

LOWENSTEIN, SANDLER, KOHL,
FISHER & BOYLAN
65 Livingston Avenue
Roseland, NJ 07068
(201) 992-8700

KIRKPATRICK & LOCKHART
1500 Oliver Building
Pittsburgh, PA 15222
(412) 355-6500

Attorneys for Plaintiffs,
Westinghouse Electric
Corporation and Thermo
King Corporation

WESTINGHOUSE ELECTRIC
CORPORATION and THERMO KING
CORPORATION, corporations,

Plaintiffs,

vs.

LIBERTY MUTUAL INSURANCE COMPANY;
THE AETNA CASUALTY AND SURETY
COMPANY; AIU INSURANCE COMPANY;
ALLIANZ INSURANCE COMPANY;
ALLIANZ UNDERWRITERS, INC.;
ALLSTATE INSURANCE COMPANY as
successor-in-interest to
Northbrook Excess and Surplus
Insurance Company (formerly known
as Northbrook Insurance Company);
AMERICAN CENTENNIAL INSURANCE
COMPANY; AMERICAN HOME ASSURANCE
COMPANY; THE AMERICAN INSURANCE
COMPANY; APPALACHIAN INSURANCE
COMPANY OF PROVIDENCE; ARGONAUT
NORTHWEST INSURANCE COMPANY;
ATLANTA INTERNATIONAL INSURANCE
COMPANY, successor to The Drake
Insurance Company of New York by
change of name; BIRMINGHAM FIRE
INSURANCE COMPANY OF PENNSYLVANIA;
CNA REINSURANCE OF LONDON LIMITED;

REC'D. & FILED
SUPERIOR COURT
OF NEW JERSEY

my 8 1987

R-16
JOHN M. MAYSON
CLERK

~~L. 683352-87~~
L. 6935287

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: UNION COUNTY
Docket No. _____

Civil Action

COMPLAINT AND JURY DEMAND

000007A

CALIFORNIA UNION INSURANCE
COMPANY; THE CENTRAL NATIONAL
INSURANCE COMPANY OF OMAHA,
NEBRASKA; COLUMBIA CASUALTY
COMPANY; EMPLOYERS INSURANCE OF
WAUSAU, successor to Employers
Mutual Liability Insurance Company
of Wisconsin by change of name;
EMPLOYERS MUTUAL CASUALTY COMPANY;
FEDERAL INSURANCE COMPANY;
— FIREMAN'S FUND INSURANCE COMPANY;
FIRST STATE INSURANCE COMPANY;
GENERAL REINSURANCE CORPORATION;
GIBRALTAR CASUALTY COMPANY;
GRANITE STATE INSURANCE COMPANY;
GREAT AMERICAN SURPLUS LINES
INSURANCE COMPANY; HANOVER
INSURANCE COMPANY; HARBOR
INSURANCE COMPANY; HARTFORD
ACCIDENT AND INDEMNITY COMPANY;
HIGHLANDS INSURANCE COMPANY; THE
HOME INSURANCE COMPANY; INSURANCE
COMPANY OF NORTH AMERICA; THE
INSURANCE COMPANY OF THE STATE OF
PENNSYLVANIA; LANDMARK INSURANCE
COMPANY; LEXINGTON INSURANCE
COMPANY; LUMBERMENS MUTUAL
CASUALTY COMPANY; THE MERCANTILE
AND GENERAL REINSURANCE COMPANY
LIMITED; MUTUAL FIRE, MARINE AND
INLAND CO.; THE NATIONAL CASUALTY
COMPANY; NATIONAL CONTINENTAL
INSURANCE COMPANY, successor to
American Star Insurance Company by
change of name; NATIONAL UNION
FIRE INSURANCE COMPANY OF
PITTSBURGH, PA; NATIONWIDE GENERAL
INSURANCE COMPANY; NORTH STAR
REINSURANCE CORPORATION;
NORTHWESTERN NATIONAL INSURANCE
COMPANY OF MILWAUKEE; OLD REPUBLIC
INSURANCE COMPANY; PRUDENTIAL
REINSURANCE COMPANY; PURITAN
INSURANCE COMPANY, successor to
The Manhattan Fire and Marine
Insurance Company by change of
name; RANGER INSURANCE COMPANY;
ROYAL EXCHANGE ASSURANCE OF
AMERICA, INC.; SOUTHERN AMERICAN
INSURANCE COMPANY; STONEWALL
INSURANCE COMPANY; UNIGARD
SECURITY INSURANCE COMPANY as
successor-in-interest to Unigard

000007B

Mutual Insurance Company; ZURICH
AMERICAN INSURANCE COMPANY OF
ILLINOIS; ZURICH INSURANCE
COMPANY; UNDERWRITERS AT LLOYD'S,
LONDON; ACCIDENT AND CASUALTY
INSURANCE COMPANY OF WINTERTHUR;
AGRIPPINA VERSICHERUNGS
AKTIEGESELLSCHAFT; ALBA GENERAL
INSURANCE COMPANY LIMITED; ALLIANZ
INTERNATIONAL INSURANCE COMPANY,
LIMITED; ANDREW WEIR INSURANCE
COMPANY, LIMITED; ANGLO-FRENCH
INSURANCE COMPANY LIMITED;
ASSURANCE COMPAGNIET BALTICA
AKTIESELSKAB; AVIABEL; AVIAFRANCE;
AVIATION AND GENERAL INSURANCE
COMPANY, LIMITED; THE BALOISE FIRE
INSURANCE COMPANY LIMITED;
BELLEFONTE INSURANCE COMPANY;
BERMUDA FIRE & MARINE INSURANCE
COMPANY, LTD.; BISHOPSGATE
INSURANCE COMPANY LIMITED; THE
BRITISH AVIATION INSURANCE COMPANY
LIMITED; BRITISH LAW INSURANCE CO.
LTD.; BRITISH NATIONAL LIFE
INSURANCE SOCIETY LIMITED; BRITISH
NORTHWESTERN INSURANCE COMPANY
LIMITED; BRITISH TRADERS INS. CO.
LTD.; BRITANIA ARROW HOLDINGS, LTD.
as successor-in-interest to Slater,
Walker Insurance Company Limited;
COMPAGNIE BELGE D'ASSURANCES
AVIATION, S.A.; COMPAGNIE
D'ASSURANCES MARITIMES AERIENNES ET
TERRESTRES SOCIETE ANONYME; CORNHILL
INSURANCE COMPANY LIMITED; DELTA-
LLOYD NON-LIFE INSURANCE COMPANY
LIMITED; THE DOMINION INSURANCE
COMPANY LIMITED; THE DRAKE INSURANCE
COMPANY, LIMITED; EAGLE STAR
INSURANCE COMPANY OF CANADA; EAGLE
STAR INSURANCE CO. LTD.; ECONOMIC
INSURANCE CO. LTD. 'NORWICH';
EDINBURGH ASSURANCE CO. LTD.; ENGLISH
AND AMERICAN INSURANCE COMPANY
LIMITED; EUROPEAN GENERAL REINSURANCE
COMPANY OF ZURICH; EXCESS INSURANCE
COMPANY LIMITED; F. M. INSURANCE
COMPANY LIMITED; THE FEDERAL
INSURANCE COMPANY LIMITED; FIDELIDADE
INSURANCE COMPANY OF LISBON; FOLKSAM
INTERNATIONAL INSURANCE COMPANY,
(U.K.) LIMITED; GENERAL ACCIDENT FIRE

000007C

& LIFE ASSURANCE CORPN. LTD.; GENERAL
 INSURANCE COMPANY HELVETIA, LIMITED,
 ST. GALL; GUARDIAN ROYAL EXCHANGE
 ASSCE. LTD.; GUILDHALL INSURANCE
 COMPANY, LIMITED; HELVETIA-ACCIDENT
 SWISS INSURANCE COMPANY; THE
 HIBERNIAN FIRE AND GENERAL INSURANCE
 COMPANY, LIMITED; INSURANCE
 CORPORATION OF IRELAND LTD.;
 INTERLLOYD INSURANCE COMPANY; THE
 ISRAEL INSURANCE COMPANY LIMITED; LA
 CONCORDE (COMPAGNIE D'ASSURANCE
 CONTRE LES RISQUES DE TOUTE NATURE),
 S.A.; LONDON & EDINBURGH GENERAL
 INSURANCE COMPANY LIMITED; LONDON &
 HULL MARITIME INSURANCE CO. LTD.; THE
 LONDON & OVERSEAS INSURANCE COMPANY
 LIMITED; MENTOR INSURANCE COMPANY,
 LIMITED; MINSTER INSURANCE COMPANY
 LIMITED; MOTOR UNION INSURANCE CO.
 LTD.; MOTOR UNION INSCE SOCTY LTD.;
 MUTUAL REINSURANCE COMPANY LIMITED;
 NATIONAL CASUALTY COMPANY OF AMERICA
 LIMITED; THE NEW INDIA ASSURANCE
 COMPANY LIMITED; NORTH ATLANTIC
 INSURANCE COMPANY LIMITED; THE
 ORIENTAL FIRE AND GENERAL INSURANCE
 COMPANY, LIMITED; THE ORION INSURANCE
 COMPANY LIMITED; PACIFIC AND GENERAL
 INSURANCE COMPANY LIMITED; PHOENIX
 ASSURANCE COMPANY, LIMITED; PINE TOP
 INSURANCE CO., LTD.; PROVINCIAL
 INSURANCE CO. LTD.; RELIANCE MARINE
 INSURANCE CO. LTD.; RIVER THAMES
 INSURANCE COMPANY LIMITED; SCOTTISH
 LION INSURANCE CO. LTD.; SKANDIA
 INSURANCE COMPANY LTD.; SOVEREIGN
 MARINE & GENERAL INSURANCE COMPANY
 LIMITED; SPHERE INSURANCE COMPANY
 LIMITED; ST. HELEN'S INSURANCE
 COMPANY LIMITED; ST. KATHERINE
 INSURANCE COMPANY LIMITED; STOREBRAND
 INSURANCE COMPANY (U.K.) LIMITED;
 STRONGHOLD INSURANCE COMPANY LIMITED;
 SWISS NATIONAL INSURANCE COMPANY
 LIMITED, BASLE; SWISS UNION GENERAL
 INSURANCE COMPANY LIMITED; THE TAISHO
 MARINE & FIRE INSURANCE COMPANY
 (U.K.) LIMITED; TERRA NOVA INSURANCE
 COMPANY LIMITED; THE THREADNEEDLE
 INSURANCE CO. LTD.; THE TOKIO MARINE
 & FIRE INSURANCE COMPANY (U.K.)
 LIMITED; THE TRIDENT INSURANCE

000007①

COMPANY; TUREGUM INSURANCE COMPANY;
UNIONAMERICA INSURANCE COMPANY
LIMITED; THE VICTORIA INSURANCE
COMPANY LIMITED; THE VICTORY
INSURANCE COMPANY LIMITED; WALBROOK
INSURANCE COMPANY LIMITED; WINTERTHUR
SWISS INSURANCE COMPANY; THE WORLD
AUXILIARY INSURANCE CORPORATION
LIMITED; YASUDA FIRE AND MARINE
INSURANCE COMPANY (U.K.) LTD.,

Defendants.

000007E