IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
JUL 9 X 1970
JAMES R. COONEY, CLERK
BY DEPUTY

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
JUL 9 - 1970
JAMES R. COONEY, CLERK
BY DEPUTY Margaret Driver

CLARENCE BOREL §

V. § CIVIL ACTION NO. 6449

FIBREBOARD PAPER PRODUCTS CORPORATION, ET AL §

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
JUL 9 - 1970
JAMES R. COONEY, CLERK
BY DEPUTY

ANSWER OF PHILIP CAREY CORPORATION IN COMPLIANCE WITH ORDER ON THE PLAINTIFF'S MOTION FOR DISCOVERY

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Philip Carey Corporation, and in response to the Order of this Court dated June 23, 1970 files this its answer and reply to Plaintiff's Motion for Discovery.

I.

Your Defendant has heretofore furnished samples of its products containing asbestos that are used in insulating work, and has so identified each sample and trade name of the product, and has likewise furnished to the Plaintiff all available sales literature pertaining to products containing asbestos and used in insulation work. Such samples and literature were furnished to Plaintiff's counsel in the case of Samuel R. Potter v. Fibreboard Paper Products Corporation, et al, Civil Action No. 6329.

II.

Your Defendant has no medical research department. It does have a scientific research department, and Mr. H. H. Anderson, 6939 Lynnfield Court, Cincinnati, Ohio45243 is in charge of the scientific research department.

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III.

The breating apparatus mentioned in its prior answers are the dust masks recommended by the U. S. Bureau of Mines, which are available in large hardware stores. Also, dust collectors which are manufactured by a number of manufacturers.

IV.

By copy of letter attached hereto, your Defendant is requesting counsel for the Plaintiff to advise if there is any material which is required under this Order which has not been delivered to him and the information given in this case or in the case of Samuel R. Potter v. Fibreboard Paper Products Corporation mentioned above.

FULBRIGHT, CROCKER, FREEMAN,
BATES & JAWORSKI

By _____
W. N. Arnold, Jr.

Bank of the Southwest Building
Houston, Texas 77002 224-7070

Attorneys for Philip Carey Corporation

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing instrument was served on the following attorneys by mailing a true and correct copy thereof to their respective offices on the 8th day of July, 1970, Mr. Ward Stephenson, Mr. George E. Duncan, Mr. Gordon R. Pate, Mr. Ben L. Reynolds, Mr. Robert E. Barnes, Jr., Mr. Dale Dowell, Mr. George A. Weller, Mr. James W. Mehaffy, Sr., Mr. Charles S. Pipkin, Mr. John G. Tucker and Mr. Frank Bean.

_____
W. N. Arnold, Jr.

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July 7, 1970

Re: Civil Action No. 6449 - U. S. District Court, Eastern Division, Beaumont, Texas - Clarence Borel v. Fibreboard Paper Products Corporation, et al

Mr. Ward Stephenson
Stephenson & Thompson
Stephenson Building
Orange, Texas

Dear Ward:

It will be recalled that in connection with your motion for discovery filed in the Samuel R. Potter case, that I furnished you on behalf of Philip Carey Corporation all of the data called for by your motion. Judge Fisher's Order concerning your motion for discovery in the Borel case seemingly is to the effect that the data given you in the Potter case would suffice.

If I am not correct in my assumption, would you be good enough to drop me a line and I will make every effort to furnish you the information. I want to comply with Judge Fisher's Order in every respect.

With best regards, I am

Sincerely,

W. W. Arnold, Jr.

WWA/bh

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IN THE UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF TEXAS, BEAUMONT DIVISION

CLARENCE BOREL

V.

FIBREBOARD PAPER PRODUCTS CORPORATION, ET AL

CIVIL ACTION NO. 6449

ANSWERS OF PHILIP CAREY CORPORATION IN COMPLIANCE WITHORDER ON PLAINTIFF'S MOTION FOR DISCOVERY

FULBRIGHT, CROOKER, FREEMAN, BATES & JAWORSKI
ATTORNEYS AT LAW
BANK OF THE SOUTHWEST BUILDING
HOUSTON, TEXAS 77002

The Borel v. Fibreboard Case File (1969-1972), Supplemental answers regarding Order
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