GENERAL SERVICES ADMINISTRATION
National Archives and Records Service

To all to whom these presents shall come, Greeting:

By virtue of the authority vested in me by the Administrator of General Services, I certify on his behalf, under the seal of the National Archives of the United States, that the attached reproduction(s) is a true and correct copy of documents in his custody.

(seal)

SIGNATURE
Anthony J Santoro

NAME
Anthony J Santoro

DATE
11/3/80

TITLE
Archivist, Archives Branch

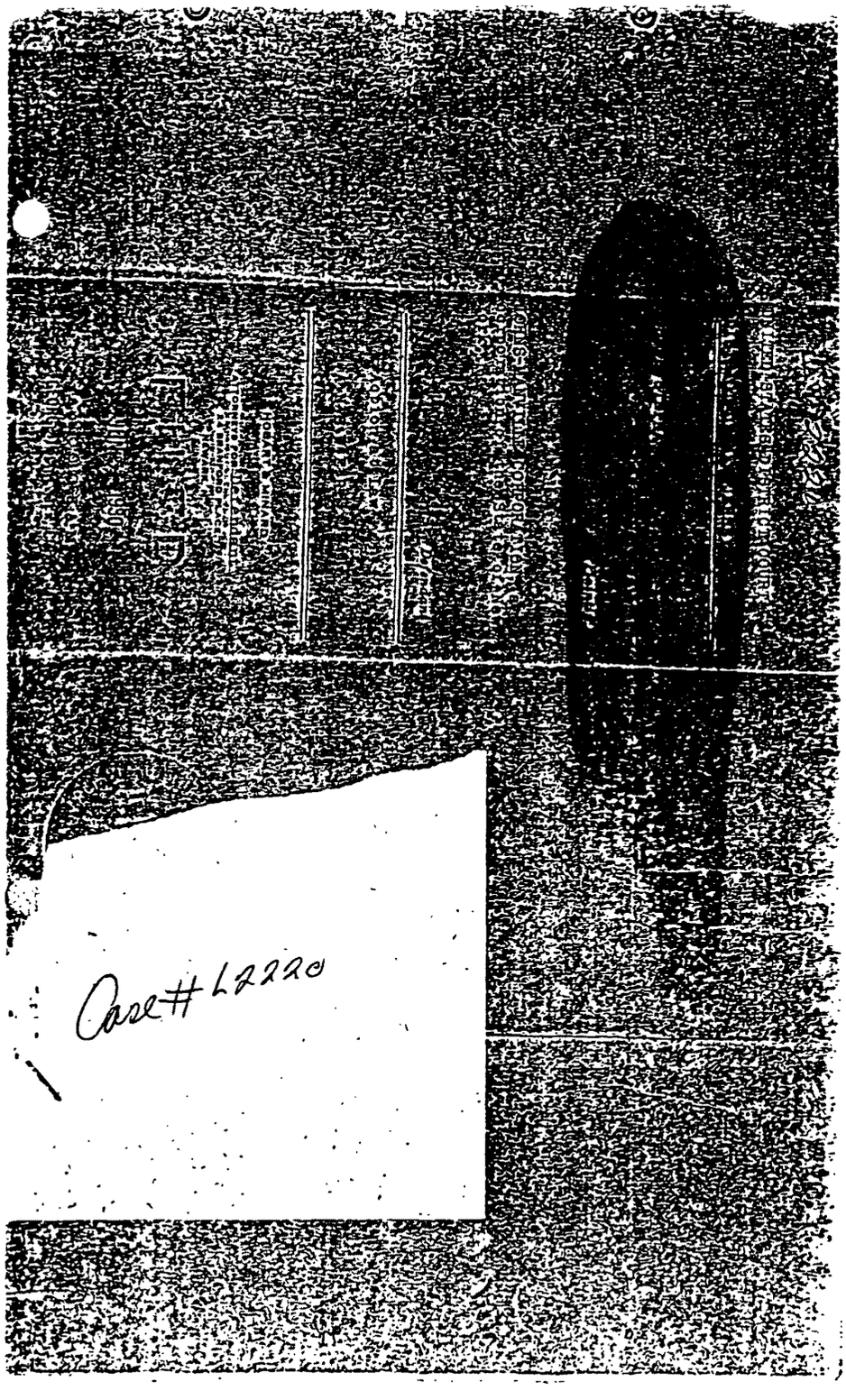
NAME AND ADDRESS OF DEPOSITORY
General Archives and Records Center
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Bayonne, N.J. 07002

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M-750

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CRMC-Motley1000-Subj-003822

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

JOSEPH STEPKA, :

Plaintiff, :

-vs- : Action at Law

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York, : A N S W E R

Defendant. :

Defendant, JOHNS-MANVILLE CORPORATION, a corporation of the State of New York, having its principal office in New Jersey, at Manville, Somerset County, says that:

FIRST DEFENSE

1. It denies paragraph 1, except that it says that the plaintiff was in its employ at its plant in Manville, New Jersey, at various times from December 28, 1926, to the month of April, 1930.

2. It denies paragraph 2, except that it says that it was and has been engaged in the manufacture of asbestos products for commercial purposes from December 28, 1926 to the present time.

3. It denies paragraph 3, except that it says that it employed the plaintiff at various times from December 28, 1926, to the month of April, 1930.

4. It denies paragraphs 4, 5, 6 and 7.

SECOND DEFENSE

The injury and the disease alleged in the complaint were due to one of the risks of his employment assumed by the plaintiff as part of the terms of his contract of employment.

CRMC-Motley1000-Subj-003823

THIRD DEFENSE

The injury and the disease alleged in the complaint were due to one of the risks of his employment assumed by the plaintiff as part of the terms of his contract of employment in that the plaintiff knew, or by the exercise of reasonable care on his part should have known, the alleged dangers of his employment.

FOURTH DEFENSE

The injury and the disease alleged in the complaint were caused by contributory negligence on the part of the plaintiff.

FIFTH DEFENSE

The injury and the disease alleged in the complaint were caused by contributory negligence on the part of the plaintiff in that the plaintiff failed to exercise reasonable care to protect himself against the alleged dangers of his employment by using the mask and other appliances provided by the defendant for that purpose.

SIXTH DEFENSE

The injury and the disease alleged in the complaint were due to negligence on the part of a fellow-servant of the plaintiff, in failing to warn and instruct the plaintiff to use the mask and other appliances provided by the defendant for the purpose of protecting the plaintiff against the alleged dangers of his employment.

SEVENTH DEFENSE

Plaintiff's action is barred because it was not commenced and instituted within two years next after the alleged cause of action accrued.

Horton & Edmonds
Attorneys for Defendant.

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GENERAL SERVICES ADMINISTRATION
National Archives and Records Service

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(seal)

SIGNATURE

NAME: Anthony Fantozzi | DATE: 11/3/80

TITLE: Archivist, Archives Branch

NAME AND ADDRESS OF DEPOSITORY

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Bayonne, N.J. 07002

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UNITED STATES DISTRICT Court
DISTRICT OF NEW JERSEY

JOSEPH STEPKA

Plaintiff

vs.

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant

Action at Law.
ORDER FOR DISCONTINUANCE.

I 2149

The above entitled cause having been settled between the parties thereto;

It is ORDERED, that the same be, and it is hereby discontinued, without costs to either party as against the other.

George T. Cranmer
Clerk
By Charles S. Schmier
Deputy.

Entered June 13, 1934

I

On motion of
Hobart & Minard.
Attorneys of defendant

Consent is hereby given to the making and entering of the above order.

Samuel Greenstein
Attorney of Plaintiff

CRMC-Motley1000-Subj-003826

DISTRICT OF NEW JERSEY

JOSEPH STEPKA,

Plaintiff,

vs

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

Action at Law.

Order for Discontinuance

HOBART & MINARD
ATTORNEYS FOR DEFENDANT
1180 RAYMOND BOULEVARD
NEWARK, N. J.

FILED
JUN 13 1934
AT 9 O'CLOCK A. M.
GEORGE T. CRANMER, CLERK.

CRMC-Motley1000-Subj-003827

GENERAL SERVICES ADMINISTRATION
National Archives and Records Service

To all to whom these presents shall come, Greeting:

By virtue of the authority vested in me by the Administrator of General Services, I certify on his behalf, under the seal of the National Archives of the United States, that the attached reproduction(s) is a true and correct copy of documents in his custody.

(seal)

SIGNATURE

Anthony J Lowtzz

NAME: Anthony J Lowtzz

DATE: 11/3/88

TITLE: Archivist Archives Branch

NAME AND ADDRESS OF DEPOSITORY
Federal Archives and Records Center
Building 22 - MOT - Bayonne
Bayonne, N.J. 07002
2NCN

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CRMC-Motley1000-Subj-003828

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Karkus Bro[illegible] Inc., Law Blank Publisher
[illegible]th Amboy, N. J.

UNITED STATES DISTRICT Court
DISTRICT OF NEW JERSEY.

JOSEPH STEPKA,

Plaintiff,

vs.

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

Action at law

Notice of Trial.

SIR :—PLEASE TO TAKE NOTICE, that the trial of the issue joined in this cause will be moved before said Court, in the presence of such Judge or Justice thereof, as shall then be holding said Court, on the first *Tuesday of* November Distric *A. D. 19* 30 *at the Court House, in* Newark *in and for the ~~County~~ of* New Jersey *at ten o'clock in the forenoon, or as soon thereafter as the said Court can attend to the same.*

Dated June 10th *A. D. 19*30

Samuel Greenstone
Attorney of Plaintiff.

To Hobart & Minard
Esqs.
Attorneys of Defendant

CRMC-Motley1000-Subj-003829

LAW 2220

UNITED STATES DISTRICT Court
FOR DISTRICT OF NEW JERSEY

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

Action

at

law

Notice of Trial

Samuel Greenstone
Attorney for Plaintiff.

FILED

Service of the within Notice of Trial is hereby acknowledged this

12th

day of JUN 13 1930 A. D. 19 30.

AT 11 O'CLOCK A.M.
GEORGE T. CRANMER, Clerk

Attorney for Defendant

Summons issued Mar 15-1930

CRMC-Motley1000-Subj-003830

GENERAL SERVICES ADMINISTRATION
National Archives and Records Service

To all to whom these presents shall come, Greeting:

By virtue of the authority vested in me by the Administrator of General Services, I certify on his behalf, under the seal of the National Archives of the United States, that the attached reproduction(s) is a true and correct copy of documents in his custody.

(seal)

SIGNATURE

Anthony T Cavanagh

NAME Anthony T Cavanagh | DATE 11/3/80

TITLE Archivist, Archives Branch

NAME AND ADDRESS OF DEPOSITORY

Federal Archives and Records Center
Building 22 - MOT - Bayonne
Bayonne, N.J. 07002
2NCN

GSA FORM APR 68 6791

CRMC-Motley1000-Subj-003831

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

Joseph Stepka :

VS. : No. L-2220

Johns-Manville Corp. :

NOTICE OF FIXING PLACE FOR TRIAL.

Pursuant to Rule 12 I have fixed the place for the trial of the above case at Newark, N. J.

The next term of this court to be held at Newark, N. J. will commence the First Tuesday in April next and this case having been noticed for trial pursuant to said rule will be placed on the calendar. No notice of trial for subsequent terms will be necessary.

George T. Cranmer,
Clerk

By Charles S. Chevrier,
Deputy.

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GENERAL SERVICES ADMINISTRATION
National Archives and Records Service

To all to whom these presents shall come, Greeting:

By virtue of the authority vested in me by the Administrator of General Services, I certify on his behalf, under the seal of the National Archives of the United States, that the attached reproduction(s) is a true and correct copy of documents in his custody.

(seal)

SIGNATURE

Anthony J. Lamberti

NAME: Anthony J. Lamberti | DATE: 11/3/88

TITLE: Archivist, Archives Branch

NAME AND ADDRESS OF DEPOSITORY
Federal Archives and Records Center
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Bayonne, N.J. 07002
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UNITED STATES DISTRICT COURT.
DISTRICT OF NEW JERSEY.

JOSEPH STEPKA , Plaintiff,	)	
-vs-	)	ACTION AT LAW
JOHNS-MANVILLE CORPORATION, a corporation of the State of New York, Defendant.	)	REPLY.

The plaintiff, Joseph Stepka, for reply to the answer of the defendant, Johns-Manville Corporation, says that:-

1. He denies all the affirmative defenses alleged in the answer of the defendant, Johns-Manville Corporation.

Samuel Greenstone
Attorney for Plaintiff.

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LAW 2220

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY.

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

ACTION AT LAW
REPLY

SAMUEL GREENSTONE,
Attorney for Plaintiff,
972 Broad St.,
Newark, N. J.

FILED

JUN 12 1930

AT 9 O'CLOCK
GEORGE T. [illegible]

CRMC-Motley1000-Subj-003835

GENERAL SERVICES ADMINISTRATION
National Archives and Records Service

To all to whom these presents shall come, Greeting:

By virtue of the authority vested in me by the Administrator of General Services, I certify on his behalf, under the seal of the National Archives of the United States, that the attached reproduction(s) is a true and correct copy of documents in his custody.

(seal)

SIGNATURE

Anthony J Fontanazza

NAME: Anthony J Fontanazzi

DATE: 11/3/80

TITLE: Archivist, Archives Branch

NAME AND ADDRESS OF DEPOSITORY
General Archives and Records
Building 22 - MOT - Bayonne
Bayonne, N.J. 07002
2NCN

GSA FORM APR 66 6791

CRMC-Motley1000-Subj-003836

New Jersey Supreme Court
Somerset County.

Joseph Stepka,

Plaintiff,

vs.

Johns-Manville Corp., a corporation of the State of New York,

Defendant.

COPY OF PROCEEDINGS

Samuel Greenstone,
Attorney for Plaintiff.

FILED

JUN 5 - 1930

AT 9 O'CLOCK A. M.

GEORGE T. [illegible], Clerk

CLERK'S OFFICE, TRENTON

CRMC-Motley1000-Subj-003837

THE STATE OF NEW JERSEY: - TO JOHNS-MANVILLE CORPORATION, a corporation of the State of New York:

You are summoned to answer the annexed complaint of Joseph Stepka in an action-at-law in the New Jersey Supreme Court. And take notice that unless you file your answer to said complaint with the Clerk of the New Jersey Supreme Court, at Trenton, New Jersey, within twenty days after the service upon you of this writ and the annexed complaint, the plaintiff may proceed in the suit and judgment may be entered against you.

(L.S.)

WITNESS: Honorable William S. Gummere, Chief Justice of the Supreme Court, at Trenton, New Jersey, this 15th day of May, 1930.

FRED L. BLOODGOOD
CLERK

SAMUEL GREENSTONE
ATTORNEY FOR PLAINTIFF

CRMC-Motley1000-Subj-003838

NEW JERSEY SUPREME COURT
SOMERSET COUNTY

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

Action at Law of the

COMPLAINT with which he

The plaintiff, residing at Manville, New Jersey, complains of the above-named defendant, a foreign corporation, as follows:-

1. The plaintiff was in the employ of the defendant corporation, at its plant in Manville, New Jersey, in the month of April, 1930, and for many years prior thereto.

2. The defendant corporation at the time herein set forth was engaged in the manufacture of asbestos products for commercial purposes.

3. The said defendant employed the plaintiff at the time and place above set forth in its manufacture of said asbestos products, and the said defendant not only knew, but should have known, that the said asbestos products contained certain dangerous insidious and harmful agencies composed of asbestos fibers and other particles that were destructive to life and health in the human body when brought into close contact with the same.

4. The defendant not only knew, but should have known, the dangerous nature of said asbestos fibers and particles and failed to keep the same in control, but was negligent in allowing the said dangerous fibers and particles to escape and to come into close proximity of the plaintiff's person and exposed the plaintiff so that he came into contact

CRMC-Motley1000-Subj-003839

with, and inhaled, the said dangerous fibers and particles to the extent that his bronchial tubes, lungs and body became infected with the same.

5. Plaintiff, was not informed or warned by the defendant, and had no knowledge of the nature of the said dangerous asbestos fibers and particles with which he was brought into close proximity by the defendant's negligence.

6. The negligence of the defendant complained of is as follows:

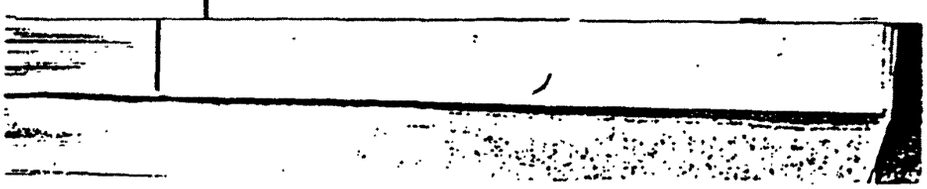
(a) In failing to use reasonable care to provide the plaintiff with a reasonably safe place of work.

(b) In failing to use reasonable care to provide the plaintiff with proper masks or other appliances or safeguards in said work.

(c) In failing to use reasonable care to provide a proper ventilating system at its plant.

(d) In failing to use reasonable care to give proper warning, information and knowledge about the dangerous character of its work with the said asbestos fibers and particles to the said plaintiff at the time and place above mentioned.

7. The said asbestos fibers and particles were introduced into the plaintiff's body at the time and place aforesaid, so that the plaintiff was permanently injured externally and internally in and about his head, body and limbs causing the plaintiff great pain and suffering, both mental and physical, greatly lowered his resistance to disease, and he became a victim of pulmonary diseases, and so seriously cut off the span and duration of life of this plaintiff, and that by reason of the loss of the major part of his lifetime, of his physical and mental well being, of his wage earnings and also the considerable amount



CRMC-Motley1000-Subj-003840

of medical expense involved in his effort to retard the suffering from the disease and mand the wrecking of his body, he will be caused to suffer losses, expenses and damages to the extent of $100,000.00

WHEREFORE, the plaintiff demands the sum of $100,000.00 as damages from the defendant.

SAMUEL GREENSTONE
Attorney for Plaintiff

CRMC-Motley1000-Subj-003841

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SOMERSET COUNTY

- - - - - - - - - - - - - - - - - -

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION,
a corporation of the State
of New York,

Defendant.

- - - - - - - - - - - - - - - - - -

Action at Law
SUMMONS AND COMPLAINT

- - - - - - - - - - - - - - - - - -

SAMUEL GREENSTONE,
Attorney for Plaintiff,
972 Broad St.,
Newark, N.J.

~~Received May 19, 1930~~

F I L E D
May 22 1930
Fred L. Bloodgood
Clerk

May 19, 1930. I served the within summons and complaint upon Johns-Manvill Corp. a corporation of the State of New York, by serving Archibald Hughes, its Superintendant, personally at Manville, N.J.
Fees $3.78

Ira E. Brokaw Sheriff.
Marvin Sheets Under Sheriff.

CRMC-Motley1000-Subj-003842

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NEW JERSEY SUPREME COURT
SOMERSET COUNTY

JOSEPH STEPKA, :

Plaintiff, : Action at Law

-vs- : NOTICE OF REMOVAL

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York, :

Defendant. :

TO - SAMUEL GREENSTONE, ESQ.,
Attorney for Plaintiff.

TAKE NOTICE that on May 29, 1930, at 10 o'clock a. m. (Daylight Saving Time), we shall file with the Clerk of the New Jersey Supreme Court at the State House, Trenton, N. J. a petition for the removal of the above cause to the United States District Court, for the [illegible] District of New Jersey, and at said time and place we shall also file a bond in the sum of $500., conditioned to file in said United States District Court, for the District of New Jersey, within thirty days thereafter a certified copy of the record, in accordance with the Act of Congress in such case made and provided.

Yours respectfully,

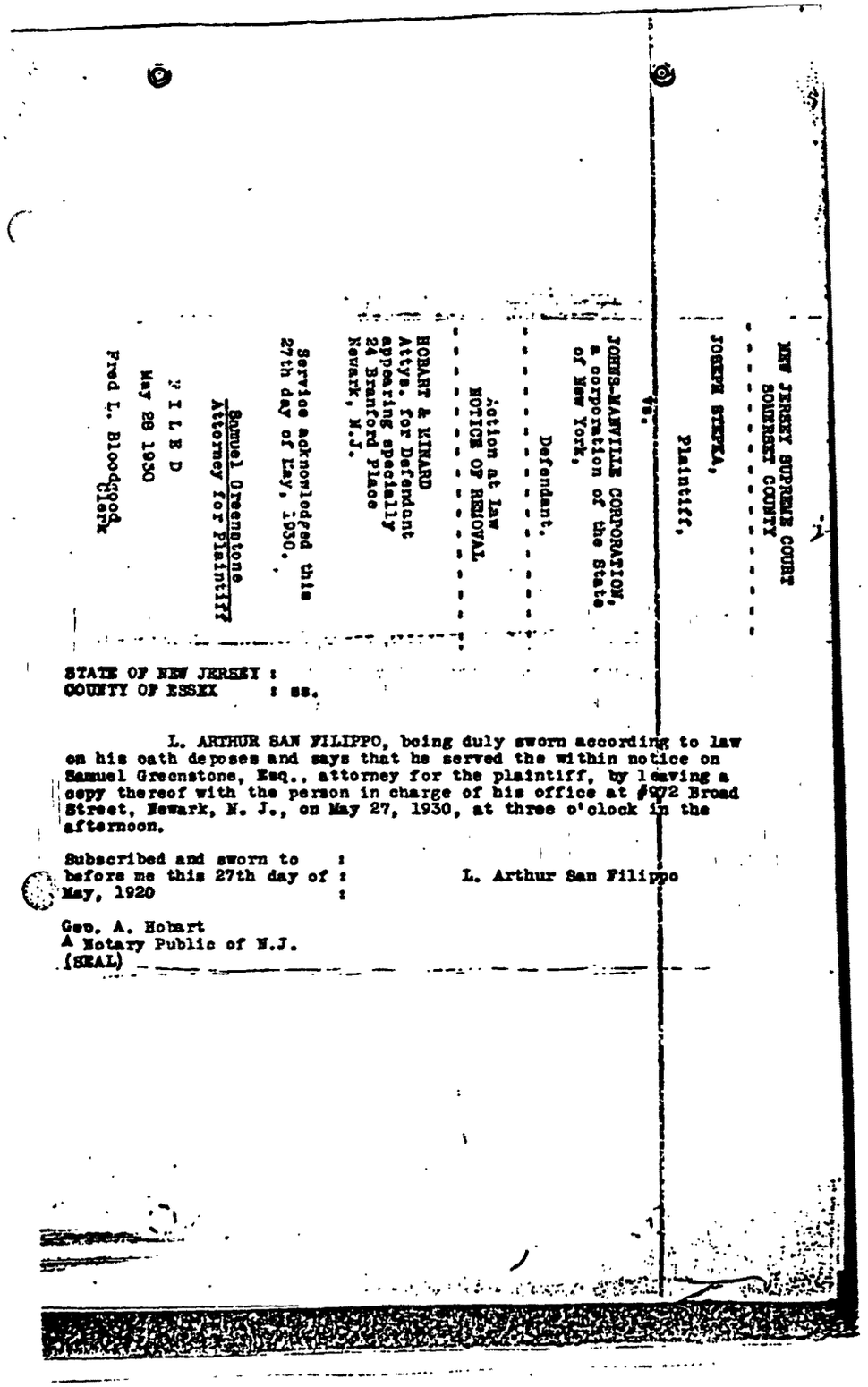
DATED: May 27, 1930.

HOBART & WINNER

Attorneys of Defendant,
appearing specially.



CRMC-Motley1000-Subj-003843



NEW JERSEY SUPREME COURT
SOMERSET COUNTY

JOSEPH STEPKA,

Plaintiff,

vs.

JOHNS-MANVILLE CORPORATION,
a corporation of the State
of New York,

Defendant.

Action at Law
NOTICE OF REMOVAL

HOBART & KINARD
Attys. for Defendant
appearing specially
24 Branford Place
Newark, N.J.

Service acknowledged this
27th day of May, 1930.

Samuel Greenstone
Attorney for Plaintiff

FILED

May 28 1930

Fred L. Bloodgood
Clerk

STATE OF NEW JERSEY :
COUNTY OF ESSEX : ss.

L. ARTHUR SAN FILIPPO, being duly sworn according to law on his oath deposes and says that he served the within notice on Samuel Greenstone, Esq., attorney for the plaintiff, by leaving a copy thereof with the person in charge of his office at #972 Broad Street, Newark, N. J., on May 27, 1930, at three o'clock in the afternoon.

Subscribed and sworn to :
before me this 27th day of :
May, 1920 :

L. Arthur San Filippo

Geo. A. Hobart
A Notary Public of N.J.
(SEAL)

CRMC-Motley1000-Subj-003844

NEW JERSEY SUPREME COURT
SOMERSET COUNTY.

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

Action at Law

PETITION FOR REMOVAL

TO THE HONORABLE NEW JERSEY SUPREME COURT:

The petition of JOHNS-MANVILLE CORPORATION, a corporation of the State of New York, the above named defendant, appearing herein specially and for the sole purpose of presenting its petition to this Honorable Court for the removal of this suit to the District Court of the United States, for the District of New Jersey, respectfully shows that:

1. The plaintiff is the only plaintiff in the above suit and at the time of the commencement thereof was and still is a resident and citizen of the State of New Jersey.

2. Your petitioner is the defendant in said suit and was at the time of the commencement thereof and still is a corporation existing under and by virtue of the laws of the State of New York, and is a resident and citizen of said State of New York, and the controversy in said suit is wholly between citizens of different states.

3. Said suit is of a civil nature, at law, and the matter in controversy in said suit exceeds, exclusive of interest and costs, the sum or value of $3,000., to wit, the value of $100,000.00, the amount demanded by

Notary Public

CRMC-Motley1000-Subj-003845

the plaintiff in said suit as damages from your petitioner, the defendant herein.

4. No special bail was originally or is requisite in said suit.

5. Said suit was commenced by service of summons and complaint upon your petitioner on May 19, 1930, by leaving a copy thereof with the Registered Agent of the petitioner in the State of New Jersey, at Manville, N.J. the time within which the petitioner is required to answer said complaint has not expired but will expire on June 9th, 1930, unless further time to answer is allowed. The petitioner has not filed its answer to said complaint or in any way appeared in said action.

6. Your petitioner has made and files herewith a bond with good and sufficient surety for its entering in the District Court of the United States, for the District of New Jersey, within thirty days from the filing of this petition, a certified copy of the record in said suit, and for paying all costs that may be awarded by said District Court, if said District Court shall hold that said suit was wrongfully or improperly removed thereto, said bond being in the penal sum of $500., conditioned as required by the Act of Congress in such case made and provided.

Your petitioner prays this Honorable Court to proceed no further in said suit except to accept this petition and bond, make the order of removal required by law and cause the record in said suit to be removed into said District Court of the United States, for the District of New Jersey, pursuant to the Act of Congress in such case

Notary Public

CRMC-Motley1000-Subj-003846

And your petitioner will ever pray, etc.,

JOHNS-MANVILLE CORPORATION
By C. N. Vanderlip
Vice President

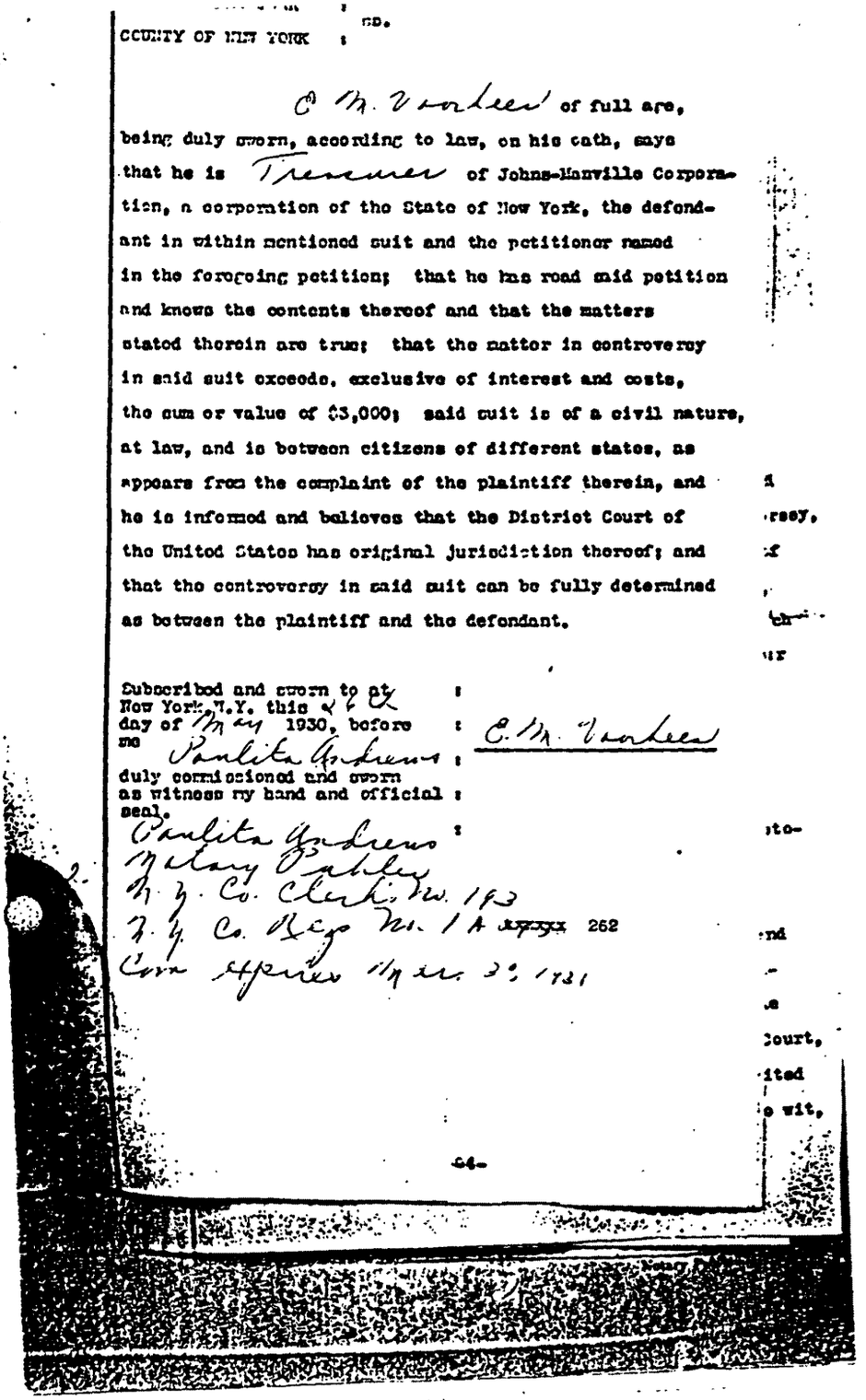
HOBART & HINMAN
Attorneys of Petitioner,
appearing specially, etc.

Attest:
(Seal) Clarence L. Seger
Asst. Secy.

-3-

Notary Public

CRMC-Motley1000-Subj-003847



COUNTY OF NEW YORK :

C. M. Voorhees of full age,
being duly sworn, according to law, on his oath, says
that he is Treasurer of Johns-Manville Corporation, a corporation of the State of New York, the defendant in within mentioned suit and the petitioner named in the foregoing petition; that he has read said petition and knows the contents thereof and that the matters stated therein are true; that the matter in controversy in said suit exceeds, exclusive of interest and costs, the sum or value of $3,000; said suit is of a civil nature, at law, and is between citizens of different states, as appears from the complaint of the plaintiff therein, and he is informed and believes that the District Court of the United States has original jurisdiction thereof; and that the controversy in said suit can be fully determined as between the plaintiff and the defendant.

Subscribed and sworn to at New York, N.Y. this 26 day of May 1930, before me Pauline Andrews duly commissioned and sworn as witness my hand and official seal.

C. M. Voorhees

Pauline Andrews
Notary Public
N. Y. Co. Clerk's No. 193
N. Y. Co. Reg. No. 1 A 262
Com. Expires March 30, 1931

-64-

CRMC-Motley1000-Subj-003848

NEW JERSEY SUPREME COURT
SOMERSET COUNTY

- - - - - - - - - - - - - - -

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION,
a corporation of the State
of New York,

Defendant.

- - - - - - - - - - - - - - -

Action at Law
PETITION FOR REMOVAL

- - - - - - - - - - - - - - -

Hobart & Minard
Attys. for Petitioner,
appearing specially,
24 Branford Pl.
Newark, N.J.

F I L E D
May 28 1930

Fred L. Bloodgood
Clerk

CRMC-Motley1000-Subj-003849

NEW JERSEY SUPREME COURT
SOMERSET COUNTY

JOSEPH STEPKA, [illegible] in the provisions of
[illegible] Plaintiff, [illegible] and provided, now,
-vs- : Action at Law
JOHNS-MANVILLE CORPORATION, a corporation of the State of New York, : BOND ON REMOVAL [illegible] that if
[illegible] claim enter in
Defendant. : [illegible] the District
[illegible] within thirty days from the date of filing
[illegible] said New Jersey Supreme Court, a certi-

KNOW ALL MEN BY THESE PRESENTS: That we, JOHNS-MANVILLE CORPORATION, a corporation of the state of New York, as principal, and NEW YORK INDEMNITY COMPANY, a corporation of the state of New York, as surety, are held and firmly bound unto JOSEPH STEPKA, of Manville, New Jersey in the penal sum of Five Hundred Dollars, lawful money of the United States, to be paid to the said JOSEPH STEPKA, his heirs, executors, administrators and assigns, to which payment well and truly to be made, we bind ourselves, our successors and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated the 26th day of May 1930.

WHEREAS, the above named JOSEPH STEPKA, has heretofore brought a suit of a civil nature, at law, in the New Jersey Supreme Court, against said JOHNS-MANVILLE CORPORATION, a corporation of the state of New York; and

WHEREAS, said JOHNS-MANVILLE CORPORATION, simultaneously with the filing of this bond, intends to file its petition in said suit in said New Jersey Supreme Court to remove said suit into the District Court of the United States, in the District where said suit is pending, to-

CRMC-Motley1000-Subj-003850

the District Court of the United States in and for the District of New Jersey, according to the provisions of the Act of Congress in such case made and provided, now, therefore, before 26 July

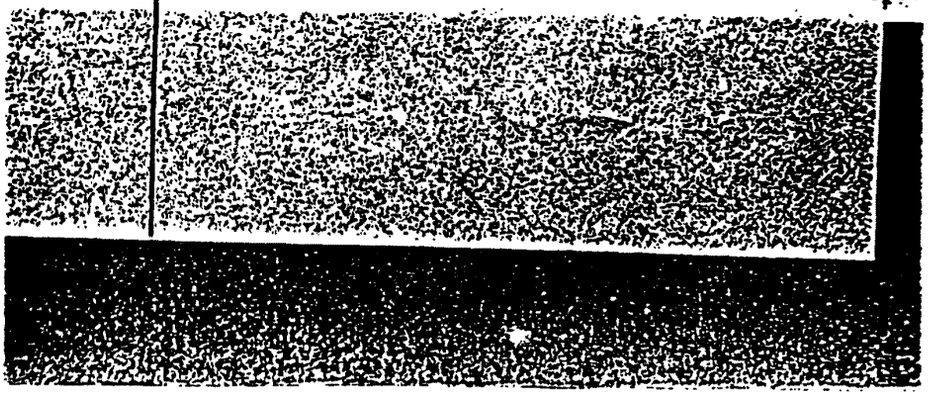
THE CONDITION OF THIS OBLIGATION IS SUCH, that if the petitioner, JOHNS-MANVILLE CORPORATION, shall enter in the District Court of the United States, for the District of New Jersey, within thirty days from the date of filing said petition in said New Jersey Supreme Court, a certified copy of the record in said suit, and shall well and truly pay all costs that may be awarded by the said District Court, if said District Court shall hold that said suit was wrongfully or improperly removed thereto, and shall also appear and enter special bail in said suit, if special bail was originally requisite therein, then this obligation shall be void; otherwise to remain in full force and effect.

JOHNS-MANVILLE CORPORATION
By C M Vorhees (L.S.)
Treasurer

Attest:
(Seal) Clarence L Sayer
Asst. Secy.

NEW YORK INDEMNITY COMPANY
By F. F. Lodor (L.S.)
Attorney-in-Fact

Witness:
(Seal) M Shulaney
Use to Surety





CRMC-Motley1000-Subj-003851

No. 7092-[illegible]-N.Y.I.-N.J.-2M

STATE OF NEW JERSEY
SS.
COUNTY OF ESSEX

On this 24th day of May, 19 30, before me, the subscriber, a [illegible] Notary Public of New Jersey commissioned and sworn, personally appeared who, being by me duly sworn, on his oath, deposed and says that he is attorney-in-fact of the NEW YORK INDEMNITY COMPANY, that he resides in Newark, New Jersey; that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is such corporate seal; that it was affixed by order of the Board of Directors of said Company, and that deponent signed the foregoing instrument by order of the Board of Directors of said Company as the voluntary act and deed of said Company; that said Company has duly complied with all the requirements of Chapter 134 of the laws of the State of New Jersey of the year 1902, and the amendments thereof and supplements thereto; that the good available assets of the Company exceed its liabilities, as such liabilities are ascertained in the manner provided in said Chapter; that the NEW YORK INDEMNITY COMPANY is duly incorporated under the laws of the State of New York, and is authorized by the laws of that State and under its Charter to become surety on bonds and obligations such as are mentioned in said Chapter; that it has on deposit with the Superintendent of Insurance of the State of New York, good securities worth at par and at market value at least Two Hundred Thousand Dollars ($200,000.00) held as security for all holders of its obligations, and has a fully paid up, safely invested, and unimpaired capital of One Million Dollars ($1,000,000.00) that said Company has appointed the Commissioner of Banking and insurance as its attorney in the State of New Jersey, upon whom process of law can be served, and has filed in the office of the Commissioner of Banking and Insurance a written instrument duly signed and sealed, certifying said appointment.

J. F. London

Subscribed and sworn to before me the day and year first above written.

W B Van Ness

CRMC-Motley1000-Subj-003852

UNION INDEMNITY BUILDING
NEW ORLEANS

110 MAIDER LANE
NEW YORK

GENERAL POWER OF ATTORNEY No. 13

Know All Men by These Presents: That the NEW YORK INDEMNITY COMPANY, a corporation organized and existing under the laws of the State of New York, and having its principal office in the City of New York, N. Y., does hereby, make, constitute and appoint George H. Brush,

C. B. Wyckoff, F. F. London, individually, Newark, New Jersey.

its true and lawful attorney-in-fact with full power and authority to make, execute and deliver, with or without the impression of its corporate seal, for and on its behalf as surety, any and all bonds, recognizances, obligations, stipulations, undertakings, or anything in the nature of any of them, in no one instance to exceed the sum of Five Hundred Thousand Dollars ($500,000). which are or may be allowed, required, or permitted by law, statute, rule, regulation, contract or otherwise; all as described and authorized in the resolution of the Board of Directors of the New York Indemnity Company hereinafter set out, but reserving to itself full power of substitution and revocation.

and the New York Indemnity Company hereby ratifies and confirms all that its said attorney-in-fact may lawfully do by virtue of these presents, as fully and amply, to all intents and purposes as if same had been duly executed and acknowledged by the regularly elected officers of the Company, at the office of the Company, in New York, N. Y., in their own proper persons.

This power-of-attorney is made and executed in accordance with and by the authority of the following Resolution adopted by the Board of Directors of the New York Indemnity Company at a meeting duly called and held on the 24th day of September, A. D., 1929.

RESOLVED: That the President or any Vice-President of this Company by and with the concurrence of the Secretary or an Assistant Secretary be and they are hereby authorized and empowered to make and execute and deliver for and on behalf of this Company and in its name unto such person or persons as they may from time to time select, its power-of-attorney constituting any such person or persons as its true and lawful attorney or attorneys-in-fact for the purpose of signing and executing for and in its name and in its behalf any and all bonds, recognizances, obligations, stipulations, undertakings, or anything in the nature of any of them, which are or may be by law or by any statute of the United States of America, or any of the several states or territories of the United States of America, or any political sub-division thereof, or the rules, regulations, orders, customs, practices or discretion of any board, body, organization, office or officer of the United States of America or any of said states or territories of the United States of America, or any political sub-division of any of them, or by any person, firm or corporation allowed, required or ordered to be executed, made, taken, given, tendered, accepted, filed or recorded for the security or protection of, by or for any person, firm, corporation, association, organization, body, office, officer, board, government, state or federal, municipality or any interest whatsoever in any and all capacities whatsoever, conditioned for the doing or not doing of anything, on such terms as may be provided for in any such bond, recognizance, obligation, stipulation, undertaking, or anything in the nature of them or any of them, and any and every such instrument or undertaking made, executed and delivered by such attorney or attorneys-in-fact, whether with or without the impression of the corporate seal of this Company, but subject to the terms and limitations of the power-of-attorney issued to him or them, shall be as binding upon the Company as if duly executed and acknowledged by the regular officers of the Company at the office of the Company in New York, N. Y., in their own proper persons; and

BE IT FURTHER RESOLVED: That the President or any Vice-President of this Company be and he is hereby authorized and empowered at any time to forthwith remove and revoke the powers and authority of any attorney or attorneys-in-fact appointed by them or any of them under the foregoing authority.

IN WITNESS WHEREOF, the New York Indemnity Company has caused these presents to be signed and its corporate seal to be affixed by its proper officers, thereunto duly authorized, at the City of New York, N. Y., this 2nd day of January, 19 30.

ATTEST: NEW YORK INDEMNITY COMPANY,

Carroll W. Laird
Assistant Secretary

By George E. Hayes
Vice-President

STATE OF NEW YORK, }
COUNTY OF NEW YORK } ss.:

On this 2nd day of January, 19 30, before me appeared George E. Hayes and Carroll W. Laird to me personally known, who being by me duly sworn, did say that they are Vice- President and Asst. Secretary, respectively, of the New York Indemnity Company, the corporation described in the foregoing instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and said George E. Hayes and Carroll W. Laird acknowledged said instrument to be the free act and deed of said corporation. Affiants did further certify that the resolution recited in said instrument is a true and correct copy of the original duly passed at a meeting of the Board of Directors held at the office of the Company at New York, N. Y., on the 24th day of September, 1929.

F. J. Landers
Notary Public

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New York Indemnity Company

A DIVISION OF INSURANCE SECURITIES COMPANY, INC.

EXECUTIVE OFFICES

UNION INDEMNITY BLDG. NEW ORLEANS, LA.

100 MAIDEN LANE NEW YORK, N. Y.

Financial Statement

AT THE CLOSE OF BUSINESS MARCH 31st, 1930

ASSETS		LIABILITIES	
Government, Municipal and Miscellaneous Bonds and Stocks	$6,172,007.00	Reserve for Claims	$ 3,692,683.05
First Mortgage Real Estate Loans	648,446.51	Reserve for Unearned Premiums	2,969,860.00
Real Estate Owned	106,824.77	Reserve for Taxes	153,815.35
Cash in Banks and Offices	330,847.78	Reserve for Sundry Bills	180,188.27
Premiums in Course of Collection not due over 90 days	1,128,634.80	Reserve for Commissions	276,833.64
Interest Due and Accrued	68,803.42	Capital paid in $ 1,000,000.00	
Sundry Assets	276,881.31	Surplus over all Liabilities 459,065.28	1,459,065.28
Total $	8,732,445.59	Total $	8,732,445.59

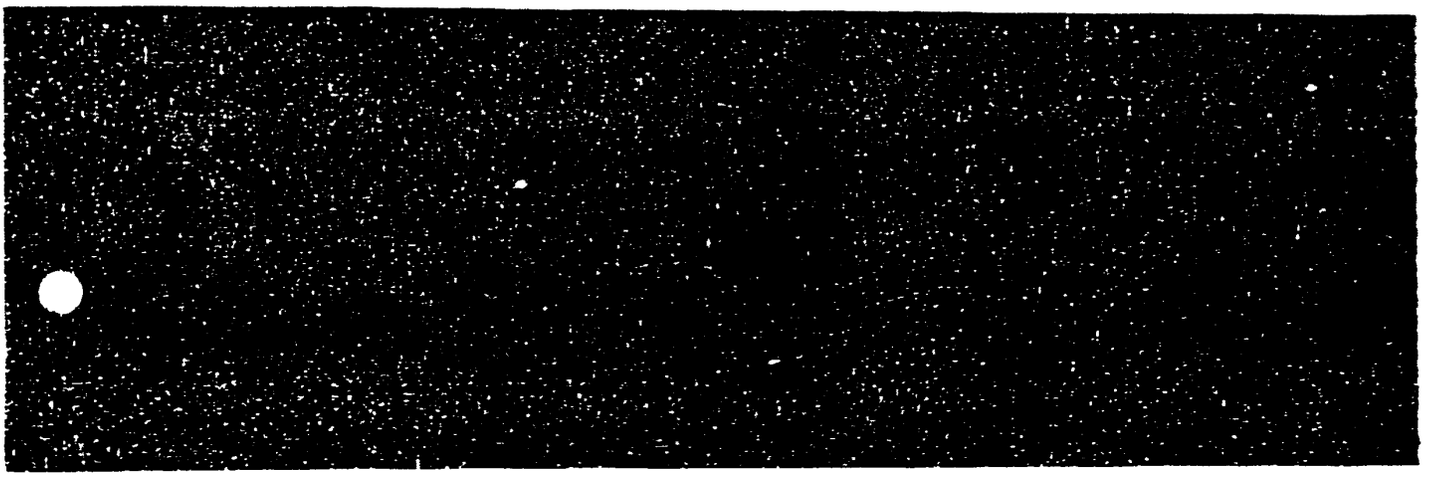
SURPLUS TO POLICYHOLDERS 1,459,065.28

I certify that above financial statement is a true statement of the assets and liabilities of said Company as of March 31, 1930, taken from the books and records of said Company.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and seal of said Company

this 26th day of May, 19 30.

Fred L Burgoyne
Secretary



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STATE OF NEW YORK :
COUNTY OF NEW YORK : ss.

BE IT REMEMBERED, That on this 26th day of May in the year of our Lord, One thousand nine hundred and thirty, before me, the subscriber, Paulita Godreau personally appeared Clarence L. Sage who being by me duly sworn, doth depose and make proof to my satisfaction that he is Assistant Secretary and that he well knows the common seal of JOHNS-MANVILLE CORPORATION the obligor named in the foregoing bond, that the seal thereto affixed is the proper common seal of the said corporation, and that the same was so affixed thereto, and the said bond signed and delivered by C. N. Voorhees who was at the date and execution thereof Treasurer of said corporation, as the voluntary act and deed of the said corporation, in the presence of said deponent, and that the said deponent subscribed the same as witness to the execution thereof.

Subscribed and sworn to : 26th
at New York, N.Y. this :
day of May 1930, before :
me, Paulita Godreau, Clarence L. Sage
duly commissioned and
sworn as witness my hand :
and official seal.
Paulita Godreau
Notary Public
(Seal) N.Y. Co. Clerks No. 193
N.Y. Co. Reg. No 1A262
Comm. expires Mar. 30, 1931

CRMC-Motley1000-Subj-003855

SOMERSET COUNTY

JOSEPH STEPKA,

Plaintiff,

-vs-

JOHNS-MANVILLE CORPORATION, a corporation of the State of New York,

Defendant.

Action at Law
BOND ON REMOVAL

Hobart & Minard
Attys. for Deft.
appearing specially,
24 Branford Pl.
Newark, N. J.

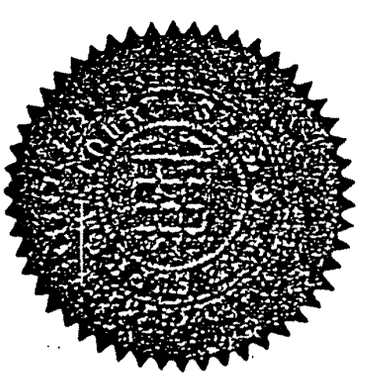
F I L E D

May 28 1930

Fred L. Bloodgood
Clerk

CRMC-Motley1000-Subj-003856

I, the undersigned, Clerk of the Supreme Court of the State of New Jersey, do certify that the foregoing is a true copy of the entire proceedings in the above stated cause as the same remain on file and of record in my office.



In testimony whereof I have set my hand and the seal of said Court at Trenton, this second day of June A. D. nineteen hundred and thirty.

Fred L. Bloodgood
Clerk.

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