25. Please state whether or not Defendant ever obtained any knowledge concerning the likelihood of asbestos being hazardous to human health. If so, please state:

a) When Defendant first became aware of the hazardous potential of asbestos dust and asbestos fibers;
b) The manner in which the Defendant, Defendant's predecessor, or Defendant's subsidiary companies first obtained this knowledge and became aware of said hazards and from what source this information was obtained;
c) What information was disseminated within Defendant's company, or its subsidiary or predecessor regarding such adverse consequences or effects;
d) Whether any such information is still maintained by Defendant or its subsidiary or predecessor in any written form.
e) The name, address and job classification of the custodian of such information.

ANSWER:

Westinghouse incorporates by reference its Preliminary Statement and General Objections. Without waving its objections, Westinghouse states that it was a member of the Air Hygiene Foundation (AHF), and has learned that the AHF distributed abstracts which summarized articles dealing with industrial hazards including asbestos in the mid 1930's. Westinghouse learned that inhalation of certain types and quantities of asbestos fibers, over significant periods of time, was being associated with increased risks of disease for some people by the early 1940's. The specifics of exactly how or when Westinghouse personnel acquired such knowledge or awareness, or dates for specific diseases, is not reasonably ascertainable, but it is probable that it came from reading government publications or other public documents, reports, studies or journals. Westinghouse obtained this level of knowledge based upon what was published at that time, all of which was based on the relevant work histories, dose, fiber type, length of exposure and other variables involved in the particular study, periodical or journal.

In August 1974, a report titled "Identification and Quantification of Fibrous Dust and Ferruginous Bodies in Lungs of Autopsied Adults" was published by the Industrial Health Foundation, Inc. Westinghouse's name, along with Alcoa and Gulf Oil, appears on the cover of this report. The report was prepared by Paul Gross, M.D., John M.G. Davis, Ph.D. and Russell A. Harley, Jr., M.D. This report studies the mineral fiber (including asbestos) content of human lungs. Westinghouse has no present knowledge of the reason for the appearance of its corporate name on this report.