IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

FILED
AUG 13 1968
James R. [illegible] M. 19
By [signature] DEPUTY

CLAUDE J. TOMPLAIT

VS.

COMBUSTION ENGINEERING, INC., ET AL

CIVIL ACTION NO. 5402

ANSWER OF DEFENDANT, FIBREBOARD PAPER PRODUCTS CORPORATION, TO INTERROGATORY AND MOTION FOR DISCOVERY

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the defendant, Fibreboard Paper Products Corporation, subject to the objections heretofore filed, and files this, its answer to the single interrogatory propounded to it by the plaintiff on or about May 28, 1968:

1.

The name, address and title of the person in Texas who has knowledge of some business activities of the company is George B. Henderson, Pabco Products Division of Fibreboard Paper Products Corporation, Sales Manager, Houston Division, 4101 San Jacinto Street, Houston, Texas 77004.

The person who would have technical knowledge, including the materials manufactured and the ingredients, is Mr. Harry P. Hoopes, Technical Director, Pabco Industrial Division, 475 Brannan Street, San Francisco, California 94119, or his assistant.

2.

Subject to this defendant's objections to plaintiff's motion for discovery served on or about May 28, 1968, this defendant makes the following answers to said motion:

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(1) This defendant has an objection to Paragraph (1) of said motion, requesting production of materials.

(2) This defendant has an objection on file in regard to the method of producing and marking any sample product manufactured by this defendant.

This defendant has heretofore answered certain of this information in prior interrogatories. Pabco Industrial Products Division of Fibreboard Paper Products Corporation manufactures "Caltemp." This product has been manufactured since 1952. Its content is approximately ten per cent asbestos, plus molar quantities of or equal parts of lime and diatomecous earth. This is a preformed product with a "rind" on the surface which precludes any loose fiber on the surface as the material is shipped to the job.

(3) and (4) In answer to Paragraphs (3) and (4) of said motion, Pipe Insulation Applications Specifications are found at Pages 81 through 88 of the Pabco Heat Insulation Manual, photocopies of which are attached. Also attached are pages from Pabco Heat Insulation Manual, Pages 1 through 22.

(5) This defendant does not maintain a medical or scientific research department. Mr. Harry P. Hoopes is the Technical Director of Pabco Industrial Products Division.

(6) This defendant does not manufacture any respirators, but any respirator approved by the U.S. Bureau of Mine Safety for use in dust laden air will reduce the danger, if any, of working with asbestos insulation products. Of course, employers and owners should furnish blowers and adequate ventilation on the job site.

Respectfully submitted;

GEO. A. WELLER
WELLER, WHEELUS & GREEN
P. O. BOX 350
BEAUMONT, TEXAS 77704
ATTORNEY FOR DEFENDANT, FIBREBOARD
PAPER PRODUCTS CORPORATION

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THE STATE OF TEXAS I

COUNTY OF JEFFERSON I

BEFORE ME, the undersigned authority, on this day personally appeared Geo. A. Weller, who being first duly sworn, on oath says that he has read the foregoing answers to interrogatories and answers to certain parts of plaintiff's motion to discover, and the answers herein given are true and correct based on the information furnished to the undersigned attorney.

GEO. A. WELLER

SWORN TO AND SUBSCRIBED before me by the said Geo. A. Weller, to certify which witness my hand and seal of office, this, the 9th day of August, A. D. 1968.

NOTARY PUBLIC, JEFFERSON COUNTY, TEXAS

OUIDA L. SWOPE, Notary Public
In and for Jefferson County, Texas

A copy of the foregoing answer of defendant, Fibreboard Paper Products Corporation, to interrogatory and motion for discovery, was served to Mr. Ward Stephenson, Stephenson, Thompson & Morris, Stephenson Building, Orange, Texas 77630, attorney for plaintiff, by mailing a copy by certified mail on the 13 day of August, 1968; and a copy was served on all other attorneys of record by mailing a copy to their respective addresses by regular mail on the 13 day of August, 1968.

GEO. A. WELLER

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