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J. AUSTIN BARNES (1887-1969)
CLYDE E. BARNES
ROBERT E. BARNES

May 14, 1971

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MAY 17 1971
JAMES R. COONEY, CLERK
BY DEPUTY Margaret Lucas

Mr. James R. Cooney,
United States District Clerk,
P. O. Box 231,
Federal Building,
Beaumont, Texas.

Dear Mr. Cooney:

Re: Civil Action No. 6449, Clarence Borel
vs. Fibreboard Paper Products Paper Corp., et al.

In connection with the Court's request, we advise in the following regards relative to the case in caption:

1. That the Defendant "Ruberoid Company" is in no position to offer any amount in settlement of the case as of this date.

2. That the witnesses presently contemplated by the Defendant "Ruberoid Company" are: Mr. Richard W. Henry, GAF Corporation, 140 West 51st, New York, New York 10020; Harry R. Mesler, A Safety Expert in Asbestos Mining and Processing, GAF Corporation, 140 West 51st, New York, New York 10020; Mr. Reid Hughes, Asbestos Processing Expert, 2600 Singleton Road, Dallas, Texas 75222.

3. Ruberoid Company might offer as Exhibits upon the trial of this case certain slides demonstrating the various phases of the mining and fabrication process of the asbestos products. These slides are being prepared at this time and have not yet been furnished to counsel for this Defendant. In addition to the slides, and depending upon the nature of the evidence adduced by the Plaintiff, this Defendant may offer into evidence a moving picture film in regard to the purposes and uses of asbestos products. No other exhibits are contemplated at this time by Ruberoid Company.

4. A summary of the Deposition of Dr. P. O. Jones is enclosed. It is my understanding that similar summaries of depositions will be furnished to the Court and to Plaintiff's counsel by other defense counsel so as to complete the furnishing of summaries of all depositions upon which any of the Defendants might rely upon the trial of this case.

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5. We enclose a Motion for Introduction of Deposition Extracts by Specific Questions and Answers, together with Appropriate Order.

6. Ruberoid designates Richard Carter as its Corporate Representative.

This letter, the enclosures, and the Pre-trial Order on file complete all of the pre-trial matters insofar as this Defendant is concerned.

A copy of this letter and a copy of the enclosures are being furnished all interested counsel.

Very truly yours,
BARNES & BARNES

BY Robert E. Barnes.

REB/BE
Enclosure.

cc - Mr. Ward Stephenson
Mr. George Weller
Mr. Dale Dowell
Mr. Gerald P. Coley
Mr. Ben L. Reynolds
Mr. James W. Mehaffy
Mr. John Tucker
Mr. W. N. Arnold, Jr.
Mr. Gordon R. Pate.
Mr. Charles S. Pipkin
Mr. George E. Murphy
Mr George E. Duncan
(W. Enclosure)

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