IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

FILED

M. MAR 18 1970 19

James R. Cooney, Clerk, U. S. Court

By Margaret Driver DEPUTY

SAMUEL R. POTTER

VS.

FIBREBOARD PAPER PRODUCTS CORPORATION, ET AL

CIVIL ACTION NO. 6329

AMENDED CROSS-ACTION OF FIBREBOARD CORPORATION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Fibreboard Corporation, one of the defendants in the above styled and numbered cause, and with leave of Court had and obtained, files this, its amended cross-action over and against the defendants, Combustion Engineering, Inc., Johns-Manville Products Corporation, Owens-Corning Fiberglas Corporation, Eagle-Picher Industries, Inc., Pittsburgh Corning Corporation, Unarco Industries, Inc., Philip Carey Corporation, Armstrong Contracting and Supply Corporation, Standard Asbestos Manufacturing and Insulating Company, Ruberoid Company, and Armstrong Cork Company, all hereinafter called cross-defendants, and would respectfully show unto the Court the following:

1.

This defendant says that if plaintiff sustained any injury as the result of any act or omission on the part of the defendant, Fibreboard Corporation, which this defendant denies, then such injury was caused and proximately caused and contributed to by the acts and omissions of the remaining defendants above named, and each of them, the defendant Unarco Industries, Inc., being a successor in interest to Unarco Asbestos and Rubber Company,

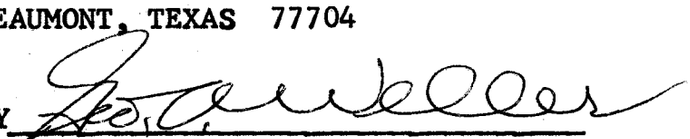
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and if any judgment is entered herein against the defendant, Fibreboard Corporation, then in such event this defendant is entitled to indemnity from each and all of the other defendants; or in the alternative, is entitled to contribution against each and all of the other defendants in accordance with the provisions of Article 2212, Vernon's Annotated Civil Statutes of Texas.

WHEREFORE, this defendant prays judgment of the Court that plaintiff take nothing against it and that it go hence with its costs; in the alternative, that it have judgment for indemnity; or in the further alternative, that it have judgment for contribution, as set out above.

Respectfully submitted;

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BY 
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The Potter v. Fibreboard Case File (1969-1972), Amended cross-action
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing amended cross-action was served on the following attorneys by mailing a true and correct copy thereof to their respective offices on the 17th day of March, 1970.

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CIVIL ACTION NO. 6329

SAMUEL R. POTTER

VS.

FIBREBOARD PAPER PRODUCTS CORPORATION, ET AL

MOTION FOR LEAVE TO FILE AMENDED CROSS-ACTION AND AMENDED CROSS-ACTION OF FIBREBOARD CORPORATION.

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