PLAINTIFF'S EXHIBIT

UC-2043

CAUSE NO. 2000-05-1962-C

ROBERT HENRY VILLARREAL, OFIndividually and as Personal Representative of the Heirs and Estate of JOHN HENRY VILLARREAL	§	IN THE DISTRICT COURT
Plaintiffs,	§	CAMERON COUNTY,
VS.	§	
TEXAS UNION CARBIDE CORPORATION	§	
Defendants.	§	197TH JUDICIAL DISTRI

PRIVILEGED UNION CARBIDE DOCUMENTS

1. April 16, 1974-Letter-Medical Directors Meeting
TO: John Whittlesey, Attorney
FROM: E. Q. Hull, M.D./SHARE MEDICAL
RE: Seeking legal opinions in regards to medical treatment and OSHA compliance.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

2. May 8, 1974-Letter-Legal Opinion on Industrial Hygiene and Medical Care
TO: E.Q. Hull, M.D./SHARE MEDICAL; and W.W. McManus at the Brownsville facility June 10, 1974.
FROM: John Whittlesey, Attorney
RE: Legal opinion regarding existing known defects or hazards.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

3. April 20, 1976-Speech given by John Whittlesey, Attorney
TO: Joint Industrial Hygiene/Medical Dept. Annual Meeting in Gatlinburg, Tennessee
RE: Legal opinions regarding the relationship between OSHA standards and independent contractors.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

4. November 30, 1977-Letter regarding Industrial Hygiene
TO: Various Employees
FROM: A.E. Montagna/SHARE-Environmental Protection & Occupational Health

Union Carbide trial exhibit UC-2043: Union Carbide Privilege Log in Villareal v. Union Carbide, with Powers & Frost... Published by AsbestosClaims.Law
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RE: Legal Opinion from John Whittlesey regarding contract personnel.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

5. March 20, 1978-Letter Regarding NESHAPS 40 CFR 61.20
TO: Environmental Coordinators
FROM: Law Department
RE: Legal analysis of asbestos regulations under the Clean Air Act.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

6. July 20, 1978-Letter on Monitoring Contract Personnel
TO: W.W. McManus and R.C. Glock
CC: K. Gran Townsend and Ben Brown
FROM: L.T. Windel (Disseminating recommendations by Jim Murray and Joe Triplett from UCC legal department).
RE: Legal opinion from UCC Legal Department regarding contractor employee and industrial hygiene.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

7. September 19, 1978-Letter on Contractor Employee's Exposure
TO: J.C. Schonberg
FROM: T.A. Moore UCC legal department
RE: Legal opinions regarding contractor responsibilities in monitoring employees, safety equipment, hazard data and compliance with OSHA.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

8. November 1, 1978-Letter with attached T.A. Moore, UCC legal department opinions regarding contractor responsibility
TO: L.T. Windel, R. Glock, and A.L Barefoot
FROM: K. Gran Townsend
RE: Legal opinions re:Contractor Employees'.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

9. March 14, 1979-Letter regarding Brown & Root Maintenance Contracts for the Seadrift, Brownsville, and Deer Park Plants. Contains written note regarding legal department's legal opinion re: contract language dealing with occupational health responsibilities.
TO: Dave Jones
FROM: J. E. Murray
RE: Brown & Root Maintenance Contracts and legal opinions.

Union Carbide trial exhibit UC-2043: Union Carbide Privilege Log in Villareal v. Union Carbide, with Powers & Frost... Published by AsbestosClaims.Law
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Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

10. December 1, 1990-Letter UCC law department regarding re: negative pressure enclosures under the OSHA asbestos standard.
TO: Distribution list not attached
FROM: M..N. Duvall and R. E. Plevan
RE: Legal analysis of OSHA's negative pressure enclosures under the asbestos standard.
Attachments: OSHA memorandum re: enforcement policy regarding negative pressure enclosures and related issues.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

11. June 12, 1991-Field Footage Log-Log of videotape of the UCC Brownsville Plant created by Legal Productions containing attorney's mental impressions.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

12. January 3, 2001 - Note regarding exhibits containing mental impressions, conclusions, and opinions in UCC Brownsville litigation.
TO: John Bissell, Strong, Pipkin, Nelson, Bissell & Ledyard
FROM: Virginia Ruszcyk, Kelly Drye
Attachments: Exhibit A - Center for Claims Resolution list of all pending claims in Brownsville. Exhibit B - UCC IH survey done by R. E. Peele re: bandsaw in Brownsville plant insulation shop.
Privilege: Work Product pursuant to Rule 192.5 (a)(1), (2);(b) (1), (2) of the Texas Rules of Civil Procedure.

Powers & Frost, L.L.P.
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July 10, 2001

Stephanie Finch
Baron & Budd
3102 Oak Lawn Avenue Ste. 1100
Dallas, Texas 75219-4281

RE: Cause No. 2000-05-1962-C; *Robert Henry Villareal, et al vs.*
In the 197th District Court, Cameron County, Texas
Plaintiff: **Robert Henry Villareal for John Henry Villareal (deceased)**
Defendant: **Union Carbide Corporation**

Dear Ms. Finch:

In response to your June 26, 2001, letter requesting a privilege log as to all material and information being withheld by Union Carbide Corporation on grounds of privilege, please see the attached privilege log.

Very truly yours,

Lori Wiese

Attachment

LW/sb