

October 21, 1964

Mr. Joseph Bilchak
Hearing Representative
The Travelers
3600 Wilshire Boulevard
Los Angeles, California 90005

Dear Sir:

Re: Edward Novak vs
Armstrong Contracting and Supply Corporation
Armstrong Cork Company
IAC Case #63 LA 250-854

We have your letter of October 8.

According to copy of an Application we received from the Industrial Accident Commission of the State of California, the period of employment involving Mr. Novak is 1940 to December, 1956.

Mr. Novak did not work for Armstrong Cork Company nor Armstrong Contracting and Supply Corporation during the past ten years. We regret we cannot give you a record of employment previous to that, as under our Retention of Records Schedule only records for the past ten years are kept.

From January 1, 1940 to January 1, 1952 contracting operations of Armstrong Cork Company were insured by Standard Accident Insurance Company, now the Reliance Insurance Company. As of January 1, 1952 insurance was carried by The Travelers up to and including December, 1956.

Armstrong Contracting and Supply Corporation is a named defendant even though the period of employment involved is prior to the formation of that company, which was on January 1, 1958. On this date they assumed the contracting operations of Armstrong Cork Company.

Very truly yours,

Mabel E. Barnet
Insurance Department

B

CABLE ADDRESS ALEXCAMO
TELETYPE PG 691

ALEXANDER AGENCY, INC.

INSURANCE-WORLD WIDE SINCE 1853

316 FOURTH AVENUE - PITTSBURGH, PA. 15222

October 20, 1964
(Tuesday)

Armstrong Cork Company
Lancaster
Pennsylvania

Attention: Mr. Hofferth

Re: Edward Novak

Gentlemen:

10/21/64 WIRE

Enclosed you will find a copy of my letter addressed to the Reliance Insurance Company, who are successors to the Standard Accident Insurance Company.

Very truly yours,

Beverly R. Shriver

BRS:eh

Enclosure

261-0216
CABLE ADDRESS ALEXCAMO
TELETYPE 412-642-2102

ALEXANDER AGENCY, INC.

INSURANCE-WORLD WIDE SINCE 1853

316 FOURTH AVENUE · PITTSBURGH, PA., 15222

October 20, 1964
(Tuesday)

COPY

Reliance Insurance Company
540 S. Kingsley Drive
Los Angeles, California 90005

Attention: Mr. McDonald

Re: Claim No. 91-C-436249
Armstrong Cork Company

Gentlemen:

Thank you for your letter of the 19th concerning the above. Your letter of the 9th would have been answered had I been in town.

The Armstrong Contracting and Supply Company was brought into existence on January 1, 1958, it was formed out of the Contracting Division of the Insured, the Armstrong Cork Company. According to information received from the Armstrong's Home Office, Mr. Novak was employed from 1940 to 1952.

The Standard Accident Insurance Company had no coverage for the Armstrong Contracting and Supply Company.

Thanking you for your efforts in this matter, I am,

Very truly yours,

Beverly R. Shriver

BRSjeh

THE TRAVELERS

THE TRAVELERS INSURANCE COMPANY - THE TRAVELERS INDEMNITY COMPANY

CLAIM DEPARTMENT
FRANK O. MENNEN, MANAGER

LOS ANGELES OFFICE
3600 Wilshire Boulevard
Los Angeles, California
Telephone: 381-2525

October 8, 1964

Re: Edward Novak vs.
Armstrong Contracting & Supply C
Armstrong Cork Company
IAC Case #63 LA 250-854

Armstrong Cork Company
Lancaster, Pa. 17604

Attention: Wallace B. Hofferth
Assistant General Manager
Insurance Department

Gentlemen:

10/12/64 WBH

We acknowledge receipt of your September 11, 1964 letter and enclosures. We will represent your interest at the forthcoming hearing.

It will be necessary for you to supply us with employment information which should include the date of hire, actual place of employment, occupation and date of termination.

It is our further understanding that Armstrong Contracting and Supply is a separate entity but that we can obtain employment records through your office. In other words, we will need the same information by Armstrong Contracting and Supply as for Armstrong Cork Company.

If we are in error, kindly advise to whom we should direct these inquiries.

Very truly yours,

JOSEPH BILCHAK
Hearing Representative

JB:mt

THE TRAVELERS 100 YEARS

October 7, 1964

Reliance Insurance Companies
548 S. Kingsley Drive
Los Angeles, California 90005

Gentlemen: Attention: Mr. V. C. McDonald, Manager
Claim Department

LA

Re: Case No. 63IA 250 854
Claim No. 91-C-436249
Employer Armstrong Cork Company
D/injury June, 1950
Employee Edward Novak

Your letter of September 28, addressed to our office in Los Angeles, has been referred to us for attention.

We regret we cannot give you a record of employment for Mr. Novak for the years 1950 and 1951, as under our Retention of Records Schedule only records for the last ten years are kept. Mr. Novak did not work for Armstrong Cork Company or Armstrong Contracting and Supply Corporation during the past ten years.

According to copy of an Application we received from the Industrial Accident Commission of the State of California, the period of employment involving Mr. Novak is 1940 to December, 1956. From January 1, 1940 to January 1, 1952 the contracting operations of Armstrong Cork Company were insured by Standard Accident Insurance Company. As of January 1, 1952 the insurance was carried by Travelers Insurance Company, up to and including December, 1956.

Armstrong Contracting and Supply Corporation is a named defendant even though the period of employment involved is prior to the formation of that company, which was on January 1, 1958.

Very truly yours,

Mabel E. Barnet
Insurance Department

M. K. Bare, Jr., Employee Relations
M. C. Sweet, AC&S, 4340 District Blvd., Los Angeles
C. B. Sauer, Floor Div., Los Angeles

INTER/OFFICE COMMUNICATION — Armstrong

To M. K. Baro, Jr., Employee Relations, Lancaster — October 1, 1964

From C. G. Patterson, South Gate Plant

Subject Armstrong Employee
Edward Novak

Dear Mart:

Enclosed is a copy of correspondence which was originally addressed to the sales office here in Los Angeles. As you see, the letter pertains to a workmen's compensation claim filed by Mr. Edward Novak. Both Armstrong Contracting and Supply and Armstrong Cork Company are listed as former employers on the legal papers.

The sales office records indicate that he did not work there. We do not have any record of his working in the plant. Mr. M. C. Sweet, AC&S, indicated that Mr. Novak was employed by AC&S at the time stated in the letter. Mr. Sauer at the sales office forwarded the letter to me.

Mr. McDonald, Reliance Insurance Companies, has told us that his firm provided workmen's compensation insurance coverage for the sales office at the time in question.

Mr. McDonald would like to receive a written statement from someone there in Lancaster stating that Mr. Novak did (or did not) work for the Armstrong Cork Company. Dates and location of employment should be stated in the letter, if applicable. With a statement from you, the legal department or from some other appropriate person, Mr. McDonald's firm can take whatever action is appropriate.

He has asked that the correspondence be sent directly to him. Perhaps copies should also go to M. C. Sweet, C. B. Sauer, and to me.

Thank you for your assistance. Please let me know if further information is needed.

Best regards,

Gordon.

DS

Enclosure

Mr. V. C. McDonald
Manager, Claim Department
Reliance Insurance Companies
548 South Kingsley Drive
Los Angeles, California

M. C. Sweet
Armstrong Contracting & Supply
4340 District Boulevard
Los Angeles 58, California

C. B. Sauer
Armstrong Cork Company
5983 Smithway
Los Angeles, California

RELIANCE INSURANCE COMPANIES
LOS ANGELES BRANCH OFFICE, 548 S. KINGSLEY DRIVE, LOS ANGELES, CALIFORNIA 90005
TEL: DUNKIRK 5-7171

September 28, 1964

Armstrong Cork Company,
5283 Smithway,
Los Angeles 22, Calif.

Re: Claim No: 91-C-436749
Employer: Armstrong Cork Company
D/Injury: June, 1950
Employee: Edward Novak

Gentlemen:

Mr. Edward Novak has filed an Application for Hearing, naming your company as his employer during the years 1950 and 1951, and claiming that as a result of his employment by you, and many other employers over the years, that he developed a condition which was industrial in causation, and he seeks to recover from us as your workmens compensation insurance carrier during that time.

As best we can determine from the information supplied, Mr. Novak is supposed to have been employed at your office. We, therefore, ask that you check your records and determine if you have a record of employment of Edward Novak, and if so, the exact dates of his employment, and where his personnel records would be.

If this information is only available at your Home Office in Pennsylvania, we would appreciate being notified promptly, and being advised to whom we should correspond on this. Your early letter reply will be very much appreciated.

Yours very truly,

V. C. McDonald

V. C. McDonald, Manager
Claim Department

VCMc:es

Patterson, South Gate. No [illegible] [illegible] never employed — I [illegible] [illegible] with [illegible] [illegible] but one of his [illegible] — He was not in

[illegible]

INTER/OFFICE COMMUNICATION

Armstrong CONTRACTING

To J.E. Zeller, Lancaster

From M.C. Sweet, Los Angeles

August 24, 1964

Subject Edward Novak
Former Employee

Attached you will find a notice of a hearing sent to us by the Industrial Accident Commission, State of California. You will note this hearing covers the proceeding for a former employee, Edward Novak, alleging that he is suffering from asbestosis.

We are unable to ascertain from our personnel records the exact dates of employment, however, by recollection, it has been approximately ten years since Novak was in our employ.

CH

A.L. Stokely, San Francisco

FORM 1901 Printed in U.S.A.

261-4214
CABLE ADDRESS ALEXCAMB
TELETYPE PG 621

ALEXANDER AGENCY, INC.

INSURANCE-WORLD WIDE SINCE 1853

316 FOURTH AVENUE - PITTSBURGH, PA. 15222

September 14, 1964
(Monday)

Armstrong Cork Company
Lancaster
Pennsylvania

Attention: Mr. Hofferth

Re: Edward Novak

Gentlemen:

Thank you for your letter of the 11th enclosing papers in connection with the Hearing of the above. I have forwarded your enclosures to the Standard Accident in Los Angeles.

Very truly yours,

Beverly R. Shriver

BRS:eh

September 11, 1974

Mr. B. R. Shriver
Alexander Agency, Inc.
316 Fourth Avenue
Pittsburgh, Pennsylvania 15222

Dear Bev:

Subject: Edward Novak
Versus
Thorpe Insulation Company, et al

The enclosed Notice of Hearing and attached application for benefits under the California workmen's compensation act was our first notice of this occupational disease claim.

Since the Standard Accident Insurance Company insured Armstrong for workmen's compensation liability during Mr. Novak's employment as an asbestos worker from 1940 to January 1, 1952, we request that the extra copy of the enclosed papers be sent to Standard's Los Angeles Office for handling and protection of our mutual interest. We have not checked Mr. Novak's employment record with us but we estimate it was about ten years ago when he was last in our employ.

Please request Standard Accident to acknowledge receipt of the enclosed papers.

Sincerely yours,

Wallace B. Hofferth
Assistant General Manager
Insurance Department

DJH

Enclosures

September 11, 1964

Mr. G. H. Finlay
Alexander & Alexander, Inc.
2225 North Charles Street
Baltimore, Maryland 21218

Dear Mr. Finlay:

Subject: Edward Novak
Versus
Thorpe Insulation Company, et al

The enclosed Notice of Hearing in Case #63LA 250 854 was our first notice of this California workmen's compensation claim. Attached to the notice is Mr. Novak's application for workmen's compensation benefits. The period of employment involved extends from 1940 to December, 1956 and therefore involves the Travelers as the workmen's compensation insurer of Armstrong and Armstrong Contracting and Supply Corp. from January 1, 1952.

Armstrong Contracting and Supply Corp. is a named defendant even though the period of employment involved is prior to the formation of this company which was on January 1, 1958.

We will put the Standard Accident Insurance Company on notice also since it was Armstrong's insurer during the employment period from 1940 to January 1, 1952, the date the Travelers went on the line.

The Notice of Hearing and attached application are being sent to you in duplicate so that you can send a copy to the Los Angeles Office of the Travelers for full protection of our interests. Receipt of these papers by the Travelers is respectfully requested.

Very truly yours,

Wallace B. Hofferth
Assistant General Manager
Insurance Department

DJH

Enclosures

STATE OF CALIFORNIA
INDUSTRIAL ACCIDENT COMMISSION

AND FILED
EXHIBIT CASE NO.
REFEREE

APPLICATION

FILE SIGNED ORIGINAL AND SIX COPIES
(PLEASE PRINT OR TYPE NAMES AND ADDRESSES)

Additional Application
CASE NO. 63 LA 250-854

[illegible] — APPLICANT

2035 Riverton Avenue
North Hollywood, California
APPLICANT'S ADDRESS

Social Security No. [illegible]-10-1352

vs.

[illegible] INSULATION COMPANY, ET AL. — EMPLOYER

2741 South Yates
Los Angeles 22, California
EMPLOYER'S ADDRESS

EMPLOYER'S INSURANCE CARRIER

INSURANCE CARRIER'S ADDRESS

1. [illegible] — NAME OF EMPLOYEE; 11/20/1914 — DATE OF BIRTH; alleges that while employed on 1940 to Dec., 1953 — DATE OF INJURY

as a Asbestos worker — OCCUPATION AT TIME OF INJURY; at Los Angeles — CITY, TOWN OR PLACE WHERE INJURY OCCURRED; California;

Thorpe Insulation Company et al. — he sustained injury arising out of and in the course of the employment, as follows:

Exposure to elements of employment — EXPLAIN HOW INJURY WAS RECEIVED; resulting

Asbestosis and/or lung condition — PRIMARY AND SECONDARY INJURY WERE INJURED AND SUBSEQUENT RESULTS

2. _____ was the employer's insurance carrier on date of injury
NAME OF INSURANCE COMPANY OR, IF EMPLOYER WAS NOT INSURED, STATE WHETHER SELF-INSURED OR UNINSURED

3. Since 1936 — PERIODS NOT WORK DUE TO THE INJURY; Not returned — DATE INJURED RETURNED TO WORK; DATE LAST MEDICAL PAYMENT

4. Was compensation paid? _____ YES OR NO; $ _____ TOTAL PAID; $ _____ WEEKLY RATE; DATE OF LAST PAYMENT

5. Earnings at time of injury $ Maximum @ _____ MONTH OR WEEK; The basis of pay was _____ STATE PAY PERIOD OR HOURLY RATE, HOURS A DAY AND DATE

6. Was medical treatment needed? Yes — YES OR NO; Who furnished treatment? Applicant

GIVE NAMES OF DOCTORS WHO RECEIVED THE INJURY AND STATE WHO PAID THEIR BILLS

7. This application is filed to determine liability for:

a. Temporary disability Yes — YES OR NO; b. Permanent disability Yes — YES OR NO; c. Medical treatment Yes — YES OR NO; d. Medical costs Yes — YES OR NO

e. Litigation expense Yes — YES OR NO; f. _____ STATE ANY OTHER REASON

8. _____ LIST CASE NUMBERS OF ANY OTHER APPLICATIONS FILED

WHEREFORE, it is requested that a time and place be fixed for hearing and that an award be made granting such relief as may proper under the Workmen's Compensation Laws of California.

Dated at Los Angeles — CITY; California, March 7, 1963 — DATE

Hearing requested at Los Angeles — CITY

[illegible] — APPLICANT'S SIGNATURE

Number of witnesses _____

Estimated time of trial 1 day

[illegible] — APPLICANT'S ATTORNEY

6331 Hollywood Boulevard
Los Angeles 22, California
Telephone: Hollywood [illegible]

March 27, [illegible]

Re: [illegible]
vs.
Thorpe Insulation Company, Et Al.

LAC Case No. 63 LA 2[illegible]-[illegible]

Alleged employers are:

Marine Engineering Company
Also known as Fiberglas Engineering Company
5933 Telegraph Road
Los Angeles 22, California

Reece Insulation Company
4563 Valley Boulevard
Los Angeles 32, California

Plant Insulation Company
Also known as Thorpe Insulation Company
2741 South Yates Avenue
Los Angeles 22, California

Jackson-Hopkins Company
Post Office Box 450
Bakersfield, California

Armstrong Cork Company
[illegible] Smithway
Los Angeles 22, California

Armstrong Contracting & Supply Company
4[illegible]0 District Boulevard
Los Angeles 5[illegible], California

Plant Asbestos Company
1[illegible] West [illegible]
Long Beach, California

Marine Engineering Company
14[illegible]1 Ainsworth
Gardena, California

Before the Industrial Accident Commission
of the State of California

EDWARD NOVAK

Applicant

vs.

THORPE INSULATION COMPANY, ET AL
SEE ATTACHED LISTING AND
THE AETNA CASUALTY AND SURETY COMPANY, A CORPORATION; PACIFIC EMPLOYERS INSURANCE COMPANY, A CORPORATION; FIREMAN'S FUND INSURANCE COMPANY, A CORPORATION

Defendants

Case No. 631-A 250 82

Order Joining Party Defendant

Good Cause Appearing Therefor:

IT IS HEREBY ORDERED THAT

THE AETNA CASUALTY AND SURETY COMPANY, A CORPORATION, PACIFIC EMPLOYERS INSURANCE COMPANY, A CORPORATION, FIREMAN'S FUND INSURANCE COMPANY, A CORPORATION

be joined as a party defendant in the above-entitled cause.

August 28, 1964
Parties served: 8/20/64
Edward Novak, 3855 Riverton Ave., North Hollywood
William T. Hoyn, 6331 Hollywood Blvd., LA
Thorpe Insulation Co., 2741 S. Yates, LA
Marina Engineering Co. aka Fiberglass Eng
5933 Telegraph Rd., LA 90022
Ronco Insulation Co., 4563 Valley Blvd., LA 90032
Plant Insulation Co., 2741 S. Yates Ave., LA 90022-aka Thorpe Insulatio
Jackson Hopkins Co., Box 490, Bakersfield
Armstrong Cork Co., 5037 Patata St., South Gate. Att: Ronald K. Wilson
Armstrong Contracting & Supply Co., 4340 District Blvd., LA 90058
Plant Asbestos Co., 1540 W. 9th, Long Beach
Marine Engineering Co., 14301 Ainsworth, Gardena
Pacific Employers Ins. Co., 4050 Wilshire Blvd., LA 90005
Fireman's Fund Ins. Co., Box 2323, LA 90054. Att: H. P. Shoop (2cc)
The Aetna Cas. & Surety Co., 2404 Wilshire Blvd., LA 90054
Weingand, Rondig & Stockwell, 611 S. Catalina, LA 90005

*Copy of application served 5/10/63.

FOR INDUSTRIAL ACCIDENT COMMISSION

3

INDUSTRIAL ACCIDENT COMMISSION
STATE OF CALIFORNIA

EDWARD NOVAK

Applicant....

vs.

THORPE INSULATION COMPANY, ET AL
SEE ATTACHED LETTER AND
THE AETNA CASUALTY AND SURETY COMPANY, A
CORPORATION; PACIFIC EMPLOYERS INSURANCE
COMPANY, A CORPORATION; FIREMAN'S FUND
INSURANCE COMPANY, A CORPORATION

Defendant.

NOTICE OF HEARING

Case No. 6364 250 854

You are hereby notified that an application for compensation (a copy of which is attached hereto) has been filed with the Industrial Accident Commission of the State of California. You are further notified that said application has been set for hearing at

4107 LOS ANGELES STATE OFFICE BUILDING, 107 SOUTH BROADWAY
LOS ANGELES, CALIFORNIA

October 28, 1964 9:00 A.M. all day

and that at said time and place the Industrial Accident Commission of the State of California will proceed to hear and dispose of the said application in the manner prescribed by law.

NOTE: The parties are expected to submit all issues in controversy for decision at this hearing; therefore, all necessary witnesses, evidence, documents, medical reports, payrolls, and other essential proof must be available and ready for submission at the hearing.

Dated: LOS ANGELES, CALIFORNIA

8/20/64

INDUSTRIAL ACCIDENT COMMISSION

By WILLIAM KAPLAN

Assistant Secretary

The undersigned certifies that as an employee of the Industrial Accident Commission she served the foregoing notice on the parties hereinafter mentioned, at the time set opposite their respective names, by depositing a copy of said notice attached to a copy of the application therein mentioned, in a sealed envelope in the United States mail on said day, at Los Angeles California, with the postage thereon fully prepaid, and addressed to the said parties at their last known places of business or residence, as follows, to wit:

Name and Address of Persons Served	Date
See attached Joinder for service.	

[illegible]
SIGNATURE OF PERSON SERVICE NOTICE