IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

FILED
FEB 19 1968
James R. Clerk
By Virginia M. Deputy

CLAUDE J. TOMPLAIT	:	
vs.	:	CIVIL ACTION
COMBUSTION ENGINEERING, INC., et al	:	NO. 5402

ANSWERS OF THE DEFENDANT, PITTSBURGH PLATE GLASS COMPANY TO THE INTERROGATORIES PROPOUNDED BY THE PLAINTIFF

TO THE PLAINTIFF, Claude J. Tomplait and
Mr. Ward Stephenson,
Stephenson, Thompson & Morris
Stephenson Building
Orange, Texas, His Attorneys of Record

Defendant, PITTSBURGH PLATE GLASS COMPANY, in response to Interrogatories propounded under Rule 33 of the Federal Rules of Civil Procedure, served upon Defendant's counsel, on or about November 3, 1967, files this, its Answers to such Interrogatories, within the time allowed by the Court. Such Answers to each Interrogatory bear the same name and number as the Interrogatory propounded:

1. Of the products named in the Plaintiff's First Amended Original Complaint, PITTSBURGH PLATE GLASS COMPANY, since 1955, has manufactured fiber glass insulation. Fiber glass insulation contains glass fibers and resin.

2. Since this Defendant had no contact with any of the employees of independent contractors in the performance of insulation work, no warnings of the kind inquired about were given by this Defendant, nor was it considered necessary, since this Defendant denies that the materials manufactured by it were of a dangerous nature, and further says that each of the products manufactured by it were suitable and reasonably fit for the purpose for which the products were manufactured and used.

3. None of the studies inquired about in Interrogatory #3 were

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made by this Defendant.

4. No answer is required because of the answer to Interrogatory #3 above.

5. Pittsburgh Plate Glass Company sells fiber glass insulation to distributor-applicators, original equipment manufacturers, mechanical contractors and sheet metal contractors. The product is packaged in Kraft paper, reinforced Kraft paper, cardboard paper, and in some cases, wrapped with twine. The product is used and distributed throughout the United States.

6. Fiber glass insulation is used for thermal and accoustical purposes in architectural, industrial, and air craft and marine construction.

7. Pittsburgh Plate Glass Company does not recognize that the result expressed in this question could occur, and specifically denies that such could occur.

8. It is this Defendant's understanding that Interrogatory #8 has been withdrawn.

WELLS, DUNCAN AND BEARD

By George E. Duncan
515 Beaumont Savings Building
Beaumont, Texas

Attorneys for Defendant, PITTSBURGH PLATE GLAS COMPANY

THE STATE OF TEXAS :

COUNTY OF JEFFERSON :

BEFORE ME, the undersigned authority, on this day personally came and appeared GEORGE E. DUNCAN, known to me to be the person whose name is subscribed to the foregoing Answers to Interrogatories and who, being by me first duly sworn, did depose and say:

That the foregoing Answers to Interrogatories are true to the best of his knowledge, information and belief; that this verification is made by him because there is no officer of Pittsburgh Plate Glass Company within the jurisdiction of this Court; that the sources of his information used in answering such Interrogatories are the files and records of Pittsburgh Plate Glass Company furnished to him for such purposes, and investigation heretofore made in this case.

George E. Duncan
George E. Duncan

SWORN TO and SUBSCRIBED BEFORE ME the undersigned authority, by the said George E. Duncan, to certify which WITNESS MY HAND AND SEAL OF OFFICE, this 16 day of February, 1968.

Martha L. Barnett
Notary Public in and for Jefferson County, Texas

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CERTIFICATE OF SERVICE

A true and correct opy of the foregoing Answers to Interrogatories was on the 16th day of February, 1968, served upon counsel for each of the other parties herein by depositing the same in the United States Mail, in correctly addressed, stamped and sealed envelopes, to:

Mr. Ben L. Reynolds
Royston, Rayzor & Cook
877 San Jacinto Building
Houston, Texas 77002

Mr. Ward Stephenson
Stephenson Building
Orange, Texas 77630

Mr. John G. Tucker
Orgain, Bell & Tucker
Beaumont Savings Building
Beaumont, Texas 77701

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George E. Duncan

George E. Duncan, Attorney for
Defendants PITTSBURGH PLATE
GLASS COMPANY and PITTSBURGH
CORNING CORPORATION

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In and for the
Eastern District of Texas
Beaumont Division

Civil Action No. 5402

CLAUDE J. TOMPLAIT

VS.

COMBUSTION ENGINEERING, INC., ET AL

ANSWERS OF THE DEFENDANT, PITTSBURGH PLATE GLASS COMPANY TO THE INTERROGATORIES PROPOUNDED BY THE PLAINTIFF

LAW OFFICES OF
WELLS, DUNCAN AND BEARD
BEAUMONT SAVINGS BUILDING
BEAUMONT, TEXAS

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