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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SOLANO
DEPARTMENT NO. 1

HONORABLE PAUL L. BEEMAN, PRESIDING

COPY

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JAMES COLLVINS, VIRLEY MARTIN,
DANIEL TIBURCIO, ALLEN PINELL,
(DENISE LEDER, AS SUCCESSOR IN
INTEREST), ERNA BRISTOW,
WILLIAM HOLLIFIELD,
Plaintiffs,
vs.
ASBESTOS CORPORATION LIMITED,
Defendant. /

Nos. FCS040570
FCS040592
FCS041058
FCS041125
FCS041431
FCS041773

JOHN ALLERT,
Plaintiff,
vs.
AMCORD, INC.
Defendant. /

No. FCS040848

EARLEAN HARRIS, ET AL.,
Plaintiffs,
vs.
J-M MANUFACTURING COMPANY, INC.,
Defendant. /

No. FCS041154

STEPHEN WINDHAM,
Plaintiff,
vs.
PNEUMO ABEX, LLC, ET AL.,
Defendants. /

No. FCS041884

REPORTER'S TRANSCRIPT OF CASE MANAGEMENT CONFERENCE ONE

THURSDAY, OCTOBER 17, 2013

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DANA L. BISPO
Official Court Reporter
CSR No. 8250

1 going the way you're going. I don't have the authority to order
2 you to mediation. If I did, I would, but I don't.

3 So, Mr. Miller, anything you want to raise on any of these
4 cases?

5 MR. MILLER: No, your Honor.

6 THE COURT: All right. Let's pick a date when we can all
7 make it and come back on the balance. I'm looking at -- I don't
8 know what I'm going to look at. I'm going to look at the week
9 of the 27th of January. How about the morning of the 29th?
10 That's a Wednesday. Nine o'clock work out okay for you, folks?

11 MR. MILLER: Sounds good to me.

12 THE COURT: All right. And some of you folks might not have
13 been here before, and I'll say this for your benefit. If you
14 have a particular issue you want to raise with me, file a case
15 management conference statement. If you don't, you don't have
16 to. I want the Plaintiffs' firm to file a case management
17 conference statement, and I want the lead defendants to file a
18 case management conference statement. The rest of you smaller
19 players, save your money and settle your case and move on, okay?

20 MS. PRZETAK: Your Honor?

21 THE COURT: Yes.

22 MS. PRZETAK: May I address one issue? This is
23 Laura Przetak from Berry & Berry. The Court's case management
24 order in these asbestos cases envisions that certain records are
25 obtained and Plaintiffs' depositions are noticed by designated
26 defense counsel.

27 THE COURT: Right.

28 MS. PRZETAK: And the cost for doing all of that is shared

1 amongst the defendants who have appeared in the cases. For
2 whatever reason, oversight, this is a new county for many
3 defendants, not all defendants are notifying Berry & Berry that
4 they're in individual cases filed here in Solano County. I
5 would say the only exception would be the Tiburcio matter where
6 19 defendants have told Berry & Berry they are involved in that
7 case, but in the remaining cases we have but two or three
8 defendants. So, those two or three defendants will be bearing
9 the cost of all the functions that Berry & Berry performs, and
10 the other are not participating.

11 So, I would ask that this Court require defendants to notify
12 Berry & Berry of all the cases they're involved in here in
13 Solano County within, say, a week.

14 THE COURT: A week of today's date?

15 MS. PRZETAK: Yes, your Honor.

16 THE COURT: Anybody want to be heard on that? So ordered.

17 MS. PRZETAK: Thank you, your Honor.

18 THE COURT: And, you know, I appreciate you bringing it up.
19 And if you have problems like that, don't hesitate to bring them
20 up at any time. As I said, you know, some of you folks are new
21 to this Court. And so, I'm happy to help assist you in
22 resolving your cases. Some people don't want the trial court
23 involved in a settlement conference. Fine, I won't be in the
24 settlement conference; but if you have other issues with
25 production or compliance, you set up a phone conference, give
26 everybody 72 hours notice, I'll be happy to do it by phone.
27 I'll be happy to have you come back for a hearing on the issue
28 at any time. I'll be happy to meet with you folks off the