IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

CLAUDE J. TOMPLAIT :

VS. : CIVIL NO. 5402

COMBUSTION ENGINEERING, INC., ET AL :

FILED

MAY 3 1968 19

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

By Margaret Turner DEPUTY

NOTICE

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Attorney for Defendants JOHNS-MANVILLE PRODUCTS CORPORATION and JOHNS-MANVILLE FIBER GLASS, INC.

Gentlemen: Please take notice that the deposition of Paul E. Petrofsky, President of The Aber Company, will be taken on behalf of the plaintiff upon certain interrogatories, of which a copy is herewith served upon you, and such cross-interrogatories as may be duly served herein, before Dahl and Reed, Court Reporters, Houston First Savings Building, Houston, Texas.

STEPHENSON, THOMPSON & MORRIS

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CLAUDE J. TOMPLAIT	:	
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INTERROGATORIES TO BE PROPOUNDED TO PAUL E. PETROFSKY, PRESIDENT OF THE ABER COMPANY

Interrogatories to be propounded to Paul E. Petrofsky, President of The Aber Company, a witness to be produced, sworn and examined on the part of the above-named plaintiff by Dahl & Reed, Court Reporters, Houston First Savings Building, Houston, Texas.

FIRST INTERROGATORY: Your name is Paul E. Petrofsky and you are President of The Aber Company?

SECOND INTERROGATORY: Did any of the manufacturers of insulating materials containing asbestos ever give you any warning of the dangerous nature of asbestos fibers, with particular reference to whether or not prolonged inhalation of asbestos fibers would cause the disease of asbestosis?

THIRD INTERROGATORY: If any of the manufacturers did give you such notice, then please state what manufacturer gave such notice, and the exact wording of such notice, and by what method was it given, that is, in writing, orally, or otherwise, and if in writing, where was such writing placed, on the containers of the insulating materials, or where?

FOURTH INTERROGATORY: Did any of the manufacturers of insulating products advise safe guards for your company to transmit to the workers using such products? If so, please give the details and exact wording.

FIFTH INTERROGATORY: Do you have any evidence that respirators furnished by your company were built of such a design and of such a nature that they could be worn by the insulators without irritation and that the respirators were proved by any agency of the Government or any Safety Department as a preventive measure against the inhalation of asbestos fibers?

SIXTH INTERROGATORY: It is true, is it not, that frequently insulators may be working with one type of material but yet other insulators working in the same area may be using materials containing asbestos, and the asbestos dust and particles fill the air so that they might be inhaled by anyone working within the area?

SEVENTH INTERROGATORY: Your company has applied many times in the past on many jobs insulating materials containing asbestos, has it not?

EIGHTH INTERROGATORY: In a previous interrogatory submitted to you, you answered that during the period Claude J. Tomplait worked for The Aber Company, insulation materials were furnished by ten or more different manufacturers. Please give the names and addresses of such manufacturers that manufactured insulating materials containing asbestos.

NINTH INTERROGATORY: In a previous deposition answered by Doyle Glen Adair, he stated: ". . . Our records reflect that the following types of insulating material were included in the material cost charged to the contracts involved in item No. 5 above (referring to Gulf States Utilities Co., Bridge City, Texas, and Gulf Oil Corp., Port Arthur, Texas):

Trade Name	Description	Manufacturer
Kaytherm	calcium silicate	Keasbey & Mattison Co., Ambler, Pa.
Aber 2 to 3	cement	Rockwool Mfg. Co., Leeds, Alabama

Sealfas 3149	mastic	Benjamin Foster Co., Ambler, Pa.
Aluminum ells	mastic	Huff Mfg. Co. Shreveport, La.
Foamglas	foamed silicate	Pittsburgh Corning Corp. One Gateway Center, Pittsburgh, Pa.
Aluminum rolls	foamed silicate	Consolidated Gen. Prod. Co., Houston, Texas.
Overkote	asphalt emulsion	American Petrofina Mt. Pleasant, Texas
Unibestos	asbestos fiber	Pittsburgh Corning Corp.
Climaseal	mastic	American Petrofina
Steel bands	mastic	Techalloy, Inc. Houston, Texas
Aluminum seals	mastic	Stern Supply Co. Houston, Texas."

Please state if you agree with this answer and if it is true.

TENTH INTERROGATORY: Being in the insulating business, do you know of anyone in a better position to know or to have ascertained the dangerous nature of asbestos products than the manufacturers of such asbestos products?

STEPHENSON, THOMPSON AND MORRIS

By _____
Attorneys for Plaintiff
Stephenson Building
Orange, Texas 77630

NO. 5402

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COMBUSTION ENGINEERING, INC., ET AL

INTERROGATORIES TO BE PROPOUNDED TO PAUL E. PETROFSKY, PRESIDENT OF THE ABER COMPANY

LAW OFFICES
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The Tomplait v. Combustion Engineering Case File (1962-1969), Deposition notice and interrogatories to the Aber...
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