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GATES, McDONALD & COMPANY
Cost Control Services
HUNTINGTON BANK BUILDING
COLUMBUS 15, OHIO
PHONE 221-7551

WORKMEN'S COMPENSATION - SAFETY
STATE FUND SELF-INSURANCE

UNEMPLOYMENT COMPENSATION
INSURANCE

July 26, 1962

Bureau of Workmen's Compensation
Columbus 15,
Ohio

Gentlemen: Re: Michael David Mulligan - Inj. Date 4/4/62
Risk - 9423

Enclosed is an uncertified Form C0-4 reporting this claimant's disability.

The employer's reason for withholding certification is given in his letter of July 18, 1962 attached. He feels these facts warrant your further investigation.

At the conclusion of your inquiry, please schedule a hearing in your usual manner.

Yours very truly,
GATES, McDONALD & COMPANY
Representing Johns-Manville Sales Corporation

E. L. Taylor
Claims Department
Workmen's Division

ELT:ar
Enclosure
Cc- Mrs. Florence E. McQuade
Office Service Manager
Johns-Manville Sales Corporation
2228 Koppers Building
Pittsburgh 19, Pennsylvania
Cc- Mr. Frank H. Deeg, Insurance Manager
Johns-Manville Sales Corporation
Twenty-Two East Fortieth Street
New York 16, New York
✓Cc- Mr. Clifford L. Sheckler, Manager
Industrial Health Program
Johns-Manville Corporation
New York 16, New York

Gates, McDonald & Company Letters on David Mulligan's Ohio Silicosis Claim Against J-M (1962–1963) Published by AsbestosClaims.Law
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WORKMEN'S COMPENSATION • SAFETY
STATE FUND SELF-INSURANCE

UNEMPLOYMENT COMPENSATION
INSURANCE

January 14, 1963

Mrs. Florence E. McQuade
Office Service Manager
Johns-Manville Sales Corporation
2228 Koppers Building
Pittsburgh 19, Pennsylvania

Dear Mrs. McQuade: Claim OD-123638 - David Michael Mulligan

We have continued in our followup of this claim to determine when it would be scheduled for hearing to decide its merits as one involving silicosis.

A review of our file indicates that you had withheld certification because Mr. Mulligan had worked for you only two weeks when he quit his employment because of chest pains, later diagnosed as a disease symptomatic of silicosis. As is customary in this type of situation, the file was referred for extensive investigation. We were able to review the Bureau's file this week which is still charged to investigation. The investigator learned that Mr. Mulligan has worked as an insulater for approximately sixteen years; that his employment with you became effective April 9, 1962; and that the first symptoms appeared approximately a week earlier on April 4, 1962. Briefly, the investigation confirmed that apparently the condition was present before Mr. Mulligan began his employment with your company. The Bureau has concluded that the claim application has been improperly filed against your Risk and should have been processed against the Risk of a construction company located in Pittsburgh, Pennsylvania.

According to the information obtained, Mr. Mulligan returned to gainful employment on May 14, 1962 for the R. E. Kenig Company. If this fact is confirmed, it appears Mr. Mulligan's claim application should be disallowed since the Bureau's rules require that any claim for silicosis must involve total disability. We are not certain at this time whether the application filed against your company will be scheduled for hearing. If you receive notice of such hearing, please forward it to our Columbus office in your usual manner.

Yours very truly,

J. R. Davis
Field Representative
Workmen's Division

JRD:jb

Cc: Mr. Frank H. Boog, Insurance Manager
Johns-Manville Sales Corporation
✓ Cc: Mr. Clifford L. Shechler, Manager
Industrial Health Program
Johns-Manville Corporation
Twenty-Two East Fortieth Street
New York 16, New York

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W/C "M"

GATES, McDONALD & COMPANY
Cost Control Services
HUNTINGTON BANK BUILDING
COLUMBUS 15, OHIO
PHONE 221-7551

WORKMEN'S COMPENSATION - SAFETY
STATE FUND SELF-INSURANCE

UNEMPLOYMENT COMPENSATION
INSURANCE

July 26, 1962

Producible

Bureau of Workmen's Compensation
Columbus 15,
Ohio

Gentlemen: Re: Michael David Mulligan - 1
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Yours very truly,
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E. L. Taylor

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