FILED

MAY 6 1968

James R. Cooper, Clerk

By Margaret Lowe
Deputy

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

CLAUDE J. TOMPLAIT (
)
VS. (
)
COMBUSTION ENGINEERING, INC., (
ET AL)

C. A. NO. ~~5,420~~ 5402

INTERROGATORIES

TO: Claude J. Tomplait, Plaintiff
And/or His Attorney of Record,
Ward Stephenson
Stephenson Building
Orange, Texas

Now comes Defendant, EAGLE PICHER INDUSTRIES, INC., in the above entitled and numbered cause, and hereby makes request that in accordance with Rule 33 of the Federal Rules of Civil Procedure, the Plaintiff make answer of the truth of all and each of the following relevant matters of fact in the above entitled and numbered cause.

Defendant further notifies you in accordance with the aforesaid Rule 33 of the Federal Rules of Civil Procedure that within a period of fifteen (15) days after the service of a copy hereof upon you that you are to deliver to its attorneys of record, Royston, Rayzor & Cook, a duly sworn response to these interrogatories.

1. Please list the doctors who have examined you since January 1, 1959. Please list the occasions that you have seen each particular doctor, for what did each particular doctor treat you, and the address of each doctor.

2. Please list the hospital facilities at which you have received treatment, the date or dates of each treatment, and the reason for each treatment. This interrogatory covers all occasions for treatment and includes both inpatient and outpatient care.

Published by AsbestosClaims.Law
asbestosclaims.law/library/10752/1

3. Did you experience any injuries or illness prior to July, 1961? If so, please state the following with respect to each illness or injury: (a) the date of the injury or illness, (b) the type of injury or illness which you experienced, (c) how the illness or injury occurred, (d) all doctors who treated you, (e) all amounts of money which you received by way of compensation, maintenance, or settlement for each subsequent injury or illness, (f) are you still experiencing any residual difficulties from the injuries or illnesses which you have experienced prior to July, 1961, and if so, which injury or injuries give residual effects and what are your difficulties?

4. Please set forth the amount of earnings which you earned in 1959, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1959.

5. Please set forth the amount of earnings which you earned in 1960, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1960.

6. Please set forth the amount of earnings which you earned in 1961, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1961.

7. Please set forth the amount of earnings which you earned in 1962, together with the identity and address of each employer, and the amount of money each employer paid

Published by AsbestosClaims.Law
asbestosclaims.law/library/10752/2

you. Please attach copies of W-2 Forms or income tax returns for the year 1962.

8. Please set forth the amount of earnings which you earned in 1963, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1963.

9. Please set forth the amount of earnings which you earned in 1964, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1964.

10. Please set forth the amount of earnings which you earned in 1965, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1965.

11. Please set forth the amount of earnings which you earned in 1966, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1966.

12. Please set forth the amount of earnings which you earned in 1967, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1967.

13. Please set forth the amount of earnings which you earned in 1968, together with the identity and address of each employer, and the amount of money each employer paid you. Please attach copies of W-2 Forms or income tax returns for the year 1968.

The Tomplait v. Combustion Engineering Case File (1962-1969), Interrogatories to plaintiff
ACL Doc 10752 · Page 3 of 6
Published by AsbestosClaims.Law
asbestosclaims.law/library/10752/3

14. How many lawsuits for personal injuries have you filed prior to the captioned litigation? Please identify the style of the case of each lawsuit which you filed prior to the captioned litigation, and the Court or Courts in which each lawsuit was filed.

15. Are you now receiving or have you ever received Government benefits for disabilities of any kind?

16. If you have answered the foregoing interrogatory in the affirmative, indicate the date of the injury or disability, the manner in which it occurred, the amount of such benefits, the dates such disability began and ended, and the disability rating, if any.

17. Have you applied for or received any unemployment benefit since July, 1961, from any Governmental entity?

18. If you have answered the foregoing interrogatory in the affirmative, state the Governmental entity to whom you applied for unemployment compensation benefits, the amount of money paid, the period or periods of time for which the payments were made (giving the date by month and day), and the Governmental entity paying the benefits.

19. In your Amended Petition filed in the captioned matter, it is alleged that the Defendants were negligent and that products furnished were not reasonably safe. Please set forth all facts, bases and predicates upon which you rely to substantiate these conclusions with respect to this Defendant, EAGLE-PICHER INDUSTRIES, INC.

20. In your Amended Petition filed in the captioned matter, it is alleged that the Plaintiff worked at various job sites at various times. Please list all jobs and their dates upon which you worked and contend that Defendant, EAGLE-PICHER INDUSTRIES, INC., supplied products which you contend were harmful to you.

The Tomplait v. Combustion Engineering Case File (1962-1969), Interrogatories to plaintiff
ACL Doc 10752 · Page 4 of 6
Published by AsbestosClaims.Law
asbestosclaims.law/library/10752/4

21. Please list or describe all products manufactured by this Defendant, EAGLE-PICHER INDUSTRIES, INC., by name, type or content with which you contend that you came in contact and were harmful to you.

22. During the past ten years have you been convicted of a felony or a crime involving moral turpitude? If so, please state the offense and the location of conviction.

23. Please list the companies or individuals, together with the address of each, with whom you have applied for employment since January 1, 1964. Please include within your answer the date or dates of each application.

24. Have you experienced any injuries or illnesses since July, 1961? If so, please state (a) the date of each injury or illness, (b) the doctor or doctors who treated you, (c) the person or company for whom you were working on the occasion of each injury or illness, and (d) any monetary benefits paid to you as a result of each injury or illness.

DATED: May 1, 1968.

ROYSTON, RAYZOR & COOK

By Ben L Reynolds

877 San Jacinto Building
Houston, Texas 77002
Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above foregoing interrogatories has been served upon Plaintiff by depositing same in the United States mail, through Certified Mail, postage prepaid, and addressed to Plaintiff's attorneys of record, Stephenson, Thompson & Morris, on this the 3rd day of May, 1968.

Ben L Reynolds
Of Royston, Rayzor & Cook

The Tomplait v. Combustion Engineering Case File (1962-1969), Interrogatories to plaintiff
ACL Doc 10752 · Page 5 of 6
Published by AsbestosClaims.Law
asbestosclaims.law/library/10752/5

C. A. NO. 5,420

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

CLAUDE J. TOMPLAIT

VS.

COMBUSTION ENGINEERING, INC.,
ET AL

INTERROGATORIES

ROYSTON, RAYZOR & COOK
ATTORNEYS AT LAW
SAN JACINTO BUILDING
HOUSTON, TEXAS

The Tomplait v. Combustion Engineering Case File (1962-1969), Interrogatories to plaintiff
ACL Doc 10752 · Page 6 of 6
Published by AsbestosClaims.Law
asbestosclaims.law/library/10752/6