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PETERSON
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April 12, 1989

Betty-Lynn White, Esq.
Union Carbide Corporation
Law Department E3-274
39 Old Ridgebury Road
Danbury, CT 06817-0001

Re: Peterson v. Union Carbide

Dear Betty-Lynn:

Enclosed is a copy of the plaintiff's Notice of Motion to Amend Complaint, together with supporting papers. The motion is returnable on April 28 and our reply is due on April 20.

*FILED
OP
4-5-89*

In the original Complaint, the plaintiffs alleged only that they were exposed to polyvinyl chloride and vinyl chloride monomer. They now wish to add exposure to polyethylene, polyurethane, polystyrene, isopropilidene, bisphenol resins, phenols, heavy equipment machinery lubricants and fuels, and "fumes from the heat sealer in the vinyl resin bag packing bay."

As you know, this plaintiff's attorney, Mr. Levinson, represented fellow workers of Mr. Peterson (Messrs. Maliko, Schaeffer, Wilkinson and Mazanowski) approximately 10 years ago in a suit defended by me. In that action, the plaintiffs alleged exposure to polyvinyl chloride, vinylchloride monomer, polyethylene, polystyrene and

UCC 088747

PRIVILEGED AND
"CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE
ORDER"

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APR 14 1989
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Attorney(s) for Plaintiff(s)

JOHN PETERSON and SHIRLEY MAE : SUPERIOR COURT OF NEW JERSEY
PETERSON, his wife : MIDDLESEX COUNTY
LAW DIVISION

Plaintiff(s) :

vs.

DOCKET NO. L-060148-87

UNION CARBIDE CORPORATION, a :
New York Corporation licensed :
to do business in the State of :
New Jersey :

CIVIL ACTION

ORDER
TO AMEND COMPLAINT

Defendant(s) :

This matter having been brought before the Court by the firm of Levinson, Axelrod, Wheaton & Grayzel, attorneys for plaintiff(s) for an Order allowing the attorneys for plaintiff's to amend their complaint to add the following; in addition to the plaintiff, John Peterson, being exposed to "noxious, dangerous and carcinogenic material known as 'polyvinyl chloride' and a monomer known as 'vinyl chloride', he was exposed to other dangerous, noxious and carcinogenic chemicals manufactured and negligently transported, sold, maintained and unlabeled by the defendant herein."

PRIVILEGED AND
"CONFIDENTIAL MATERIAL
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ORDER"

UCC 088748

The plaintiffs also make application that those counts set forth that the defendant negligently manufactured, shipped and sold in addition to 'polyvinyl chloride' and 'vinyl chloride monomer' other noxious and dangerous chemicals, and also wish to cover the range of chemicals which were manufactured by the defendant and shipped to its sole purchaser to wit, the Amboy Terminaling Company and its predecessor corporation, O.T.D. Terminals Corporation and good cause having been shown;

It is so ORDERED on this day of April 1989 as above set forth.

Papers filed with the Court:

* () Answering papers

() Reply papers -

J.S.C.

**PRIVILEGED AND
"CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE
ORDER"**

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