UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

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ROSALIE ROMANO; PATRICIA GLUECKERT,)
individually and on behalf of the Estate of WILLIAM G.) Case No: 16-cv-5760
GLUECKERT; WILLIAM P. GLUECKERT; JAYNE) GRB-AKT
MANN; ROSS MEADOW and ARLENE MEADOW;)
JACOB KHOLODNY and BELLA KHOLODNY, FLO)
RAUCCI, individually and on behalf of the Estate of)
SALVATORE RAUCCI; DANIEL GALLANTE and)
JENNIFER GALLANTE; TERESA MEADE, DONALD)
LAGOMARSINO, SCOTT RUST, LAURIE FRANKS,)
THOMAS NUCCI, CHRISTOPHER BLADES, DAWN)
CIRINO-SAMBADE, MARY ELLEN GINTY, JOHN)
SCHLOSSER, individually and on behalf of all others)
similarly situated; and DENISE FLORIO; MARYANN)
HERBERT; CHRISTINA ANDREWS-SALES;)
CHRISTOPHER CAGNA; JACKIE LIEBERMAN;)
CATHERINE LEWONKA; EUGENE CONNOLLY;)
VIVIANE BLICKENSDERFER; DANA)
BLICKENSDERFER, GLENN FALINO and MARCIA)
FALINO; individually,)
**)
Plaintiffs,)
)
VS.)
)
NORTHROP GRUMMAN CORPORATION;)
NORTHROP GRUMMAN SYSTEMS CORPORATION)
)
Defendants.)
)

MOTION FOR CLASS CERTIFICATION

Pursuant to <u>Fed. R. Civ. Pro.</u> 23, the Plaintiffs, by their undersigned attorneys, respectfully move the Court to certify the following classes in this action:

- 1) the Medical Monitoring Class;
- 2) the Medical Monitoring Alternative Subclass;
- 3) the Property Damage Class; and

- 4) the Property Damage Alternative Subclass.
- 5) As more fully explained in the accompanying Plaintiffs' Memorandum of Law in Support of Motion for Class Certification ("MOL") with exhibits, these classes should be certified because:
 - a. the Plaintiffs have proved by a preponderance of the evidence all of the requirements of Fed. R. Civ. Pro. 23(a) with respect to all four classes;
 - b. the Plaintiffs have proved by a preponderance of the evidence all of the requirements of <u>Fed. R. Civ. Pro.</u> 23(b)(3) with respect to all classes; and
 - c. the Plaintiffs have also proved by a preponderance of the evidence all of the requirements of Fed. R. Civ. Pro. 23(b)(2) with respect to the medical monitoring classes.
- 6) The following Exhibits are attached hereto in support of the Motion for Class Certification:
 - Exhibit 1 the proposed class boundary map for Medical Monitoring Class.
 - Exhibit 2 proposed class boundary map for Medical Monitoring Alternate Subclass
 - Exhibit 3 proposed class boundary map for the Property Damage Classes
 - Exhibit 4 Rule 26 Report of Plaintiffs' expert, John B. Robertson, PG
 - Exhibit 5 Rule 26 Report of Plaintiffs' expert, Paul E. Rosenfeld, Ph.D.
 - Exhibit 6 Rule 26 Report of Plaintiffs' expert, W. Richard Laton, Ph.D.
 - Exhibit 7 Rule 26 Report of Plaintiffs' expert, Kevin J. Boyle, Ph.D.
 - Exhibit 8 Rule 26 Report of Plaintiffs' expert, Richard C. Bost, PE, PG
 - Exhibit 9 Rule 26 Report of Plaintiffs' expert, Tee L. Guidotti, M.D., MPH, DABT

- Exhibit 10 Transcript of the deposition of proposed class representative Christopher Blades, with exhibits
- Exhibit 11 Transcript of the deposition of proposed class representative Laurie Franks, with exhibits
- Exhibit 12 Transcript of the deposition of proposed class representative Mary Ellen Ginty, with exhibits
- Exhibit 13 Transcript of the deposition of proposed class representative Patricia

 Glueckert, with exhibits
- Exhibit 14 Transcript of the deposition of proposed class representative Bella Kholodny, with exhibits
- Exhibit 15 Transcript of the deposition of proposed class representative Jacob Kholodny, with exhibits
- Exhibit 16 Transcript of the deposition of proposed class representative Teresa

 Meade, with exhibits
- Exhibit 17 Transcript of the deposition of proposed class representative Arlene

 Meadow, with exhibits
- Exhibit 18 Transcript of the deposition of proposed class representative Ross

 Meadow, with exhibits
- Exhibit 19 Transcript of the deposition of proposed class representative Rosalie Romano, with exhibits
- Exhibit 20 Transcript of the deposition of proposed class representative John Schlosser, with exhibits

Exhibit 21 - Declaration of Gregory Cade, Esq. in Support of Plaintiffs' Motion for Class certification

Exhibit 22 - Declaration of Paul J. Napoli, Esq. in Support of Plaintiffs' Motion for Class Certification

Exhibit 23 - Rule 26 Report of Plaintiffs' expert, Matthew Garretson, Esq.

For the reasons stated in the Third Amended Complaint, the annexed Plaintiffs' Memorandum of Law, and all the reports and exhibits attached hereto, Plaintiffs request that the Motion for Class Certification be granted, as well as such other and further relief that this Court may deem proper and just.

Dated: Melville, New York October 29, 2021

Respectfully submitted,

Counsel for Plaintiffs and the Proposed Classes

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