

DULY SERVED
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GILBE
BY [Signature] SHERIFF
Special Deputy

Attorney(s) Smith, Stratton, Wise, Heher & Brennan
Office Address & Tel No One Palmer Square, Princeton, NJ 08540 (609) 924-6000
Attorney(s) for Plaintiff(s)

Plaintiff(s)

CARL R PATTON and CYNTHIA L PATTON, as
Administrators ad Prosequendum for the heirs-
at-law of LISA GAIL PATTON, deceased, and
CARL R PATTON and CYNTHIA L PATTON, indiv-
idually

vs

Defendant(s)

OCCIDENTAL CHEMICAL CORP , a/k/a HOOKER
CHEMICAL & PLASTICS CORP

SUPERIOR COURT
OF NEW JERSEY

LAW DIVISION

BURLINGTON COUNTY

Docket No L-018465-82

CIVIL ACTION

Summons

The State of New Jersey to the Above Named Defendant(s)

YOU ARE HEREBY SUMMONED in a Civil Action in the Superior Court of New Jersey instituted by the above named plaintiff(s) and required to serve upon the attorney(s) for the plaintiff(s) whose name and office address appears above an answer to the annexed complaint within 20 days after the service of the summons and complaint upon you exclusive of the day of service. If you fail to answer judgment by default may be rendered against you for the relief demanded in the complaint. You shall promptly file your answer and proof of service thereof in duplicate with the Clerk of the Superior Court P O Box 1300 Trenton New Jersey 08625 in accordance with the rules of civil practice and procedure.

If you are unable to obtain an attorney you may communicate with the New Jersey State Bar Association by calling toll free 800 792 8315. You may also contact the Lawyer Referral Service of the County in which you reside by calling [blank]. If you cannot afford an attorney you may communicate with the Legal Services office of the County in which you reside by calling [blank].

Dated December 1, 1982

[Signature]

Clerk of the Superior Court

Name of defendant to be served Occidental Chemical Corp , a/k/a Hooker Chemical
Address for service & Plastics Corp
Corporation Trust Company
28 West State Street
Trenton, NJ 08608

OCC 015883

RECORDED & FILED

L-010065-82

LAW OFFICES
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ATTORNEYS FOR Plaintiffs

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-BURLINGTON COUNTY
DOCKET NO

CARL R PATTON and CYNTHIA L)
PATTON, as Administrators ad)
Prosequendum for the heirs-)
at-law of LISA GAIL PATTON,)
deceased, and CARL R PATTON)
and CYNTHIA L PATTON,)
individually,)

Civil Action

COMPLAINT AND JURY DEMAND

Plaintiffs,)

vs)

OCCIDENTAL CHEMICAL CORP ,)
a/k/a HOOKER CHEMICAL &)
PLASTICS CORP ,)

Defendant)

Plaintiffs, Carl R Patton and Cynthia L Patton, residing
at 3933 E Falcon Court North, McGuire Air Force Base, Borough
of Wrightstown, State of New Jersey 08641, through their
attorneys,

Smith, Stratton, Wise, Heher & Brennan, complaining of the defendant, say

FIRST COUNT

1 Defendant Occidental Chemical Corp , a/k/a Hooker Chemicals & Plastics Corp , (hereinafter "Hooker") is a subsidiary of Occidental Petroleum Corporation, a New York corporation authorized to do business and doing business in New Jersey

2 On or about the 23 day of November, 1982, Letters of Administration ad Prosequendum were granted by the Surrogate of the County of Burlington, State of New Jersey, to the plaintiffs, Carl R Patton and Cynthia L Patton, for the purpose of prosecuting a claim of the heirs-at-law of Lisa Gail Patton, ("Lisa Patton") deceased, against the defendant for the death of Lisa Gail Patton

3 Lisa Patton left surviving her as her heirs-at-law her mother, Cynthia L Patton, and her father, Carl R Patton, and siblings, Tiffany, Jill and David John, all of whom have sustained pecuniary damages from the death of Lisa Patton

4 This action has been commenced within two years after the death of Lisa Patton

5 Plaintiff Cynthia Patton was employed by and worked at defendant Hooker, Ruco Division, located in Burlington, New Jersey, from on or about December 17, 1979 until on or about November 17, 1980 Mrs Patton became pregnant in March, 1980,

and continued working for defendant Hooker until three weeks before her baby was due

6 Plaintiff Cynthia Patton was exposed during the time she worked for defendant Hooker and during the time she was pregnant to a number of chemicals present at the Hooker facility, including without limitation chromium, lead chromate, arsenic, PVC, vinyl chloride (monomers), IIP (rubber resins), benzene, cadmium and resins (nitro-oxide)

7 Plaintiff Cynthia Patton gave birth on December 5, 1980 to a severely deformed baby girl, Lisa Patton, who was diagnosed as having spina bifida, club feet, and severe respiratory problems

8 Lisa Patton survived only seven months, and died in July, 1981

9 Prior the the birth of Lisa Patton, plaintiff Cynthia Patton had given birth to two healthy, normal children Subsequent to Lisa Patton's death, plaintiff Cynthia Patton gave birth in the spring of 1982 to a healthy, normal child

10 The aforesaid deformity and illness of Lisa Patton was caused by the exposure of plaintiff Cynthia Patton during her pregnancy while she was employed by defendant Hooker to the chemicals present at the defendant's facility located in Burlington, New Jersey, in that defendant Hooker negligently and wrongfully failed to provide a safe working environment and negligently and wrongfully failed to warn of the dangers of expo-

sure to the various chemicals present, and was otherwise negligent

11 As a result of the aforesaid exposure, Lisa Patton suffered severe injuries resulting in her death, which caused pecuniary injury to her heirs-at-law

WHEREFORE, plaintiffs Carl R Patton and Cynthia L Patton, as Administrators ad Prosequendum for the heirs-at-law of Lisa Gail Patton, demand judgment against defendant for damages, interest, and costs of suit

SECOND COUNT

1 Plaintiffs repeat the allegations of the First Count herein

2 As a result of the aforesaid deformity and illness, significant hospital, medical and funeral expenses were incurred on behalf of Lisa Patton

WHEREFORE, plaintiffs Carl Patton and Cynthia Patton, as Administrators ad Prosequendum for the heirs-at-law of Lisa Patton, demand judgment against defendant for damages, interest, and costs of suit

THIRD COUNT

1 Plaintiffs repeat the allegations of Paragraph 1 of the First Count herein

2 As a result of the aforesaid exposure, Lisa Patton suffered severe painful bodily deformities including, without

limitation, spina bifida, club feet and respiratory problems, and other serious injuries which caused her great pain and suffering until her death

WHEREFORE, plaintiffs Carl R Patton and Cynthia L Patton, as Administrators ad Prosequendum for Lisa Gail Patton, demand judgment against defendant for damages, interest, and costs of suit

FIFTH COUNT

1 Plaintiffs repeat the allegations of the First Count herein

2 As a result of the aforesaid exposure, plaintiffs Cynthia L Patton and Carl R Patton suffered severe pain and emotional distress during the pregnancy of Cynthia Patton, and after the birth and during the life of Lisa Patton

WHEREFORE, plaintiffs Carl R Patton and Cynthia L Patton, individually, demand judgment against defendant for damages, interest and costs of suit

SMITH, STRATTON, WISE, HEHER
& BRENNAN
Attorneys for Plaintiffs

By Robert A White
Robert A White

Dated Nov 24, 1982

JURY DEMAND

Plaintiffs demand trial by jury

SMITH, STRATTON, WISE, HEHER
& BRENNAN
Attorneys for Plaintiffs

By Robert A White
Robert A White

Dated November 24, 1982