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

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
JUL 1 1970
JAMES R. COONEY, CLERK
By Margaret Lewis

SAMUEL R. POTTER

VS.

FIBREBOARD PAPER PRODUCTS CORPORATION, ET AL.

CIVIL ACTION NO. 6329.

DEFENDANT RUBEROID COMPANY'S
REPLIES TO PLAINTIFF'S SECOND SET
OF INTERROGATORIES

TO THE PLAINTIFF, SAMUEL R. POTTER, AND MR. WARD STEPHENSON, STEPHENSON BUILDING, ORANGE, TEXAS, HIS ATTORNEY OF RECORD:

Defendant Ruberoid Company, in response to a Second Set of Interrogatories propounded under Rule 33, Federal Rules of Civil Procedure, and served upon this Defendant's counsel, herein files its answers to such Interrogatories, which answers to such Interrogatories bear the same number as the request:

INTERROGATORY NO. 1:

Most individuals in our Company are aware that studies have been made but cannot recall the specific persons or agencies making such studies. They all have heard of Dr. Irving J. Selikoff and are aware that he has made certain studies. The Sales Manager of our Industrial Products Division was the only one of six individuals contacted that could quote the name of specific studies. He was aware that studies were conducted by the U.S. Public Health Service, The New York Academy of Sciences, Mt. Sinai Hospital (Environmental Sciences Laboratory - Mt. Sinai School of Medicine), and the Insulation Industry Hygiene Research Program. The last three were headed by Dr. Selikoff.

In response to the above studies, the Company has over the years taken steps to reduce the dust exposure to its employees and has provided them with protective equipment.

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INTERROGATORY NO. 2:

Same answer as given to Interrogatory No. 1.

INTERROGATORY NO. 3:

None of the individuals contacted were knowledgeable as to the specific independent organizations, contractors and government agencies who have conducted dust counts. As indicated to you in response to the first set of Interrogatories, the Company does conduct dust counts in its own plants.

INTERROGATORY NO. 4:

Various studies and the publicity resulting from these studies indicated that there might be a possibility of harm from long time exposure to high concentration of asbestos dust fibers. Prior to the time we started labeling, there was little publicity in this area.

INTERROGATORY NO. 5:

In general our Company does not recognize that just any exposure to asbestos will cause asbestosis. However, the Company is aware that prolonged exposure to asbestos fibers without proper safety precaution may cause asbestosis in some people. The Company has been aware of this for about five to six years. In response to this, we have added equipment to our various plants using asbestos fibers to collect and eliminate dust. Also, all employees in contact with asbestos fibers are required to wear U. S. Bureau of Mines approved respirators.

Robert E. Barnes.

Sworn to and subscribed before me, the undersigned authority, on this the 1ST day of July, 1970.

Beatrice L. Engel
Notary Public in and for
Jefferson County, Texas.

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Respectfully submitted,

BARNES & BARNES

BY Robert E. Barnes

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Beaumont, Texas 77706,
Telephone 833-8601,
Attorneys for Ruberoid Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon Mr. Ward Stephenson, Stephenson Building, Orange, Texas, Attorney for Plaintiff, by mailing the same to his address on the 1ST day of July, 1970, and a copy was served on each and all other counsel of record by depositing the same in the United States mail properly addressed, with postage paid, on the 1ST day of July, 1970.

Robert E. Barnes

Robert E. Barnes.

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Samuel R. Potter

vs.

Fibreboard Paper Products
Corporation, et al.

DEFENDANT RUBEROID
COMPANY'S REPLIES TO
PLAINTIFF'S SECOND SET
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