

CLAYTON H. THOMAS, Jr.

BY:

IDENTIFICATION NO. 03353

SUITE 1502

TWO GIRARD PLAZA

PHILADELPHIA, PENNSYLVANIA 19102

(215) 568-7070

ATTORNEY FOR Defendant, Abex Corporation

VERNELL LONDON, Executrix of the
Estate of BIRK REED

v.

NICOLET INDUSTRIES, et al.,
including ABEX CORPORATION

COURT OF COMMON PLEAS
DIVISION

May TERM. 1983

ASBESTOS CASE

No. 6849 (2268)

SUPPLEMENTAL ANSWERS OF DEFENDANT, ABEX
CORPORATION, TO PLAINTIFF'S INTERROGATORIES

Defendant, Abex Corporation, hereby files, by its attorney,
Supplemental Answers to Plaintiff's Interrogatories, as follows.

6. Defendant, Abex Corporation, reiterates its objections to
this Interrogatory as set forth in its original Answer thereto. Abex
has no record of selling or shipping any automotive asbestos friction
products to any of Plaintiff's employers during the periods identified

in the introductory paragraph to Plaintiff's Interrogatories. Abex objects to this Interrogatory as irrelevant, immaterial and not likely to lead to the discovery of admissible evidence. Without waiving this objection, Abex states that it has manufactured, sold and distributed asbestos-containing automotive friction products.

(a) The trade names, brand names, logos and trademarks for Abex automotive and truck brake linings include but are not limited to the following: American Brakeblok, Abex, Esline, Stopper, Crossing Guard, 121 Super Brake, Logger, Protector and private labels such as Paccar, Trailmobile, Great Dane and Mack Truck.

(b) Abex began producing and marketing automotive brake lining products from about 1926 to the present.

(c) Each product is intended to stop a moving vehicle.

(d) The composition is of chrysotile asbestos. The quantitative percentage of asbestos in the products varies from 25% to 65% by weight. The appearance would be in the form of rigid blocks and strips or in rolls as well as flat sheets.

(e) Answering Defendant incorporates by reference herein its Answer to Interrogatory No. 6(d) above. The products are generally dark gray or black in color. The products have always been sold in a solid form.

(f) Friction Products Division, 2410 Papermill Road, Winchester, VA 22601.

18. (a) through (c) Abex has used corrugated cardboard and regular cardboard boxes to package their automotive brake products. These boxes vary in size, color and design. Various types of boxes are:

available for inspection at the offices of Clayton H. Thomas, Jr., Esquire, Counsel for Abex Corporation, Suite 1502, Two Mellon Bank Center, Philadelphia, PA 19102, during regular business hours at a mutually convenient time.

(d) and (e) From 1972 to the present, Abex has printed conspicuous warnings in boldface black lettering on all boxes and cartons containing Abex's asbestos friction products. A copy of said warning is attached hereto and marked Exhibit "A." Abex reserves the right to supplement this Answer at a later date if necessary.

Clayton H. Thomas Jr.

CLAYTON H. THOMAS, JR., ESQUIRE
Attorney for Defendant,
Abex Corporation

"EXHIBIT A"

THIS SIDE UP

**CAUTION: CONTAINS ASBESTOS FIBERS
AVOID CREATING DUST BREATHING ASBESTOS
DUST MAY CAUSE SERIOUS BODILY HARM**

VERIFICATION

CLAYTON H. THOMAS, JR., ESQUIRE, hereby verifies that he is counsel for Defendant Abex Corporation; that he is authorized to sign this verification for Abex Corporation since it has no officer present within the jurisdiction; and that the information contained in the foregoing Supplemental Answers to Plaintiff's Interrogatories is true and correct to the best of his knowledge, information and belief. This verification is made subject to the Pennsylvania Statute relating to sworn statements and falsification to authorities. 18 Pa. C.S. §4904.

Clayton H. Thomas, Jr.
CLAYTON H. THOMAS, JR., ESQUIRE

Date: January 24, 1985

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Supplemental Answers of Defendant, Abex Corporation to Plaintiff's Interrogatories was served on all counsel appearing on the attached list by first-class mail, postage pre-paid, on January 24, 1985.

Clayton H. Thomas, Jr.

CLAYTON H. THOMAS, JR., ESQUIRE

file

LAW OFFICES
CLAYTON H. THOMAS JR.
COUNSELLORS AT LAW - PROCTORS IN ADMIRALTY

CLAYTON H. THOMAS, JR.
JAMES WILTON DALY

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January 24, 1985

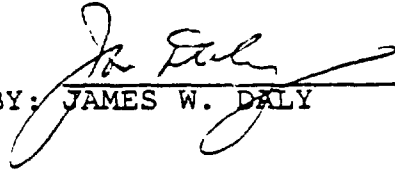
Robert E. Paul, Esquire
235 S. 17th Street
Philadelphia, PA 19103

RE: Vernell London, Exec. v. Nicolet Industries, Inc.,
et al., including Abex Corporation
May Term, 1983, No. 6849
Our File No. AC-244

Dear Mr. Paul:

Enclosed please find a copy of Defendant, Abex Corporation's Supplemental Answers to Plaintiff's Interrogatories, the original of which has been filed with the Court. I have received Plaintiff's Motion for Sanctions to compel more specific answers to Plaintiff's Interrogatories. As you have now received Abex's Supplemental Answers, said Motion is rendered moot. I would therefore appreciate your immediately notifying the Clerk of the Motion Court that these Answers have been served and that you are therefore withdrawing this Motion as moot.

Very truly yours,
CLAYTON H. THOMAS, JR., ESQUIRE


BY: JAMES W. DALY

JWD:eds
Enclosure
cc: All Counsel