

FILE NAME: Mundet Cork (MCK)

DATE: 2009 May

DOC#: MCK030

DOCUMENT DESCRIPTION: BC Affidavit Iowa Court

Mundt

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

JAMES P. O'BOYLE (DOB: 1/16/1930) and
JOAN O'BOYLE (DOB: 9/17/1932), his wife,

Plaintiffs,

vs.

A.W. CHESTERTON COMPANY, et al.,

Defendants.

CASE NO. CL106817

AFFIDAVIT OF
BARRY I. CASTLEMAN, Sc.D

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STATE OF MARYLAND

COUNTY OF MONTGOMERY

AND NOW COMES the undersigned Affiant, Barry I. Castleman, Sc.D., who, being of proper age and duly sworn, states the following:

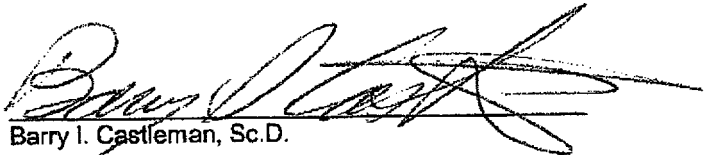
1. I live at 4406 Oxford Rd., Garrett Park, Maryland 20896.
2. In 1968 I obtained a Bachelor's Degree in Chemical Engineering from Johns Hopkins University. In 1972, I was awarded a Master's Degree in Environmental Engineering from Johns Hopkins University, which was mainly in areas related to air pollution control. In 1985 I was awarded a Doctor of Science Degree in Health Policy from Johns Hopkins School of Hygiene and Public Health.
3. My professional experience goes back over 30 years in the area of asbestos and other occupational and environmental health problems. My field is occupational and environmental health policy, which is a branch of Public Health, mainly oriented towards the recognition of risk factors and the prevention of disease from industrial activities.
4. My Doctoral degree was awarded for two years of course work, various examinations, and the writing of a doctoral dissertation. The course work was mainly in the areas of toxicology, epidemiology, biostatistics, physiology, and public health policy. These are the tools that are used to understand how the body works and can be damaged by toxic substances, how these effects can be identified by means of various studies of people, studies of animals experimentally exposed and so on.
5. My Doctoral thesis was Asbestos: An Historical Case Study of Corporate Response to an Industrial Health Hazard, and is largely identical to a book published in 1984 by Prentice Hall Law and Business called Asbestos: Medical and Legal Aspects (now in its 5th Edition, 2005).

6. The doctoral thesis is an historical review of the asbestos problem as a public health problem in society worldwide, but mainly in the United States. It encompasses a comprehensive review of medical literature of all kinds, as well as other literature available in libraries and published sources such as government publications, safety magazines, engineering journals, trade magazines, insurance publications, encyclopedias, popular magazines, and newspapers.
7. The doctoral thesis also involved research based on unpublished government records. The government records included workers' compensation claims files where claims had been made by individuals alleging that they had asbestos-related diseases of the lungs, claims against various companies that were their employers, some of which companies were also manufacturers of asbestos insulation products these individuals has used in the course of their work. **This specifically includes workers compensation claims made against Mundet Cork Company.**
8. For a discussion of the history of workers compensation claims made against insulation manufacturers and insulation contractors, including **Mundet Cork Company**, please see Chapter 3 of my book, Asbestos: Medical and Legal Aspects (5th Ed., 2005) (pages 133 to 214), which is attached hereto as Exhibit 1 and made a part hereof.
9. I have reviewed the following exhibits identified by the plaintiffs in the instant case and I am familiar with them, having researched and located these and other workers compensation records beginning in 1978 through legal discovery and direct approaches to workers' compensation boards in a number of states:

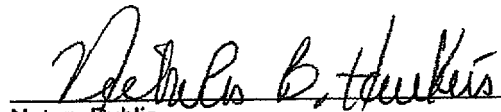
	Exhibit	Description
a.	WC-504	Mundet Workers' Compensation Documents, Edward Campbell, 1954
b.	CCS-5142	Mundet Workers' Compensation Documents, Jack Cuthbertson, 11/10/1954
c.	CCS-5143	Mundet Workers' Compensation Documents, John E. Swartout, 12/28/1955
d.	CCS-5155	Mundet Workers' Compensation Documents, L. J. Streithorst, 4/27/1960
e.	CCS-5156	Mundet Workers' Compensation Documents, William & Mary Dean, 9/27/1960
f.	CCS-8046	Mundet Workers' Compensation Documents, Clarence Faciane, 3/15/1961
g.	KN-7	Mundet Workers' Compensation Documents, Rescomb E. Borden, 3/22/1961
h.	CCS-5151	Mundet Workers' Compensation Documents, James J. Reilly, 6/14/1965
i.	CCS-5145	Mundet Workers' Compensation Documents, John D. Staples, 5/17/1962
j.	CCS-5149	Mundet Workers' Compensation Documents, Steve Gilivich, 12/14/1964
k.	CCS-5144	Mundet Workers' Compensation Documents, John Wyss, 1/10/1962
l.	CCS-8047	Mundet Workers' Compensation Documents, Edward Meyer, 12/17/1962
m.	CCS-5153	Mundet Workers' Compensation Documents, Leonard Charles Brokenshire, 9/25/1978
n.	CCS-5159	Mundet Workers' Compensation Documents, Arthur H. Miller, 2/21/1962
o.	CCS-5146	Mundet Workers' Compensation Documents, Robert O. Goans, 8/8/1963
p.	WC-515	Mundet Workers' Compensation Documents, John Faulkner, 9/18/1963

10. Based on my knowledge and experience in researching the hazards of asbestos for many years, including researching the workers compensation claims filed against various insulation manufacturers and insulation contractors, including Mundet Cork, the foregoing records itemized in paragraph 9 (a-p) in my opinion are:
- a. public records recorded or filed in a public office, and from the public office where items of this nature are kept; and
 - b. documents in a form and in such a condition as to create no suspicion concerning their authenticity; and
 - c. were found in a place where they, if authentic, would likely be; and
 - d. have been in existence for more than 30 years.

FURTHER AFFIANT SAYETH NOT.


Barry I. Castleman, Sc.D.

SWORN TO AND SUBSCRIBED BEFORE ME
on this 13th day of May, 2009,
to certify which witness my hand and seal of office.


Notary Public
In and for the State of Maryland Expires 3/23/11

NICHOLAS BENJAMIN HANNON
NOTARY PUBLIC
CARROLL COUNTY
MARYLAND
MY COMMISSION EXPIRES MARCH 23, 2011