

To: David McMorris, Plaintiffs' Liaison Counsel  
Lawrence Cetrulo, Defendants' Liaison Counsel

From: Eric D. Green *EDG*  
James V. Ryan *JVR*

Date: October 29, 1998

Re: State Court Asbestos Litigation  
Filing of Documents with the Court Clerk

Judge Hiller B. Zobel has asked us to clarify for counsel the requirements of the asbestos pre-trial preparation orders with respect to the filing of certain documents with the Court Clerk. **Counsel are not required to file any of the following documents with the Court Clerk prior to trial:**

- 1) Plaintiff's Disclosure Forms or other responses to discovery requests;
- 2) Defendant's Responses to Plaintiff's Disclosure Forms;
- 3) Expert Witness Designations;
- 4) Lay Witness Designations;
- 5) Exhibit Lists;
- 6) Deposition Designations; or
- 7) Proposed Voir Dire and Special Jury Questions.

Counsel must provide all such documents to the other parties in the case in accordance with the applicable pre-trial preparation schedule, but those documents should not be filed with the Court Clerk at that time. Counsel should instead have copies of all of those documents available for the Court on the day that the case is called to trial.

Please advise all counsel of this directive immediately, so that we can reduce any unnecessary burden on the Clerk's office and waste of paper caused by the premature filing of these documents. Please contact us if you have any questions or if we can be of any further assistance.