COPY

ORGAIN, BELL & TUCKER
ATTORNEYS AT LAW
BEAUMONT, TEXAS
77701

November 18, 1965

RE: Claude J. Tomplait v. Queens Insurance Company; No. A-13,916
Orange County, Texas - OB&T file X-2904.

Mr. Ward Stephenson
Attorney at Law
Stephenson Building
Orange, Texas

Dear Ward:

Enclosed you will find some cross interrogatories which I would appreciate your having submitted to the doctor in New York. Also, please tell the reporter to send me carbon copies of answers to both the direct and the cross interrogatories. Insofar as objections to the man not attaching the X-rays to the interrogatories, I have none and will not raise this matter in the event of trial.

Best regards,

ORGAIN, BELL & TUCKER

Cleve Bachman

CB:jj
Enclosure
cc: Mrs. Ethel Burton, District Clerk
Orange, Texas

Dear Mrs. Burton:

Please file these Cross Interrogatories among the papers the said cause.

CB
Cleve Bachman

CB:jj 11-18-65

NO. A-13,916

CLAUDE J. TOMPLAIT	X	IN THE DISTRICT COURT
VS.	X	OF
QUEENS INSURANCE COMPANY	X	ORANGE COUNTY, TEXAS

Written interrogatories to be propounded to Dr. Irving J. Selikoff, Head of the Section of Environmental Health, The Mount Sinai Hospital, New York 29, New York, on behalf of the Defendant:

CROSS INTERROGATORIES

Cross Interrogatory No. 1:

In connection with the diagnosis you have made, based solely upon your examination of the X-rays above mentioned, would it not be important to have the benefit of additional clinical, both subjective and objective findings in addition to the X-rays?

Cross Interrogatory No. 2:

Is not your diagnosis solely on the basis of the X-rays examined?

Cross Interrogatory No. 3:

Is it not true that even though you may feel that the X-rays which you examined reflected the possibility of a disease or a condition suggestive of asbestosis, you are not attempting to tell the jury how disabling such a condition may or may not be.

Cross Interrogatory No. 4:

Is it not true, that before making any estimate as to how much disability or incapacity might be caused by the conditions which you found reflected on the X-rays, it would be necessary for you to examine the man in person?

Cross Interrogatory No. 5:

Is it not true that any observations that you have made, are simply a diagnosis as to the possibility or reasonable probability of a condition, but that your observations or your diagnosis are not in anywise intended to reflect the amount of incapacity or disability which the man may be suffering from at this time or which he may in the past or may in the future suffer from.

Cross Interrogatory No. 6:

Is it not true that a person may have a condition known as asbestosis and yet, such condition may be only slightly disabling, not disabling at all or extremely disabling?

Cross Interrogatory No. 7:

Is it not true that in this particular case, you are not insinuating any specific degree of incapacity or disability.

ORGAIN, BELL & TUCKER
First Federal Savings Building
Beaumont, Texas

By: Cleve Bachman
Cleve Bachman, Attorney for
Defendant

FILED

19th Day of November 1965

at 8:30, A M.

ETHEL BURTON

Clerk, District Court, Orange County, Texas

By Edna Emmon Deputy