court</p> <p>Hon. Sandra Mazer Moss, Philadelphia Court of Common Pleas</p> <p>Hon. Martin Shulman, New York Supreme Court</p> <p>Hon. Ann G. McCormick, Superior Court of New Jersey</p> <p>12:30 Networking Luncheon - Sponsored by Weitz &amp; Luxenberg<br/>LOCATION: GRAND CENTRAL</p> <p>1:30 Liability of Equipment Manufacturers for External/Component Parts (Merrill, Taylor, O'Neill, Wallace, Pokorney)</p> <ul style="list-style-type: none"> <li>• Status of the law in various states</li> <li>• Should liability be extended?</li> <li>• Pokorney appeal</li> </ul> <p>Nick Vari, Esq., K&amp;L Gates, Pittsburgh, PA</p> <p>Alani Golanski, Esq., Weitz &amp; Luxenberg, New York</p> | <p>2:30 Which Trial Methods Have Are Fair and Successful at Moving and Resolving Cases?</p> <ul style="list-style-type: none"> <li>• Motions in limine</li> <li>• Factors to consider re Consolidations--is Malcolm alive and well?</li> <li>• Utility and size of consolidation?</li> <li>• Trials on single issues; bifurcation, reverse bifurcation, single defendant?</li> </ul> <p>Bruce Bishop, Esq., Willcox &amp; Savage, P.C., Norfolk, VA</p> <p>Robert Gordon, Esq., Weitz &amp; Luxenberg, P.C., New York</p> <p>Hon. Sherry Klein Heitler, New York State Supreme Court</p> <p>Hon. Joan Madden, New York State Supreme Court</p> <p>Hon. Sandra Mazer Moss, Philadelphia Court of Common Pleas</p> <p>Hon. Martin Shulman, New York Supreme Court</p> <p>Hon. Ann G. McCormick, Superior Court of New Jersey</p> <p>3:30 Afternoon Break</p> <p>3:45 Use of Special Masters, JHOs, Arbitrators and Mediators</p> <ul style="list-style-type: none"> <li>• Who uses what?</li> <li>• For what purposes--settlement, discovery?</li> <li>• What jurisdictions have special masters and how can they be more useful?</li> </ul> <p>Joseph Belluck, Belluck &amp; Fox LLP, New York</p> <p>Anthony Caruso, Esq., Caruso Pope Edell Picini, P.C., Fairfield, NJ</p> <p>Hon. Sherry Klein Heitler, New York State Supreme Court</p> <p>Hon. Joan Madden, New York State Supreme Court</p> <p>Hon. Sandra Mazer Moss, Philadelphia Court of Common Pleas</p> <p>Hon. Martin Shulman, New York Supreme Court</p> <p>Hon. Ann G. McCormick, Superior Court of New Jersey</p> <p>4:45 Technology in the Courtroom</p> <p><i>Email communication and other technology in the various courtrooms</i></p> <p>Hon. Joan Madden, New York State Supreme Court</p> <p>Hon. Sandra Mazer Moss, Philadelphia Court of Common Pleas</p> <p>Hon. Martin Shulman, New York Supreme Court</p> <p>Hon. Ann G. McCormick, Superior Court of New Jersey</p> <p>Jeffrey Carucci, Statewide Coordinator for e-Filing, New York</p> <p>John Stracquatano, Project Manager for New Technology Applications, NJ Administrative Office of the Courts, Trenton, NJ</p> <p>David Feinberg, Chief Executive Officer, Courtroom Connect, New York</p> <p>John Shin, Esq., Executive Director - Content Services &amp; General Counsel. Courtroom Connect, New York</p> <p>5:30 Adjourn and Cocktail Reception</p> |
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