FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MAR 20 1970
JAMES R. COONEY, CLERK
BY DEPUTY Myra Barton

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

| | | |
|---|---|---|
| SAMUEL R. POTTER | § | |
| | § | |
| V. | § | CIVIL ACTION NO. 6329 |
| | § | |
| FIBREBOARD PAPER PRODUCTS CORP., ET AL | § | |

REPLY OF DEFENDANT PHILIP CAREY CORPORATION TO THE COURT'S ORDER IN CONNECTION WITH PLAINTIFF'S MOTION TO PRODUCE

Philip Carey Corporation, one of the Defendants in the above entitled and numbered cause hereby respectfully reports to the Court that in compliance with the Court's order heretofore entered on February 27, 1970, it has producted the following:

1. Philip Carey Corporation has delivered to Plaintiff's counsel the following samples of its products, all of them labeled and numbered as follows:

a. Carey - 7M-90 Cement (in plastic bag)- Marked No. I
b. Carey - Vitricel Cement (in plastic bag)- Marked No. II
c. Carey - MW-One Cement ( in plastic bag)- Marked NO. III
d. Carey - MW-50 Cement (in plastic bag)- Marked No. IV

e. Carey - No. 100 - Asbestos Cement (in plastic bag) Marked No. V
f. Carey - LF-20 Finisning Cement (in plastic bag) Marked No. VI
g. Carey - No. 303 Asbestos Cement (in plastic bag) Marked No. VII
h. Carey - Glass Cell (for low and medium pressure pipes - 100° to 300'F) = In red box - Marked VIII
i. Carey Air Cell Pipe Covering with standard canvas. (In red box - Marked IX)
j. Carey Temp - Industrial Insulator for temperatures up to 1600° F. (In plastic box - Marked X)
k. Carey - Asbestos Rope and Wick Backing (In red box - marked XI)
l. Carey Temp - Pipe Insulator for temperatures up to 1600°F. ( In red box - Marked XII).


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m. Carey - Hi Temp No. 19 Insulating Block - (In orange box - Marked XIII)
n. Carey - Temp - Pipe Insulation Dual Careytemp. (In red box Marked XIV).

2. Defendant's sales literature and data with respect to the uses of Defendant's products is available in its counsel's office, 8th Floor Bank of the Southwest Building, Houston, Texas for inspection and/or copying.

3. Mr. H. H. Anderson, Vice President, Research and Engineering Department. Philip Carey Corporation has no "scientific research department" as such.

4. At this time, and without being limited thereto, Defendant Philip Carey Corporation states that it will probably name as its trial representatives Mr. Arthur P. Mueller, 765 North Hill Lane, Cincinnati, Ohio and Mr. Charles L. Hoshaw, 2410 Briarcliff Avenue, Cincinnati, Ohio.

5. Your Defendant does not have samples of the other products listed in answer to interrogatory No. 1 heretofore served upon it. These products have long since been discontinued to be manufactured by your Defendant, and your Defendant does not have available any samples or any of the material, and therefore cannot produce same.

Respectfully submitted,

FULBRIGHT, CROOKER, FREEMAN,
BATES & JAWORSKI

By _____
W. N. Arnold, Jr.

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

Attorneys for Philip CArey Corporation



*The Potter v. Fibreboard Case File (1969-1972), Reply to the order on plaintiff's motion to produce*
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CERTIFICATE OF SERVICE

I, W. N. ARNOLD, JR., certify that a true and correct copy of the foregoing pleading was furnished to Mr. Ward Stephenson, Stephenson & Thompson, Stephenson Building, Orange, Texas 77630, attorneys for Plaintiff, on this 13 day of March, 1970.

W. N. Arnold, Jr.



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NO. 6329

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

SAMUEL R. POTTER

V.

FIBREBOARD PAPER PRODUCTS
CORP., ET AL

REPLY OF DEFENDANT PHILIP CAREY
CORPORATION TO THE COURT'S ORDER
IN CONNECTION WITH PLAINTIFF's
MOTION TO PRODUCE

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


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