

**In Re: Lead Paint Litigation
Hon. Linda K. Lager**

Excerpts from LPL Case Management Order No. 1 (as amended 11/20/2014):

I. Subject Matter

1. This case management order shall apply to all civil matters related to lead paint litigation in the Superior Court of the State of Connecticut with respect to the subject matter addressed in this order. Matters not addressed shall be governed by the Rules of Practice of the Connecticut Superior Court and any orders entered in the case by an assigned Individual Calendar (IndiCal) judge.

2. This case management order may be supplemented or superseded by additional case management orders as deemed required by the undersigned presiding judge.

II. "LPL" Designation

1. In all civil cases in which a claim of damages resulting from lead paint exposure is made, the designation "**LPL**" shall appear as a prefix to the docket number on all filings unless the case is assigned to an Individual Calendar (IndiCal) docket.

2. In all declaratory judgment actions where the underlying action involves a claim of damages resulting from lead paint exposure, the designation "**LPL**" shall appear as a prefix to the docket number on all filings unless the case is assigned to an Individual Calendar (IndiCal) docket.

III. New Actions: Filings; Notice of Filing

1. The venue provisions of Conn. Gen. Stat. § 51-345 (formerly Conn. Gen. Stat. § 52-42) apply to all civil actions related to lead paint. Cases should bear the designation "**LPL**" in a prominent place on the face sheet.

2. Notice of the filing of new actions related to lead paint, including any declaratory judgment action, must be provided to:

Rose Ann Rush
Superior Court Operations
123 Hoyt Street
Stamford, CT 06905

Such notice shall contain the name of the case, the return date, the Judicial District in which filed, and the name, address, juris number, e-mail address and telephone number of counsel.

3. All civil cases related to lead paint shall remain pending in the judicial district in which they are filed, subject to the provisions of this case management order, any future case management orders, orders entered by Individual Calendar (IndiCal) judges and further order of the Chief Court Administrator.

IV. Mandatory Limited Disclosure

1. Within 14 days of the filing of an appearance for the defendant(s), plaintiffs shall provide the following information to appearing counsel and/or pro se parties:

(a) A list of the prior and subsequent residences of the minor plaintiff(s) and the dates of occupancy, if known; and

(b) A list of the blood lead levels of the minor plaintiff(s), or

(c) A list of known medical providers and limited authorizations for the release of medical records pertaining to blood lead levels of the minor plaintiff(s) from such providers.

2. If the limited disclosure required in IV.1 is not provided, the defendant(s) may file a motion to compel compliance.

3. If the plaintiff(s) provide limited medical authorizations pursuant to IV.1 (c), the defense shall provide to the plaintiff(s) copies of any medical records pertaining to blood lead levels obtained from medical providers as a result.

VIII. PreTrials; Trials

1. Trial dates shall be scheduled in the Judicial District in which the case is pending.

2. There shall be no continuances granted based on this order in any civil case seeking a declaratory judgment or damages resulting from lead paint exposure which has a firm trial date in the Judicial District in which it is pending.

3. Cases shall be subject to the scheduling protocols that are in place and used in the ordinary course in the Judicial District in which they are pending. This order shall not constitute a basis upon which to request a continuance.

4. Counsel may request the undersigned to conduct a Judicial ADR (J-ADR) session in any LPL case pending in any Judicial District by contacting the undersigned directly or by e-filing the court form "Request for Judicial Alternative Dispute Resolution" JD-CV-130.

IX. Superseding Order

This order supersedes any other LPL standing orders previously entered including, but not limited to, LPL Case Management Order No. 1, dated November 27, 1996 as amended on July 15, 1997.

IT IS SO ORDERED.

LINDA K. LAGER, PRESIDING JUDGE
FOR LEAD PAINT LITIGATION

Entered this 20th day of November, 2014 at New Haven, Connecticut