

CAUSE NO. 99-C-582

ROBERT RANDALL GOSS, Individually	§	IN THE DISTRICT COURT
and as Personal Representative of the	§	
Heirs and Estate of MILDRED ANN	§	
GOSS,	§	
Deceased	§	
	§	
vs.	§	CASS COUNTY, TEXAS
	§	
ABLE SUPPLY CO., ET AL	§	5th JUDICIAL DISTRICT

AFFIDAVIT OF W.A. HEATH

STATE OF TEXAS	§
	§
COUNTY OF CASS	§

On this day, W.A. Heath personally appeared before me, the undersigned notary public, and after I administered an oath to him, upon his oath he said:

"My name is W.A. Heath. I am capable of making this affidavit and the facts stated in this affidavit are within my personal knowledge and are true and correct. I am over 21 years of age. I have never been convicted of a felony and am competent in all respects to give the testimony contained in this affidavit.

I am the Manager of Records and Forms Management for Brown & Root, Inc., and have been employed for twenty-six years. As such, I have access to all records of Brown & Root, Inc. processed and stored in accordance with the record retention policy of the corporation. The policy notwithstanding, Brown & Root has preserved contract documents from 1949 to the present.

The Records Department currently has stored in excess of 70,000 boxes received from job site locations worldwide. My department also maintains documentation transferred to microfilm which includes the following quantities:

Clinton Drive Facility 03-b14
 35mm Engineering Drawings - 1,100,000 (Project Working Files)

16mm Roll microfilm - 300 Rolls (Active department rolls)

105mm Computer Output Microfiche - 2000 (Active Department Files)

Alief Building 91 Concourse (Security film only)
 35mm Engineering Drawings - 1,750,000 (Project Drawings and Marine Drawings Archived)

16mm Microfilm Rolls - 22,000 (Departmental and Project Files Archived)

16mm Computer Output film rolls - 11,000 (General Accounting, Payroll, Accounts Payable Archives)

105mm Computer Output Microfiche - 18,500 (General Accounting, Payroll, Accounts Payable Archives)

Optistar System CD-Roms cold (Computer Output to Laser Disk) - 250 (General Accounting Houston and London, Payroll, Tax Department Benefits and Engineering Accounting

The Corporate Records Center (CRC) determine the appropriate retention period for each document type based on state and federal regulations and established national standards. Several documents, including the Guide to Records Retention Requirements published by the National Archives & Records Service, provide the foundation or establishing retention periods. In addition, the concerned department manager, Tax Department, Legal Department, and the records officer review and approve the retention periods to endure that the company can meet all legal, departmental and client requirements.

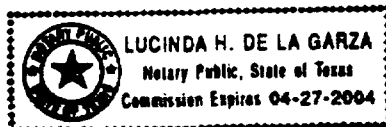
After an extensive and very thorough search of the contract documents for new construction, repair and maintenance jobs, we are unable to locate any job records which reflect any work done by Brown & Root for the following sites:

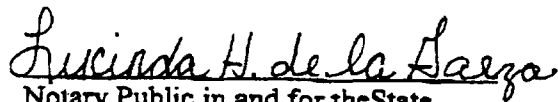
Owens Illinois Glass Plant, Waco, Texas (1953-1970)

Therefore, to the best of my knowledge, based upon the lack of appearance of any referenced to any of the above referenced sites in the Records Department, it is my belief that Brown & Root did not participate, assist nor do any work in connection with any work occurring at those above listed sites.


W.A. HEATH

SWORN TO and SUBSCRIBED before me by W.A. Heath on the 27th day of June, 2000.




Notary Public in and for the State
of Texas