

STATE OF ILLINOIS)
) SS.
COUNTY OF COO K)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

)
)
)
MASTER FILE) IN RE: ASBESTOS LITIGATION
)
) No. 09 L 00000
)
)
)

PLAINTIFFS' GENERAL ISSUES INTERROGATORIES

PREFACE

Unless otherwise specifically set forth, the time frame for response to these General Issues Interrogatories is from 1930 until present; except where otherwise specifically set forth, each Interrogatory and each Response is intended and should be construed as including and being limited to such time frames. Where expressly stated with reference to the date and circumstances justifying use of such dates, the responding party may limit any such response to dates subsequent to 1930, but which in no event are later than the inception of the responding party, including the inception of any predecessor in interest.

DEFINITIONS

1. "ASBESTOS-CONTAINING PRODUCT(S)" shall mean a product(s) which this defendant knows or believes to have contained any amount of the mineral asbestos.
2. "COMPANY" means any private enterprise including corporations, partnerships, joint ventures, and sole proprietorships.
3. A "CONTRACT UNIT" shall mean a branch, division, subsidiary or other affiliated entity of a defendant which has been or is now engaged in installation, disturbing or handling and/or removal of raw asbestos and/or asbestos-containing products.
4. "DOCUMENTS" or "WRITINGS" is used herein in its broadest sense, and includes any original, reproduction or copy of any kind typed, recorded, graphic, printed, written or documentary materials, including without limitation correspondence, memoranda, interoffice communications, notes, diaries, contracts, documents, drawings, plans, specifications, estimates, vouchers, permits, written ordinances, minutes of meetings, invoices, billings, checks, reports, studies, telegrams, notes of telephone conversations, computer tapes and program and notes of any and all communications and every other means of recording any tangible things, any form of communication or representation, including letters, words, pictures, sounds or symbols or combinations thereof.
5. A request to "IDENTIFY" a "WRITING" or "DOCUMENT" shall mean a request to either attach such an exhibit to your answers to these Interrogatories, or to describe such with sufficient particularity that it may be made the subject of a request for production of documents. Your description should include an indication of: (a) the author; (b) addressee(s); (c) date of origin; (d) the nature of the writing or document (e.g., letter, telephone memorandum, audio tape recording, photograph, etc.); and (e) its present location, name and present address of custodian thereof.
6. A request to "IDENTIFY" an oral communication shall mean a request to describe the

communication with particularity, and shall include the following information; (a) the identity of all parties to the communication; (b) the identity of the person whom you contend initiated the communication; (c) the identity of all persons present at the time of the communication; and (d) the time, date and place of the communication.

7. A request to "IDENTIFY" or to state the "IDENTITY" of a person or individual means to state his or her name, the place of employment, job title, present business or present or last known home address, years of employment and last known telephone number if not employed by defendant.

8. A request to "IDENTIFY" the product shall mean a request to describe the product, the material or compound by the following means: (1) by nickname or slang name used in your industry and/or occupation; (2) by the name under which it is sold in the marketplace (trade name); (3) by its generic name; and (4) by manufacturer.

9. "MARKETING" or "MARKETED" shall mean any act of placing asbestos or asbestos containing products or equipment into the stream of commerce.

10. A request to describe the "NATURE" of a product means to describe the: (a) color; (b) texture; (c) form (i.e., powder, liquid, pasted, solid, board, cloth, blanket, wire insulation, etc.); (d) physical dimension, if solid (length, width and height); (e) the type of shipping package and shipping package dimensions if not solid; (f) type of asbestos fiber used in the composition of the product (e.g., chrysotile, amosite, crocidolite); (g) the intended use or function of such product as recommended by this defendant as the miner, producer, supplier, contractor, manufacturer, distributor, owner or seller; and (h) the type of worksite in which it was intended to be used (e.g., shipyard, refinery, commercial building construction, manufacturing plant, home, power generating plant, etc.).

11. "HISTORICAL RECORDS" shall include all documents relating to the formation of this defendant, all minutes of partners', general partners', or other owners' meetings, and all documents relating to this defendant's merger with, acquisition of or purchase, or sale of by any

other company.

12. "RAW ASBESTOS" means asbestos fiber mined or milled, either packaged or in bulk, not compounded with other substances and essentially pure with the exception of naturally occurring trace amounts of other substances.

13. "THIS DEFENDANT" or "DEFENDANT" shall mean the named defendant herein, all of its predecessors divisions and subsidiaries in which it holds a controlling interest, and all "alternate entities" as defined and identified by name in any complaint pending against you as of the date of your answers.

14. "YOU" and "YOUR" refer to the Defendant who is named above as responding party; including all subdivisions, joint ventures and predecessors.

INTERROGATORIES

INTERROGATORY NO. 1:

Identify the person verifying these answers on your behalf.

INTERROGATORY NO. 2:

For the person verifying these answers, state the date of first employment with you, and the dates and titles of each job position the person has held while employed by you.

INTERROGATORY NO. 3:

State whether or not you are a corporation and if so, state:

- a. Your correct corporate name;
- b. Your state of incorporation;
- c. The date of your incorporation;
- d. The address of your principal place of business;
- e. Whether or not you have ever held a certificate of authority to do business

in the State of Illinois, and if so, the inclusive dates of any certificate;

- f. If you are wholly owned or the majority interest of your company is owned by another business entity, state the entity's name and principal place of business;
- g. Has your company ever been owned by another corporation?
 - (1) If so, what corporation(s) and what was the date and nature of the ownership?

INTERROGATORY NO. 4:

Have you ever been identified, known, or done business under any other name in the State of Illinois?

- a. If so, please state such name or names and the time period during which this defendant was so known or identified.

INTERROGATORY NO. 5:

If you are not a corporation, what is your business structure (partnership, joint venture, sole proprietorship, etc.).

- a. Identify all persons or other entities with an ownership interest in you.

INTERROGATORY NO. 6.:

State if you have or had within your corporate organization any contract units or divisions, (also called installation, maintenance & repair, contracting, installer groups) including subsidiaries, divisions and successor corporations. If so:

- a. State the business addresses and name of the unit; and
- b. State whether any of your contract units installed; repaired and/or removed asbestos containing products or installed, repaired and/or removed any equipment that contained asbestos component parts at any time between 1930 and present.

INTERROGATORY NO. 7:

At any time between 1930 and present, did you hold a contractor's license in the State of

Illinois? If so, identify each license by type, date and number.

INTERROGATORY NO. 8:

Identify your custodian of business and historical records and the address where the historical records of this defendant are currently located.

INTERROGATORY NO. 9:

Does your company have a record or document retention policy, plan or program? If so, please describe such plan. If the plan is different for separate categories of records, please describe the plan for each category. Please include:

- a. The name and title of the custodian of the records;
- b. The length of time for which records are retained;
- c. The titles and names of the personnel responsible for determining the policy or plan from 1930 to the present;
- d. The titles and names of the personnel responsible for the removal and destruction of any records, pursuant to any such plans from 1930 to the present.

INTERROGATORY NO. 10:

Had this defendant prior to 1973 ever maintained a library (or libraries) which contained books, articles, periodicals, journals, and/or reference materials that related to the subjects of asbestos, industrial hygiene, medicine, safety and/or occupational disease. If so, state:

- a. The date each such library was established;
- b. The location of each such library;
- c. The identity of each librarian or other person in charge of such library;
- d. Identify each index maintained in the normal course of business prior to 1973 that lists the publications in each such library related to the aforementioned subjects.

INTERROGATORY NO. 11:

Have you or any of your predecessors or subsidiaries ever mined, manufactured, processed, refined, sold or distributed any product (including equipment) which (i) used asbestos or asbestos containing materials or parts in the manufacturing process of such products, or (ii) contained

asbestos or asbestos containing materials or parts within such products; or (iii) upon which asbestos or asbestos containing materials or parts were installed?

INTERROGATORY NO. 12:

If your company ever mined manufactured, processed, refined, sold or distributed any product, including, but not limited to, any type of equipment or machinery which either (i) used asbestos or asbestos containing materials or parts in the manufacturing process of such products, or (ii) contained asbestos or asbestos containing materials or parts within such products; or (iii) upon which asbestos or asbestos containing materials or parts were installed, please identify each product and describe how it utilized asbestos or asbestos containing material, including:

- a. The trade name, brand name and generic name for each such product;
- b. The locations where the asbestos or asbestos containing material was utilized within or on each such product;
- c. The parts which contain asbestos or asbestos containing material which were required to be periodically repaired or replaced;
- d. The years during which asbestos or asbestos containing material were used within or on each such product;
- e. A detailed description of the chemical composition of each such asbestos containing product, including the type and/or grade of asbestos and/or asbestos fiber contained in each such product and the quantitative percentage of asbestos or asbestos fiber in each such product, and all nonasbestos components of the asbestos containing products, and if the chemical composition changed over time, the inclusive dates of each formulation;
- f. The date(s) each such asbestos containing product was first placed on the market, including the date(s) each such asbestos containing product was first marketed;
 - (1) On an experimental basis;
 - (2) On a test basis;
 - (3) For sale.
- g. A detailed description of the intended use of each such asbestos containing product,
including any temperature limits for each such use;
- h. Whether any such asbestos containing product was on the U.S. Governments'

- AQualified Products List,” and if so, the inclusive dates it was on such list;
- i. The source of asbestos or asbestos containing material used within or on each such product;
 - j. Whether you ever supplied the asbestos or asbestos containing materials used within or on each such product. If so, identify for which products and the years of supply; and
 - k. Whether you were aware that asbestos or asbestos containing materials or parts were used on each such product. If so, state the first year you became aware that asbestos or asbestos containing materials were used on each such product.

INTERROGATORY NO. 13:

Did your company ever mine, manufacture, process, refine, sell or distribute any of the following types of asbestos products or specify their use in, or on, any equipment or machinery your company ever manufactured, sold or distributed. If so, please identify each product, the brand, trade or generic name of the product and the years that you manufactured, processed, refined sold, installed, distributed, used or specified the use of such product:

- a. Asbestos-containing cement mixes;
- b. Asbestos-containing pipe covering;
- c. Asbestos-containing bricks or blocks;
- d. Asbestos-containing sheeting, boards or marinite;
- e. Asbestos insulation used to protect against extremes of heat as well as cold;
- f. Asbestos insulation in loose form which may be blown into homes or buildings;
- g. Asbestos applied in spray form;
- h. Asbestos-containing cloth, yarn, thread or tape;
- i. Asbestos-containing felt or blanket;
- j. Asbestos-containing paper;
- k. Asbestos-containing gaskets;
- l. Asbestos-containing packing
- m. Asbestos-containing floor tiles, ceiling tiles or acoustic materials
- n. Asbestos-containing laminate surfacing;
- o. Asbestos-containing friction devices, including but not limited to clutches, brake-pads or brake-linings;
- p. Asbestos-containing fireproof fabrics;
- q. Asbestos-containing joint compound, plaster or patching compounds; and
- r. Asbestos-containing caulk, putty or caulking materials

INTERROGATORY NO. 14:

Beginning with the year 1930, state the names and positions of all corporate officers or officials having the responsibility for creating, directing or setting the policy of your company with regard to any division, labor force, corporation, subsidiary or agent which mined, manufactured, processed, sold, distributed, packaged, maintained or repaired products (including equipment) which either (i) used asbestos or asbestos containing materials or parts in the manufacturing process of such products, or (ii) contained asbestos or asbestos containing materials or parts within such products (including equipment); or (iii) upon which asbestos or asbestos containing materials or parts were installed.

INTERROGATORY NO. 15:

State whether you have controlled, purchased, or in any way acquired any controlling interest in any corporation or business entity which has mined, manufactured, produced, processed, compounded, sold, supplied, distributed and/or otherwise placed raw asbestos or asbestos containing products in the stream of commerce. If so, state:

- a. The name address of said corporation or business entity;
- b. The dates you controlled, purchased or acquired any interest; and
- c. The nature of the business as it pertains to asbestos.

INTERROGATORY NO. 16:

Between the years 1930 and present, did you purchase or otherwise acquire any asbestos containing product line or asbestos containing equipment line from another person or entity? If so, state for each such acquisition:

- a. Date of purchase or acquisition;
- b. Terms of purchase or acquisition agreement;
- c. Either (1) provide copies of all documents evidencing the information sought in this Interrogatory and its subparts to your answers to these Interrogatories, or (2) describe such documents with sufficient particularity that they may be made the subject of a request for production of documents.
- d. Trade, brand, and/or generic name or each such product or equipment line so acquired;

- e. Name of the person or entity from whom you purchase or acquired each such asbestos containing product or equipment line; and
- f. Location of any manufacturing facilities so acquired, and the type of products or equipment manufactured therein.

INTERROGATORY NO. 17:

Is it possible to distinguish the products listed by you in Answers 11, 12 and/or 13 from equivalent products manufactured or distributed by a competitor?

- a. If so, please describe how you contend your product can be distinguished and identify each of your products by trade and generic name.
- b. If there are products which, in your opinion, can not be distinguished from products of a similar kind manufactured by a competitor, please state the name of each such similar product and the company who manufactured it.

INTERROGATORY NO. 18:

Did you ever purchase any product (including equipment) which contained asbestos and/or asbestos containing materials or parts and/or upon which asbestos containing materials or parts were installed, from any other manufacturer for distribution or sale under your name or trademark? If so:

- a. Identify each manufacturer from whom products were purchased;
- b. Identify the name of each product purchased;
- c. Identify the dates of each such purchase and distribution;
- d. Produce a copy of each purchase agreement.

INTERROGATORY NO. 19:

Do you have in your possession pictures and descriptions of each product listed in Answers 11, 12 and/or 13. If so, pursuant to Illinois Supreme Court Rule 214 please produce such.

INTERROGATORY NO. 20:

Identify all brochures, pamphlets, catalogs or other advertising relating to asbestos containing products and/or equipment containing asbestos component parts or materials which this

defendant manufactured, sold, distributed or supplied from the year 1930 and present. For each such document, state:

- a. A description of the document;
- b. The year it was printed;
- c. The period of time in which it was used;
- d. The purpose of such document;
- e. Whether the documents or copies of said documents presently exist;
- f. If said documents or copies still exist, where they are located; and
- g. The identity of the custodian of such documents.

INTERROGATORY NO. 21:

Between the years 1930 and present, did you sell any asbestos containing product line to another person or entity? If so, state for each such sale:

- a. Date of sale;
- b. Terms of sales agreement;
- c. Either (1) attach all documents evidencing the information sought in this Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks containing such data, or (3) describe such documents with sufficient particularity that they may be made the subject of a request for production of documents.
- d. Trade, brand, and/or generic name of each such product line sold;
- e. Name of person or entity to whom you sold each such asbestos containing products line; and
- f. Location of any manufacturing facilities so sold, and the type of asbestos containing products manufactured therein.

INTERROGATORY NO. 22:

Please state the identity of physicians, medical directors and/or industrial hygienists employed by you during the time frame or prior to the time you discontinued the use of such products.

INTERROGATORY NO. 23:

When do you contend that you, your subsidiaries, your predecessors, if any, and your successors, if any, first became aware that there is an association between asbestos exposure and disease in human beings?

- a. How do you contend that you first became aware that there is an association between asbestos exposure and disease in human beings?
- b. Either (1) attach all documents evidencing the information upon which your answers to this interrogatory are based, or (2) attach disks containing such data, or (3) describe such documents with sufficient particularity that they may be made the subject of a request for production of documents.

INTERROGATORY NO. 24:

With respect to each product (including equipment) which contained asbestos and/or asbestos containing materials or parts and/or upon which asbestos containing materials or parts were installed that you manufactured, refined, processed, sold, distributed or delivered, state whether you claim to have provided purchasers, distributors, dealers, customers, contractors, users, installers, and maintenance or repair workers of the product with any caution, warning, caveat or other statement about the health risks involved in using the product, including the potential dangers posed by dust generated by the product. If so, state separately for each product:

- a. The precise wording of each caution or set of instructions;
- b. For each product, the exact date you claim each caution was first used on or with that product;
- c. The location of each such caution on the product and/or the product's packaging;
- c. The inclusive dates you contend any alleged warning was affixed to or provided with each of your products;
- d. Whether the wording of the alleged warning has been altered since its first appearance, and if so, when and how amended;
- e. Specifically what prompted you to first affix or provide such caution, warning, caveat, statement or explanation, and what prompted the amendments, (i.e., if medical reports were relied upon; if so, identify such reports);
- f. The name, title and present address of the author of each such warning and/or instruction;

- g. Whether the warnings and instructions were physically attached to the product itself when sold and/or delivered by you, and if so, the method of attachment;
- h. Whether you have a copy of the warnings and/or instructions in your possession at the present time, and if so, where it is located;
- i. Whether any studies, evaluations or analyses of any potential hazards of your product were conducted by you prior to your use of each warning and/or instruction. If so, identify the study by date, author, title and file number and state its present location.

INTERROGATORY NO. 25:

State whether any purchasers, distributors, dealers, customers, contractors, users, installers, or maintenance and/or repair workers were provided with any warnings, cautions, caveats or instructions regarding the use of your products as listed in Answers 11, 12 and/or 13. If so, please state:

- a. By whom and when these instructions were first given;
- b. Whether the instructions were written or oral; if written, attach a copy; if oral, state the contents thereof;
- c. Whether your company carried out follow-up inspections to ascertain whether such instructions were adhered to and if so, please state when, where and by whom such inspections were made and the results of each such inspection.

INTERROGATORY NO. 26:

Did you ever warn your employees that exposure to asbestos could be hazardous to human health? If so, state:

- a. Whether the first such warning was written or oral;
- b. Whether copies of documents containing such warning exist;
- c. The identity of the custodian of such documents;
- d. The content of the warning.

INTERROGATORY NO. 27:

Did you ever issue a written company policy discontinuing warning its employees that exposure to asbestos could be hazardous to human health? If so,

- a. Provide the date;
- b. Describe the circumstances; and
- c. Either (1) attach all documents evidencing the information sought in this Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks containing such data, or (3) describe such documents with sufficient particularity that they may be made the subject of a request for production of documents.

INTERROGATORY NO. 28:

State the first time any officers of your Company discussed putting a warning or caution on any product listed in Answers 11, 12 and/or 13, and as to that first discussion, state:

- a. The names of the persons who were involved in the discussions and the date and place of the discussions;
- b. The identity and locations of all documents memorializing the discussion;
- c. The alleged substance of the discussion;
- d. What action if any, the Company took as result of the discussion.

INTERROGATORY NO. 29:

At the time of the development and sale of each product listed in Answers 11, 12 and/or 13 did you attempt to determine whether the product complied with any allegedly applicable safety standards, orders or rules, regulations or design requirements promulgated by any professional society, association, or government body?

- a. If you did not, please state the reasons for not conducting such an analysis and identify the name of the person deciding not to conduct the analysis;
- b. If you did, identify the safety standards, safety orders, rules, regulations, which you claim you considered by naming the title, number, page and date of the regulation.

INTERROGATORY NO. 30:

Has any employee or designee of this defendant testified by deposition or at trial on behalf of this defendant in any lawsuit in which this defendant was a party, wherein the plaintiff has alleged an asbestos-related injury? If so, for each such case please state:

- a. The caption and case number;
- b. The court filing including state and county;
- c. The date of deposition or trial testimony;
- d. The name and address of plaintiff's counsel of record;
- e. The name and address of the court reporter.

INTERROGATORY NO. 31:

Has any employee or designee of this defendant testified as a representative of this defendant before the Occupational Safety and Health Administration, the National Institute of Occupational Safety and Health, or any committee or subcommittee of the United States Congress or any other administrative agency relating to asbestos use or the human health consequences of exposure to asbestos? If so, please state:

- a. The entity before whom such testimony was given;
- b. The date(s) and location(s) of such testimony;
- c. The identity of the individual(s) who so testified;
- d. Whether any documents were presented to the entity before which testimony was given;
- e. Whether copies of documents presented were retained by this defendant and, if so, state the identity of the custodian of such documents.

INTERROGATORY NO. 32:

For each of the following, please state whether, this defendant was a member of, paid dues for any representative of this defendant to be a member of, subscribed to, received publications from, or attended events, conferences, etc., sponsored by the following:

- a. American Conference of Governmental Industrial Hygienists;
- b. American Industrial Hygiene Association;

- c. American Petroleum Institute;
- d. American Railroad Association
- e. Asbestos Cement Producers Association;
- f. Asbestos Information Association (AIA);
- g. Asbestos Information Association/North America (AIA/NA);
- h. Asbestos Textile Institute (ATI);
- i. Illinois Manufacturers' Association;
- j. Industrial Mineral Insulation Manufacturers Institute;
- k. Industrial Mineral Insulation Manufacturers Institute;
- l. Magnesia Insulation Manufacturers Institute;
- m. Magnesia Silica Insulation Manufacturers Association;
- n. Mineral Wool Institute;
- o. National Insulation Manufacturers Association (NIMA);
- p. National Safety Council;
- q. Midwest Insulation Contractors Association;
- r. Quebec Asbestos Mining Association;
- s. Refractories Institute;
- t. Safe Building Alliance;
- u. Thermal Insulation Manufacturers Association (TIMA);
- v. Identify any other organizations, associations or groups of manufacturers, miners, distributors, importers, labelers, suppliers, and/or sellers of asbestos containing products of which this defendant was a member;

INTERROGATORY NO. 33:

For each organization, association or other entity identified in your response to Interrogatory No. 32, please state:

- a. The dates during which this defendant was a member;
- b. Identify any such representative of this defendant.
- c. The name(s) of any publications(s) received by this defendant from such association or organization;
- d. The name of any committee or subcommittee of which this defendant was

a member, and the dates of such committee or subcommittee membership.

INTERROGATORY NO. 34:

Had this defendant before 1973 received any documents containing results or conclusions of any studies and/or tests conducted for Standard Oil of New Jersey relating to asbestos exposure in the workplace or the human health consequences of exposure to asbestos? If so:

- a. Either (1) provide copies of all documents evidencing the information sought in this Interrogatory and its sub-parts to your answers to these Interrogatories, or (2) describe such documents with sufficient particularity that they may be made the subject of a request for production of such documents.
- b. State the date upon which this defendant first received such documents;
- c. State the identity of the custodian of such documents.

INTERROGATORY NO. 35:

Had this defendant before 1973 received a copy or any portion of any studies and/or tests conducted by any insurance company, including but not limited to Metropolitan Life Insurance Company and Aetna Insurance relating to asbestos exposure in the workplace or the human health consequences of exposure to asbestos? If so:

- a. Either (1) provide copies of all documents evidencing the information sought in this Interrogatory and its subparts to your answers to these Interrogatories, or (2) describe such documents with sufficient particularity that they may be made the subject of a request for production of such documents.
- b. State the date upon which this defendant first received such documents;
- c. State the identity of the custodian of such documents.

INTERROGATORY NO. 36:

Had this defendant before 1973 received any documents containing results or conclusions of any studies and/or tests conducted by any laboratory, including but not limited to, the Saranac Laboratory relating to asbestos exposure in the workplace or the human health consequences of exposure to asbestos? If so:

- a. Either (1) provide copies of all documents evidencing the information sought in this Interrogatory and its subparts to your answers to these Interrogatories, or (2) describe such documents with sufficient particularity that they may be made the subject of a request for production of such documents.
- b. State the date upon which this defendant first received such documents;
- c. State the identity of the custodian of such documents.

INTERROGATORY NO. 37:

Has this defendant conducted, or caused to be conducted, tests, and/or studies of ambient asbestos dust created during the manufacture, processing and/or assembling of asbestos containing products? If so, state:

- a. Each manufacturing facility, including location and address, at which any such test and/or study was conducted;
- b. The date of each such test and/or study;
- c. The individual(s) or entity conducting each such test and/or study;
- d. Whether this defendant has any documents containing the results and/or conclusions of each such study;
- e. The identity of the custodian of such documents.

INTERROGATORY NO. 38:

Has this defendant conducted, or caused to be conducted, any tests and/or studies on ambient asbestos dust levels at any location or job site where asbestos containing products were installed, utilized or removed? If so, please state:

- a. The location, including name and address, at which each such test and/or study was conducted;
- b. The individual(s) or entity conducting each such test and/or study;
- c. The date of each such test and/or study;
- d. Whether this defendant has any documents containing the results and/or conclusions of each such test and/or study;
- e. The identity of the custodian of such documents.

INTERROGATORY NO. 39:

Did this defendant have any laboratory or other similar type of facility anywhere in the United States at which it conducted, or caused to be conducted, any tests and/or studies of asbestos containing products, equipment or raw asbestos relating to the health consequences of asbestos or the dust generated by any use of asbestos of asbestos containing products? If so, state:

- a. The location, including name and address, at which each such test and/or study was conducted;
- b. The individual(s) or entity conducting each such test and/or study;
- c. The date of each such test and/or study;
- d. Whether this defendant has any documents containing the results and/or conclusions of each such test and/or study; and
- e. The identity of the custodian of such documents.

INTERROGATORY NO. 40:

Has this defendant made available to its employees a medical examination program to determine the absence or presence of asbestos-related illness disease? If yes, state:

- a. Whether chest x-rays or pulmonary function tests were part of such program(s);
- b. Whether participation in any such program was a mandatory condition of employment or was voluntary;
- c. Whether this defendant has documents of such program(s);
- d. The identity of the custodian of such documents.

INTERROGATORY NO. 41:

Did any person file a Workers' Compensation claim for asbestos-related injury or disease against this defendant or against any Workers' Compensation insurance carrier which provided coverage for this defendant? If so, state the total number of such claims, and for the first 20 such claims state:

- a. The date of such claim;
- b. The name of the claimant;

- c. The case number;
- d. The court in which the claim was filed;
- e. The identity of this defendant's custodian of documents evidencing such claims.

INTERROGATORY NO. 42:

Have you been cited for or otherwise charged by a public agency with a violation of any statute, ordinance, safety order, regulation, or law pertaining to asbestos exposure?

INTERROGATORY NO. 43. (Directed to premises defendants only)

Did you install, remove, or handle or contract to have others install, remove, or handle raw asbestos or asbestos containing products at any premises?

If your answer is affirmative, please respond to the Plaintiffs "premises specific interrogatories."

Respectfully submitted,

Attorneys for Plaintiff(s)

COONEY AND CONWAY
120 N. LaSalle Street, 30th Floor
Chicago, IL 60613
(312) 236-6166