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FRANK S. ZOLIN, COUNTY CLERK

M. Cazares

BY M. CAZARES, DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

In re Los Angeles Asbestos) No. C 700000
Litigation - General Orders)

) GENERAL ORDER NO. 19

IT IS HEREBY ORDERED that a standard set of supplemental interrogatories from the machinery defendants to the tire-worker plaintiffs is established by the Court. A copy of said standard set of supplemental interrogatories is attached hereto, marked Exhibit "19-A" and made a part hereof.

Dated: September 15, 1989.

Ronald E. Cappai

RONALD E. CAPPAL
Judge of the Superior Court

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

) CASE NO. :
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) SUPPLEMENTAL INTERROGATORIES
) PROPOUNDED TO PLAINTIFF(S)
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TO PLAINTIFF(S) AND THEIR ATTORNEYS OF RECORD:

Defendants request that plaintiff(s) answer each of the following interrogatories, pursuant to Code of Civil Procedure §2030 and the Court's 1989 General Orders, within sixty (60) days after the service of these interrogatories.

80. Please identify the name and address of the manufacturer, as well as the model and serial number of any and all curing presses you allege you personally operated at the Firestone Tire & Rubber Company plant located in Southgate, California.

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1 (a) Please identify the name, address and telephone number of
2 the manufacturer, as well as model and serial number of any and all
3 curing presses you claim were present in your work area at the
4 Firestone Tire & Rubber Company plant in Southgate, California.

5 81. If you are unable to state the model and serial number
6 requested in response to Interrogatory No. 80 above, please state
7 the following:

8 (a) Describe as accurately as possible the physical
9 description of the machines including the approximate height,
10 width, length and color of any and all curing presses you claim
11 were present in your work area;

12 (b) Describe as accurately as possible the physical
13 description of the machines including the approximate height,
14 width, length and color of any and all curing presses you claim
15 were present in your work area;

16 (c) Whether you are in possession of any photos, films or
17 other graphic descriptions of these curing presses.

18 82. Did you ever perform any type of maintenance or repair
19 work on a curing press. If so, please state the following:

20 (a) The name of the manufacturer of the curing press you
21 worked on;

22 (b) Specifically describe each type of repair or maintenance
23 work you performed on the curing press;

24 (c) What specific part(s) of the machine were repaired and/or
25 maintained by you;

26 (d) What tools, solvents or other materials did you use to
27 repair, clean or maintain the curing press; and

28 //

1 (e) If you replaced any component parts on the curing press,
2 describe with specificity which parts you replaced and how often
3 you would replace those component parts.

4 83. Were the tire curing presses located at the Firestone
5 Tire & Rubber Company plant located in Southgate, California, used
6 to process passenger or truck tires, or both.

7 (a) If the curing presses referred to above were used for
8 both types of tires, please state approximately the number of
9 curing presses located at the Firestone Tire & Rubber Company plant
10 which were used to produce passenger tires and the approximate
11 number of curing presses used to produce truck tires;

12 (b) Please state the approximate percentage of time you
13 worked on or nearby a curing press which produced passenger tires
14 and the percentage of time you worked on or nearby any curing
15 presses which produced truck tires.

16 84. Did you personally order any asbestos component parts for
17 a curing machine?

18 85. Are you aware of anyone else at the Firestone Tire &
19 Rubber Company plant located in Southgate, California, who did
20 order component parts for a curing press? If so, please state
21 their name, last known address and telephone number, and their
22 title while employed at Firestone Tire & Rubber Company.

23 86. Describe what types of ventilation systems were in use in
24 the curing rooms at the Firestone Tire & Rubber Company plant
25 located in Southgate, California.

26 87. Were there any routine maintenance or repair schedules
27 for the curing machines? If so, please state the following:

28 //

1 (a) Describe the frequency of such maintenance, i.e., daily,
2 yearly, etc.;

3 (b) Identify by job title and/or specific name, those who
4 were responsible for the routine maintenance and repair on the
5 curing presses at the Southgate, California Firestone Tire & Rubber
6 Company plant; and

7 (c) Identify the maintenance supervisor and/or any other
8 individual who is responsible for supervising, maintaining,
9 repairing and cleaning the curing presses at the Firestone Tire &
10 Rubber Company plant located in Southgate, California.

11 88. If your spouse is also making a claim for damages or
12 personal injury; and

13 (a) The specific nature of you spouse's damages or personal
14 injury; and

15 (b) The complete name, address and telephone number of any
16 and all medical practitioners who rendered medical care to your
17 spouse.

18 89. With respect to any and all tire curing presses,
19 machinery component parts, supplies and/or other products
20 designed, manufactured, sold or distributed by McNEIL (OHIO)
21 CORPORATION which you allege contained asbestos, state fully and
22 with particularity the following:

23 (a) The name of each product which you allege contains
24 asbestos;

25 (b) Identify each product's location in the Firestone Tire &
26 Rubber plant by building and/or floor;

27 (c) Identify the serial number of each product;

28 //

1 (d) Describe the manner in which you were exposed to asbestos
2 contained in any product identified in your answer to subpart (a);

3 (e) State the dates of exposure to each product identified in
4 your answer to subpart (a); and

5 (f) Identify by description, title, name, date and current
6 custodian of any documents which you have relied upon to answer
7 this interrogatory.

8 90. For each component part of a tire curing press located at
9 the Firestone Tire & Rubber Company plant in Southgate which you
10 contend contained asbestos, please state:

11 (a) The specific component part containing asbestos;

12 (b) The name and address of the manufacturer of the component
13 part;

14 (c) The name, address and telephone number of the
15 manufacturer, as well as the model and serial number, of the tire
16 curing press in which this part was component thereof.

17 91. Specifically state all facts as to how any asbestos in
18 the tire curing presses at the Firestone Tire & Rubber Company
19 plant located in Southgate, California came off of said presses
20 thereby causing injury to you.

21 92. If you never operated, maintained or repaired a tire
22 curing press at the Firestone Tire & Rubber Company plant located
23 in Southgate, California, please state:

24 (a) Precisely how you contend you were exposed to any
25 asbestos fibers or dust from the tire curing presses at this
26 Firestone plant;

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1 (b) Did a floor to ceiling wall exist for the length of the
2 plant between the area where you worked inside the plant at the
3 mill room, compound room, banbury machines, calendar room, etc.,
4 and where the tire curing presses were located at any time you were
5 employed at this plant?

6 (c) State the approximate dates that a floor to ceiling wall
7 existed for the length of the plant between the area where you
8 worked inside the plant at the mill room, compound room, banbury
9 machines, calendar room, etc., at any time you were employed at
10 this plant;

11 (d) State the names and addresses and telephone numbers of
12 all persons who worked at that plant who have knowledge that you
13 were exposed to asbestos from any tire curing press there.

14 93. Do you contend that any manufacturer's of tire curing
15 presses located at the Firestone Tire & Rubber Company plant in
16 Southgate, California, breached an express warranty? If so, please
17 state:

18 (a) The name and address of each manufacturer and the model
19 of each tire curing press which made this express warranty;

20 (b) The specific language, or at least an approximation
21 thereof, made by each manufacturer of the tire curing presses;

22 (c) Precisely to whom the express warranty was made;

23 (d) The date that each such express warranty was made;

24 (e) Precisely how the breach of said express warranty caused
25 an injury to you;

26 (f) State the names and addresses of all persons who have
27 knowledge of the facts that support this contention;

28 //

1 (g) Specifically describe all writings, as defined by
2 Evidence Code §250, which support this contention.

3 94. Do you contend that any manufacturer of tire curing
4 presses located at the Firestone Tire & Rubber Company plant in
5 Southgate, California, breached an implied warranty of fitness for
6 a particular purpose? If so, please state:

7 (a) The name and address of each manufacturer and the model
8 of each tire curing press which made this implied warranty;

9 (b) The specific language, or at least an approximation
10 thereof, made by each manufacturer of tire curing presses;

11 (c) Precisely how the breach of said implied warranty caused
12 an injury to you;

13 (d) State the names and addresses of all persons who have
14 knowledge of the facts that support this contention;

15 (e) Specifically describe all writings, as defined by
16 Evidence Code §250, which support this contention.

17 95. Do you contend that any manufacturers of tire curing
18 presses located at the Firestone Tire & Rubber Company plant in
19 Southgate, California, breached the implied warranty of
20 merchantability? If so, please state:

21 (a) The name and address of each manufacturer and the model
22 of each tire curing press which made this implied warranty;

23 (b) Precisely how the breach of said express warranty caused
24 an injury to you;

25 (c) State the names and addresses of all persons who have
26 knowledge of the facts that support this contention;

27 (d) Specifically describe all writings, as defined by
28 Evidence Code §250, which support this contention.

1 96. Do you contend that Firestone concealed any alleged
2 dangerous or hazardous effects to your health from talc, asbestos
3 or any chemicals at its plant in Southgate, California from you at
4 any time you worked there? If so, please state:

5 (a) All facts as to how Firestone concealed this danger and
6 hazard;

7 (b) All persons who have knowledge of the facts that
8 Firestone concealed this danger and health hazard;

9 (c) All writings, as defined by Evidence Code §250, which
10 support this contention;

11 (d) All facts as to why Firestone concealed this danger.

12 97. State the date when you first knew you had been exposed
13 to asbestos from a tire curing press at the Firestone Tire & Rubber
14 Company plant in Southgate, California.

15 98. Do you contend that any tire curing press located at the
16 Firestone Tire & Rubber Company plant in Southgate, California was
17 improperly modified or otherwise altered thereby resulting in an
18 injury to you? If so, please state:

19 (a) The name of the manufacturer of said tire curing press
20 and the model and serial number of said press;

21 (b) The names and address of the person who made such
22 modifications or alterations;

23 (c) The name and address of the employer of the person who
24 made such alterations or modifications;

25 (d) The date each modification or alteration was made;

26 (e) Precisely how said press was altered or modified;

27 (f) Describe with specific particularity all writings which
28 support the facts stated within the response to this interrogatory.

1 99. Do you contend that any tire machinery defendant is
2 liable for any injuries claimed by you to have allegedly resulted
3 from your alleged exposure to talc? If so, please state as to each
4 such defendant:

- 5 (a) All facts in support of this contention;
- 6 (b) The names and addresses of all persons who have knowledge
7 of the facts that support this contention;
- 8 (c) Describe all writings which support this contention.

9 100. Do you contend that the tire machinery defendants
10 negligently research asbestos products thereby injuring you?
11 If so, please state:

- 12 (a) The name of each tire machinery defendant whom you
13 contend acted so negligently;
- 14 (b) The asbestos products, including the model, which were so
15 negligently researched;
- 16 (c) All facts in support of this contention;
- 17 (d) The names and addresses of all persons who have knowledge
18 of the facts that support this contention;
- 19 (e) Describe all writings which support this contention.

20 101. Do you contend that the tire machinery defendants
21 negligently tested asbestos products? If so, please state:

- 22 (a) The name of each tire machinery defendant whom you
23 contend acted so negligently;
- 24 (b) The asbestos products, including the model, which were so
25 negligently tested;
- 26 (c) All facts in support of this contention;

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1 (d) The names and addresses of all persons who have knowledge
2 of the facts that support this contention;

3 (e) Describe all writings which support this contention.

4 102. Do contend that the tire machinery defendants
5 negligently mined and milled asbestos products? If so, please
6 state:

7 (a) The name of each tire machinery defendant whom you
8 contend acted so negligently;

9 (b) The asbestos products, including the model, which were so
10 negligently mined;

11 (c) All facts in support of this contention;

12 (d) The names and addresses of all persons who have
13 knowledge of the facts that support this contention;

14 (e) Describe all writings which support this contention.

15 103. Do you contend that the tire machinery defendants
16 negligently designed asbestos products? If so, please state:

17 (a) The name of each tire machinery defendant whom you
18 contend acted so negligently;

19 (b) The asbestos products, including the model, which were so
20 negligently designed;

21 (c) All facts in support of this contention;

22 (d) The names and addresses of all persons who have
23 knowledge of the facts that support this contention;

24 (e) Describe all writings which support this contention.

25 104. Do you contend that the tire machinery defendants
26 negligently developed asbestos products? If so, please state:

27 (a) The name of each tire machinery defendant whom you
28 contend acted so negligently;

1 (b) The asbestos products, including the model, which were so
2 negligently developed;

3 (c) All facts in support of this contention;

4 (d) The names and addresses of all persons who have knowledge
5 of the facts that support this contention;

6 (e) Describe all writings which support this contention.

7 105. Do you contend that the tire machinery defendants
8 negligently distributed asbestos products? If so, please state:

9 (a) The name of each tire machinery defendant whom you
10 contend acted so negligently;

11 (b) The asbestos products, including the model, which were so
12 negligently distributed;

13 (c) All facts in support of this contention;

14 (d) The names and addresses of all persons who have knowledge
15 of the facts that support this contention;

16 (e) Describe all writings which support this contention.

17 106. Do you contend that the tire machinery defendants
18 negligently labeled asbestos products? If so, please state:

19 (a) The name of each tire machinery defendant whom you
20 contend acted so negligently;

21 (b) The asbestos products, including the model, which were so
22 negligently labeled;

23 (c) All facts in support of this contention;

24 (d) The names and addresses of all persons who have knowledge
25 of the facts that support this contention;

26 (e) Describe all writings which support this contention.

27 107. Do you contend that the tire machinery defendants
28 negligently advertised asbestos products? If so, please state:

- 1 (a) The name of each tire machinery defendant whom you
2 contend acted so negligently;
- 3 (b) The asbestos products, including the model, which were s
4 negligently advertised;
- 5 (c) All facts in support of this contention;
- 6 (d) The names and addresses of all persons who have knowledg
7 of the facts that support this contention;
- 8 (e) Describe all writings which support this contention.
- 9 108. Do you contend that the tire machinery defendants
10 negligently marketed asbestos products? If so, please state:
- 11 (a) The name of each tire machinery defendant whom you
12 contend acted so negligently;
- 13 (b) The asbestos products, including the model, which were s
14 negligently marketed;
- 15 (c) All facts in support of this contention;
- 16 (d) The names and addresses of all persons who have knowledg
17 of the facts that support this contention;
- 18 (e) Describe all writings which support this contention.
- 19 109. Do you contend that the tire machinery defendants
20 negligently warranted asbestos products? If so, please state:
- 21 (a) The name of each tire machinery defendant whom you
22 contend acted so negligently;
- 23 (b) The asbestos products, including the model, which were s
24 negligently warranted;
- 25 (c) All facts in support of this contention;
- 26 (d) The names and addresses of all persons who have knowledg
27 of the facts that support this contention;
- 28 (e) Describe all writings which support this contention.

1 110. Do you contend that the tire machinery defendants
2 negligently inspected asbestos products? If so, please state:

3 (a) The name of each tire machinery defendant whom you
4 contend acted so negligently;

5 (b) The asbestos products, including the model, which were so
6 negligently inspected;

7 (c) All facts in support of this contention;

8 (d) The names and addresses of all persons who have knowledge
9 of the facts that support this contention;

10 (e) Describe all writings which support this contention.

11 111. Do you contend that the tire machinery defendants
12 negligently repaired asbestos products? If so, please state;

13 (a) The name of each tire machinery defendant whom you
14 contend acted so negligently;

15 (b) The asbestos products, including the model, which were so
16 negligently repaired;

17 (c) All facts in support of this contention;

18 (d) The names and addresses of all persons who have knowledge
19 of the facts that support this contention;

20 (e) Describe all writings which support this contention.

21 112. Do you contend that the tire machinery defendants
22 negligently installed asbestos products? If so, please state:

23 (a) The name of each tire machinery defendant whom you
24 contend acted so negligently;

25 (b) The asbestos products, including the model, which were so
26 negligently installed;

27 (c) All facts in support of this contention;

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1 (d) The names and addresses of all persons who have knowledge
2 of the facts that support this contention;

3 (e) Describe all writings which support this contention.

4 113. Do you contend that the tire machinery defendants
5 negligently removed asbestos products? If so, please state:

6 (a) The name of each tire machinery defendant whom you
7 contend acted so negligently;

8 (b) The asbestos products, including the model, which were so
9 negligently removed;

10 (c) All facts in support of this contention;

11 (d) The names and addresses of all persons who have knowledge
12 of the facts that support this contention;

13 (e) Describe all writings which support this contention.

14 114. Do you contend that the tire machinery defendants
15 negligently fabricated asbestos products? If so, please state:

16 (a) The name of each tire machinery defendant whom you
17 contend acted so negligently;

18 (b) The asbestos products, including the model, which were so
19 negligently fabricated;

20 (c) All facts in support of this contention;

21 (d) The names and addresses of all persons who have knowledge
22 of the facts that support this contention;

23 (e) Describe all writings which support this contention.

24 115. Do you contend that the tire machinery defendants
25 negligently modified asbestos products? If so, please state:

26 (a) The name of each tire machinery defendant whom you
27 contend acted so negligently;

28 //

1 (b) The asbestos products, including the model, which were so
2 negligently modified;

3 (c) All facts in support of this contention;

4 (d) The names and addresses of all persons who have knowledge
5 of the facts that support this contention;

6 (e) Describe all writings which support this contention.

7 116. Do you contend that the tire machinery defendants
8 negligently serviced asbestos products? If so, please state:

9 (a) The name of each tire machinery defendant whom you
10 contend acted so negligently;

11 (b) The asbestos products, including the model, which were so
12 negligently serviced;

13 (c) All facts in support of this contention;

14 (d) The names and addresses of all persons who have knowlodge
15 of the facts that support this contention;

16 (e) Describe all writings which support this contention.

17 117. Do you contend that the tire machinery defendants
18 negligently sold asbestos products? If so, please state:

19 (a) The name of the tire machinery defendant whom you conten
20 acted so negligently;

21 (b) The asbestos products, including the model, which were s
22 negligently sold;

23 (c) All facts in support of this contention;

24 (d) The names and addresses of all persons who have knowledg
25 of the facts that support this contention;

26 (e) Describe all writings which support this contention.

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1 118. Do you or anyone acting on your behalf know of any
2 photographs, film or videotape regarding the operation or layout of
3 the Firestone Tire & Rubber Company plant located in Southgate,
4 California? If so, please state:

5 (a) The number of photographs or feet of film or videotape;

6 (b) The places, objects, or persons photographed, filmed, or
7 videotaped;

8 (c) The date the photographs, films or videotapes were
9 taken;

10 (d) The name, addresses and telephone number of the
11 individual taking the photographs, films or videotapes;

12 (e) The name, address and telephone number of each person who
13 has the original or a copy.

14 119. Do you or anyone acting on your behalf know of any
15 photographs, film or videotape regarding the operation or layout of
16 the Firestone Tire & Rubber Company plant other than the Southgate
17 plant, taken or made at any time from 1940 through the present. If
18 so, please state:

19 (a) The location of said plant;

20 (b) The number of photographs or feet of film or videotape.

21 (c) The places, objects, or persons photographed, filmed, or
22 videotaped;

23 (d) The date the photographs, films or videotapes were
24 taken;

25 (e) The name, addresses and telephone number of the
26 individual taking the photographs, films or videotapes;

27 (f) The name, address and telephone number of each person who
28 has the original or a copy.

1 120. Do you or anyone acting on your behalf know of any
2 photographs, film or videotape of the installation, operation or
3 existence of any tire curing presses located at the Firestone Tire
4 & Rubber Company plant in Southgate, California from 1940 through
5 the present. If so, please state:

6 (a) The number of photographs or feet of film or videotape;

7 (b) The places, objects, or persons photographed, filmed, or
8 videotaped;

9 (c) The date the photographs, films or videotapes were
10 taken;

11 (d) The name, addresses and telephone number of the
12 individual taking the photographs, films or videotapes;

13 (e) The name, address and telephone number of each person who
14 has the original or a copy.

15 121. Do you or anyone acting on your behalf know of any
16 photographs, film or videotapes of the installation or the
17 operation of any tire curing presses at any Firestone Tire & Rubber
18 Company plant, other than the one located in Southgate, California,
19 from 1940 through the present. If so, please state:

20 (a) The location of the plant;

21 (b) The number of photographs or feet of film or videotape;

22 (c) The places, objects, or persons photographed, filmed, or
23 videotaped;

24 (d) The date the photographs, films or videotapes were
25 taken;

26 (e) The name, addresses and telephone number of the
27 individual taking the photographs, films or videotapes;

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1 (f) The name, address and telephone number of each person who
2 has the original or a copy.

3 122. Do you contend that any tire machinery defendant
4 violated a statute or any governmental regulation by the
5 manufacture or sale of tire curing presses to Firestone Tire and
6 Rubber Company for use by at its Southgate plant or by the usage of
7 said presses at that plant? If so, please state:

- 8 (a) The name of each such manufacturer;
- 9 (b) The statute or governmental regulation so violated;
- 10 (c) The approximate dates that these statutes of governmental
11 regulations were so violated;

12 (d) State precisely how each statute or governmental
13 regulation was so violated;

14 (e) State the name, address and telephone number of each
15 person who has knowledge of each such violation.

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1 124. Have you ever been exposed to any product
2 containing silica (i.e., the dioxide form of silicon). If so,
3 please state:

4 (a) The name or designation of the substance to
5 which you were exposed;

6 (b) The dates between which the exposure occurred;

7 (c) The name, address and telephone number of your
8 employer(s) during the time period the exposure occurred;

9 (d) Your job title and work description.

10 125. Other than what you have already stated in your
11 answers, describe all purposes to which you are aware that talc
12 was used in any of your places of employment.

13 126. Identify all past employers in whose employ you
14 were exposed to any of the following: Kaolin and/or carbon
15 black. Include in your answer for each such employer:

16 (a) Its name, address, and telephone number;

17 (b) Your job title and work description;

18 (c) The exact nature and duration of your exposure
19 to each of the substances listed.

20 (d) Identify the product to which you allege
21 exposure;

22 (e) Identify all persons or entities who supplied
23 the product to your employer;

24 (f) The date between which the exposure occurred.

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11/15/73
SPECIAL DELIVERY
MORNING
A. HARRINGTON
1700 CALIFORNIA BLVD. 9TH FLOOR
LOS ANGELES, CA 90007-5010
(213) 200-8000

1 122. To your knowledge, did any governmental agency,
2 whether federal or state, conduct any inspection of any of your
3 work locations/places of employment? If so, please state:

- 4 (a) Name and address of each work place;
5 (b) Date(s) of inspection;
6 (c) Purpose of inspection;
7 (d) Findings of the inspection; and
8 (e) Whether any changes (of the facilities, and
9 equipment or in procedures) were instituted in the work
10 environment within three months of the inspection; and
11 (f) Date of any report on summary issues in
12 connection with the inspection.

13 123. Identify all past employers in whose employ you
14 were exposed to any of the following: Gasoline, Specialty
15 Napthas, Benzene, Ethanol, Carbon tetrachloride, Xylenes, Carbon
16 disulfide, Ammonia, Ethyl acetate, Acetone, Hexane, Isopropanol,
17 Phenol, VM&P Naptha, Trichlorethylene, Heptane, Toluene,
18 Dipentene, Perchloroethylene, Formaldyhde, Solvents. Include in
19 your answer for each such employer:

- 20 (a) Its name, address, and telephone number;
21 (b) Your job title and work description;
22 (c) The exact nature and duration of your exposure
23 to each of the substances listed.
24 (d) Identity the product to which you allege
25 exposure;
26 (e) Identify all persons or entities who supplied
27 the product to your employer;
(f) The date between which the exposure occurred.

KNOWLEDGE

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3 127. Have you ever received, read or reviewed any
4 newspaper, newsletter or any other publication which discussed
5 the subject of exposure to talc? If so state:

6 (a) The name and type of each publication;

7 (b) The date of each such publication;

8 (c) The date or dates that you read each such
9 publication.

10 128. If you have ever attended any meetings, seminars,
11 conferences or conventions where the subject of occupational
12 health and, in particular, exposure to talc was discussed, state

13 (a) The date and place of each such meeting,
14 seminar, of or convention;

15 (b) Your reason and/or official capacity for
16 attending;

17 (c) The name and address of the speaker or
18 speakers;

19 (d) A summary of the information presented
20 concerning exposure to talc; and

21 (e) The names and addresses of any persons with
22 whom you discussed the information presented.

23 129. If you have ever been informed by any person in
24 your local or international union of any possible hazards
25 associated with exposure to talc, state:

26 (a) The name and address of the individual(s) who
27 furnished you with such information;

///

1 (b) The date and place such information was
2 furnished;

3 (c) The manner in which such information was
4 communicated to you;

5 (d) The nature of such information furnished;

6 (e) What action, if any, you took in response to
7 such information.

8 130. If you have ever completed, in whole or part, or
9 been requested to complete a questionnaire provided to you by an
10 labor union, government organization, or any research group,
11 relating to the subjects of occupational health and/or exposure
12 to talc, state as to each questionnaire:

13 (a) The date you received the questionnaire;

14 (b) The date you completed the questionnaire;

15 (c) The name of the entity providing the
16 questionnaire;

17 (d) The name and address of the individual or
18 entity to whom the questionnaire was returnable;

19 (e) Whether or not you possess a copy of the
20 questionnaire as completed by you;

21 (f) The name and address of each individual or
22 entity possessing a copy exposure your completed questionnaire.

23 131. Did you at any time receive, have knowledge of or
24 possess a tangible copy of any advice, publication, warning,
25 order, directive, requirement or recommendation, whether written
26 or oral, which purported to:

27 (a) Advise or warn you of the allegedly possible
harmful effects of exposure to, or inhalation of, talc, or

1 (b) Advise or recommend as to techniques, methods
2 or equipment which would serve to reduce or guard against such
3 allegedly potentially dangerous exposure?

4 132. If your response to the preceding interrogatory is
5 yes, please state:

6 (a) The nature and exact wording of such advice,
7 warning, recommendation, etc.;

8 (b) The complete identity of each source of such
9 advice, warning, recommendation, etc.; and

10 (c) The date, time, place, manner and
11 circumstances when each such advice, warning, recommendation,
12 etc. was given, and to whom it was given.

13 133. Have you ever seen or heard any non-written media
14 information, i.e. documentary, report, videotape, which discuss
15 the subject of exposure to talc? If so, state:

16 (a) The date you saw or heard same;

17 (b) Identify the channel, station or other
18 identification of the broadcaster of same;

19 (c) If a video cassette, identify title and who
20 provided same to you.

21
22 CONTENTIONS

23
24 134. With regard to each defendant you contend supplied
25 talc to your place of employment and to which you were allegedly
26 exposed, state separately and distinctly for each defendant:

27 (a) All facts upon which you base your contention
that you were actually exposed to the defendant's products:

1 (b) A description of each document, (including the
2 name and address of its custodian of record) including but not
3 limited to correspondence, memoranda, ledger sheets, bills of
4 lading, invoices or purchase orders, which you contend proves or
5 supports your contention that you were exposed to the defendant's
6 products; and

7 (c) The name, address and telephone numbers of
8 each person known to you who has knowledge of facts which prove
9 or support your contention that you were actually exposed to the
10 defendant's products.

11 135. Do you contend that any of the defendants you have
12 sued supplied talc to a plant owned or operated by your employer,
13 other than the one you were employed in, and that such talc was
14 shipped from said other plant to the one in which you were
15 employed? If so, for each defendant sued, state separately and
16 distinctly:

17 (a) All facts upon which you base your contention
18 that such material was so shipped;

19 (b) A description of each document (including the
20 name and address of its custodian of record) including but not
21 limited to, correspondence, memoranda, ledger sheets, bills of
22 lading, invoices or purchase orders, which you contend proves or
23 supports your contention that said material was so shipped;

24 (c) The name, address and telephone number of each
25 person known to you who has knowledge of facts which prove or
26 support your contention that said material was so shipped; and

27 (d) The time periods in which each such shipments
where made.

LAW OFFICES
SEGGWICE, DETERT,
FORAN & ARNOLO
ATTORNEYS AT LAW
1000 W. WASHINGTON ST.
ANN ARBOR, MI 48106-1000
(313) 966-8822

1 136. Do you contend that any defendant you have sued did
2 anything to alter the physical characteristics or composition of
3 the talc to which you were allegedly exposed? If so, please
4 state for each defendant and each defendant's talc you allege you
5 were exposed to, separately and distinctly:

- 6 (a) The nature of each alteration;
7 (b) The process used to accomplish the alteration;
8 (c) The effect, if any, the alteration had on your
9 health.

10 137. Do you contend that any defendant you have sued did
11 anything to alter the chemical characteristics or composition of
12 the talc to which you were allegedly exposed? If so, please
13 state for each defendant and each defendant's talc you allege you
14 were exposed to, separately and distinctly:

- 15 (a) The nature of each alteration;
16 (b) The process used to accomplish the alteration;
17 (c) The effect, if any, the alteration had on your
18 health.

19 138. Do you contend that any of the talc supplied by any
20 of the defendants you have sued was defective in any way? If so,
21 separately and distinctly state for each such defendant's talc:

- 22 (a) Your contention with respect to the alleged
23 defect or defective condition;
24 (b) All facts upon which you base your contention
25 that a defect or defective condition exists with respect to talc;
26 (c) Identify all documents and/or writings and
27 provide the name and address of the custodian of record of each
upon which you rely in so contending;

1 (d) Identify all witnesses who have knowledge of
2 the facts upon which you rely in so contending.

3 139. Do you contend that at the time of your exposure,
4 the containers of talc from which the talc came to which you were
5 exposed should have borne any warning relating to exposure? If
6 so, please state separately and distinctly for each entity's talc
7 you were exposed to:

8 (a) All facts upon which you base your contention
9 that the talc should have been a warning; and

10 (b) The exact language you contend should have
11 been employed.

12 140. Do you contend that any misrepresentations were
13 made to you by any supplier of talc? If so, please state:

14 (a) The nature or substance of the
15 misrepresentation;

16 (b) By whom it was made;

17 (c) To whom it was made; and

18 (d) When it was made.

19 141. Do you contend that there was a violation of any
20 state or federal law, directive, recommendation or regulation by
21 any supplier of talc to which you contend you were exposed? If
22 so, state specifically and in detail and by citation, each and
23 every state or federal law, directive, recommendation or
24 regulation you contend was violated, the name of each defendant
25 you contend committed the violation, and specifically how the
26 violation manifested itself.

27 / / /

/ / /

LAW OFFICES
SEDMORE, DETERI
MORAN & ARNOLD
A PROFESSIONAL CORPORATION
CORPORATE, COMMERCIAL
AND REAL ESTATE ATTORNEYS
10000 WILSON BLVD., SUITE 1000
LOS ANGELES, CA 90024-3000
(310) 200-8888

1 142. Do you contend that a product or material other
2 than talc could have been used by your employer in place of the
3 talc to which you were allegedly exposed? If so state:

4 (a) all facts upon which you base your contention;

5 (b) a description of each document (including the
6 name and address of its custodian of record) which you contend
7 proves or supports your contention; and

8 (c) the name, address and telephone number of each
9 person known to you who has knowledge of facts which prove or
10 support your contention.

11
12 MISCELLANEOUS

13
14 143. Do you contend that any defendant's talc which you
15 were exposed to contains asbestos? If so, state separately and
16 distinctly for each defendant:

17 (a) all facts upon which you base your contention;

18 (b) for each defendant state the precise type
19 asbestos;

20 (c) a description of each study (including the
21 name, address and telephone number of the custodian of record of
22 same) dealing with the physical or chemical properties of said
23 talc.

24 144. Have you had your deposition taken in this or any
25 other action? If so, please state the date(s) on which your
26 deposition was taken, the name of the party who/which noticed
27 your deposition and the name, address and telephone number of the
court reporting firm which reported your deposition, the nature

1 of the action (personal injury, breach of contract, etc.) and
2 your status in the action (witness, defendant, plaintiff, etc.)

3 145. Other than the subject action, have you made any
4 claim, including a workers' compensation action, wherein you
5 asserted a claim for injury and/or disability as a result of
6 exposure to talc? If so, please state the following:

7 (a) The place (Court or Administrative Office)
8 where your claim or action was filed;

9 (b) The date your claim or action was filed;

10 (c) The parties involved in your claim or action;
11 and

12 (d) The case or claim number of your action.

13 146. Did your parents, spouse, or any of your siblings
14 with whom you resided ever work with or have an exposure to any
15 asbestos or asbestos-containing products? If so, please state
16 the circumstances under which they were exposed and the period of
17 time of said exposure.

18 147. Did your parents, spouse, or any of your siblings
19 with whom you resided ever work with or have an exposure to any
20 talc or talc-containing products? If so, please state the
21 circumstances under which they were exposed and the period of
22 time of said exposure.

23 DATED: September 2, 1987

SEDGWICK, DETERT, MORAN & ARNOLD

24 By 
25 WARD D. SMITH

26 Attorneys for Defendant
R.T. Vanderbilt Company, Inc.

27

