

AMENDED ORDER ON MOTION

NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION
V.
OCCIDENTAL CHEMICAL CORP

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO. A-002327-13T2
MOTION NO. M-004536-13
BEFORE PART B
JUDGE(S): ALEXANDER P. WAUGH JR.
WILLIAM E NUGENT

MOTION FILED: 02/19/2014

BY: DEPARTMENT OF ENVIRONMENTAL
PROTECTION

ANSWER(S) 02/27/2014

BY: BOROUGH OF FANWOOD

FILED: 02/28/2014

OCCIDENTAL CHEMICAL CORPORATION

SUBMITTED TO COURT: March 10, 2014

ORDER

THIS MATTER HAVING BEEN DULY PRESENTED TO THE COURT, IT IS, ON THIS
27th day of March, 2014, HEREBY ORDERED AS FOLLOWS:

MOTION BY RESPONDENT

MOTION FOR SUMMARY DISPOSITION GRANTED

SUPPLEMENTAL: Having reviewed the briefs filed on the motion, the court determines that Case Management Order XX does not amount to an abuse of the trial judge's broad discretion to manage highly complex litigation by ordering the timing and order of discovery, joinder of parties, trials, and settlements to achieve a fair resolution of such litigation within the bounds of the rules of court and due process. See Lech v. State Farm Ins. Co., 336 N.J. Super. 254, 200 (App. Div. 2000). Because we conclude that Order XX is not an abuse of discretion, we find no error in the other orders on appeal. Consequently, we affirm.

FOR THE COURT:



ALEXANDER P. WAUGH JR., J.A.D.