

DR. MORRIS A. KEOH

April 19, 1940

Mr. W. E. Smith, President  
Standard Oil Company (Kentucky)  
Louisville  
Kentucky

Dear Sir:

In Mr. Webb's absence, I am sending a copy of  
your letter to him of April 18th together with the accompany-  
ing document in reference to [REDACTED] vs. Standard  
Oil Company to Dr. Kehoe.

I am sure Dr. Kehoe or some one of his assistants  
will be glad to examine this man and you may expect to hear from  
Dr. Kehoe directly.

Very truly yours,

Graham Edgar

GE/LRJ

KE 0004635

# STANDARD OIL COMPANY.

INCORPORATED IN KENTUCKY.

LOUISVILLE, KY.

PLEASE REFER TO FILE NO.

April 18th, 1940

JJH

AIR MAIL

-- to be:

vs Standard Oil Co. --

Mr. Earl Webb, President,  
Ethyl Gasoline Corporation,  
Chrysler Building,  
New York, N.Y.

Dear Sir:

I attach hereto copy of petition filed in the above mentioned case, in which the plaintiff seeks to recover damages from our Company in the amount of \$3,000.00 due to alleged lead poisoning contracted while employed by our Company as service station porter at Atlanta, Georgia.

The service station at which [REDACTED] was employed is owned by our Company but for a period of about six (6) years prior to November 1st, 1938, was operated by one of our lessees, during which time the plaintiff was employed by the lessee of the station. On November 1st, 1938 the lease arrangement was discontinued and beginning with that date, our Company took over the operation of the station. On the same date, we placed [REDACTED] on our pay-roll as a Company employee, so that while he had been employed at the station for about six (6) years, prior to November 1st, 1938, he did not in fact become an employee of our Company until that date.

We also attach hereto copy of our form 235 covering the physical examination made of [REDACTED] by Dr. W. C. Dabney, Atlanta, Ga., on November 2, 1938.

Our disability records show that during the time [REDACTED] was employed by our Company, he lost time from work, as follows:

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N 7121.01

5/25/39 thru 7/19/39

September, 1939 - 112 hours - (14 days)

October, 1939 - 243 hours - (30 days; 3 hours)

November, 1939 - 243 hours - (30 days; 3 hours)

December, 1939 - 139 hours - (17 days; 3 hours)

March, 1940 - 204 hours - (25 days; 4 hours)

He was released from our service as of March 31st, 1940.

We also attach hereto copy of letter from Miss Ann Chamberlain, Social Service Department, Gray Clinic, Atlanta, Ga., addressed to our City Salesman at Atlanta, Mr. T. A. Halpin, under date November 15th, 1939, together with a memorandum report from Gilbert's attending physician at the Gray Clinic, Grady Hospital Atlanta, Georgia, Dr. J. A. Green, Jr., also bearing date November 15th, 1939.

While [REDACTED] was confined to the hospital at Atlanta, during the month of March 1940, we secured from Dr. J. P. McCracken, his attending physician on March 26th, 1940, a statement, our form 408, a copy of which is also attached hereto for your information.

Following his release from the hospital, [REDACTED], on April 5th, 1940, reported to our City Manager at Atlanta for work, stating he had been dismissed by the hospital authorities as being well, but that his doctor told him he would not again permit Gilbert to work at a filling station because of the fact that he had been suffering from lead colic, but that otherwise, in the doctor's opinion, Gilbert was able to do any other kind of manual labor.

Because of his previous disability record, we, of course, were unwilling to take him back to work and, as above stated, released him from our service as of March 31st, 1940.

At the time suit was filed, we referred the matter to our Attorneys at Atlanta, Messrs. Spalding, Sibley, Troutman & Brock, who are now looking after the case for our Company.

In view of the fact that it is alleged by plaintiff that his present physical condition is due to lead poisoning, we should like to have the plaintiff examined by Dr. Kehoe or one of his associates. However, before requesting plaintiff's attorneys to agree to such an examination, we should like to have you advise us if you are agreeable to having that done and if so, we will take up the matter with our Atlanta attorneys, having them inquire of the plaintiff's attorneys if they will agree to such an examination and if so, arrange a time for the examination to be made.

We are reporting this case to you in order that you may be fully advised of the claim and would be glad to have you advise us if you have any further suggestions to offer.

Please acknowledge receipt and advise us further with respect to the possibility of having Dr. Kahoe or one of his associates make the examination above mentioned.

Very truly yours,

*H. E. Smith*

JJH:CM  
Encs.

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