PLAINTIFF'S EXHIBIT
UC-5449

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re: Asbestos Products Liability Litigation	:	CIVIL ACTION NO. MDL 875
This Document Relates to:	:	
ALL CLAIMS BASED UPON UNION CARBIDE'S ALLEGED SUPPLY OF RAW ASBESTOS TO U.S. GYPSUM AND GEORGIA-PACIFIC AND GOVERNED BY TEXAS, OHIO, CALIFORNIA, FLORIDA, OR NEW YORK LAW	:	

AFFIDAVIT OF SUSAN W. GILEFSKY

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES)

1. I, Susan W. Gilefsky, voluntarily submit this Affidavit and affirm that its contents are true and correct and are based upon my personal knowledge. If called upon to testify as to the matters stated herein, I could and would competently so testify.

2. I am above the age of twenty-one (21) and am laboring under no physical or mental infirmities.

3. I am an associate at McKenna Long and Aldridge in Los Angeles. Along with other lawyers at my firm, I represent Union Carbide Corporation in asbestos litigation and related matters.

4. My firm has in the past represented United States Gypsum ("USG") in asbestos litigation, prior to their filing for bankruptcy.

5. Attached as Exhibit A is a true and correct copy of interrogatory responses, dated January 23, 2001, that were prepared and served by attorneys I work with on behalf of USG in

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the case of *Karal, Jr. et al. v. Atlas Turner, Inc., et al.*, Case No. BC 229104, Superior Court of the State of California, County of Los Angeles.

6. Attached as Exhibit B is a true and correct copy of interrogatory responses dated November 2, 2002, that were served upon my firm by counsel for Georgia Pacific in the case of *Brauch, et al. v. Bondex International, Inc., et al.,* Case No. BC 258 492, Superior Court of the State of California, County of Los Angeles.

7. The originals of both Exhibit A and Exhibit B are kept by McKenna Long and Aldridge in the regular course of business.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 26th day of February, 2003 in Los Angeles, California.

SUSAN W. GILEFSKY

STATE OF CALIFORNIA)
) SS
COUNTY OF LOS ANGELES)

Subscribed and sworn to before me this 26th day of February, 2003.

NORMA SUSAN MURRAY
Commission # 1246164
Notary Public - California
Los Angeles County
My Comm. Expires Dec 18, 2003

Notary Public

My commission expires: December 18, 2003

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(4)

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Attorneys for Defendants
HARCROS CHEMICALS, INC. and The Center For Claims Resolution Defendants, including CERTAINTEED CORPORATION; DANA CORPORATION; MAREMONT CORPORATION; QUIGLEY COMPANY, INC.; T&N PLC; UNION CARBIDE CORPORATION AND UNITED STATES GYPSUM COMPANY

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

JOSEPH KARAL, JR., and SYLVIA KARAL, Plaintiffs, vs. ATLAS TURNER, INC., et al., Defendants.	Case No. BC 229104 COMPLEX ASBESTOS LITIGATION - SUBJECT TO THE GENERAL ORDERS CONTAINED IN FILE NO. C 7000000 UNITED STATES GYPSUM COMPANY'S RESPONSES TO STANDARD INTERROGATORIES Dept: 14 Judge: Hon. Alan Buckner

PROPOUNDING PARTY: JOSEPH KARAL, JR. and SYLVIA KARAL

RESPONDING PARTY: UNITED STATES GYPSUM COMPANY

SET NUMBER: ONE

PREFATORY STATEMENT

United States Gypsum Company (hereinafter "U.S. Gypsum") has, to the best of its abilities, gathered non-privileged documents into a document repository for inspection by plaintiffs' counsel in response to requests for production served in asbestos litigation. U.S. Gypsum has also prepared a general table of contents for the Repository. These documents provide information that supplements and expands upon that provided in these answers to Interrogatories. Accordingly, by way of further response to these

LAW OFFICES
HAIGHT BROWN & BONESTEEL, L.L.P.
Santa Monica

CC11-600579
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Interrogatories, U.S. Gypsum hereby offers to make available these documents at a mutually convenient time at its offices at 125 S. Franklin Street, Chicago, Illinois.

In giving its responses to Interrogatories as to asbestos-containing products, U.S. Gypsum refers to products containing commercial asbestos as part of their formulation and to the type of commercial asbestos used as part of the formulation.

OBJECTIONS

U.S. Gypsum objects to the manner in which plaintiff has defined U.S. Gypsum to the extent that plaintiff purports to include in its definition of U.S. Gypsum "this answering defendant, to all its predecessors in interest, subsidiaries, divisions or affiliates and to its representatives, employees, agents, servants, insurance carriers, attorneys or anyone else acting on this answering defendant's behalf within the context of the questions." In that U.S. Gypsum Company is the named defendant, this definition is overly broad and would require U.S. Gypsum to engage in unduly burdensome research, divulge privileged information and produce privileged documents. This defendant, United States Gypsum Company, responds to these interrogatories on behalf or itself.

U.S. Gypsum further objects to these interrogatories to the extent they seek information or documents protected by the attorney-client privilege and the work product rule and to the extent they seek trial preparation or expert materials or documents..

Finally, U.S. Gypsum objects to these interrogatories to the extent they ask for "identification" of voluminous documents on the ground that they are overly broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. As set forth *infra*, U.S. Gypsum will produce documents which are the proper subjects of an appropriate document request.

RESPONSE TO INTERROGATORIES

RESPONSE TO INTERROGATORY NO. 1:

M. K. Kendall, Manager, Analytical Services of United States Gypsum Company, has reviewed these responses for the purpose of satisfying the verification requirements. These responses have been prepared based on the continual review of documents located

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in this defendant's files and information obtained from discussions with this defendant's employees over a period of many years. It is not possible to reconstruct each step taken to gather this information or to verify all documents which might possibly pertain to the matters at issue that have been located or examined in connection with these responses. Nor is it possible to specifically identify by name each person who has participated in the preparation of these responses or to identify each document which may have provided information used in preparing these responses.

RESPONSE TO INTERROGATORY NO. 2:

This defendant objects to the term "processing" as being vague and ambiguous. Without waiving this objections, this defendant marketed and sold some products with asbestos as part of their formulations.

RESPONSE TO INTERROGATORY NO. 3:

a. This defendant never mined asbestos. Also, see attached Schedule D.

b. See attached Schedule D.

c. See attached Schedule D.

d. Objection. This interrogatory is overbroad, irrelevant, immaterial, and is not reasonably calculated to lead to the discovery of admissible evidence. With respect to "the physical (i.e., chemical) composition of each such product," this defendant objects on the grounds of confidential trade secrets. Without waiving these objections, chrysotile was the "type of asbestos" used in virtually all U.S. Gypsum Company products that contained asbestos. U.S. Gypsum now understands that amosite asbestos may have been used as a component ingredient in rigid block insulation products manufactured at its Greenville, MS plant from 1966-1971. In addition, see attached Exhibit No. 1

e. See attached Exhibit No. 2.

f. See attached Schedule D.

g. United States Gypsum Company.

h. This defendant never mined raw asbestos. In addition, the following are known to have been approved suppliers of chrysotile asbestos:

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Canadian Johns-Manville, Lake Asbestos of Quebec, Nicolet Industries, Carey Canadian, Asbestos Corporation, Atlas Asbestos, Union Carbide, Pacific Asbestos, Keasby and Mattison, and Johnson Mines. Atlas Asbestos and Pacific Asbestos shipped only to California. It is unknown which source of supply of chrysotile asbestos was used for each particular product, at which mines the raw chrysotile asbestos was mined, and from which locations the chrysotile asbestos was shipped.

U.S. Gypsum Company also purchased amosite asbestos from North American Asbestos for high temperature block insulation board products manufactured at its Greenville, MS plant from 1966-1971.

RESPONSE TO INTERROGATORY NO. 4:

This defendant objects to this interrogatory as being overbroad and burdensome. There may have been many minor changes over the years due to raw material availability and differing geographical market conditions; however, it would be extremely time consuming and burdensome to document each and every one of these minor changes.

RESPONSE TO INTERROGATORY NO. 5:

See this defendant's response to Interrogatory No. 4.

RESPONSE TO INTERROGATORY NO. 6:

U. S. Gypsum does not possess any records maintained in the normal course of business that identify who the ultimate user of the product was or where it was installed. With that limitation, U.S. Gypsum responds as follows: Prior to 1966, U.S. Gypsum sold its construction products, some of which may have contained small amounts of asbestos, exclusively through independent dealers. Beginning in about 1966, U.S. Gypsum sold its construction products either directly to independent contractors, independent distributors or, as had previously been the custom, through independent dealers.

This defendant has no sales records for the years prior to 1965, other than records of gross sales of individual products by plant. Sales records thereafter are contained in computer printouts. There may also be various documents in the Repository that make

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incidental reference to a jobsite or end-user. Records of products that the plaintiff can establish were relevant to the subject matter of this lawsuit will be made available for inspection at a mutually convenient time at 125 South Franklin Street, Chicago, IL .60606.

Other non-privileged, responsive documents, to the extent they exist, have already been made available to plaintiff at a mutually convenient time through U.S. Gypsum Company's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 7:

See this defendant's response to Interrogatory No. 6.

RESPONSE TO INTERROGATORY NO. 8:

Objection. This interrogatory is overbroad, burdensome, irrelevant and not reasonably calculated to lead to the discovery of admissible evidence and is not limited to testing with respect of asbestos only, the focus of this litigation. Without waiving these objections, the following is a brief description of non-privileged testing regarding asbestos or asbestos-containing materials which has been conducted by, on behalf of or with assistance from U.S. Gypsum. The documents involved speak for themselves regarding the specific test. Non-privileged documents relating to the studies and reports referenced below will be made available for plaintiff's inspection. In addition, there are unauthenticated documents relating to Dr. Gardner's Saranac study with U.S. Gypsum believes are in the possession of or available to plaintiffs' counsel.

In an attempt to be responsive to interrogatories, the testing has been categorized and divided as follows:

A. Fiber Release

U.S. Gypsum is aware of tests which were performed to measure the release of asbestos fibers during the mixing and sanding of joint compounds in the early 1970s.

U.S. Gypsum retained an expert, Dr. Morton Corn, to perform two studies, both in Illinois: the first, a study of the ceiling at U.S. Gypsum's corporate headquarters in Chicago in 1982; the second, at the William A. Duguid Company in Des Plaines in 1984.

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Additionally, in 1983 there was testing performed by the Ontario Research Foundation with respect to the non-friability of U.S. Gypsum's acoustical plaster, Audicote.

Tests were conducted for U.S. Gypsum in 1965 by Boyle Engineering Laboratory in Firecode plaster for the purpose of determining surface erosion or dusting during high air velocity.

In 1984 the Ontario Research Foundation began a study that was intended to monitor the air during encapsulation to measure asbestos fiber levels. The study, however, was not completed. Also, in 1985, Dr. Morton Corn conducted a study at the William A. Duguid Company, the purpose of which was to determine whether asbestos fibers were released during the process of encapsulation. In 1985 U.S. Gypsum conducted air sampling tests before, during and after encapsulation of acoustical plaster, not manufactured by U.S. Gypsum, in the Yorkville, Illinois schools. Certain samples were taken from these schools, and certain testing was performed in 1987 on them by the Illinois Institute of Technology Research Institute (IITRI).

B. Plaint Dust Surveys

In the 1930s, Dr. Leroy U. Gardner of the Saranac Laboratories conducted investigations of U.S. Gypsum's New Brighton and Oakfield, New York facilities. In addition, in 1936 U.S. Gypsum retained Dr. Gardner to conduct an investigation of its Jersey City manufacturing plaint, within months after its purchase. Beginning in the 1950s, surveys were conducted at various U.S. Gypsum plants. These involved studies of nuisance dusts, one of which was asbestos.

C. Research Reports

U.S. Gypsum has undertaken research projects concerning various performance parameters of its products.

D. Doctor Gardner's Saranac Study

U.S. Gypsum contributed to a study conducted beginning approximately 1936 by Dr. Gardner of the Saranac Laboratory.

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E. Survey of Airborne Fibers

Clayton Environmental Consultants, Inc. was retained by U.S. Gypsum in 1985 to conduct air sampling for asbestos at U.S. Gypsum's building at 101 South Wacker Drive, Chicago, Illinois.

Non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutually convenient time through U.S. Gypsum Company's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 9:

See this defendant's response to Interrogatory No. 8.

RESPONSE TO INTERROGATORY NO. 10:

See this defendant's response to Interrogatory No. 8.

RESPONSE TO INTERROGATORY NO. 11:

This interrogatory is overbroad, irrelevant, immaterial, and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving this objection, non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutually convenient time through U.S. Gypsum Company's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 12:

Objection. This interrogatory is overbroad in scope of time. This defendant discontinued manufacturing products with asbestos as part of their formulations in 1977. Inquiries into years subsequent to 1977 will not lead to the discovery of admissible evidence. Without waiving this objection, see attached Exhibit No. 3.

RESPONSE TO INTERROGATORY NO. 13:

a. See attached Exhibit No. 3.

b. See attached Exhibit No. 3.

c. See attached Exhibit No. 3.

d. See attached Exhibit No. 3.

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e. U.S. Gypsum is now aware from information produced in other litigation that warnings were given by Johns-Manville, which is not a party to this case, with shipments of raw asbestos beginning in the mid-1960s/ However, it is not currently aware of when its employees or agents first became aware of these warnings. In addition, U.S. Gypsum has a copy of a letter from Asbestos Corporation Limited, dated January 13, 1970, announcing Asbestos Corporation's intention to place a warning regarding asbestos on its products thereafter.

f. This defendant's asbestos-containing products were shipped primarily by rail and by truck. In addition, see attached Exhibit No. 4.

g. Objections. This defendant objects to the term "human factors engineers" as being vague and ambiguous. Without waiving this objection, not to this defendant's best current knowledge, information and belief.

RESPONSE TO INTERROGATORY NO. 14:

With regard to asbestos-containing products manufactured by this defendant, the first product liability lawsuit filed against this alleging asbestos-related disease was filed in 1975.

With regard to Chicago Mastic Company ("CMC"), a wholly-owned and independently operated subsidiary of U.S. Gypsum Company, acquired in 1971, a product liability lawsuit was filed against CMC in 1972.

RESPONSE TO INTERROGATORY NO. 15:

This defendant will make available to plaintiff for his inspection and review, copies of asbestos-related personal injury complaints filed against U.S. Gypsum Company. Said documents will be made available to plaintiff at a mutually convenient time through U.S. Gypsum's offices at 125 South Franklin Street, Chicago, IL. 60606, pursuant to a properly filed request to produce.

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RESPONSE TO INTERROGATORY NO. 16:

See attached Exhibit No. 5.

RESPONSE TO INTERROGATORY NO. 17:

See attached Exhibit No. 5.

RESPONSE TO INTERROGATORY NO. 18:

See attached Exhibit No. 4.

RESPONSE TO INTERROGATORY NO. 19:

This defendant is aware that some of its employees attended a seminar led by American Mutual Insurance Company, this defendant's carrier at the time, in Wakefield, MA, in 1968. This defendant believes that the subject of asbestos and certain hazards incident to the use of asbestos were discussed. Asbestos was no the focus of said seminar which dealt generally with nuisance dusts. This defendant has located no reports or documents received at this meeting.

RESPONSE TO INTERROGATORY NO. 20:

Objection. This interrogatory is overbroad in scope of time. This defendant discontinued manufacturing products with asbestos as part of their formulations in 1977. Without waiving this objection, see this defendant's response to Interrogatory No. 3(h).

RESPONSE TO INTERROGATORY NO. 21:

See this defendant's response to Interrogatory No. 20.

RESPONSE TO INTERROGATORY NO. 22:

See attached Exhibit No. 6.

RESPONSE TO INTERROGATORY NO. 23:

Objection. This interrogatory improperly assumes facts which are not in evidence and which are the issues in controversy in this lawsuit. Specifically, this defendant objects to the assumption made of "the connection between asbestos exposure and the contracting of cancer or asbestosis." Also, this interrogatory is vague and ambiguous. Without waiving these objections, this defendant is aware of discussions regarding the health hazards of asbestos at certain trade association meetings attended by representatives of

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codefendants and others. Additionally, this defendant has located a 1949 report prepared for Johns-Manville Corporation by Dr. Arthur Vorwald in its files. However, this defendant has been unable to ascertain when or from whom said report was received by this defendant.

RESPONSE TO INTERROGATORY NO. 24:

See this defendant's response to Interrogatory No. 23.

RESPONSE TO INTERROGATORY NO. 25:

See this defendant's response to Interrogatory No. 23.

RESPONSE TO INTERROGATORY NO. 26:

a-b. See this defendant's response to Interrogatory No. 23.

c. Non-privileged, responsive documents, to the extent they exist, will be mad available to plaintiff at a mutually convenient time through U.S. Gypsum Company's offices a 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 27:

U.S. Gypsum Company contributed to a study conducted beginning approximately 1936 by Dr. Gardner of the Saranac Laboratory.

Non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutually convenient time through U.S. Gypsum's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 28:

U.S. Gypsum's Chief Medical Officers:

C.A. Hedblom, M.D. – 1974 to 8/31/89 (retired), 101 South Wacker Drive, Chicago, Illinois

W. Highstone, M.D. – 1939 to 1974 (deceased),

In addition, U.S. Gypsum retained or consulted "outside doctors" who provided services to its employees. See attached Exhibit No. 7.

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RESPONSE TO INTERROGATORY NO. 29:

The Medical Director reported to the Vice President of Personnel.

RESPONSE TO INTERROGATORY NO. 30:

The Medical Director operated a medical facility in Company general offices; conducted and managed a medical program; and furnished counsel as required to assure the health and well being of Company employees.

RESPONSE TO INTERROGATORY NO. 31:

Objection. There has been no allegation that plaintiff was ever an employee of this defendant. Therefore, this interrogatory is overbroad, irrelevant, immaterial, and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving this objection, see this defendant's response to Interrogatory No. 28.

RESPONSE TO INTERROGATORY NO. 32:

Prior to 1978, this defendant did not employ a certified industrial hygienist.

RESPONSE TO INTERROGATORY NO. 33:

Non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutually convenient time through U.S. Gypsum's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 34:

Objection. This interrogatory is unduly burdensome. If plaintiff will identify the specific trade association periodicals in which he is interested, this defendant will attempt to ascertain whether or not it subscribed to those periodicals. See attached Exhibit No. 8 for the names of the industrial organizations to which this defendant belonged. This defendant is aware that the Industrial Health Foundation discussed asbestos and potential health hazards at one time or another, as did the Gypsum Association, but this defendant cannot state whether said organizations actually conducted studies or researched the relationship, if any, between exposure to asbestos fibers or products and asbestosis. With respect to the remaining organizations listed on Exhibit No. 8, this defendant cannot state

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with any specificity whether said organizations actually conducted studies or researched the relationship, if any, between exposure to asbestos fibers or products and asbestosis. With respect to the remaining organizations listed on Exhibit No. 8, this defendant cannot state with any specificity whether said organizations conducted any studies described in this interrogatory.

RESPONSE TO INTERROGATORY NO. 35:

See attached Exhibit No. 8.

RESPONSE TO INTERROGATORY NO. 36:

See attached Exhibit No. 8. In addition, non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutually convenient time through U.S. Gypsum's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 37:

Non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutually convenient time through U.S. Gypsum's offices at 125 South Franklin Street, Chicago, IL.

RESPONSE TO INTERROGATORY NO. 38:

See this defendant's response to Interrogatory No. 37.

RESPONSE TO INTERROGATORY NO. 39:

See this defendant's response to Interrogatory No. 37.

RESPONSE TO INTERROGATORY NO. 40:

This defendant has had a Research Department since 1921. The Research Department has never operated solely for the research and development of asbestos-containing products. No medical research is performed by this department.

RESPONSE TO INTERROGATORY NO. 41:

Objection. This interrogatory is overbroad, irrelevant, immaterial, and is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving this objection, if the plaintiff will identify the articles, journals or periodicals in which it is

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interested, U.S. Gypsum will attempt to ascertain whether or not the publication is in its library.

RESPONSE TO INTERROGATORY NO. 42:

See attached Exhibit No. 3.

RESPONSE TO INTERROGATORY NO. 43:

Not to this defendant's best current knowledge, information and belief.

RESPONSE TO INTERROGATORY NO. 44:

This defendant was not a member of the Industrial Hygiene Foundation and, to its best current knowledge, information and belief did not receive a copy or copies of the *Industrial Hygiene Digest*.

RESPONSE TO INTERROGATORY NO. 45:

Not to this defendant's best current knowledge, information and belief.

RESPONSE TO INTERROGATORY NO. 46:

Not to this defendant's best current knowledge, information and belief. However, see attached Exhibit No. 3.

RESPONSE TO INTERROGATORY NO. 47:

See this defendant's response to Interrogatory No. 46.

RESPONSE TO INTERROGATORY NO. 48:

U.S. Gypsum maintains a library at its Research Center, 700 North Highway 45, Libertyville, Illinois 60048. Prior to March, 1992, U.S. Gypsum also maintained a library at 101 South Wacker Drive, Chicago, Illinois 60606. Neither of the libraries deal specifically with industrial hygiene, medicine, safety or engineering. Individual employees of this defendant may maintain personal files on specific subjects.

Materials formerly housed in the library at 101 South Wacker Drive are in storage. A copy of the card catalogue from this library can be found in U.S. Gypsum's Asbestos Litigation Document Repository.

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If the plaintiff will identify the articles, journals or periodicals in which it is interested, U. S. Gypsum will attempt to ascertain whether or not the publication is in its library.

Research librarian:

M. Ehrmann 1961 - 9/87

S. Beardsley 9/87 - 7/88

M. Sharpe 10/88 - 6/98

K. Schachtschneider 6/98 - 11/98

D. Perkowski 11/98 – 12/98

R. Petry 1/99 – present

Librarians at this defendant's former corporate headquarters at 101 South Wacker Drive, Chicago, IL 60606:

C. Casper 1/16/31 - 7/21/67

M. Morrissey 6/15/67 - 5/31/69

M. Dorigan 7/7/69 - 6/30/74

N. Nwerdyke 8/20/74 - 5/29/80

C. Crabtree 1/80 - 11/80

P. A. Julien 9/80 - 9/84

S. Gerrity 9/84 - 4/89

Investigation is continuing.

RESPONSE TO INTERROGATORY NO. 49:

Not to this defendant's best current knowledge, information and belief.

RESPONSE TO INTERROGATORY NO. 50:

Not to this defendant's best current knowledge, information and belief.

RESPONSE TO INTERROGATORY NO 51:

See attached Exhibit No. 3. In addition, non-privileged, responsive documents, to the extent they exist, will be made available to plaintiff at a mutual convenient time through U.S. Gypsum's offices at 125 South Franklin Street, Chicago, IL.

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RESPONSE TO INTERROGATORY NO. 52:

Objection. This interrogatory is vague and ambiguous. Without waiving this objection, see this defendant's response to Interrogatory No. 8.

RESPONSE TO INTERROGATORY NO. 53:

Objection. This interrogatory is vague and ambiguous. Without waiving this objection, see this defendant's response to Interrogatory No. 8.

RESPONSE TO INTERROGATORY NO. 54:

U.S. Gypsum Company understands the term "threshold limit value" to mean a concentration to which nearly all workers can be exposed, day after day, without adverse effect.

This defendant recognizes that the American Conference of Governmental Industrial Hygienists defines "Threshold Limit Values – Time Weighted Average" a the time weighted average concentration for a normal 8-hour work day or 40-hour work week, to which nearly all workers may be repeatedly exposed, day after day, without adverse effect.

This defendant has located no information indicating when it first became aware of the term.

RESPONSE TO INTERROGATORY NO. 55:

See attached Exhibit No. 9.

RESPONSE TO INTERROGATORY NO. 56:

See attached Exhibit No. 9.

RESPONSE TO INTERROGATORY NO. 57:

Not to this defendant's best current knowledge, information and belief.

RESPONSE TO INTERROGATORY NO. 58:

Objection. There has been no allegation that plaintiff was ever an employee of this defendant. Therefore, this interrogatory is overbroad, irrelevant, immaterial, and is not reasonably calculated to lead to the discovery of admissible evidence.

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RESPONSE TO INTERROGATORY NO. 59:

See attached Exhibit No. 3.

RESPONSE TO INTERROGATORY NO. 60:

Objection. There has been no allegation that plaintiff was ever an employee of this defendant. Therefore, this interrogatory is overbroad, irrelevant, immaterial, and is not reasonably calculated to lead to the discovery of admissible evidence.

RESPONSE TO INTERROGATORY NO. 61:

A copy of the testimony presented by Thaddeus S. Snell at a hearing conducted by the Environmental Protection Agency in 1984 will be made available through the offices of U.S. at 125 South Franklin Street, Chicago, IL. 60606.

Dated: January 23, 2001

HAIGHT, BROWN & BONESTEEL, L.L.P.

By: _____

William J. Sayers, Esq.
Farah Nicol, Esq.
Karen B. Goldberg, Esq.
Attorneys for Defendants
HARCROS CHEMICALS, INC. and The Center For Claims Resolution Defendants, including CERTAINTEED CORPORATION; DANA CORPORATION; MAREMONT CORPORATION; QUIGLEY COMPANY, INC.; T&N PLC; UNION CARBIDE CORPORATION AND UNITED STATES GYPSUM COMPANY

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

VERIFICATION

I, M. K. Kendall, declare:

I am the Manager, Analytical Services of United States Gypsum Company, one of the above named defendants, and am authorized to make this verification for and on behalf of said company;

I have read the foregoing Answers, Objections and other Responses to Plaintiff's Standard Interrogatories and am informed and believe that the same is true and on that ground allege that the matters therein stated are true.

I declare, under penalty of perjury, that the foregoing is true and correct, and that this declaration was executed on January 11 2001 in Chicago, Illinois.

M. K. Kendall

Subscribed and sworn to before me
this 11TH day of JANUARY, 2001.

Notary Public

OFFICIAL SEAL
TIMOTHY KOUBA
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 11/28/04

EXHIBIT 1

PERCENTAGE OF ASBESTOS (WEIGHT)

PRODUCTS	*DATE*	*PERCENT ASBESTOS*
ACOUSTICAL PLASTERS		
SABINITE "TF"	NO CHANGE	4.90
SABINITE B	04/18/33 11/03/33	2.00 4.00
SABINITE 38 (HYDRAULIC)	11/10/30 04/18/32 01/13/37 07/12/39	2.40 3.00 2.00 3.00
SABINITE ACOUSTICAL PLASTER	05/23/30 01/01/31 06/29/32 05/03/40	0.98 2.50 2.00 4.00
SABINITE "M" and SABINITE SPECIAL WHITE	10/18/40 01/23/48	4.00 6.30
SABINITE F	02/27/44 07/28/50 07/28/50 09/18/52	4.00 3.00 4.00 3.00
SABINITE "A" or SABINITE HYDROCAL	04/04/31 04/18/33 11/03/33	4.00 2.00 4.00
HI-LITE ACOUSTICAL PLASTER	06/09/53 03/31/55	6.20 6.30
ACOUSTICAL PLASTERS AUDICOTE SPECIAL WHITE	09/15/55 08/24/56 10/31/56 12/14/56 03/27/57	8.25 7.62 7.60 8.00 7.70

1

PRODUCTS	DATE	PERCENT ASBESTOS
	12/02/57	6.95
	12/02/57	22.50
	03/10/58	7.10
	03/27/58	6.95
	04/04/58	22.50
	05/16/58	16.89
	05/29/58	17.09
	05/29/58	16.89
	05/29/59	16.88
	05/29/59	16.93
	12/06/60	8.33
	07/14/61	8.46
	07/06/62	7.63
	08/07/62	7.65
	02/05/64	7.64
	08/11/64	7.63
ACOUSTICAL PLASTERS AUDICOTE SATIN WHITE	09/15/55	8.43
	08/24/56	7.78
	10/31/56	7.76
	03/27/57	7.47
	12/02/57	26.24
	03/10/58	8.06
	03/27/58	7.47
	04/04/58	26.24
	05/16/58	19.66
	05/29/58	19.49
	05/29/58	19.66
	05/29/59	19.22
	05/29/59	19.70
	12/06/60	8.60
	07/14/61	8.73
	07/06/62	7.85
	08/07/62	7.87
	02/05/64	7.86
	12/22/64	7.85
*RED TOP ACOUSTICAL PLASTER	04/25/51	9.70
**SPRAYDON STANDARD A	NO CHANGE	29.70
**SPRAYDON STANDARD G	NO CHANGE	7.60

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PRODUCTS	*DATE*	*PERCENT ASBESTOS*
**SPRAYDON POWERCOTE	NO CHANGE	30.00
<u>TEXTURE PRODUCTS</u> PAC-TEX	1943 1953 1954	4.50 4.50 - 6.00 3.50
A-B TEX	1935 1943 1944	4.00 4.50 4.00
USG TEXTONE TEXTURE PAINT	1928 1930 1934 1938 1943 1947 1952 1955 1956 1958 1960 1970 1971	3.30 - 4.50 2.80 - 4.50 3.30 - 4.50 2.67 - 5.00 2.67 - 6.00 2.67 - 8.00 2.50 - 3.50 1.20 - 3.50 2.30 - 3.50 1.20 - 6.00 1.20 - 10.00 0.50 - 10.00 0.50 - 3.50
SPECIAL TEXTURE PAINT	NO CHANGE	3.00 - 4.00
SPRAY TEXTURE PAINT	NO CHANGE	1.50 - 2.50
IMPROVED SPRAY TEXTURE	NO CHANGE	1.50 - 2.50
MULTI-PURPOSE SPRAY TEXTURE	NO CHANGE	6.00 - 10.00
SANDED COLORED TEXTURE PAINT	NO CHANGE	2.00 - 4.00
USG MULTI-PURPOSE TEXTURE PAINT	1954 1964	1.00 - 1.40 6.00 - 10.00
USG TEXTURE PAINT	NO CHANGE	2.50
SPRAY TEXTURE PAINT	1966 1968 1969	UNKNOWN 5.00 2.00
USG MULTI-PURPOSE SPECIAL	NO CHANGE	5.00

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PRODUCTS	*DATE*	*PERCENT ASBESTOS*
WHITE		
USG MULTI-PURPOSE	NO CHANGE	6.00 - 10.00
USG MULTI-PURPOSE	NO CHANGE	4.00
SPECIAL TEXTURE PAINT	1956	UNKNOWN
USG MULTI-PURPOSE SPRAY TEXTURE	NO CHANGE	4.00
TEXTURE PRODUCTS USG MULTI-PURPOSE SPRAY TEXTURE	 1972 1973	 UNKNOWN 4.00
SPRAY TEXTURE	NO CHANGE	1.50 - 2.50
AB TEX TEXTURE PAINT	NO CHANGE	0.50
AB TEX TEXTURE PAINT	NO CHANGE	1.20 - 1.60
USG TEXTURE	NO CHANGE	1.60 - 3.50
MULTI-PURPOSE	1971	UNKNOWN
SPRAY TEXTURE PAINT WHITE	1969 1973	7.30 0.00
SPRAY TEXTURE PAINT	1958 1971	1.50 - 3.00 4.50 - 6.00
SPRAY TEXTURE PAINT	NO CHANGE	1.50 - 3.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	8.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	8.00
SPRAY TEXTURE	NO CHANGE	1.50 - 3.00
SPRAY TEXTURE	NO CHANGE	1.50 - 4.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	8.00
SIMULATED ACOUSTICAL SPRAY	1961 1962	UNKNOWN 8.00
AGGREGATED SPRAY TEXTURE	NO CHANGE	1.00

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PRODUCTS	*DATE*	*PERCENT ASBESTOS*
AGGREGATED SPRAY TEXTURE	1962 1963	1.00 0.50 - 1.50
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	2.00
QT SIMULATED ACOUSTICAL SPRAY	1964 1969 1971	2.00 5.00 4.40
IMPERIAL QT SPRAY	NO CHANGE	1.50
TEXTURE PRODUCTS AGGREGATED SPRAY	NO CHANGE	2.80
IMPERIAL QT REGULAR VERMICULITE	NO CHANGE	2.00
SPRAY TEXTURE	NO CHANGE	5.00
SMOOTH HARD FINISH	NO CHANGE	1.00
IMPERIAL QT TEXTURE	NO CHANGE	2.00
USG SUPER HARD SPRAY	NO CHANGE	1.20
USG SPRAY TEXTURE	NO CHANGE	5.00
SPRAY TEXTURE FINISH	NO CHANGE	0.10
USG TEXTURE XII	NO CHANGE	3.00
USG SPRAY TEXTURE	NO CHANGE	5.00
USG TEXTURE XII SUPER VINYL	1971 1972	3.00 UNKNOWN
USG SPRAY TEXTURE FINISH	1971 1974	4.00 5.00
SHEETROCK SMOOTHCOAT	NO CHANGE	1.00
USG EXTERIOR TEXTURE WALLBOARD FINISH	NO CHANGE	4.00
EXTRA HARD FINE IMPERIAL QT	NO CHANGE	1.00 - 3.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	8.00

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PRODUCTS	DATE	PERCENT ASBESTOS
TEXTURE		
IMPERIAL QT TEXTURE	NO CHANGE	4.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	6.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	6.50
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	10.00
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	8.00
TEXTURE PRODUCTS SIMULATED ACOUSTICAL SPRAY	NO CHANGE	2.50 - 4.50
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	2.50 - 3.50
SIMULATED ACOUSTICAL SPRAY	NO CHANGE	2.00
IMPERIAL QT	NO CHANGE	2.00
IMPERIAL QT	NO CHANGE	8.00
IMPERIAL QT	NO CHANGE	5.00
IMPERIAL QT	NO CHANGE	4.00
MULTI-PURPOSE TEXTURE	NO CHANGE	2.60
READY MIXED SIMULATED ACOUSTICAL SPRAY	1966	UNKNOWN
IMPERIAL QT	1966	4.00
IMPERIAL QT	1966	0.94 - 1.00
IMPERIAL QT	1966	2.00 - 3.00
IMPERIAL QT	1966	3.00
IMPERIAL QT POLYSTYRENE	1966	6.00
SHEETROCK RADIANT HEAT SIMULATED ACOUSTICAL SPRAY	1966	6.00
SHEETROCK SIMULATED ACOUSTICAL SPRAY	1966	2.00
SHEETROCK SIMULATED		

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PRODUCTS	*DATE*	*PERCENT ASBESTOS*
ACOUSTICAL SPRAY	1966	3.50
AGGREGATED SPRAY TEXTURE	1966	5.00
IMPERIAL QT REGULAR	1967	UNKNOWN
IMPERIAL QT REGULAR NC-4	1967 1968	8.00 6.00
IMPERIAL QT	NO CHANGE	2.00
TEXTURE PRODUCTS USG SPRAY TEXTURE FINISH	1965	0.50
XH WHITE	1968	0.50 - 1.50
AGGREGATED SPRAY TEXTURE	NO CHANGE	1.00
IMPERIAL QT	NO CHANGE	2.00
IMPERIAL QT	NO CHANGE	4.00
IMPERIAL QT COARSE VERMICULITE	NO CHANGE	2.00
IMPERIAL QT COARSE VERMICULITE	1970 1971	5.10 6.10
USG SPRAY TEXTURE R	NO CHANGE	1.50
USG CONCRETE CEILING TEXTURE	NO CHANGE	6.00
TEXTONE TEXTURE FINISH	1944 1967 1972	2.50 - 4.50 3.50 - 5.50 2.50 - 4.50
MISCELLANEOUS SPECIALTY PLASTERS		GENERALLY LESS THAN 1.00
FIREPROOFING PLASTERS FIRECODE V		APPROXIMATELY 12.00
FIRECODE V TYPE D		APPROXIMATELY 12.00
CEILING TILE **ACOUSTONE 120		APPROXIMATELY 3.00

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PRODUCTS	*DATE*	*PERCENT ASBESTOS*
ACOUSTONE 180		APPROXIMATELY 3.00
PASTE SPACKLING PUTTY		APPROXIMATELY 3.00
PIPE COVERINGS		APPROXIMATELY 30.00 - 91.00
JOINT COMPOUNDS		APPROXIMATELY 3.00 - 5.00
RIGID BLOCK INSULATION		APPROXIMATELY 10.00 - 21.00
MORTAR		LESS THAN 1.00
SIDING SHINGLES		APPROXIMATELY 12.00 - 15.00
ROOFING SHINGLES		APPROXIMATELY 0.60 - 1.00

VARIATION IN ASBESTOS CONTENT IS USUALLY REFLECTIVE OF FORMULA CHANGES RELATIVE TO WORKING PROPERTIES.

* SprayDon - U.S. Gypsum manufactured this product pursuant to the specifications of Sprayon Research Corporation.

** Not all formulations of this product contained asbestos.

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EXHIBIT 2

ASBESTOS CONTAINING PRODUCTS

Acoustical Plasters - grayish-white;

Miscellaneous Specialty Plasters - white to off-white plus some pastels for two products;

Fireproofing - grayish-white;

Fireproofing Plasters - white to off-white;

Ceiling Tile - white to off-white;

Texture Products - white to off-white;

Paste Spackling Putty, Pipecoverings, Joint Compounds, Rigid Block Insulation, Mortar - white to off-white;

Siding - white, gray, ivory, green, brown;

Roofing - red, green, blue, brown, black and gray;

Adhesives - white to grayish-white, gray, black, tan, light green, light tan, olive and red.

EXHIBIT 3

U. S. Gypsum utilized warnings to applicators consistent with OSHA guidelines on its joint treatment products beginning in 1972, on texture products beginning in 1973, and on certain industrial plaster products in 1975.

The language of the warning was as follows:

> "Caution: Contains Asbestos Fibers. Avoid Creating Dust. Breathing Asbestos Dust May Cause Serious Bodily Harm."

In 1974, the above warning was modified by adding the following on joint compound products:

> "Observe the following precautions: Wet sanding or sponging finished joints is recommended rather than dry sanding to avoid creating dust. If dry sanding, mixing, or otherwise working in a dusty atmosphere containing this material, ventilate, use dust collector, or wear eye protection and a respirator approved by the Bureau of Mines or NIOSH, to remove nuisance dust."

Concerning SprayDon, a product sold and distributed by Sprayon Research Corporation, manufactured by U. S. Gypsum according to Sprayon's specifications, the following appeared on SprayDon bags in approximately June, 1966:

> "Contains Asbestos."

The following appeared on SprayDon in subsequent years:

> "Caution: This product contains asbestos." (1968)

> "Caution: This product contains asbestos which may be harmful to lungs if inhaled." (1969)

Concerning Super-tite Wet Patch, an adhesive manufactured by W. W. Henry Company and resold by U. S. Gypsum, the following appeared on the label for this product after 1972:

> "Contents: Asphalt Petroleum Spirits, Asbestos Fiber."

U. S. Gypsum presently believes that during the period 1969 - 1973, asbestos was listed as a separate ingredient for its texture product, Imperial QT. Investigation is continuing.

EXHIBIT 4

U.S. Gypsum does not maintain examples of actual packaging in the normal course of business. All packaging contained the product name, this defendant's name, directions and instructions for use. To this defendant's best knowledge, information and belief, the product packaging for its asbestos-containing products was as follows:

Acoustical Plaster	Kraft Paper Bags
Miscellaneous Plasters	Kraft Paper Bags
Stucco	Kraft Paper Bags
Fireproofing Plaster	Kraft Paper Bags
Joint Compound	Kraft Paper Bags, metal and plastic buckets and cardboard cartons
Spray Textures	Kraft Paper Bags, metal and plastic buckets and cardboard cartons
Block Insulation	Cardboard Cartons
Pipecovering	Cardboard Cartons
Spackling Paste	Metal and plastic cans, buckets and pails
Ceiling Tile	Cardboard Cartons
Asbestos Cement	Burlap bags, cardboard cartons
Adhesives	One-gallon, five-gallon and fifty-gallon cans

Available packaging bulletins dealing with products which plaintiff can establish were relevant to this lawsuit will be made available to the plaintiff for inspection at a mutually convenient time at 125 South Franklin Street, Chicago, IL 60606.

EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
ADMIRAL	A0UX 0006	Excess	8/1/80 - 8/1/81
ADMIRAL	A1UX 0051	Excess	8/1/81 - 8/1/82
ADMIRAL	A2UX 0126	Excess	8/1/82 - 8/1/83
ADMIRAL	A3UX 0164	Excess	8/1/83 - 1/19/84
AMERICAN EXCESS	EUL5002664	Excess	11/10/78 - 8/1/79
AMERICAN EXCESS	EUL5003994	Excess	8/1/79 - 8/1/80
AMERICAN EXCESS	EUL5084144	Excess	8/1/80 - 8/1/81
AMERICAN EXCESS	EUL5084262	Excess	8/1/81 - 8/1/82
AMERICAN MUTUAL	57559-D	Primary	2/1/63 - 2/1/66
AMERICAN MUTUAL	952989-02-6-D	Primary	2/1/66 - 2/1/67
AMERICAN MUTUAL	952989-12-7-D	Primary	2/1/67 - 2/1/70
AMERICAN MUTUAL	952989-12-0-D	Primary	2/1/70 - 4/15/71
AMICO	[illegible] 114 700	Primary	4/1/61 - 2/1/63
AMICO	[illegible] 127 724	Primary	4/15/71 - 7/1/75
AMICO	2CP 61 063	Excess	2/15/72 - 2/15/75
AMICO	2YM 129 182	Excess	2/15/72 - 2/1/75

EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
AMICO	5SB 021 428	Excess	2/15/75 - 7/1/75
AMICO	5SB 021 429	Excess	2/15/75 - 7/1/75
AMERICAN RE-INSURANCE	M 12016-2001	Excess	12/7/66 - 2/1/69
AMERICAN RE-INSURANCE	M1440073	Excess	11/8/76 - 2/15/78
CALIFORNIA UNION	ZCX 00 33 78	Excess	11/7/78 - 8/1/80
CONTINENTAL CASUALTY	RDX 9658052	Excess	7/31/62 - 2/1/66
CONTINENTAL CASUALTY	RDX 938 50 86	Excess	4/20/66 - 2/1/69
CONTINENTAL CASUALTY	RDX 923 01 25	Excess	12/7/66 - 2/1/69
CONTINENTAL CASUALTY	RDX 01 912 52 99	Excess	2/1/69 - 2/1/72
CONTINENTAL CASUALTY	RDX 01 912 53 00	Excess	2/1/69 - 2/1/72
CONTINENTAL CASUALTY	RDX 01 808 54 80	Excess	2/1/72 - 2/15/75
CONTINENTAL CASUALTY	RDX 01 808 54 81	Excess	2/1/72 - 2/15/75
CONTINENTAL CASUALTY	RDX 142 11 13	Excess	2/15/75 - 9/6/76

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EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
CONTINENTAL CASUALTY	RDX 142 11 14	Excess	2/15/75 - 9/6/76
CONTINENTAL CASUALTY	CCP 005 30 96 37	Primary	8/1/79 - 8/1/82 (8/1/79 - 8/1/80) (8/1/80 - 8/1/82)
COMMERCIAL UNION (EMPLOYERS' LIABILITY ASSURANCE CORPORATION, LTD.)	E22-8160-001	Excess	2/1/63 - 2/1/66
FIREMAN'S FUND	XL 38021	Excess	2/1/69 - 2/1/72
FIREMAN'S FUND	XLX 119 50 62	Excess	2/1/72 - 2/1/75
FIRST STATE	920501	Excess	2/15/72 - 2/1/75
FIRST STATE	928140	Excess	8/1/80 - 8/1/81
FIRST STATE	928110	Excess	8/1/81 - 8/1/82
FIRST STATE	928123	Excess	8/1/82 - 8/1/84
INTEGRITY	XL-50-04-06	Excess	8/1/83 - 8/1/84
INTERNATIONAL	522 003150 9	Excess	10/25/78 - 8/1/79
INTERNATIONAL	522 003173 4	Excess	8/1/79 - 8/1/80
INTERSTATE	155-U-29045	Excess	11/9/78 - 8/1/79

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EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
INTERSTATE	155-U-29098	Excess	8/1/79 - 8/1/80
LEXINGTON	5521014	Excess	8/1/80 - 8/1/81
LEXINGTON	5521015	Excess	8/1/80 - 8/1/81
LEXINGTON	5521110	Excess	8/1/81 - 8/1/82
LEXINGTON	5521201	Excess	8/1/82 - 8/1/83
LEXINGTON	5525721	Excess	8/1/83 - 8/1/84
LIBERTY MUTUAL	CGL-04-00610	Primary	4/1/43 - 4/1/44
LIBERTY MUTUAL	CGL-04-01419	Primary	4/1/44 - 4/1/45
LIBERTY MUTUAL	CGL-04-02297	Primary	4/1/45 - 4/1/46
LIBERTY MUTUAL	CGL-04-03180	Primary	4/1/46 - 4/1/47
LIBERTY MUTUAL	CGL-04-04185	Primary	4/1/47 - 4/1/48
LIBERTY MUTUAL	CGL-04-05766	Primary	4/1/48 - 4/1/49
LIBERTY MUTUAL	CGL-04-00244	Primary	4/1/49 - 6/1/49
LLOYD'S	24045	Primary	6/1/49 - 12/8/49 12/8/49 - 7/10/50
LLOYD'S	21270/24045	Excess	12/8/49 - 7/10/50

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EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
LLOYD'S	21271/24045	Excess	12/8/49 - 7/10/50
LLOYD's	C 31979 C	Primary	7/10/50 - 3/10/52
LLOYD'S	23331	Excess	7/10/50 - 7/10/53
LLOYD'S	F 23376	Excess	7/10/50 - 7/10/53
LLOYD'S	F 23377	Excess	7/10/50 - 7/10/53
LLOYD'S	C 36693 CB	Primary	3/10/52 - 4/1/55
LLOYD'S	F 35836	Excess	7/10/53 - 4/1/55
LLOYD'S	F 35835	Excess	7/10/53 - 4/1/55
LLOYD'S	MO 642295 CB	Primary	4/1/55 - 4/1/58
LLOYD'S	MJ 642296 CB	Excess	4/1/55 - 4/1/58
LLOYD'S	WMJ 801108 CB/ WMJ 801109 CB	Excess	4/1/55 - 4/1/58
LLOYD'S	WMJ 801110 CB	Excess	4/1/55 - 4/1/58
LLOYD'S	RS 907609 CD	Primary	4/1/58 - 4/1/61
LLOYD'S	NS 653920 CD	Excess	4/1/58 - 4/1/61
LLOYD'S	55043	Excess	4/1/58 - 4/1/61
LLOYD'S	55044	Excess	4/1/58 - 4/1/61
LLOYD'S	55045	Excess	4/1/58 - 4/1/61
LLOYD'S	55046	Excess	4/1/58 - 4/1/61

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EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
LLOYD'S	WNY807004	Excess	7/31/59 - 7/31/62
LLOYD'S	022463000	Excess	2/1/66 - 2/1/69
LLOYD'S	022464000	Excess	2/1/66 - 2/1/69
LLOYD'S	022747000	Excess	12/7/66 - 2/1/69
LLOYD'S	026160000	Excess	3/1/69 - 2/1/72
LLOYD'S	026161000	Excess	3/1/69 - 2/1/72
LLOYD'S	026162000	Excess	3/1/69 - 2/1/72
LLOYD'S	183550900	Excess	11/19/76 - 2/15/78
LLOYD'S	020044100	Excess	2/15/78 - 8/1/79
MIDLAND	XL 146163	Excess	2/15/75 - 2/15/78
NATIONAL AMERICAN (STUYVESANT)	61-05-180DE	Excess	4/1/61 - 2/1/63
NATIONAL SURETY	XLX-120 48 58	Excess	2/15/75 - 2/15/78
NATIONAL SURETY	XLX-130 14 53	Excess	10/25/78 - 8/1/79
NATIONAL SURETY	XLX-136 63 54	Excess	8/1/79 - 8/1/80
NATIONAL SURETY	XLX-143 62 90	Excess	8/1/80 - 8/1/81
NATIONAL SURETY	XLX-143 63 42	Excess	8/1/81 - 8/1/82

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EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
NATIONAL SURETY	XLX-148 34 45	Excess	8/1/82 - 8/1/83
NATIONAL SURETY	XLX-153 01 72	Excess	8/1/83 - 1/19/84 1/19/84 - 8/1/84
NATIONAL SURETY	XLX-153 01 73	Excess	8/1/83 - 8/1/84
NORTHBROOK	63 001 083	Excess	7/1/75 - 2/15/78
NORTHBROOK	63 001 167	Excess	7/1/75 - 2/15/78
NORTHBROOK	63 004 250	Excess	2/15/78 - 8/1/79
NORTHBROOK	63 005 941	Excess	8/1/79 - 8/1/80
NORTHBROOK	63 005 942	Excess	8/1/79 - 8/1/80
TRANSIT	UMB 950-106	Excess	8/1/80 - 8/1/81
TRANSIT	UMB 950-181	Excess	8/1/81 - 8/1/82
TRANSIT	UMB 950-248	Excess	8/1/82 - 12/31/84
TRAVELERS	TR-NSL-135T059-4-75	Primary	7/1/75 - 7/1/78 (7/1/75 - 2/15/78) (2/15/78 - 7/1/78)
TRAVELERS	TR-NSL-135T060-1-75	Primary	7/1/75 - 8/1/79
TRAVELERS	TRK-SLG-135T059-4-78	Primary	7/1/78 - 8/1/79

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EXHIBIT NUMBER 5

THIS DEFENDANT IS INSURED BY THE FOLLOWING

POLICY CARRIER	CERTIFICATE/ POLICY NUMBER	TYPE	PERIOD
Self-Insured Retention (NORTHWESTERN NATIONAL INSURANCE COMPANY)	CLA 3259137	Primary	8/1/82 - 1/1/85

WP/15177
WIN643-

EXHIBIT 6

Asbestos Containing Products - Reasons For Discontinuation

I. Sabinite was replaced by Audicote and Hi-Lite in the marketplace. Audicote and Hi-Lite were discontinued because the low profitability of these products did not justify the expense of research efforts to reformulate without asbestos.

II. Cost of Compliance with proposed lower OSHA standards within the plan.

III. At the direction of Sprayon Research Corporation.

IV. The low profitability of these products did not justify the expense of research efforts to reformulate without asbestos.

V. Low Profitability.

Product Categories	Reason For Discontinuation	Last Date of Manufacture With Asbestos
*Acoustical Plasters	I	1974
Plasters	II	1972
Fireproofing Plasters	V	1968
**Fireproofing	III	1971
Ceiling Tile	II	1976
Textures	II	1976
Roofing	II	1976
Joint Compounds	II	1976
Pipe Covering	V	1938

Product Categories	Reason For Discontinuation	Last Date of Manufacture With Asbestos
Block Insulation	IV	1971
Cement Siding	II & IV	1975
Paste Spackling Putty	II	1975
**Thermal Insulation	III	1971
Adhesives	II	1977

* Includes production by subsidiary.

** U.S. Gypsum Company manufactured this product pursuant to the specifications of Sprayon Research Corporation.

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EXHIBIT 7

Plant Clinics and Medical Personnel
Retained/Consulted 1930 - 1976

Oakfield, New York
R. C. Warn, M.D.
J. Diasio, M.D.

Chamblee, Georgia
H. M. Schreeder, M.D.
W. C. McGraw, M.D.

Greenville, Mississippi
J. B. Hirsch, Sr., M.D.
O. Beck, M.D.
J. B. Hirsch, Jr., M.D.

Corsiciana, Texas
A. L. Grizzafi, M.D.

Dallas, Texas
Launey Medical & Surgical Clinic
D. G. Launey, M.D.
S. L. Gilbert, M.D.
F. C. Atkinson, M.D.
R. F. Duchouquette, M.D.
W. D. Stevenson, M.D.
D. H. Waddell, M.D.
R. R. Henry, M.D.
Z. L. Dameron, M.D.
W. D. Lee, M.D.
A. H. Teddle, M.D.
Trinity Medical Clinic

Jacksonville, Florida
J. H. Mitchell, M.D.
J. L. Mitchell, M.D.

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Plasterco, Virginia

J. A. Soyars, M.D.
P. W. Cowherd, M.D.

Sweetwater, Texas

C. A. Rosebrough, M.D.
A. H. Fortner, M.D.
S. A. Loeb, M.D.
J. K. Richardson, M.D.
T. D. Young, M.D.
F. Hood, M.D.
R. L. Price, M.D.

Detroit, Michigan

R. L. St. Louis, M.D.
K. Hergt, M.D.

East Chicago, Indiana

R. J. Liehr, M.D.
F. F. Boys, M.D.
F. A. Benchik, M.D.
G. A. Thegze, M.D.
J. Demkowicz, R.N.

Fort Dodge, Iowa

Fort Dodge Medical Center

T. J. Michelfelder, M.D.
C. L. Dagle, M.D.
M. E. Kraushaar, M.D.
J. J. Landhuis, M.D.
G. L. LeValley, M.D.
J. W. Rathke, M.D.
R. H. Brandt, M.D.
J. R. Kersten, M.D.
W. C. Robb, M.D.
H. H. Kersten, M.D.
R. E. Woodard, M.D.

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Gypsum, Ohio

C. J. Yeisley, M.D.
A. J. Miessner, M.D.
P. Hughes, M.D.
K. Ritter, M.D.
K. Akins, M.D.
M. Jennings, R.N.

Shoals, Indiana

E. B. Lett, M.D.
R. E. Chattin, M.D.

Empire, Nevada

Sparks Medical Clinic

J. M. Watson, M.D.
M. Raymond, M.D.
J. C. Kelly, M.D.
F. C. Stokes, M.D.

Torrance, California

P. Casey, M.D.
J. Anable, M.D.
Dr. Cook

South Gate, California

H. Caesar, M.D.
Family Medical Clinic
(Various physicians. Names unavailable.)
Firestone Medical Group
(Various physicians. Names unavailable.)

Tacoma, Washington

B. Archer, M.D.

Walworth, Wisconsin

D. R. Hansen, M.D.
I. J. Bruhn, M.D.
J. A. Carroll, M.D.
A. C. Sapida, M.D.
Walworth Family Medical Center

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Boston, Massachusetts
V. Rubin, M.D.
E. Staffier, M.D.
A. C. Leavitt, M.D.
Sullivan Square
American Mutual Insurance Clinic
Massachusetts General Hospital

Clark, New Jersey
C. T. Decker, M.D.
F. B. Nelson, M.D.
C. F. Dent, M.D.
E. E. Goe, M.D.
S. Wexler, M.D.

Oakmont, Pennsylvania
C. E. Piper, M.D.
F. W. Nicklas, M.D.
H. Hagan, M.D.
Citizens General Hospital

Franklin Park, Illinois
Northwest Medical Clinic LTD.
L. Devira, M.D.
Franklin Park Medical Center
V. Oelrich, R.N.

Rosemont, Illinois
O'Hare Industrial Clinic
Fahey Medical Center
Rush Presbyterian - St. Lukes Occupational Health Center

Galena Park, Illinois
J. Nichols, M.D.
Deaton Clinic

Sigurd, Utah
T. D. Bard, M.D.
R. E. Noyes, M.D.
R. N. Malouf, M.D
J. G. McGuarrie, M.D.
G. A. Buchanan, M.D.
J. B. Cluff, M.D.

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Genoa, Ohio
E. D. Schuiteman

Norfolk, Virginia
E. R. Altizer, M.D.
W. H. Whitmore, M.D.
G. A. Duncan, M.D.
F. Walter, M.D.
A. A. Burke, M.D.
R. L. Payne, M.D.
J. L. Rosenthal, M.D.
P. B. Parsons, M.D.
J. Sakakini, M.D.
K. Jones, M.D.
V. H. Ober, M.D.
Dr. Albanese
J. Foster, M.D.
G. G. Hollins, M.D.
Dr. Labstein
J. M. Ratliff, M.D.
J. A. Vann, M.D.
C. B. Trower, M.D.
R. W. Adams, M.D.
R. R. Powell, M.D.
C. Pole, M.D.
G. A. Duncan, M.D.
D. E. Pryor, M.D.
E. A. Buchan, M.D.
Dr. Kuehn

Santa Fe Springs, California
J. W. Raber, M.D.
Raber Industrial Medical Group

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Morrow, Georgia
N. Bateman, M.D.

Stony Point, New York
Dr. Borsinger
Dr. Natelson
Dr. Zuka
Nyack Hospital

Sperry, Iowa
H. M. Patterson, D.O.
J. F. Roules, M.D.
Burlington Medical Center

Wabash, Indiana
F. Whistler, M.D.
R. M. LaSalle, Jr., M.D.
R. M. LaSalle, Sr., M.D.
R. M. LaSalle, M.D.
W. D. Boaz, M.D.
P. Ferguson, M.D.
F. Smyrniotis, M.D.
J. E. Haughn, M.D.
LaSalle Clinic

Baltimore, Maryland
C. C. Chiu, M.D.
F. G. Mainolfi, M.D.
Fort Medical Center

North Kansas City, Missouri
Industrial Clinic North
Fairfax Industrial Medical Clinic

New Orleans, Louisiana
B. Pardue, M.D.
J. Dean, M.D.
Downman Road Clinic

Southard, Oklahoma
R. Richardson, M.D.
R. Kirby, M.D.
T. Perry, M.D.

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Southard, Oklahoma continued
R. Tavlin, M.D.
K. Godfrey, M.D.
R. McLauchlin, M.D.
M. Carter, M.D.
C. H. Williams, M.D.
B. D. Dotter, M.D.
F. Crowe, M.D.
D. Lagan, M.D.
G. Worchester, M.D.

Warren, Ohio
R. Willoughby, M.D.

Birmingham, Alabama
Thuss Clinic
W. G. Thuss, M.D.
R. J. Smith, M.D.

Union City, Tennessee
J. H. Ragsdale, M.D.
R. E. Clendenin, M.D.
R. G. Latimer, M.D.
J. K. Avery, M.D.
L. W. Jones, M.D.
H. Butler, M.D.
J. Campbell, M.D.
Doctor's Clinic of Union City

Alabaster, Michigan
J. J. Austin, M.D.
H. Brinkman, M.D.
M. E. Field, M.D.
J. R. Gehman, M.D.
J. W. Grigg, M.D.
M. Gueramy, M.D.
H. R. Hess, O.D.
J. E. Jaques, M.D.
L. Kelley, M.D.
V. W. Kershul, M.D.
L. A. Lambert, M.D.
L. A. Laporte, M.D.
C. W. Mitton, M.D.

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Alabaster, Michigan continued
R. Morin, M.D.
N. Payea, M.D.
R. J. Ruda, M.D.
G. L. Schaiberger, M.D.
J. M. Schuele, M.D.
R. L. Sutton, M.D.
Z. E. Taheri, M.D.
W. Williams, M.D.

Kearny, New Jersey
Plant closed
J. Borino, M.D.
J. Grund Fest, M.D.

Boonton, New Jersey
Acquired 1985

Camden, New Jersey
Plant closed
A. Marks, M.D.
Occupation Health Services

Trenton, New Jersey
Plant closed
P. Albert, M.D.
Helene Fuld Medical Center

Paulsboro, New Jersey
Acquired 11/30/87

New Brighton, New York
Plant closed
H. Crane, M.D.
F. Tellefsen, M.D.
E. Morris, M.D.
Saint Vincent's Hospital
Staten Island Hospital

Port Reading, New Jersey
Acquired 6/76

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Fremont, California
Acquired 1983

Philadelphia, Pennsylvania
Plant sold

Convers, Georgia
Acquired 12/10/80

Mansfield, Texas
Acquired 8/81

Spruce Pine
Acquired 5/12/79

LaMirada, California
Acquired 6/81

U.S. Gypsum has no information on medical personnel for the plants at Jersey City, NJ; St. Paul, MN; Midway, IL; South Plainfield, NJ; Midland, CA; Heath, MT; Loveland, CO; Milwaukee, WI; Nephi, UT; and Philadelphia, PA, which are now closed. In addition, no record information is available for Plaster City, CA. U.S. Gypsum has no information for the plant at Red Wing, for years prior to 1985. U.S. Gypsum owned Red Wing in the mid-1960's prior to selling the plant to Conwed Corporation, and USG Acoustical Products, Company (now USG Interiors, Inc.) reacquired the facility in late 1985.

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07/21/99

EXHIBIT 8

The following represents the defendant's best current information. Additional information may possibly be ascertained by a review of non-privileged documents relating to such organizations which will be made available at a mutually convenient time through U. S. Gypsum's offices at 125 S. Franklin Street, Chicago, Illinois.

ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
Gypsum Association	1930-present	Asbestos discussed at all of the following: Membership meetings: 10/27/71 - 10/28/71 - E. W. Duffy, W. W. Holloway, A. J. Watt 4/5/72 - J. H. Crumbaugh, A. R. Rump, C. G. Gramor, A. J. Watt, M. L. Hepsher, W. W. Holloway 4/4/73 - J. S. Bush, W. W. Holloway, A. J. Watt, C. G. Gramor, J. D. May, J. J. McLaughlin 10/10/73 - 10/12/73 - W. W. Holloway, A. J. Watt 4/6/77 - J. H. Crumbaugh, R. P. Entz, H. D. Gobrecht, C. C. Gramer, K. E. Mohler 10/13/77 - J. D. Cornell, J. H. Crumbaugh, R. P. Entz, C. C. Gramer, K. E. Mohler, T. S. Turton Safety Committee Meetings: 9/20/66 - P. D. Fix, G. R. Krug 9/17/67 - C. P. Kipp

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
		3/19/68 - 3/20/68 - G. R. Krug
		10/25/71 - W. E. Halley, J. D. Cornell, J. M. Rocherg
		9/19/73 - J. D. Cornell
		3/7/74 - J. D. Cornell, M. R. Helton
		8/14/74 - J. D. Cornell
		Manufacturing & Mining Committee:
		4/3/73 - W. W. Holloway, H. D. Gobrecht
		4/9/74 - W. W. Holloway
		10/8/74 - W. W. Holloway, H. D. Gobrecht
		8/10/76 - J. D. Cornell, K. E. Mohler, W. Lewis
		Technical Committee:
		2/14 - 16/73 - J. H. Crumbaugh
		8/1 -3/73 - J. H. Crumbaugh, A. L. Hampton, R. L. Selbe

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
		11/73 and 1/74 - unknown
		2/13 -15/74 - J. H. Crumbaugh
		8/7 -9/74 - J. H. Crumbaugh, R. L. Selbe
		2/16 - 18/77 - J. H. Crumbaugh, R. L. Selbe
		8/10 - 12/77 - J. H. Crumbaugh, R. L. Selbe
		Ad Hoc Committee on Joint Compound Dust:
		8/28/73 - J. D. Cornell, K. S. Freeman
		Board of Directors:
		4/5/73, 10/12/73 - A. J. Watt
Industrial Health Foundation (But not Industrial Hygiene Foundation)	1974-1981 (budget cutbacks Forced USG to drop Membership)	No business meetings Some "discussionals" Asbestos was discussed at the following meetings: Introduction to Industrial Hygiene Asbestos Sampling Chemicals for Industrial Hygiene: C. Roe 1978-1979 Toxicology Chemicals and Engineering: S. H. Berning 1/10/79 - 1/21/79

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
		Industrial Hygiene Techniques Update, Advanced Industrial Hygiene: S. H. Berning - 11/12/79 - 11/14/79
		Seminar Regarding Industrial Health: J. D. Cornell - 6/8/75 - 6/9/75
		Other personnel involved: J. D. Cornell, S. H. Berning, K. S. Freeman, C. Roe
Lime Association	Unknown	Unknown
National Insulation Manufacturers Association (NIMA) (Founded in 1958)	1973-1974	Unknown
Thermal Insulation Manufacturers Association (TIMA)	1974-1992	5/8/72 (Spring meeting) - M. M. Wilson as guest
		4/29/75 (Spring meeting) - M. M. Wilson, W. R. Helton
		10/16/75 (Annual meeting) - D. M. Dierson, M. Helton, M. M. Wilson, J. Ueber
		10/22/77 (Annual meeting) - G. Barth
		4/11-12/78 (Spring meeting) - M. M. Wilson, G. Barth, M. Helton, B. Winthrig
		9/28-29/78 (Annual meeting) - M. M. Wilson, E. W. Lucke

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
		4/18-19/79 (Spring meeting) - E. W. Lucke 9/20/79 (Annual meeting) R. J. Wenk, M. Helton
North American Insulation Manufacturers Association (NAIMA)	1992-present	none
National Insulation Contractors Association (NICA) (Associate Member)	unknown (perhaps 1972 through present?)	none
National Safety Council	1914-present	none
National Mineral Wool Association	1943?-1957, mid-1960's, mid-1970's	none
*Contracting Plaster and Lathers International (Associate Member)	1960-1969	none
*International Association Wall and Ceiling Contractors (Associate Member)	1970-1976	none
*Gypsum Drywall	1960-1976	6/4/74 (General meeting) - C. Almond

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
Contractors International (GDCI) (Associate Member)		
*Association of Wall and Ceiling Contractors Industries International - Gypsum Drywall Contractors International (Associate Member)	1976-1979	none
*Association of Wall and Ceiling Contractors Industries International	1980-present	none
American Society of Safety Engineers	unknown	unknown
American Industrial Hygienists Association	unknown	unknown
Employing Plasterers Association (Associate Member)	present	unknown
Metal Lath Association	1950's-1964	unknown

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
Pulp and Paper Institute	1950's-1964	unknown
Hardboard Association	1950's-1964	unknown
Health and Safety Council of Asbestos Cement Products Association	19677-1971?	G. R. Krug - 11/19/68 C. P. Kipp (deceased) or L. A. Tobey (deceased) 2/17/70; 2/18/70; 3/19/70; 5/19/70; 11/19/70
Asbestos Information Association of North America	not a member	none
National Bureau of Standards	not a member	1978 - J. D. Cornell, K. S. Freeman (retired) Rockville, MD, jointly sponsored by NBS and NIOSH re: Asbestos and Health

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
American Standards Association (never a member; served on committees) became ANSI - 1969 similar to ASTM (sustaining member)	unknown; involvement at least 15 years ago	unknown
Asbestos Textile Institute	never a member	none
SOEH/IOEH	never a member	"Occupational Exposures to Fibrous and Particulate Dust and Their Extensions into the Environment" 12/5/77 - 12/7/77 J. D. Cornell (others?)
American Society of Testing and Materials (ASTM)	unknown	Committee C-11 (on ceilings and walls): 6/23/77 - A. L. Hampton
Associated Insulation Contractors of the Western United States (Associate Member)	1968 - unknown	10/24 -25/68 (Annual meeting) - Robert Walker

United States Gypsum Company does not and has not belonged to:

Quebec Asbestos Mining Association - QAMA
Asbestos Research Council of England

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ORGANIZATION	DATES OF MEMBERSHIP	HEALTH HAZARDS OF ASBESTOS DISCUSSED AT MEETINGS ATTENDED BY UNITED STATES GYPSUM COMPANY PERSONNEL
Public Health Bulletin Service		
Plastering and Lath Association		
Chicago Plastering Institute		
Perlite Institute		

*Membership information pertaining to these organizations is not available in this defendant's files.

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EXHIBIT 9

United States Gypsum Company has been aware since the mid-1930's that inhalation of large quantities of asbestos fibers for long periods of time could produce a pneumoconiotic lung condition known as asbestosis. United States Gypsum Company is presently unaware of specifically how it acquired this knowledge.

United States Gypsum Company is not aware of precisely when it first knew of the relationship between the inhalation of asbestos fibers and the development of bronchogenic carcinoma, except that it does know that one of its employees, E. C. Beuthin, United States Gypsum Company's first Safety Director, has stated in his deposition that he attended a conference in 1955, at which papers discussing this relationship were presented.

Documents produced in other litigation pertaining to this issue have come to U. S. Gypsum's attention. These documents were produced by other parties; U. S. Gypsum has not found them in its own files and can make no representations concerning the origin or authenticity of those documents. The documents suggest that in approximately October 1948, U. S. Gypsum may have received a draft report concerning inhalation experiments on laboratory animals exposed to high levels of asbestos dust. It was reported that some of the animals developed lesions described variously as lung cancer and non-malignant adenomas. U. S. Gypsum believes that these are the same experimental results reported to the National Cancer Institute by Dr. L. U. Gardner in 1943 and Dr. Kenneth M. Lynch in 1947 and referred to by Drs. Lynch, McIver and Cain in their 1956 published article, "Pulmonary Tumors In Mice Exposed To Asbestos Dust," 15 A.M.A. Archives of Industrial Health 207 (March 1957), which was received for publication in 1956.

United States Gypsum Company is now aware that the first published study which established a direct association between the inhalation of asbestos fibers and the development of mesothelioma was the 1960 epidemiological study entitled "Diffuse Pleural Mesothelioma and Asbestos Exposure in the North Western Cape Province" by J. C. Wagner, et al., which described mesothelioma occurrence among persons exposed to crocidolite, at or near crocidolite mines in South Africa.

United States Gypsum Company is not aware of precisely when it first knew of the relationship between the inhalation of asbestos fibers and the development of mesothelioma, except that it believes that the first employee to become aware of this association was G. R. Krug, one of United States Gypsum Company's former Safety Directors. Mr. Krug has testified that he first became aware in the early to mid-1960's of the association between exposure to asbestos fibers and the development of mesothelioma in asbestos miners, as a result of reading articles in newspapers and magazines.

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DEFENDANT'S EXHIBIT UCC 389

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SUPERIOR COURT OF CALIFORNIA

COUNTY OF LOS ANGELES

KLAUS BRAUCH and SUSAN BRAUCH, Plaintiffs, v. BONDEX INTERNATIONAL, INC., et al., Defendants.	CASE NO. BC 258 492 COMPLEX ASBESTOS LITIGATION – SUBJECT TO THE GENERAL ORDERS CONTAINED IN THE FILE NO. C 700 000 **GEORGIA-PACIFIC CORPORATION'S OBJECTIONS AND RESPONSES TO PLAINTIFF'S STANDARD INTERROGATORIES**

PROPOUNDING PARTY: Plaintiff Klaus Brauch

RESPONDING PARTIES: Defendant GEORGIA-PACIFIC CORPORATION

COMES NOW Defendant, Georgia-Pacific Corporation ("Georgia-Pacific"), pursuant to the California Civil Practice Law & Rules, and responds as follows to Plaintiff's Standard Interrogatories, dated October 29, 2001, served via regular mail October 29, 2001.

PRELIMINARY STATEMENT

Effective April 28, 1965, Georgia-Pacific acquired the Bestwall Gypsum Company ("Bestwall") which manufactured among other things, a limited number of products containing asbestos as a constituent ingredient or component (hereinafter asbestos-containing products), and Georgia-Pacific continued the manufacture, sale, and/or

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distribution of such products through its Gypsum Division until the cessation of same at various times thereafter. Prior to its merger with Bestwall, Georgia-Pacific did not manufacture any asbestos-containing products. After its merger with Bestwall, Georgia-Pacific manufactured and/or distributed these products through its Gypsum Division. In 1977, Georgia-Pacific had ceased the manufacture of all of its limited number of asbestos-containing products and since that time has not engaged in any manufacture of such products. It does not now, nor has it since 1977, manufactured any asbestos-containing products. Unless otherwise stated, each response contained herein is limited to the asbestos-containing products that Georgia-Pacific (or Bestwall) manufactured and/or distributed and the time period during which Bestwall and Georgia-Pacific manufactured and/or distributed such products.

Some of the events which may be relevant to the matters inquired into by these Interrogatories occurred more than thirty (30) years ago. Many of the individuals who might have had personal knowledge of the matters to which these Interrogatories relate are deceased or are otherwise unavailable to Georgia-Pacific, and investigations to date indicate that at least some information and documents which might relate to matters inquired into by these requests may have been destroyed pursuant to Georgia-Pacific's or Bestwall's normal record retention policy or are otherwise unable to be found. Georgia-Pacific is engaged in a continuing investigation in an attempt to locate or confirm the absence of such information and Georgia-Pacific also is engaged in a continuing investigation with respect to the matters inquired into by these Interrogatories and/or Requests for Production.

Georgia-Pacific's Responses to these Interrogatories are based on reasonable investigation and are believed to be accurate as of the date made. However, Georgia-Pacific's investigation of matters that may be relevant to its Responses is continuing, and Georgia-Pacific cannot exclude the possibility that it may be able to obtain more complete information or even information which indicates that the Response being supplied is incorrect. In that event, Georgia-Pacific reserves the right to supplement

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these responses in accordance with the requirements of the California Rules of Civil Procedure.

GENERAL OBJECTIONS

Georgia-Pacific objects to Plaintiffs' Interrogatories to the extent that they are overly broad, unduly burdensome, duplicative of other discovery, seek to impose a burden upon Georgia-Pacific which exceeds the permissible scope of discovery under the California Rules of Civil Procedure ("CCP"), and/or seek to obtain information and/or identification of documents which are protected by a privilege claim, including but not limited to the attorney/client privilege and/or work product privilege. See CCP § 2017, et seq.

Georgia-Pacific further objects to this discovery on the basis that the plaintiffs have failed to come forward with any evidence that the plaintiffs were ever exposed to any Georgia-Pacific asbestos-containing product and/or that such exposure caused or contributed in any way to the damages and the disease alleged herein. Absent such required minimum evidence, each and every request is irrelevant and unduly burdensome to Georgia-Pacific. CCP § 2017. Georgia-Pacific also objects to these requests to the extent that they are not limited by relevant scope, time period or to products that are relevant to this case and, therefore, are not reasonably calculated to lead to the discovery of admissible evidence. Specifically, Georgia-Pacific objects to responding to Plaintiff's Interrogatories with regard to any period of time other than 1956-1977, the period during which Georgia-Pacific's Gypsum Division and its predecessor, Bestwall, engaged in the manufacture of the asbestos-containing products allegedly at issue in this litigation, or concerning any facility not involved in the manufacture or sale of such products, on the ground that such information is irrelevant to this litigation and is not reasonably calculated to lead to the discovery of admissible evidence. On the basis of this objection, unless otherwise stated, each Response set out herein is limited to the time period during which Bestwall and the Georgia-Pacific Gypsum Division

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manufactured and/or distributed asbestos-containing products and to the relevant products and facilities.

These objections are applicable to Georgia-Pacific's Response to each and every Interrogatory herein, whether or not specifically stated in such Response.

INTERROGATORY RESPONSES

INTERROGATORY NO. 1:

Please state the full name, present business address, present residence, and capacity or title of the individual answering or signing these Interrogatories on behalf of the answering defendant.

RESPONSE TO INTERROGATORY NO. 1:

Georgia-Pacific objects to Interrogatory No. 1 to the extent that it is overbroad and unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. CCP § 2017. Subject to and without waiving these objections, Georgia-Pacific states that no one individual answered these interrogatories. Rather, the responses are the result of many years of investigation and research by current and former employees of and attorneys for Georgia-Pacific. The burden and impracticality of attempting to identify each individual who has contributed to the preparation of these answers over time outweighs any benefit to the parties of such information. The responses, however, have been verified and signed by David R. Fleiner, President of G-P Gypsum Corporation, who is generally familiar with the statements made herein and able to confirm their accuracy based upon information that is available to him.

INTERROGATORY NO. 14:

Have you, at any time, engaged in the processing, marketing and sale of products containing asbestos fibers?

RESPONSE TO INTERROGATORY NO. 14:

As indicated in its preliminary statement, effective April 28, 1965, Georgia-Pacific acquired the Bestwall Gypsum Company ("Bestwall"), which company was incorporated in the State of Maryland with its principal place of business in Paoli, Pennsylvania.

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Bestwall manufactured, among other things, a limited number of products containing asbestos as a constituent ingredient or component (asbestos-containing products), and Georgia-Pacific continued the manufacture, sale and/or distribution of such products through its Gypsum Division until the cessation of same at various times thereafter. Prior to its merger with Bestwall on April 28, 1965, Georgia-Pacific did not manufacture and/or distribute any asbestos-containing products. After its merger with Bestwall, Georgia-Pacific manufactured a limited number of asbestos-containing products until Georgia-Pacific ceased the manufacture of asbestos-containing products at various times subsequent to April 28, 1965 depending on the product but not later than 1977.

INTERROGATORY NO. 15:

If your answer to Interrogatory No. 14 is in the affirmative, please state:

a. The trade or brand name of each such product, mined, manufactured and/or marketed;

b. The dates that each of such products were placed on the market;

c. The dates that each of such products were withdrawn from the market;

d. A description of the physical (i.e., chemical) composition of each such product, including the type of asbestos contained in each such product (i.e., amosite, chrysotile or crocidolite), the quantitative percentage of asbestos in each product, each non-asbestos chemical contained in each such product:

e. A description of the physical appearance of each such product;

f. A detailed description of the intended use of each such product;

g. The name of the manufacturer of each such product;

h. The mining or milling concern from which the raw asbestos fiber was obtained.

RESPONSE TO INTERROGATORY NO. 15:

Georgia-Pacific objects to Interrogatory No. 15 on the ground that it is overly broad and unduly burdensome, and on the ground that it seeks information regarding products which are not at issue in this case, as such information is irrelevant and not

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reasonably calculated to lead to the discovery of admissible evidence. Georgia-Pacific further objects to the extent that this interrogatory seeks information which is proprietary, commercially confidential or sensitive, and/or protected by the trade secret privilege. Subject to and without waiving its objections, Georgia-Pacific provides the following information regarding asbestos-containing products that either Georgia-Pacific or its predecessor, Bestwall Gypsum Co. ("Bestwall"), manufactured and/or sold:

ALL PURPOSE JOINT COMPOUND - Georgia-Pacific first placed All Purpose Joint Compound on the market for national distribution in 1967. Prior to that time, All Purpose Joint Compound may have been available for sale in limited areas. Georgia-Pacific introduced an asbestos-free formula in 1973. The last year Georgia-Pacific sold asbestos-containing All Purpose Joint Compound was approximately 1977. Georgia-Pacific continues to sell asbestos-free All Purpose Joint Compound. The compound is a dry white or off-white powder, which is designed to be used in wallboard construction to finish walls and ceilings. The product is packaged in bags. Georgia-Pacific's asbestos-containing All Purpose Joint Compound contained 0-7% chrysotile asbestos.

BEDDING COMPOUND - Bestwall first sold Bedding Compound in 1956, and Georgia-Pacific continued to manufacture Bedding Compound after it acquired Bestwall in 1965. Georgia-Pacific introduced an asbestos-free formula in 1974. The last year that asbestos-containing Bedding Compound was sold by Georgia-Pacific was approximately 1977. Georgia-Pacific continues to sell asbestos-free Bedding Compound. Bedding Compound is a dry white or off-white powder used in wallboard construction to finish walls and ceilings. It is packaged in bags. Georgia-Pacific's asbestos-containing Bedding Compound contained 0-7% chrysotile asbestos.

CENTRAL MIX - The first year that Georgia-Pacific sold Central Mix was 1970. The last year that Georgia-Pacific sold asbestos-containing Central Mix was 1973. Central Mix was a dry white or off-white powder used in wallboard construction to finish walls and ceilings. Central Mix was packaged in bags. Central Mix contained 3-7% chrysotile asbestos.

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DRYWALL ADHESIVE - Georgia-Pacific sold Drywall Adhesive in 1972. The product came in the form of a paste and was designed to attach wallboard to wood studs. Drywall Adhesive was packaged in tubes. Drywall Adhesive contained 0-0.8% chrysotile asbestos.

JOINT COMPOUND - Bestwall first sold Joint Compound in 1956, and Georgia-Pacific continued to manufacture Joint Compound after it acquired Bestwall in 1965. Georgia-Pacific introduced an asbestos-free formula of Joint Compound in 1974. The last year that Georgia-Pacific sold asbestos-containing Joint Compound was approximately 1977. Georgia-Pacific continues to sell asbestos-free Joint Compound. Joint Compound is a dry white or off-white powder intended to be used in wallboard construction to finish walls and ceilings. Joint Compound is packaged in bags. Bestwall's and Georgia-Pacific's asbestos-containing Joint Compound contained 0-6% chrysotile asbestos.

KALITE - Bestwall sold Kalite from 1956 to 1959. It was a dry white or off-white powder intended to be used as an acoustical plaster. The product was packaged in bags. Kalite contained 0-2.6 % chrysotile asbestos.

LAMINATING COMPOUND - READY MIX - Georgia-Pacific sold Laminating Compound Ready Mix in 1969. The product came in paste form and was used to laminate wallboard. Georgia-Pacific's laminating compound contained 0-4% chrysotile asbestos.

LITE ACOUSTIC - Bestwall sold Lite Acoustic between 1958 and 1964. The product was a dry white or off-white powder intended for use as an acoustical plaster. Lite Acoustic was packaged in bags. Lite Acoustic contained 25-29.09% chrysotile asbestos.

PATCHING PLASTER - Bestwall first sold Patching Plaster in 1956, and Georgia-Pacific continued to manufacture Patching Plaster after it acquired Bestwall in 1965. Georgia-Pacific removed asbestos from Patching Plaster in 1975. The last year that Georgia-Pacific sold asbestos-containing Patching Plaster was approximately 1976.

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Georgia-Pacific continues to sell asbestos-free Patching Plaster. The product is a dry white or off-white powder that is used to patch certain plasters. It is packaged in bags. Asbestos-containing Patching Plaster contained 0-2% chrysotile asbestos.

READY MIX - Ready Mix was first sold by Bestwall in 1963 and Georgia-Pacific continued to manufacture Ready Mix after it acquired Bestwall in 1965. Asbestos was removed from Ready Mix in 1975. The last year that asbestos-containing Ready Mix was sold was 1977. Georgia-Pacific continues to sell asbestos-free Ready Mix. The product is a paste used in wallboard construction to finish walls and ceilings. Ready Mix packages include boxes, buckets, or pails. Georgia-Pacific's asbestos-containing Ready Mix contained 0-4.6% chrysotile asbestos.

SPACKLING COMPOUND - Bestwall began selling Spackling Compound in 1956, and Georgia-Pacific continued to manufacture Spackling Compound after it acquired Bestwall in 1965, until 1970 or 1971. The product was a dry white or off-white powder used to finish walls and ceilings. It was packaged in bags or boxes. Spackling Compound contained 0-5.5% chrysotile asbestos.

SPEED SET - Bestwall began selling Speed Set, which was also called "One Day," in 1963, and Georgia-Pacific continued to manufacture the product after it acquired Bestwall in 1965. Georgia-Pacific ceased the manufacture of Speed Set in 1974. The product was a dry white or off-white powder used in wallboard construction to finish walls or ceilings. Speed Set was packaged in bags. Speed Set contained 0-6.75% chrysotile asbestos.

TEXTURE - Bestwall/Georgia-Pacific texture was sold under the trade or brand names: Bestex, Wall Texture, Ceiling Texture/Perlite, Ceiling Texture/Vermiculite, and Ceiling Texture/Polystyrene. The first texture was sold by Bestwall in 1956. Georgia-Pacific introduced asbestos-free texture in 1972. The last year in which Georgia-Pacific asbestos-containing texture was sold was approximately 1974. Georgia-Pacific continues to sell asbestos-free texture. Texture is a dry white or off-white powder used to give a textured appearance to walls or ceilings. Texture is packaged in bags.

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Bestwall's and Georgia-Pacific's asbestos-containing Texture contained 0-15% chrysotile asbestos.

TOPPING COMPOUND - Bestwall first sold Topping Compound in 1956, and Georgia-Pacific continued to manufacture Topping Compound after it acquired Bestwall in 1965. Georgia-Pacific introduced asbestos-free Topping compound in 1974. The last year that Georgia-Pacific sold asbestos-containing Topping Compound was approximately 1977. Georgia-Pacific continues to sell asbestos-free Topping Compound. The product is a dry white or off-white powder used in wallboard construction to finish walls or ceilings. It is packaged in bags. Bestwall's and Georgia-Pacific's asbestos-containing Topping Compound contained 0-7% chrysotile asbestos.

TRIPLE DUTY JOINT COMPOUND - Georgia-Pacific has sold Triple Duty Joint Compound under the following brand/trade names: Triple Duty Joint Compound, Triple Duty Wallboard Joint Compound, and Triple Duty Joint Compound-Vinyl Based Adhesive. Georgia-Pacific first sold Triple Duty Joint Compound in 1965. Georgia-Pacific introduced asbestos-free Triple Duty Joint Compound in 1974. The last year that Georgia-Pacific sold asbestos-containing Triple Duty Joint Compound was approximately 1977. Georgia-Pacific continues to sell asbestos-free Triple Duty Joint Compound. The product is a dry white or off-white powder used in wallboard construction to finish walls and ceilings. Triple Duty Joint Compound is packaged in bags. Georgia-Pacific's asbestos-containing Triple Duty Joint Compound contained 0-7% chrysotile asbestos.

OTHER/ADDITIONAL INFORMATION - In addition to the products listed above, Georgia-Pacific, through its Distribution Division, may have sold a small number of products containing asbestos that were manufactured by other companies. However, Georgia-Pacific has no specific product information regarding these products. Georgia-Pacific also sold asbestos-containing roof coating rebranded with its name in a very limited geographic area, not including California. In addition, under limited

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circumstances, Georgia-Pacific may have rebranded and sold joint system products manufactured by others with its name.

Additional non-privileged information responsive to this Interrogatory may be contained in Georgia-Pacific's collection of corporate documents related to its asbestos-containing products. At the request of Plaintiff, Georgia-Pacific will make such non-privileged documents available for inspection and review in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 16:

Have any of the products listed in Interrogatory No. 15 been altered in chemical composition or asbestos type or content since first being marketed?

RESPONSE TO INTERROGATORY NO. 16:

Georgia-Pacific objects to this Interrogatory to the extent that it is overly broad, unduly burdensome and/or oppressive. Georgia-Pacific also objects to the extent this interrogatory seeks information regarding asbestos-containing products to which plaintiff does not allege he was exposed or used. CCP §2017. Subject to and without waiving these objections, Georgia-Pacific states that prior to the first sale of said products, Georgia-Pacific did not know or have any reason to know that any ingredient in any product it manufactured was potentially hazardous. During the time that Georgia-Pacific manufactured a limited number of asbestos-containing products, a variety of performance tests were conducted, which may have made slight changes in the product formulas for performance reasons. When Georgia-Pacific first heard a suggestion that there might be a potential health hazard to persons using asbestos-containing products similar to those manufactured by Georgia-Pacific, it began a reformulation program which resulted in the elimination of asbestos from its asbestos-containing products and/or the removal of certain products from its product lines. Many tests were performed in the course of the reformulation program and asbestos was phased out of this defendant's products over a period of time ending not later than 1977. To the best of Georgia-Pacific's knowledge, the first study in the published medical and scientific literature regarding potential disease

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associated with asbestos-containing products, such as those manufactured by Georgia-Pacific, did not appear until approximately 1975.

Additional non-privileged information responsive to this Interrogatory may be contained in Georgia-Pacific's collection of corporate documents related to its asbestos-containing products. At the request of Plaintiff, Georgia-Pacific will make such non-privileged documents available for inspection and review in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 17:

If so, please state:

a. the trade name of each such product;

b. The date each such product was altered;

c. The nature of the alteration;

d. The reason for the alteration.

RESPONSE TO INTERROGATORY NO. 17:

See Georgia Pacific's objections and response to Interrogatory No. 16, which response is incorporated herein by reference.

INTERROGATORY NO. 22:

Do you have any records which reflect sales of each of the products identified by you in Interrogatory No. 15 above for each year said products were sold?

RESPONSE TO INTERROGATORY NO. 22:

Georgia-Pacific objects to Interrogatory No. 22 to the extent that it is overly broad, unduly burdensome or oppressive and because it is not likely to lead to the discovery of relevant and/or admissible evidence. CCP § 2017. Subject to and without waiving these objections, Georgia-Pacific states that it maintains some records of sales and/or delivery of asbestos-containing products to customers through its distribution centers, although these records may not be complete. Upon request, Georgia-Pacific will make its collection of sales and shipping records for the State of California available for review,

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inspection and/or copying by plaintiff's counsel in Atlanta, Georgia at a time that is mutually agreed upon by the parties.

INTERROGATORY NO. 23:

If your answer to the preceding Interrogatory is in the affirmative, please state:

a. A description of said records or documents sufficient to permit Plaintiff to describe such documents for purposes of a notice to produce or a motion for production of documents;

b. The name, business address and telephone number employer, and job title of the person or persons having present custody of or control over the original of said documents.

RESPONSE TO INTERROGATORY NO. 23:

Georgia Pacific objects to Interrogatory No. 23 on the ground that it is overly broad and unduly burdensome and to the extent that it seeks information which is not relevant nor reasonably calculated to lead to the discovery of admissible evidence in this action. CCP § 2017. Subject to and without waiving these objections, Georgia Pacific refers Plaintiff to its objections and response to Interrogatory No. 22, which is incorporated herein by reference.

INTERROGATORY NO. 24:

For the period 1930 to the present, do you have any written memoranda, specifications or other written materials of any kind or character exist relating to the testing of the health effects of products identified in Interrogatory 15 above? If so, please describe with sufficient particularity to satisfy the requirements of a subpoena duces tecum.

RESPONSE TO INTERROGATORY NO. 24:

Georgia-Pacific objects to Interrogatory No. 24 on the ground that it is overly broad and unduly burdensome. Georgia-Pacific further objects to the extent that this interrogatory seeks information regarding products not at issue in this case, as such information is not relevant nor reasonably calculated to lead to the discovery of

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admissible evidence. CCP § 2017. Subject to and without waiving these objections, Georgia-Pacific states that prior to the first sale of its limited number of asbestos-containing products, Georgia-Pacific did not know or have reason to know that any ingredient in any product it manufactured was potentially hazardous. Accordingly, to the best of Georgia-Pacific's knowledge, it did not conduct any medical tests. During the time that Georgia-Pacific manufactured a limited number of asbestos-containing products, a variety of performance tests were conducted, but these do not appear to be the type of test referenced in this interrogatory. When Georgia-Pacific first heard a suggestion that there might be a potential health hazard to persons using asbestos-containing products similar to those manufactured by Georgia-Pacific, it began a reformulation program which resulted in the elimination of asbestos from its products and/or the removal of certain products from its product lines. Many tests were performed in the course of the reformulation program. Further, to the best of Georgia-Pacific's knowledge, the first study in the published medical and scientific literature regarding potential disease associated with asbestos-containing gypsum based building products, such as those manufactured by Georgia-Pacific, did not appear until approximately 1975.

INTERROGATORY NO. 25:

Did you make any design changes as a result of such tests?

RESPONSE TO INTERROGATORY NO. 25:

Georgia-Pacific objects to Interrogatory No. 25 on the ground that it is overly broad and unduly burdensome. CCP § 2017. Without waiving its objections, Georgia-Pacific refers Plaintiffs to its objections and responses to Interrogatory No. 16 and Interrogatory No. 24, which are incorporated herein by reference.

INTERROGATORY NO. 26:

If so, please state:

a. The nature of the change made, the name, address and job classification of each person in charge of making a change.

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RESPONSE TO INTERROGATORY NO. 26:

Georgia-Pacific refers Plaintiffs to its objections and responses to Interrogatory No. 16 and Interrogatory No. 24, which are incorporated herein by reference.

INTERROGATORY NO. 27:

Have you, at any time, published and/or distributed any brochures, sales literature, pamphlets or other written materials (aside from any caution labels on containers) of any kind or character that contain any warnings, cautions, caveats, or directions concerning the possibility of injury resulting from the use of the products listed in Interrogatory 15 above?

RESPONSE TO INTERROGATORY NO. 27:

Georgia-Pacific objects to Interrogatory No. 27 on the ground that it is overly broad, oppressive, and unduly burdensome. CCP § 2017. Georgia-Pacific also objects to this Interrogatory to the extent that it seeks information which is subject to the attorney-client privilege and/or attorney work product privilege. CCP § 2018. Georgia-Pacific further objects to this Interrogatory to the extent that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action. CCP § 2017.

Subject to and without waiving its objections, Georgia-Pacific states that Georgia-Pacific began using caution labels which were affixed to the containers of its asbestos-containing products in 1973 and discontinued labeling when asbestos was eliminated from its products, a process which was completed in 1977. Caution labels were worded in accordance with the recommendations of OSHA as follows:

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CAUTION

CONTAINS ASBESTOS FIBERS

AVOID CREATING DUST

BREATHING ASBESTOS DUST MAY CAUSE SERIOUS BODILY HARM

Where appropriate, the following additional language appeared on the label:

WHEN MIXING OR SANDING USE APPROVED RESPIRATOR

or

USE APPROVED RESPIRATOR WHEN SANDING

Packaging for the asbestos-containing products which Georgia-Pacific ceased manufacturing prior to 1973 (Kalite, Laminating Compound – Ready Mix, Lite Acoustic, and Spackling Compound) did not contain a caution concerning asbestos content. It is unknown whether Drywall Adhesive packaging included a caution concerning its asbestos content. Product brochures are available for most of the years in which Georgia-Pacific and/or Bestwall Gypsum asbestos-containing products were sold.

Additional information responsive to this Interrogatory may be contained in Georgia-Pacific's collection of corporate documents relating to its asbestos-containing products. At the request of Plaintiff, Georgia-Pacific will make such documents available for inspection and review in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 28:

From 1930 until the present, did the asbestos products manufactured or distributed by you, contain any warnings, cautions, caveats or other statements on the product or its packaging?

RESPONSE TO INTERROGATORY NO. 28:

Georgia-Pacific objects to Interrogatory No. 28 on the ground that it is duplicative of other requests, overly broad and unduly burdensome. CCP § 2017. Without waiving its objections, Georgia-Pacific refers Plaintiffs to its objections and response to Interrogatory No. 27, which is incorporated herein by reference.

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INTERROGATORY NO. 29:

If so, please state:

a. When did the warning first appear?

b. What was the precise wording of the warning, when it first appeared?

c. Was the warning altered, amended or changed in any manner? If so, how and when?

d. Where was the warning located on the product or packaging?

e. When did you become aware of warnings placed on products distributed by other manufacturers or suppliers of asbestos or asbestos containing products?

f. State the manner in which your product is shipped and the type of container in which it is shipped to retailers;

g. State whether any industrial psychologists or human factors engineers were consulted prior to utilizing such warnings, cautions, etc.

RESPONSE TO INTERROGATORY NO. 29:

Georgia-Pacific objects to Interrogatory No. 29 on the ground that it is duplicative of other requests, overly broad and unduly burdensome. CCP § 2017. Without waiving its objections, Georgia-Pacific refers Plaintiffs to its objections and responses to Interrogatory No. 15 and Interrogatory No. 27, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 30:

When did you first receive notice that any person claimed injury as a result of exposure to asbestos or asbestos containing products manufactured and/or sold by you?

RESPONSE TO INTERROGATORY NO. 30:

Georgia-Pacific objects to Interrogatory No. 30 on the grounds that it is vague, ambiguous, and overbroad. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information concerning products not at issue in this case, as such information is irrelevant and not reasonably calculated to lead to the

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discovery of admissible evidence, and to the extent it seeks information that is protected from discovery by the attorney-client privilege and/or the attorney-work product doctrine. CCP §§ 2017 and 2018. Subject to and without waiving these objections, Georgia-Pacific states that it received no claims against it alleging injury caused by exposure to its products containing asbestos as a constituent ingredient or component prior to 1977, the date by which Georgia-Pacific had ceased the manufacture of all asbestos-containing products.

INTERROGATORY NO. 31:

With respect to the claim described in Interrogatory 14, please state:

a. The name and address of the claimant;

b. The date of notice of the claim;

c. A description of the claim, i.e., Workers' Compensation, products liability, etc.;

d. The type of injuries allegedly sustained;

e. The name and address of the attorney who represented the individual making such claim;

f. The style and court number of the claim if any;

g. The resolution of the claim.

RESPONSE TO INTERROGATORY NO. 31:

Georgia-Pacific objects to Interrogatory No. 31 on the ground that it is overly broad and unduly burdensome and to the extent it invades this defendant's employees rights of privacy. Without waiving its objections, Georgia-Pacific refers Plaintiffs to its objections and response to Interrogatory No. 30, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 32:

Do you have policies of insurance that cover the claims that have been made by Plaintiff herein?

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SAN FRANCISCO

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RESPONSE TO INTERROGATORY NO. 32:

Georgia-Pacific objects to Interrogatory No. 32 to the extent that it is overbroad and unduly burdensome. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action. Id. Subject to and without waiving these objections, Georgia-Pacific states that coverage for Georgia-Pacific asbestos claims is uncertain. Potential coverage depends upon many factors, such as the particular individual's dates of exposure and dates of disease manifestation. Without specific information for a particular Plaintiff, Georgia-Pacific cannot state what, if any, insurance is available.

INTERROGATORY NO. 33:

If so, please list the names of each insurance carrier with whom you have coverage, the amount of such coverage, and the dates of each such policy.

RESPONSE TO INTERROGATORY NO. 33:

Georgia-Pacific refers Plaintiffs to its Objections and Response to Interrogatory No. 32, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 34:

Please describe in detail the type of packages in which you have sold asbestos material, listing the dates each type of package was used, a physical description thereof, and a description of any printed material or trademark that appeared thereon.

RESPONSE TO INTERROGATORY NO. 34:

Georgia-Pacific refers Plaintiffs to its Objections and Response to Interrogatory No. 15, which is incorporated herein by reference.

INTERROGATORY NO. 35:

For the period 1930 to January 1, 1978, did you receive any reports or communications from your Workers' Compensation insurance carrier or products liability insurance carrier with regard to the hazards incident to use of asbestos containing products? If so, please state who had possession of said reports, the location of said

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reports, and the substance of the contents of said reports, listing for each such report the respective insurance company, its address and the agent signing such correspondence.

RESPONSE TO INTERROGATORY NO. 35:

Georgia-Pacific objects to Interrogatory No. 35 to the extent that it is overbroad and unduly burdensome. CCP § 2017. Georgia-Pacific further objects to this Interrogatory to the extent it seeks information that is protected from discovery by the insurer-insured privilege, the attorney-client privilege, and/or the attorney work product doctrine. CCP § 2018. Georgia-Pacific also objects to this Interrogatory to the extent that it is not limited to the time during which Georgia-Pacific or Bestwall manufactured or sold asbestos-containing products, or to asbestos-containing products that Georgia-Pacific and Bestwall manufactured and/or sold, on the ground that it seeks information that is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. CCP § 2017.

Subject to and without waiving these objections, Georgia-Pacific states that it has not compiled information that enables it to respond specifically to this Interrogatory. To the extent such information exists and is not privileged, it would be located in the documents previously proffered to Plaintiffs' counsel for inspection and copying.

INTERROGATORY NO. 36:

Have you imported asbestos or asbestos materials since 1930?

RESPONSE TO INTERROGATORY NO. 36:

Georgia-Pacific objects to Interrogatory No. 36 on the ground that it is ambiguous, vague, overly broad and unduly burdensome and to the extent it seeks information regarding products that are not at issue in these cases and years during which neither Bestwall nor Georgia-Pacific manufactured or sold asbestos-containing products, as such information is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. CCP § 2017.

Without waiving its objections, Georgia-Pacific states that it purchased raw asbestos chrysotile fiber from Johns-Manville, Union Carbide and Phillip Carey for use in

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the manufacture of its limited line of products which contained asbestos as a constituent ingredient. Documents relating to Georgia-Pacific's purchases of asbestos fiber are contained in the document collection previously proffered by Georgia-Pacific to Plaintiffs for inspection and copying.

INTERROGATORY NO. 37:

If the answer to the preceding Interrogatory is in the affirmative, please state:

a. From where the asbestos or asbestos materials were imported;

b. How long you have imported asbestos or asbestos materials?

c. Whether you have supplied this imported asbestos or asbestos materials to any of the other defendants since 1945, when these transactions took place and where.

d. Whether any warnings, cautions, caveats, or directions accompanied the materials referred to in subpart (c) above, and the date these first appeared.

RESPONSE TO INTERROGATORY NO. 37:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 36, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 38:

If you have discontinued manufacturing and/or selling any asbestos products, please state the reasons or reasons therefore.

RESPONSE TO INTERROGATORY NO. 38:

Georgia-Pacific objects to Interrogatory No. 38 on the ground that it is overly broad and unduly burdensome. CCP § 2017. Georgia-Pacific also objects to this Interrogatory to the extent it seeks information that is protected from discovery by the attorney-client privilege and/or the attorney work product doctrine. CCP § 2018.

Without waiving its objections, Georgia-Pacific states as follows: In 1970, when Georgia-Pacific received information which suggested a potential health hazard associated with asbestos-containing products used in the building construction industry, Georgia-Pacific immediately began an effort to eliminate asbestos from its products. The reformulation effort was directed by Glenn Wilson, Vice President of the Gypsum & Roofing

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Division. As of 1977, Georgia-Pacific had eliminated asbestos as a constituent ingredient in its products and had ceased the manufacture of asbestos-containing products. Since that time, Georgia-Pacific has not engaged in the manufacture of any such products. Non-privileged documents responsive to this Interrogatory may be contained in the collection of documents previously provided by Georgia-Pacific to Plaintiffs for inspection and copying.

INTERROGATORY NO. 39:

Have any other manufacturers or suppliers of asbestos or asbestos containing products ever furnished you with information as to the state of medical knowledge regarding the connection between asbestos exposure and the contracting of cancer or asbestosis?

RESPONSE TO INTERROGATORY NO. 39:

Georgia-Pacific objects to this interrogatory to the extent that it is vague, ambiguous, overly broad, unduly burdensome and/or oppressive, and to the extent that it seeks information regarding possible circumstances of product use and/or exposure which are dissimilar to and/or have no applicability to the types and/or uses of asbestos-containing products manufactured by Georgia-Pacific and/or to circumstances reasonably anticipated for users of Georgia-Pacific products. CCP § 2017. Georgia-Pacific also objects to the extent this interrogatory seeks information regarding products to which plaintiff does not allege he was exposed or used. CCP § 2017. Georgia-Pacific further objects on the basis that this interrogatory calls for the interpretation of medical and scientific opinions which are clearly of an expert nature.

Subject to and without waiving these objections, Georgia-Pacific states that prior to the first sale of said products, Georgia-Pacific did not know or have any reason to know that any ingredient in any product it made was potentially hazardous. When Georgia-Pacific first heard a suggestion that there might be a potential health hazard to persons using asbestos-containing products similar to those manufactured by Georgia-Pacific, it began a reformulation program which resulted in the elimination of asbestos from its asbestos-containing products and/or the removal of certain products from its product lines. In

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November 1973, testing of asbestos-containing products similar to those manufactured by Georgia-Pacific was conducted through the Gypsum Association in which Georgia-Pacific was a member. The tests were conducted with OSHA approval. The results of the testing are contained in a report dated November 19, 1973 entitled "Evaluation of Exposure to Asbestos During Mixing and Sanding of Joint Compounds," which was finalized and made available to members in spring 1974. A copy of the report will be made available for review by Plaintiff's counsel at such time and place as is mutually agreed upon by the parties. Further, to the best of Georgia-Pacific's knowledge, the first study in the published medical and scientific literature regarding potential disease associated with asbestos-containing products, such as those manufactured by Georgia-Pacific, did not appear until approximately 1975.

INTERROGATORY NO. 40:

If the answer to the preceding Interrogatory is in the affirmative, please state:

a. What information was furnished to you;

b. The date the information was furnished to you;

c. The names of all parties who furnished the information to you.

RESPONSE TO INTERROGATORY NO. 40:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 39, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 41:

Have any manufacturers or suppliers of asbestos or asbestos containing products furnished you or have you furnished any other manufacturers or suppliers of asbestos or asbestos containing products the results of any research, tests, medical studies or experiments regarding the state of the medical knowledge as to the connection between asbestos exposure and the contracting of cancer or asbestosis, since 1930?

RESPONSE TO INTERROGATORY NO. 41:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 39, which Georgia-Pacific incorporates herein by reference.

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INTERROGATORY NO. 42:

If the answer to the preceding Interrogatory is in the affirmative, please state:

a. When each took place;

b. Who participated in each;

c. A summary of the content of each documents or communication.

RESPONSE TO INTERROGATORY NO. 42:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 39, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 43:

Have you ever conducted or sponsored or contributed financially to any studies or research to determine if the inhalation of asbestos fibers may be harmful? If so, please state:

a. By whom the research was conducted, giving complete names and addresses;

b. The dates that each such test was conducted;

c. The complete results of each test or study;

d. Whether you will supply copies of reports of the research department pertaining to the use of the corporation of asbestos and their manufactured insulation products, without the necessity of a formal notice to produce or motion to produce documents, and, if so, please attached said copies to your answers to Interrogatories.

RESPONSE TO INTERROGATORY NO. 43:

Georgia-Pacific objects to Interrogatory No. 43 to the extent that it is overbroad, duplicative of other requests and unduly burdensome, and/or is not reasonably calculated to lead to the discovery of admissible evidence, especially to the extent it seeks information concerning products not at issue in this case. CCP § 2017. Georgia-Pacific also objects to this interrogatory to the extent it seeks information pertaining to the process of manufacturing Georgia-Pacific's asbestos-containing products, on the ground that such information is irrelevant and not reasonably calculated to lead to the

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discovery of admissible evidence, because to the best of Georgia-Pacific's knowledge, Plaintiffs do not claim to have been employed at any Georgia-Pacific manufacturing facility or to have been otherwise involved in the manufacture of Georgia-Pacific's asbestos-containing products. CCP § 2017. Finally, Georgia-Pacific objects to this Interrogatory to the extent it seeks information that is protected from discovery by the attorney-client privilege and/or the attorney work product doctrine. CCP § 2018.

Subject to and without waiving its objections, Georgia-Pacific states that it has never been engaged in the business of manufacturing asbestos-containing insulation products. Georgia-Pacific further states as follows: In November 1973, testing of asbestos-containing products similar to those manufactured by Georgia-Pacific was conducted through the Gypsum Association, of which Georgia-Pacific was a member. The tests were conducted with OSHA approval. The results of the testing are contained in a report dated November 19, 1973 entitled "Evaluation of Exposure to Asbestos During Mixing and Sanding of Joint Compounds," which was finalized and made available to members in spring 1974. A copy of the report will be made available for review by Plaintiff's counsel at a time and place mutually agreed upon by the parties.

INTERROGATORY NO. 44:

State the names and addresses of your chief medical officers from 1930 until the present time, listing the periods of time each such medical officer was employed by you, and in what capacity.

RESPONSE TO INTERROGATORY NO. 44:

Georgia-Pacific objects to Interrogatory No. 44 on the ground that it is vague, ambiguous, overbroad, and unduly burdensome, and to the extent that it seeks information which is not relevant to the issues in this case. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information that pre-dates 1965 when Georgia-Pacific purchased the Bestwall Gypsum Company and began manufacturing asbestos-containing products, and to the extent it seeks information concerning all of Georgia-Pacific's predecessors, successors or subsidiaries, regardless

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of the nature of their business, on the ground that such information is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in these actions. CCP § 2017.

Subject to and without waiving these objections, Georgia-Pacific states that it has never employed a physician as a medical director as part of its corporate or divisional staff or for the specific purpose of researching asbestos or asbestos-related disease, but defendant has consulted with numerous physicians regarding employee health matters with respect to various manufacturing facilities.

Three industrial hygienists have been employed by the Gypsum Division. Donald Olsen was hired in January 1979 and was replaced by Steven Tochilin in October 1982. Mr. Tochilin was replaced by Rudi Fillingin in April 1988. All were assigned to Georgia-Pacific's corporate headquarters. However, none of these individuals were hired specifically to research, investigate, or study asbestos or asbestos-related diseases.

Additional, non-privileged information responsive to this Interrogatory may be contained in Georgia-Pacific's collection of corporate documents related to its asbestos-containing products. At the request of Plaintiffs, Georgia-Pacific will make such documents available for review and copying in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 45:

Name the person in the corporate structure to whom the chief medical officer reports, also giving that person's position or job title in the corporation.

RESPONSE TO INTERROGATORY NO. 45:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 44, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 46:

Please state the duties and responsibilities of the corporation's chief medical officer.

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RESPONSE TO INTERROGATORY NO. 46:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 44, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 47:

Please state the names and addresses of all physicians who were employed, retained, or otherwise engaged by you at any of your facilities from the year 1930 until the present time for the purposes of evaluating, diagnosing or treating pulmonary complaints or problems in past, present or prospective employees.

RESPONSE TO INTERROGATORY NO. 47:

Georgia-Pacific objects to this Interrogatory on the ground that it is overly broad and unduly burdensome and seeks information that is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence, especially to the extent it seeks information regarding years in which neither Bestwall nor Georgia-Pacific manufactured or sold asbestos-containing products. CCP § 2017. Georgia-Pacific also objects to this interrogatory to the extent it seeks information pertaining to the process of manufacturing Georgia-Pacific products on the ground that such information is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because, to the best of Georgia-Pacific's knowledge, Plaintiffs do not claim to have been employed at any Georgia-Pacific manufacturing facility or to have been otherwise involved in the manufacture of Georgia-Pacific asbestos-containing products. CCP § 2017.

Without waiving its objections, Georgia-Pacific states that it never employed a full or part-time physician as part of its corporate or divisional staff. Georgia-Pacific has, however, consulted with numerous physicians regarding employee health matters at various manufacturing facilities. The following physicians contracted with Georgia-Pacific to perform examinations and testing of employees at Georgia-Pacific's joint system facilities.

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Dr. Marvin Amdur, The Industrial Medical Center, Buffalo, New York, conducted annual examinations of employees at Georgia-Pacific's joint systems facility at Akron, New York, including chest x-rays and pulmonary function tests, beginning in 1973.

Dr. Uljanov, Genesee Memorial Hospital Association, New York, conducted annual examinations of employees at Georgia-Pacific's Akron, New York facility, including chest x-rays and pulmonary function tests, beginning in 1973.

Dr. Thomas S. Caras, Marietta, GA, conducted annual examinations of employees at Georgia-Pacific's joint systems facility at Marietta, GA, including chest x-rays and pulmonary function tests, beginning in 1975.

Dr. Alba, Mary Washington Hospital, Fredericksburg, Virginia, conducted annual examinations of employees at Georgia-Pacific's joint systems facility at Milford, VA, including chest x-rays and pulmonary function tests, beginning in 1975.

Dr. Remick, Hammond Clinic, Muster, Indiana, conducted annual examinations of employees at Georgia-Pacific's joint systems facility at Chicago, IL, including chest x-rays and pulmonary function tests, in the 1970s.

Dr. Walter A. Brooks, Quanah Clinic, Quanah, Texas, conducted annual examinations of employees at Georgia-Pacific's joint systems facility at Acme, TX, including chest x-rays and pulmonary function tests, in 1971.

Dr. P.L. Salkeld, Quanah Clinic, Quanah, Texas, conducted annual examinations of employees at Georgia-Pacific's joint systems facility at Acme, TX, including chest x-rays and pulmonary function tests, in 1973.

INTERROGATORY NO. 48:

Please state the names and addresses of all persons employed by you from 1930 through January 1, 1978 who functioned as industrial hygienists. As contemplated by these Interrogatories, an industrial hygienist is one that performs engineering or health studies to identify and evaluate potential occupational health hazards, and suggests

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methods of dealing with same. With respect to each person employed by you as an industrial hygienist, please state:

a. The facility or office to which each was assigned;

b. His or her complete and precise duties and responsibilities.

RESPONSE TO INTERROGATORY NO. 48:

Georgia-Pacific objects to Interrogatory No. 48 on the ground that it is duplicative of other Interrogatories and overly broad, unduly burdensome. CCP § 2017. Without waiving its objections, Georgia-Pacific states that it has never employed a full or part-time physician as part of its corporate or divisional staff or to fulfill specific duties related to asbestos or occupational disease, but Georgia-Pacific has consulted with numerous physicians regarding employee health matters with respect to various manufacturing facilities over the years. For more information on this subject, Georgia-Pacific refers Plaintiffs to its Responses to Interrogatory No. 44 and Interrogatory No. 47, which Georgia-Pacific incorporates herein by reference.

Three industrial hygienists have been employed by the Gypsum Division. Donald Olsen was hired in January 1979 and replaced by Steven Tochilin in October 1982. Mr. Tochilin was replaced by Rudi Fillingin in April 1988. All were assigned to Georgia-Pacific's corporate headquarters. However, none of these individuals were hired specifically to research, investigate, or study asbestos or asbestos-related diseases. To the extent it exists, however, additional information regarding the subject of this Interrogatory may be located in the documents previously provided to Plaintiffs' counsel for inspection and copying.

INTERROGATORY NO. 49:

Did your medical officers, physicians or industrial hygienists at any time, ever make any recommendations and/or suggestions to you pertaining to the risks or hazards to persons involved in the manufacturing or use of insulation products containing asbestos? If so, please state:

a. Where the recommendations were made;

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b. To whom they were made;

c. By whom they were made;

d. The substance of each recommendation

RESPONSE TO INTERROGATORY NO. 49:

See this defendant's objections and responses to Interrogatory Nos. 44, 47 and 48, which are incorporated herein by reference.

INTERROGATORY NO. 50:

Please state the names of trade association periodicals to which you subscribed from 1928 to January 1, 1978. State whether or not during said period, you had any knowledge of any articles being printed in industry trade journals, essays, memoranda, and other similar sources pertaining to the hazardous potentials of asbestos, and please further state which of such articles were received by you.

RESPONSE TO INTERROGATORY NO. 50:

Georgia-Pacific objects to Interrogatory No. 50 to the extent that it is overbroad, unduly burdensome, and unlimited as to time as it would be virtually impossible to identify every association, foundation, or organization of which Georgia-Pacific, its predecessors, and subsidiaries has been a member, particularly to the extent same were not related to the manufacture of asbestos-containing products at issue in this case or to Georgia-Pacific's manufacture of such products. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action. Id. Subject to and without waiving these objections, Georgia-Pacific states that it has been a member of the Gypsum Association since 1965. Georgia-Pacific also is/was a member of the American Society for Testing and Materials (ASTM), the Gypsum Drywall Contractors International, the Contract and Plasterers Association, and the International Association of Walls and Ceilings. Additional non-privileged information responsive to this interrogatory may be contained in Georgia-Pacific's collection of corporate documents related to its asbestos-containing products. At the request of Plaintiffs,

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Georgia-Pacific will make these documents available for review and copying in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 51:

Name those organizations, groups, inter-company or industrial organizations, their committees or subcommittees, to which you belong which conducted studies or researched relationships, if any, between exposure to asbestos fibers or products and asbestosis and lung cancer, from 1945 to 1970 and the years of your membership.

RESPONSE TO INTERROGATORY NO. 51:

Georgia-Pacific objects to this request on the basis that it is vague, ambiguous, overly broad, unduly burdensome, and oppressive. CCP § 2017. Subject to and without waiving these objections, Georgia-Pacific states that it is unaware of any responsive organizations or groups except to the extent that it was a member of the Gypsum Association and may have received Gypsum Association documents potentially responsive to this request. Upon request of Plaintiff, Georgia-Pacific will make non-privileged, relevant documents, if any exist, available for inspection by counsel for plaintiffs at a mutually agreed-upon time in Atlanta, Georgia. *See also* this defendant's response to Interrogatory No. 50, which is incorporated herein by reference.

INTERROGATORY NO. 52:

Have you received copies of transcribed minutes of the various committee meetings, subcommittee meetings, general meetings and Board of Director meetings of any organization listed in Answer to Interrogatory No. 51 within one year of such meetings?

RESPONSE TO INTERROGATORY NO. 52:

Georgia Pacific objects to Interrogatory No. 52 on the ground that it is vague, confusing, overly broad and unduly burdensome. CCP § 2017. Georgia Pacific further objects to this Interrogatory to the extent that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action. Id. Subject to and without waiving these objections, Georgia Pacific states that non-

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privileged information responsible to this request may be contained in its collection of corporate documents related to its asbestos-containing products. At the request of Plaintiff, Georgia Pacific will make such documents available for review and inspection in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 53:

Please state the amounts you have spent or contributed annually, from 1930 until January 1, 1978, for research specifically directed to the relationship, if any, between an exposure to asbestos containing products and mesothelioma, asbestosis, lung cancer, or any other pulmonary disease.

RESPONSE TO INTERROGATORY NO. 53:

Georgia-Pacific objects to Interrogatory No. 53 on the ground that is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence and to the extent it seeks information regarding years in which Georgia-Pacific did not manufacture or sell asbestos-containing products. CCP § 2017. Georgia-Pacific also objects to this Interrogatory to the extent it seeks information or documents that are protected from discovery by the attorney-client privilege and/or the attorney work product doctrine. CCP § 2018.

Without waiving its objections, Georgia-Pacific states that as a member of the Gypsum Association, Georgia-Pacific may have contributed to studies or research of the relationship between asbestos exposure and pulmonary abnormalities. However, Georgia-Pacific is unable, based on the information currently available, to quantify or identify any such contributions with specificity. See this defendant's response to Interrogatory No. 50 and Interrogatory No. 51, which responses are incorporated herein by reference.

INTERROGATORY NO. 54:

Please state the amount you have annually contributed through January 1, 1978 to any independent medical research group or groups conducting research into the

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relationship, if any, between exposure of those employees who work with asbestos containing products to asbestos and any pulmonary disease.

RESPONSE TO INTERROGATORY NO. 54:

Georgia-Pacific refers Plaintiffs to its Objections and Response to Interrogatory No. 53, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 55:

Please state the names and addresses of the organizations or groups conducting the studies referred to in your answer to Interrogatories 53 and/or 54 above.

RESPONSE TO INTERROGATORY NO. 55:

Georgia-Pacific objects to Interrogatory No. 55 on the ground that it is overly broad, unduly burdensome, and unlimited as to time, as it would be impossible to identify every association, foundation, or organization of which Georgia-Pacific was a member. CCP § 2017. Georgia-Pacific further objects to this Interrogatory on the ground that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action, especially to the extent it seeks information regarding years in which neither Bestwall nor Georgia-Pacific manufactured or sold asbestos-containing products. Id. Georgia-Pacific also objects to this Interrogatory to the extent it seeks documents or information that are protected from discovery by the attorney-client privilege and/or the attorney work product doctrine. CCP § 2018.

Without waiving its objections, Georgia-Pacific states that at various times, it has been a member of the American Society for Testing and Materials (ASTM), the Gypsum Association, the Gypsum Drywall Contractors International, and the International Association of Walls & Ceilings. To the extent that documents exist pertaining to Georgia-Pacific's membership in these organizations, such documents have been proffered to Plaintiffs' counsel for inspection and copying. Georgia-Pacific's membership in any other organizations is immaterial to this action.

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INTERROGATORY NO. 56:

Have you had a department, division or section devoted to scientific and/or medical research during the period from 1930 until January 1, 1978? If so, please state its title(s) and when it was first formed.

RESPONSE TO INTERROGATORY NO. 56:

Georgia-Pacific objects to this request on the basis that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence; that the investigation and preparation of a response to this request would impose an undue burden and expense on Georgia-Pacific; and that the request is vague, duplicative, ambiguous, overly broad and oppressive. CCP § 2017. Subject to and without waiving these objections, Georgia-Pacific states that prior to the first sale of a limited number of asbestos-containing products, Georgia-Pacific did not know or have any reason to know that any ingredient in any product it made was potentially hazardous. Accordingly, to the best of its knowledge, Georgia-Pacific did not conduct any medical tests or studies or research of the type referenced in this interrogatory. When Georgia-Pacific first heard a suggestion that there might be a potential health hazard to persons using asbestos-containing products similar to those manufactured by Georgia-Pacific, it began a reformulation program which resulted in the elimination of asbestos from its asbestos-containing products and/or the removal of certain products from its products line, a process which was completed by 1977. The Research and Development Department of this defendant was primarily involved in the design and preparation of manufacturing specifications for its products and was not created for the purpose of medical testing and/or studies. It is impossible to identify each individual involved in the design of manufacturing specifications for this defendant's limited number of asbestos-containing products, however, the following individuals did participate in the design and preparation of manufacturing specifications and would be familiar with the operations of said department: G.A. Hoygott, Technical Director, 1956-63; Charles Shuttleworth, Director of Research and Quality Control, 1963-67; and C.W. Lehnert,

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Product Development and Technical Services Manager, Gypsum and Roofing Division, 1967-77.

INTERROGATORY NO. 57:

Please state the scientific or medical periodicals to which you, your medical department or industrial hygiene division subscribed during the period between 1930 and 1964, specifying the date such subscriptions were begun.

RESPONSE TO INTERROGATORY NO. 57:

Georgia-Pacific objects to Interrogatory No. 57 to the extent that it is overbroad, oppressive, harassing, and unduly burdensome. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action, particularly to the extent it seeks information on periodicals unrelated to asbestos. CCP § 2017. Subject to and without waiving these objections, as previously indicated, Georgia-Pacific was not involved in the manufacture and/or sale of asbestos-containing products until Georgia-Pacific acquired Bestwall Gypsum Company on April 28, 1965, therefore it has no relevant information responsive to the time frame involved, 1930-1964. *See also* this defendant's objections and responses to Interrogatory No. 44 and Interrogatory No. 56, which are incorporated herein by reference.

INTERROGATORY NO. 58:

Please state whether any of your asbestos containing products were provided with any special instructions, oral or written, in regard to utilizing said products in a manner so as to avoid exposing workers to amount of dust exceeding threshold limit values. If so, state:

a. When these instructions were given;

b. By whom these instructions were given;

c. Whether the instructions were oral or written;

d. The precise content of the instructions;

e. If the instructions were written, please attached a copy of the instructions

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RESPONSE TO INTERROGATORY NO. 58:

Georgia-Pacific objects to Interrogatory No. 58 to the extent that it is overbroad and unduly burdensome. Georgia-Pacific also objects to the extent this interrogatory requires the interpretation of medical and/or scientific data. CCP § 2017. Subject to and without waiving these objections, Georgia-Pacific states that Georgia-Pacific began using caution labels which were affixed to the containers of its asbestos-containing products in 1973 and discontinued labeling when asbestos was eliminated from its products, a process which was completed in 1977. Caution labels were worded in accordance with the recommendations of OSHA as follows:

CAUTION

CONTAINS ASBESTOS FIBERS

AVOID CREATING DUST

BREATHING ASBESTOS DUST MAY CAUSE SERIOUS BODILY HARM

Where appropriate, the following additional language appeared on the label:

WHEN MIXING OR SANDING USE APPROVED RESPIRATOR

or

USE APPROVED RESPIRATOR WHEN SANDING

Georgia-Pacific further states that its product containers and product brochures have always included instructions for the appropriate use of the particular product(s). Relevant, non-privileged documents responsive to this interrogatory will be made available for review by Plaintiff's counsel in Atlanta, Georgia at such time and place as is mutually agreed upon by the parties.

INTERROGATORY NO. 59:

Did any representatives of yours attend the 20th annual meeting of the IHF in November, 1955, in Pittsburgh, Pennsylvania? If so, give the name and current address of each such attendee.

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RESPONSE TO INTERROGATORY NO. 59:

Georgia-Pacific states that it is not now and never has been a member of the Industrial Hygiene Foundation. Further, neither Georgia-Pacific nor its predecessor, Bestwall, were involved in the manufacture of asbestos-containing products in 1955.

INTERROGATORY NO. 60:

Have you received a copy or copies of the Industrial Hygiene Digest published monthly by the IHF, and if so, state the date of initial receipt of such publication.

RESPONSE TO INTERROGATORY NO. 60:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 59, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 61:

Have you ever requested IHF officials to:

a. Perform a search of the medical literature to determine whether any scientists or doctors were reporting cases of asbestosis and/or lung cancer in ship workers, mechanics, or others working with or exposed to asbestos containing products, or discussing the potential hazards incident to use of asbestos containing products;

b. Perform any studies or research into potential health hazards incident to the use of asbestos containing products;

c. Review governmental publications of Great Britain for determining whether research was being conducted by the British governmental into any potential health hazards incident to the use of insulation products containing asbestos;

d. Review governmental publications of Great Britain to determine whether the Chief Inspector of Factories, or any other British governmental agency, had issues any regulations or published any findings relative to any potential health hazard incident to the use of insulation products containing asbestos.

RESPONSE TO INTERROGATORY NO. 61:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 59, which Georgia-Pacific incorporates herein by reference.

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INTERROGATORY NO. 62:

Did you at any time prior to January 1, 1980 warn any labor union representing ship workers, mechanics, or others working with or exposed to asbestos containing products, of any potential health hazards from the use of insulation products containing asbestos?

RESPONSE TO INTERROGATORY NO. 62:

This defendant has never been engaged in the manufacture of asbestos-containing insulation products. Further, this defendant did not manufacture asbestos-containing products suitable for use by those involved in the maritime or shipbuilding industry. *See* also this defendant's response to Interrogatory No. 58, which is incorporated herein by reference.

INTERROGATORY NO. 63:

If the answer to the preceding Interrogatory is in the affirmative, please state:

a. The name of the union;

b. How said union was informed;

c. The date and placed of said information or warning;

d. The content and nature of said warning;

e. The individual or individuals warned.

RESPONSE TO INTERROGATORY NO. 63:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 62, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 64:

State the name of all persons who have acted in the capacity of medical librarian for you from 1930 to January 1, 1978, give their current address, telephone number, and current position with the company.

RESPONSE TO INTERROGATORY NO. 64:

Georgia-Pacific objects to Interrogatory No. 64 on the ground that it is overly broad and unduly burdensome. CCP § 2017. Georgia-Pacific further objects to this

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Interrogatory on the ground that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in this action, especially to the extent it seeks information regarding years in which neither Bestwall nor Georgia-Pacific manufactured or sold asbestos-containing products. Id. Subject to and without waiving its objections, Georgia-Pacific states that it has never maintained a medical library. Therefore, this defendant did not employ a medical librarian from 1930 to January 1, 1978. At one time, Georgia-Pacific maintained a general library, which library was dismantled in 1994. The general library, however, was not created or maintained as a medical or scientific library, and Georgia-Pacific currently has no reliable records of the materials that may have been contained in the library.

INTERROGATORY NO. 65:

State whether you ever subscribed to or received copies of the Asbestos Worker magazine and state the years of subscription or receipt of this magazine.

RESPONSE TO INTERROGATORY NO. 65:

Georgia-Pacific never subscribed to or received copies of the Asbestos Worker magazine during the time that it manufactured a limited number of asbestos-containing products. See also this defendant's objections and response to Interrogatory No. 64, which is incorporated herein by reference.

INTERROGATORY NO. 66:

Please state whether you subscribe to the Asbestos magazine, and list the inclusive dates of your subscription.

RESPONSE TO INTERROGATORY NO. 66:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 65, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 67:

Please identify all booklets, manuals, journals, and all publications directed from you prior to January 1, 1980 to customers and users of all asbestos containing products

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and the dates said information was forwarded regarding the proper use and application of your asbestos containing products.

RESPONSE TO INTERROGATORY NO. 67:

Georgia-Pacific objects to Interrogatory No. 67 on the ground that it is overly broad, unduly burdensome, duplicative of other discovery requests and to the extent it seeks information regarding products that are not at issue in this case, as such information is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. CCP § 2017. Subject to and without waiving its objections, Georgia-Pacific states that it began using caution labels which were affixed to the containers of its asbestos-containing products in 1973 and discontinued the use of such labels when asbestos was eliminated from its products, a process that was completed in 1977. Caution labels were worded in accordance with the recommendations of OSHA as follows:

CAUTION

CONTAINS ASBESTOS FIBERS

AVOID CREATING DUST

BREATHING ASBESTOS DUST MAY CAUSE SERIOUS BODILY HARM

Where appropriate, the following additional language appeared on the label:

WHEN MIXING OR SANDING USE APPROVED RESPIRATOR

Or

USE APPROVED RESPIRATOR WHEN SANDING

Georgia-Pacific further states that its product containers and product brochures have always included instructions for the appropriate use of the particular product(s).

Additional non-privileged information responsive to this Interrogatory may be contained in Georgia-Pacific's collection of corporate documents related to its asbestos-containing products. At the request of Plaintiffs, Georgia-Pacific will make such documents available for review and copying in Atlanta, Georgia, at a mutually agreeable time.

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INTERROGATORY NO. 68:

Please describe and identify all tests and experiments conducted by you prior to January 1, 1980 to determine whether or not asbestos fibers contained within your asbestos containing products would become airborne upon their being applied by asbestos workers or helpers. Please state the dates of all tests and experiments, the results, and conclusions of each test and/or experiment.

RESPONSE TO INTERROGATORY NO. 68:

Georgia-Pacific objects to this Interrogatory on the ground that it seeks information which is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence, to the extent it seeks information regarding products and circumstances of use that are not at issue in this case. CCP § 2017. Georgia-Pacific also objects to this Interrogatory to the extent that it seeks information which is protected from discovery by the attorney-client privilege and/or the attorney work product doctrine. CCP § 2018.

Subject to and without waiving its objections, Georgia-Pacific states that in November, 1973, testing of asbestos-containing products similar to those manufactured by Georgia-Pacific was conducted through the Gypsum Association in which Georgia-Pacific was a member. The tests were conducted with OSHA approval. The results of the testing are contained in a report dated November 19, 1973 entitled "Evaluation of Exposure to Asbestos During Mixing and Sanding of Joint Compounds," which was finalized and made available to members in the spring of 1974. Non-privileged documents relating to the subject matter of this Interrogatory are contained in the documents previously proffered by Georgia-Pacific to Plaintiffs' counsel for inspection and copying.

INTERROGATORY NO. 69:

At any time prior to 1964, were any tests or studies conducted or sponsored by you to determine:

a. The level of dust or fiber concentrations incident to:

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i. Cutting or sawing your insulation products containing asbestos;

ii. In placing the product on (1) pipes; (2) boilers;

iii. Tearing down the product during repair and maintenance functions;

iv. Mixing asbestos containing products.

b. Whether long term (20 years or more) exposure to insulation products containing 15% asbestos or less for work periods less than 8 hours a day, both indoors and outdoors, which resulted in the liberation of asbestos dust or fiber below 5 million particle per cubic foot (mppcf) might cause asbestosis or expose such worker to an increased statistical risk of contracting;

i. Brochogenic cancer;

ii. Mesothelioma (pleural or periotoneal);

iii. Gastrointestinal cancer.

RESPONSE TO INTERROGATORY NO. 69:

Georgia-Pacific did not manufacture any asbestos containing products prior to April 28, 1965 when it acquired Bestwall Gypsum Company. Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 24 and Interrogatory No. 68, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 70:

State the date and the source from which you received your first notice and awareness of TLV's pertaining to the concentration of airborne asbestos fibers.

RESPONSE TO INTERROGATORY NO. 70:

Georgia-Pacific objects to Interrogatory No. 70 on the ground that it is overly broad and unduly burdensome. CCP § 2017. Georgia-Pacific further objects to this interrogatory on the ground that it involves the definition of "threshold limit values," a scientific term that is more appropriately addressed by expert witnesses. Id. Subject to and without waiving these objections, Georgia-Pacific states that it has been generally aware of the TLV recommendations for asbestos, made by the American Conference of Governmental Industrial Hygienists, and of those recommendations adopted by the U.S.

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Government. This information was obtained by Georgia-Pacific through numerous means, including the gathering of information by its Gypsum Division Safety Director and through publications of the United States Government. Georgia-Pacific further states that additional non-privileged information responsive to this Interrogatory may be contained in its collection of corporate documents relating to its asbestos-containing products. At the request of Plaintiff, Georgia-Pacific will make such documents available for review and inspection in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 71:

Between 1930 and 1978, did you hear from any source of an alleged association between asbestos exposure and the development of cancer, asbestosis and pulmonary disease?

RESPONSE TO INTERROGATORY NO. 71:

Georgia-Pacific objects to this interrogatory on the ground that it is overly broad, unduly burdensome and duplicative of other discovery requests. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information regarding products which are not at issue in this case, as such information is not relevant nor reasonably calculated to lead to the discovery of admissible evidence in this action. Id.

Subject to and without waiving its objections, Georgia-Pacific states that beginning in the late 1960's, it became aware of potential health hazards to persons who worked in industries unrelated to commercial and residential construction, who were exposed to certain types of asbestos fibers and/or asbestos in substantial quantities. At or about the same time, Georgia-Pacific became aware of disputes within the medical or scientific community as to whether and under what circumstances breathing asbestos dust could cause or contribute to asbestosis, mesothelioma, or lung cancer. These medical and scientific disputes continued throughout the time Georgia-Pacific was engaged in the manufacture of asbestos-containing products and, indeed, continue today. To the best of Georgia-Pacific's knowledge, the first study in the published

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medical and scientific literature regarding potential diseases associated with gypsum based asbestos-containing drywall, joint system products such as those manufactured by Georgia-Pacific for use in residential and commercial buildings, did not appear until approximately 1975.

Additional non-privileged information responsive to this Interrogatory may be contained in Georgia-Pacific's collection of documents relating to its asbestos-containing products. At the request of Plaintiff, non-privileged documents responsive to this interrogatory will be made available for inspection in Atlanta, Georgia, at a mutually agreeable time.

INTERROGATORY NO. 72:

State when your knowledge as to the alleged association between the inhalation of asbestos fibers and contraction of cancer and asbestosis was first acquired, and state the source of that information.

RESPONSE TO INTERROGATORY NO. 72:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 71, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 73:

Do you subscribe to the United States Public Health Bulletin Service? If so, please state the date when you first so subscribed to the Public Health Service Bulletin.

RESPONSE TO INTERROGATORY NO. 73:

See this defendant's objections and response to Interrogatory No. 64, which is incorporated herein by reference.

INTERROGATORY NO. 74:

Please state the date when, if ever, you first notified your employees working in your manufacturing plants and factories as to the need to wear and use respirators.

RESPONSE TO INTERROGATORY NO. 74:

Georgia-Pacific objects to Interrogatory No. 74 on the basis that it is overly broad, unduly burdensome, and seeks information that is neither relevant to the subject matter of

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this litigation nor reasonably calculated to lead to the discovery of admissible evidence. CCP § 2017. Georgia-Pacific further objects to this interrogatory to the extent that it seeks information regarding the manufacturing process of Georgia-Pacific products on the basis that to the best of Georgia-Pacific's knowledge, the Plaintiffs in this litigation have not claimed to have been employed by Georgia-Pacific at any of its plants where asbestos-containing materials were manufactured and no plaintiff herein claims to have been otherwise involved in the manufacture of this defendant's products. CCP § 2017.

INTERROGATORY NO. 75:

Please state the date when you first notified asbestos workers applying your asbestos insulation products as to the need to wear and use respirators.

RESPONSE TO INTERROGATORY NO. 75:

This Interrogatory does not appear to be applicable to this defendant. Georgia-Pacific has never been engaged in the manufacture of asbestos-containing insulation products.

INTERROGATORY NO. 76:

Have you ever published bulletins warning your employees concerning the hazards of inhaling asbestos and coming into contact with your asbestos containing products? If so, describe sufficiently for purposes of a notice to produce all such bulletins.

RESPONSE TO INTERROGATORY NO. 76:

Georgia-Pacific refers Plaintiffs to its Objections and Responses to Interrogatory No. 74, which Georgia-Pacific incorporates herein by reference.

INTERROGATORY NO. 77:

Have any of your officers, agents, servants or employees ever testified before any governmental body regarding the possible harmful effects of asbestos exposure? If so, please state:

a. When you where such testimony was given;

b. A summary of said testimony;

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c. If said testimony was recorded, and if so, attach a copy to the answer to these Interrogatories.

RESPONSE TO INTERROGATORY NO. 77:

Georgia-Pacific objects to this Interrogatory on the ground that it is overly broad and unduly burdensome and seeks information that it is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence, especially to the extent it seeks information regarding cases, allegations, products, or circumstances of product use that are not at issue in these cases. CCP § 2017. Georgia-Pacific also objects to this Interrogatory on the ground that it seeks information which is available in the public domain and is as easily accessed by Plaintiffs from other sources as by Georgia-Pacific. Id.

Subject to and without waiving these objections, Georgia-Pacific states that it is aware of no testimony by Georgia-Pacific employees or officers before a congressional committee or governmental agency or body on the subject of the possible harmful effects of asbestos exposure.

This defendant reserves the right to modify, alter, amend and/or supplement these responses to Plaintiffs' Standard Interrogatories as deemed necessary by this defendant and/or as is required by the California Rules of Civil Procedure.

Dated: November 2, 2001

MORGENSTEIN & JUBELIRER LLP

By: _____
JOHN J. PERRY
Attorneys for Defendant
GEORGIA-PACIFIC CORPORATION

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

KLAUS BRAUCH and SUSAN BRAUCH, Plaintiffs, vs. BONDEX INTERNATIONAL, INC., et al., Defendants.	Case No. BC 258 492 VERIFICATION

David R. Fleiner, being duly sworn, deposes and says that he is an authorized agent of Georgia-Pacific Corporation; that he verifies the foregoing Defendant Georgia-Pacific Corporation's Objections And Responses To Plaintiff's Standard Interrogatories; that the matters stated therein are not within the personal knowledge of the deponent; that the facts therein have been assembled by authorized employees and counsel for Georgia-Pacific Corporation; and that the deponent is informed that the facts stated therein are true.

David R. Fleiner, President
G-P Gypsum Corporation

SUBSCRIBED AND SWORN to before me this 6th day of November, 2001

NOTARY PUBLIC

My commission expires: 4/11/05

PROOF OF SERVICE

I, MARVIS J. ONG, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is One Market, Spear Street Tower, Thirty-Second Floor, San Francisco, CA 94105. On November 13, 2001, I served the within documents:

GEORGIA-PACIFIC CORPORATION'S OBJECTIONS AND RESPONSES TO PLAINTIFF'S STANDARD INTERROGATORIES

☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.

☐ by placing the document(s) listed above in a sealed _____ envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a _____ agent for delivery.

☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

SEE ATTACHED LIST

WATERS & KRAUS, LLP
200 Oceangate, Suite 520
Long Beach, CA 90802

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on November 13, 2001, at San Francisco, California.

MARVIS J. ONG

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Klaus Brauch v. Bondex International, Inc., et al.
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