

16.0 ASBESTOS LITIGATION SPECIAL PROVISION

- (A) In an action involving any allegation for injury or death arising from exposure to asbestos, the rules of civil procedure governing a civil action shall apply except as provided by this rule.
- (B) The caption of all legal papers filed in the action shall contain the designation "Civil Action -- Asbestos."
- (C) Within twenty-eight (28) days after service of the complaint, the defendant shall enter an appearance which shall constitute:
 - (1) a denial of all averments of fact in the complaint;
 - (2) an allegation of all affirmative defenses; and
 - (3) a claim for indemnification and contribution from any other party.

By filing an entry of appearance, all averments of appearance, all averments of fact are deemed denied (subdivision (c)(1), all affirmative defenses are deemed alleged (subdivision (c)(2), and each defendant is deemed to have asserted a claim for indemnity and contribution against each other party (subdivision (c)(3).

Effective 12/01/97