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U.S. DISTRICT COURT
NORTHERN DISTRICT
TOLEDO, OHIO

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

Herman A. Dendinger, et al.,	)	No. C 84-7854
	)	
Plaintiffs,	)	[Hon. John W. Potter]
	)	
v.	)	MOTION TO STRIKE PLAINTIFFS'
	)	<u>FIRST AMENDED COMPLAINT</u>
Chrysler Plastic Products	)	
Corporation, et al.,	)	
	)	
Defendants.	)	

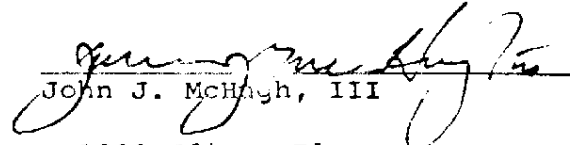
Defendants The Goodyear Tire & Rubber Company, The BFGoodrich Company, Firestone Tire & Rubber Company, Conoco, Inc., Uniroyal, Inc., Union Carbide Corporation, and Diamond Shamrock Chemicals Company, move the court for entry of an order striking, as improvidently filed, plaintiffs' first amended complaint. The record indicates that the first amended complaint was filed without consent of the adverse party, or without permission from the court, all as required by F.R.C.P. 15. In support of their motion to strike, defendants adopt in its entirety the memorandum in support of the motion to strike the first amended complaint previously submitted by defendant Chrysler Plastic Products Corporation.

UPL 07119

Of Counsel for Defendants
The Goodyear Tire & Rubber
Company, The BFGoodrich
Company, Firestone Tire &
Rubber Company, Conoco, Inc.,
Uniroyal, Inc., Union Carbide
Corporation and Diamond
Shamrock Chemicals Company:

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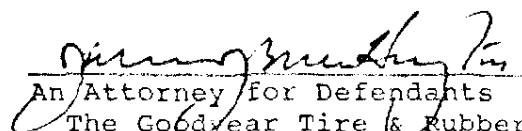
Trial Counsel for Defendants
The Goodyear Tire & Rubber
Company, The BFGoodrich
Company, Firestone Tire &
Rubber Company, Conoco, Inc.,
Uniroyal, Inc., Union Carbide
Corporation and Diamond
Shamrock Chemicals Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion
to Strike Plaintiffs' First Amended Complaint was duly served by
ordinary mail, postage prepaid, upon Kirk J. Delli Bovi, Esquire,
attorney for plaintiffs, at his office at Murray Building, 300
Central Avenue, Sandusky, Ohio 44870; upon M. Donald Carmin,
Esquire, attorney for defendants Chrysler Plastic Products
Corporation, Norman P. Phillips, Albert W. Cramer and Robert D.
Gustine, at his office at 800 United Savings Building, Toledo,
Ohio 43604; upon Craig D. Barclay, Esquire, attorney for defend-
ant Monsanto Company, at his office 37 West Broad Street,
Columbus, Ohio 43215; and upon Willis P. Jones, Jr., Esquire,

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attorney for defendant Kanematsu-Gosho (USA), Inc., at his office
at 200 Toledo Legal Building, 416 N. Erie Street, Toledo, Ohio
43624, this 29th day of July, 1985.


An Attorney for Defendants
The Goodyear Tire & Rubber
Company, The BFGoodrich
Company, Firestone Tire &
Rubber Company, Conoco, Inc.,
Uniroyal, Inc., Union Carbide
Corporation and Diamond
Shamrock Chemicals Company

URL 07121