

FORM 1510-5-68 PRINTED IN U.S.A.
OFFICE CORRESPONDENCE
GAF Corporation

DATE May 28, 1976

TO Mr. Ed. McKiernan
LOCATION Insurance Manager, 140 W.

FROM T. P. Martin L/
LOCATION Safety & Security, N.Y.

cc L. Fanewf
W. Fassuliotis
R. Goodman
A. Sloan
L. Sarlo

SUBJECT MEMO 5/25/76 - GLOUCESTER TRIAL LIST FOR 6/8/76

We have reviewed the cases on the Trial and Pretrial list supplied to us through Associated Safety & Claims. We submit the following as the considered judgement of Corporate Safety & Security:

M/C ✓ George Schafer - S&C #7600007 CP #0C7533569

We now have a medical on this claimant. Under separate cover you have been apprised of Associated Safety & Claims request to proceed. Our opinion as expressed in the May 13, 1976 memo is unaltered.

✓ From the facts available to us we are unable to see where we can support a defense position. However, if there are circumstances known to you, Associated Safety & Claims and/or the legal counsel which would alter our opinion, we suggest you advise us of these circumstances at your earliest convenience. We read Mr. Tarrant's letter with a sense of urgency and enormous financial potential. Since he failed to explore these, but only hinted, we feel we are expressing an opinion without all the facts.

S. ROSE S&C # 7200052 CP # N-25956 (Reopened)

✓ We understand this claim to be a reopener under 34:15-37 of the Workmen's Compensation Law of New Jersey. Our file contains a letter from Tarrant to Lawrie dated 7/23/75 in which he states that A&S "would strongly resist any claim for increased disability. We have reviewed the medical data and concur. This claim should remain for the contest list.

✓ By virtue of this memo to L. Sarlo, we advise that if this review is found to be in fact an increase in the claimant's incapacity as Dr. Weiner describes as "a result of his dust and fume exposures in his work at GAF" this would constitute an aggravation of a pre-existing condition under ANSI Z16.1 and must be counted as a disabling injury and must reappear in the 1976 OSHA log as an industrial illness incident.

M/C ✓ CHARLES M. CROTZER S&C #7400005 CP #N33293

We still do not have a copy of Weiner's medical and our last correspondence on this file is March 7, 1975, in which we inquired of Janosky for

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Crotzer's service record to verify 19 years "C" plant exposure (which, by the way, has been varied).

Dr. Sokoloff's medical of 3/18/74 in which he discusses the merits of a nodule appearing on the claimant's X-ray, as well as his previous description of the X-ray showing "slight thickening of the pleura on the right lateral chest wall", when coupled with 19 years asbestos exposure would tend to present a discouraging prospect of defense. At this time, therefore, we would advise no contest.

By copy of this memo to Mr. Sarlo, we advise that the employee if still employed at the Gloucester facility, be placed in an occupation which will not aggravate his pulmonary condition.

✓ JOHN MCCARTNEY S&C #7300033 CP #R7726

This claimant originally appeared on the contest list. Our pre-employment medical in 1946 indicated he was hired with "accentuation of the lung markings throughout both lungs with an increase in the hilus shadows."

On the basis of occupation (felt mill and maintenance) plus pre-existing medical condition, case was determined for contest. Dr. York's medical of 7/26/75, claimant now shows evidence of chronic bronchitis with pulmonary and pleural fibrosis, emphysema and a decrease in vital capacity. He also indicates a 20% of total.

On basis of Dr. York's medical we advise no contest, but should attempt to obtain credit for pre-existing pulmonary condition. Claimant is retired.

The following cases appear on the Corporate Safety & Security Contest List:

	<u>S&C #</u>	<u>PC#</u>
James Lowhorn	7500006	P31696
Henry Williams	7500021	R40744
Edward Bailey	7500031	R2415
Edward Fraction	7500032	R7718
Wm. Breneman	7500038	R8465
Jerrell Watson	7500020	P40832

TIT: (A)

Thomas P. [Signature]

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