IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

FILED

MAR 7 1968 19__

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

By Margaret Rives DEPUTY

CLAUDE J. TOMPLAIT :

VS. :

CIVIL ACTION NO. 5402

COMBUSTION ENGINEERING, INC., ET AL :

INTERROGATORIES PROPOUNDED TO DEFENDANT PITTSBURGH CORNING CORPORATION

TO: PITTSBURGH CORNING CORPORATION, and WELLS, DUNCAN AND BEARD, Beaumont Savings Building, Beaumont, Texas 77701, Attorneys for Said Defendant:

CLAUDE J. TOMPLAIT, plaintiff, hereby servess upon the above named defendant the following written interrogatories to be answered fully and fairly in writing under oath, which shall be signed by the person or persons making such answers, a copy of such answers to be served upon plaintiff's attorney within fifteen (15) days after service herein, in accordance with Rule 33 of the Federal Rules of Civil Procedure:

INTERROGATORY NO. 1: In answer to our previous interrogatories, you did not answer our Interrogatory No. 1, because we did not limit our question to the products named in the plaintiff's first amended original complaint. Your answer went back to the year 1940 and we would like for you to do the same in answer to this question at this time: Give the names and trade names of all types of insulating materials manufactured by you, giving

Published by AsbestosClaims.Law
asbestosclaims.law/library/10747/1

the dates that you began to manufacture such materials, a description of the materials and what they contain.

INTERROGATORY NO. 2: In answer to Interrogatory No. 2 previously asked you, you were not responsive. Interrogatory No. 2 did not inquire as to whether the defendant had contact with any of the employees of independent contractors, but asked the following question: Did you ever at any time give warnings to workers of the dangerous nature of such materials? If so, describe your warnings and to whom such warnings were given. Please answer this question and include in your answer whether or not any printed warnings were put on any of the packages of asbestos fibers or any other insulating products manufactured by you, which warnings could have been read by those using the products or which warnings were intended to be read by those using the products. If any warnings or precautionary instructions of any nature were given, please describe verbatim, and advise to whom such directions or precautions were directed.

INTERROGATORY NO. 3: In answer to our previous Interrogatory No. 3, you stated that you made no studies to determine the effects of your products on the lungs and physical condition of persons employed as insulators and asbestos workers who use the materials manufactured by you. If you made no studies, please explain what information you have or have had which lead you to answer Interrogatory No. 2 denying that two of your products are of a dangerous nature and that they are suitable and reasonably fit for the purpose for which such product is manufactured and used. Please explain the basis of this answer in light of the fact that you made no tests or

Published by AsbestosClaims.Law
asbestosclaims.law/library/10747/2

studies to enable you to come to such conclusion.

INTERROGATORY NO. 4: Our Previous Interrogatory No. 6 inquired whether or not your products were sold in a specific location or area. If so, please advise what specific location or area. If sold generally throughout the United States, please so state.

INTERROGATORY NO. 5: In answer to our previous Interrogatory No. 7, you do not recognize that prolonged use of insulating materials can cause or contribute to cause asbestosis. Please state upon what medical information or what studies you base such conclusion. If you deny that asbestosis can be caused by the inhalation of asbestos fibers, then please explain where such disease gets its name.

STEPHENSON, THOMPSON AND MORRIS

By Ward Stephenson
Attorneys for Plaintiff
Stephenson Building
Orange, Texas 77630

CERTIFICATE OF SERVICE

A copy of the foregoing Interrogatories has been forwarded to Wells, Duncan and Beard, Beaumont Savings Building, Beaumont, Texas 77701, on this the 4 day of March, 1968, by Certified Mail, Return Receipt Requested.

Ward Stephenson
Ward Stephenson

The Tomplait v. Combustion Engineering Case File (1962-1969), Interrogatories to Pittsburgh Corning Published by AsbestosClaims.Law
ACL Doc 10747 · Page 3 of 4 asbestosclaims.law/library/10747/3

NO. 5402

CLAUDE J. TOMPLAIT

VS.

COMBUSTION ENGINEERING, INC.,
ET AL

INTERROGATORIES PROPOUNDED TO
DEFENDANT PITTSBURGH CORNING
CORPORATION

LAW OFFICES
STEPHENSON, THOMPSON & MORRIS
STEPHENSON BUILDING
ORANGE, TEXAS