PLAINTIFF'S EXHIBIT

SEQ-34

INTER/OFFICE COMMUNICATION

November 1, 1968

To F. L. Gardner, Lancaster

From W. A. Maggio, Los Angeles

Subject Order Approving Compromise and Release
Case No. 67 LB 36087
Workmen's Compensation Appeals Board
John Tyler

Attached for your information is the October 24, 1968 award in this case.

sj
attachment

FORM 1501 Printed in U.S.A.

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

JOHN TYLER (Deceased), DOROTHY TYLER and DOROTHY TYLER as Guardian ad Litem and Trustee for CLAUDIA KAY TYLER and TERRIE LEE TYLER; *Applicant*

vs.

(See attached sheet)

Defendants

Case No. 67 LB 36087

Order Approving Compromise and Release

The parties to the above-entitled action have filed a Compromise and Release herein, on October 24, 1968 settling this case for $ 20,000.00 in addition to all sums which may have been paid previously, and requesting that it be approved; and this Board having considered the entire record, including said Compromise and Release, now finds that it should be approved; and,

IT IS ORDERED that said Compromise and Release is approved.

Award is made in favor of: DOROTHY TYLER and DOROTHY TYLER as Guardian ad Litem and Trustee for CLAUDIA KAY TYLER and TERRIE LEE TYLER

Against:

ALTNA CASUALTY & SURETY COMPANY
ARGONAUT INSURANCE COMPANY
FIREMAN'S FUND INSURANCE COMPANY
PACIFIC EMPLOYERS INSURANCE COMPANY
AMERICAN MOTORISTS INSURANCE COMPANY
FIBREBOARD CORPORATION AND PLANT
[illegible] AND ASBESTOS WORKS
THE TRAVELERS INSURANCE COMPANY
STATE COMPENSATION INSURANCE FUND
INDUSTRIAL INDEMNITY COMPANY
GENERAL ACCIDENT GROUP

Payable as follows:

BY AETNA CASUALTY AND SURETY COMPANY:
TO: DOROTHY TYLER and DOROTHY TYLER as
Guardian ad Litem and Trustee for
CLAUDIA KAY TYLER and TERRIE
LEE TYLER, applicants.....$5,328.00
ROSE, KLEIN & MARIAS,
As attorney fees.....2,000.00
...$ 7,328.

BY ARGONAUT INSURANCE COMPANY..... 400.
BY FIREMAN'S FUND INSURANCE COMPANY..... 84[illegible]
BY PACIFIC EMPLOYERS INSURANCE COMPANY..... 2,80[illegible]
BY AMERICAN MOTORISTS INSURANCE COMPANY..... 1,46[illegible]
BY FIBREBOARD CORPORATION AND PLANT RUBBER AND
ASBESTOS WORKS..... 96[illegible]
BY THE TRAVELERS INSURANCE COMPANY..... 3,02[illegible]
BY STATE COMPENSATION INSURANCE FUND..... 72[illegible]
BY INDUSTRIAL INDEMNITY COMPANY..... 68[illegible]
BY GENERAL ACCIDENT GROUP..... 902
TO: DOROTHY TYLER and DOROTHY TYLER as
Guardian ad Litem and Trustee for
CLAUDIA KAY TYLER and TERRIE
LEE TYLER, applicants..... $12,672.00

20,000

(S E A L)

/s/ RAYMOND LEAVER
Referee, WORKMEN'S COMPENSATION APPEALS BOA[illegible]

Dated at Long Beach, California
October 30, 1968

Served by mail on persons shown
on the official address record

Date: 10-30-68

By: s/C. Ingham

EMPLOYER & ADDRESS	CARRIER & ADDRESS
Kunnet Corp Corp.; Fiberglas Engineering & Supply Company (now a division of Owens Corning Fiberglas Corporation) 5933 Telegraph Road Los Angeles, California	AETNA CASUALTY & SURETY COMPANY 2404 Wilshire Boulevard Los Angeles, California
Coast Insulation Company 2684 Lacey Street Los Angeles, California	Argonaut Insurance Company 443 Shatto Place Los Angeles, California
Thorpe Insulation 2741 So. Yates Ave. Los Angeles, California	Fireman's Fund Insurance Company 3223 West 6th Street Los Angeles, California
J. T. Thorpe, Inc; 948 E. Second Los Angeles, California Marine Engineering & Supply Co. 941 East Second St. Los Angeles, California Insulations, Inc. 532 So. Monterey Pass Rd. Monterey Park, California Thorpe Insulation	Pacific Employers Insurance Company 4050 Wilshire Boulevard Los Angeles, California
Fiberboard Corporation & Plant Rubber & Asbestos 1789 Montgomery Street San Francisco, California	Self-Insured
Armstrong Contracting & Supply 4340 District Boulevard Los Angeles, California John Mansville Sales Corp. Leonis Street Vernon, California	Travelers Insurance Company 3600 Wilshire Boulevard Los Angeles, California
Accurate Insulation Co., Inc. 900 South Cypress La Habra, California Lee R. Ekins Company 4933 Valley Boulevard Los Angeles, California	State Compensation Insurance Fund 600 South Lafayette Park Place Los Angeles, California
Plant Asbestos Company 1300 64th Street Emeryville, California Bechtel Corporation 220 Bush Street San Francisco, California	Industrial Indemnity Company 505 South Virgil Avenue Los Angeles, California
J. T. Thorpe Inc. 948 East Second Los Angeles, California	American Motorists Insurance Company 3545 Wilshire Boulevard Los Angeles, California
Philip Carey Mfg. Co. 532 So. Monterey Pass Rd. Monterey Park, California	General Accident & Life Assuran 3535 West Sixth Street Los Angeles, California 90005

October 24, 1967

Mr. Mike Tomonen
Claims Representative
Aetna Life & Casualty
2404 Wilshire Boulevard
Los Angeles, California 90054

Dear Sir:

Re: Claim No. 2 (H) 33 CC 215709 HR
Employer - Armstrong Contracting and Supply Corporation
Claimant - John Tyler
D/A - 3/21/65

We have copy of your letter of September 18 addressed to the Los Angeles Office of Armstrong Contracting and Supply re the above claim.

On May 1, 1967 we sent to your office information regarding the earnings of Mr. Tyler. Two copies of our letter of May 1, 1967 and all attached information are enclosed. You will note a different Aetna claim number was assigned at that time.

The only additional information we have now is a breakdown of his earnings for the year 1966 and two copies of this data sheet are also enclosed.

Very truly yours,

Mabel E. Barnet
Insurance Department

Enclosures

W. A. Maggio, ACS, Los Angeles
(with encs)

JOHN TYLER ss#500-09-4525
Lakewood, California

AC&S employee

Los Angeles - 3-17-66 / 4-15-66 [illegible]

MEBurnet
10/21/68

"Asbestosis"

Bev: You have previously given me information on the above AC&S employee. I have a notation that he earned $1,029.60 in the year 1966. Also, I have the following breakdown which Los Ang. sent me —

	Gross Earned
3/21/66 to 3/27/66	$234.
3/28/66 to 4/ 3/66	234.
4/4/66 to 4/10/66	234.
4/11/66 to 4/17/66	234.
Laid off 4/17/66	$ 936.

Do you have records to check to see if he did earn $1,029.60, or only $936?

Thanks,
Mabel

Pay Ending	Gross	Hrs Wkd
3-20-66	9360	16
3-27-66	23400	40
4-3-66	23400	40
4-10-66	23400	40
4-17-66	23400	40
	$ 102960	

Mabel E. Barnet
Insurance Dept.
4/25/67

JOHN TYLER S.S.# 500-09-4525
Lakewood, California

AC&S employee and formerly ACCo employee ASBESTOSIS CLAIM

According to a listing we received from the Workmen's Compensation Appeals Board, Division of Industrial Accidents, Long Beach, CALIFORNIA, John Tyler worked for Armstrong Cork Company and Armstrong Contracting and Supply Corporation during the periods listed below and received remuneration in the amounts stated.

We are now asked to substantiate these facts. I realize that because of our Retention of Records schedule we do not have much of this information. However, please give us what you have. Can you determine when Mr. Tyler was first employed by AC&S or Armstrong? No Can you tell us if he worked for us in '51, '52 and '56? No records except in 1956

Then if you could give us a breakdown of his earnings by weekly pay periods & number of days worked for the years 1962, 1964 and 1965 it would be most helpful.

Also, could you tell us for these 3 years the reason for his leaving.

Thank you very much.

Mabel

ARMSTRONG CORK COMPANY

Period ending	Earned	Insured by
9/30/51	$ 1,158.	Standard Accident
12/31/51	1,604.25	"
3/31/52	1,339.75	Travelers
6/30/52	143.75	"
9/30/52	308.85	"
12/31/52	961.35	"
3/31/56	256.	"
6/30/56	2,240.88	"
9/30/56	572.	"
12/31/60	187.70	"

This possibly is erroneous. AC&S formed 1/1/58 & there is no payroll listed for 4th quarter of '60 under AC&S

Year 1960 $4,800.

Year 1961 $4,800

Year 1962 $1,604.91

← THIS LISTING SHOULD BE ARMSTRONG CONTRACTING

ARMSTRONG CONTRACTING AND SUPPLY CORPORATION

Period ending	Earned	Insured by
3/31/60	$ 952.	Travelers Ins.Co.
6/30/60	1,471.50	"
9/30/60	2,128.80	"
3/31/61	2,120.80	"
6/30/61	2,059.20	"
9/30/61	366.40	"
12/31/61	253.60	"
3/31/62	735.69	"
6/30/62	869.23	"
	$1604.92	
9/30/64	1,972.40	Aetna C. & S. Co.
9/30/65	1,519.73	"

See finish-com next page

John Snyder - 500-07-4525

Work Periods	Reason for Leaving
Los Angeles 9-15-56 - 7-26-56 - A	no work
2-15-60 - 4-14-60 - A	"
5-12-60 - 6-11-61 - E	Sick
7-11-61 - 11-15-61 - A	no work
3-2-62 - 4-24-62 - A	"
6-25-64 - 1-4-64 B	Quit voluntarily
Los Gatos 6-23-65 - 8-15-65 - A	no work
Los Angeles 3-17-66 - 4-15-66 - A	"

Pay Ending	Wages	Days	Pay Ending	Wages	Days
2-4-62	74.88	2	5-7-64	177.60	4
3-11-62	149.76	4	8-16-64	177.60	4
3-18-62	187.20	5	8-23-64	133.20	3
3-25-62	224.85	6	8-30-64	222.00	5
4-1-62	224.75	5	9-6-64	222.00	5
4-8-62	187.20	5		$ 1117.40	46 Year 1964
4-15-62	187.20	5	7-4-65	222.00	5
4-22-62	187.20	5	7-11-65	177.60	4
4-29-62	74.88	2	7-18-65	205.13	6
	$ 1604.12	39 Year 1962	7-25-65	222.00	5
6-25-64	83.20	2	8-1-65	222.00	5
7-5-64	208.00	5	8-8-65	222.00	5
7-12-64	166.40	4	8-15-65	222.00	5
7-19-64	208.00	5		$ 1351.13	37 Year 1965
7-26-64	166.40	4			

MEB

INTER/OFFICE COMMUNICATION

To F.L. Gardner, Lancaster

October 16, 1968

From W.A. Maggio, Los Angeles

Subject Request For Information
Aetna Life & Casualty
Claim Number T (M) 33 CC 215709 MR
John Tyler

Attached is Aetna'a September 18, 1968 letter requesting information in regard to Mr. Tyler's earnings while in our employ. Such information is requested for the insurance claim that Tyler has processed.

We have reviewed the Los Angeles branch files as far back as they are presently at this location and find that any earnings Tyler had prior to 1966 are not here.

We have attached all of the records pertaining to dates of hiring and termination and would hope that you can have the proper department in Lancaster research the necessary information for Aetna.

We have informed the local Aetna office that this matter is being referred to the home office and you may feel free to answer them directly from Lancaster.

CS

M.C. Sweet, Los Angeles

LIFE & CASUALTY

Casualty & Surety Division
2404 Wilshire Boulevard
Los Angeles, California 90054
382-5481

September 18, 1968

Armstrong Contracting & Supply
4340 District Boulevard
Los Angeles, California

Gentlemen:

CLAIM NUMBER:	T [M] 33 CC 215709 MR
EMPLOYER:	ARMSTRONG CONTRACTING & SUPPLY
CLAIMANT:	JOHN TYLER
DATE/ACCIDENT:	3/21/66

Mr. Tyler has filed an Application, with the Workman's Compensation Appeals Board, applying for Workman's Compensation benefits.

He alleges that during his employment for you he sustained a pulmonary disorder, due to his exposure to asbestos.

To assist us, we would like you to provide information regarding Mr. Tyler's employment. On your Company letterhead stationery, would you please provide the following information:

1. Dates of employment during which Mr. Tyler worked for you, and whether he was hired as temporary or permanent employee.

2. Type of work Mr. Tyler was hired to do, and a detailed description of his duties. Please pay special attention to whether Mr. Tyler was exposed to asbestos fumes or not.

3. We will need a week by week resume of Mr. Tyler's earnings, while in your employ. Please use the wage statements, that are enclosed, for your convenience.

The above information will enable us to properly defend your firm and determine what benefits, if any, are due Mr. Tyler. Your prompt response in providing us with this information will be greatly appreciated.

Yours very truly,

Mike Tennesen, Claims Representative
Workman's Compensation Claims
MT:ig

Insurance Company The Aetna Casualty and Surety Company The Standard Fire Insurance Company

EMPLOYEE RECORD CARD

Name Tyler, John S.S. No. 500-09-4525 Telephone Number

Address 6333 Dashwood, Lakewood Date 6-28-65

Address Date

Address Date

Address Date

OCCUPATION	HOURLY RATE	EFFECTIVE DATE	EXPIRATION DATE	APPROVED BY
AW Mechanic	5.25	6-28-65		[illegible]
" "	5.55	8-1-65		" O

W-4 CLASS

CLASS	DATE
2	6-28-65

DEDUCTIONS

TYPE	AMOUNT
Pension	
Vacation	
Local Tax	
Bond	

UNION AFFILIATION 5

RECORD OF EMPLOYMENT

Hired	Terminated	Reason Terminated
6-28-65	8-13-65	A

Form 4715 8/63

EMPLOYEE RECORD CARD

Name Tyler, John I. S.S. No. 500-09-4525 Telephone Number

Address 6333 Dashwood Lakewood Date 3-29-66

Address Date

Address Date

Address Date

OCCUPATION	HOURLY RATE	EFFECTIVE DATE	EXPIRATION DATE	APPROVED BY
AW	5.55	3-16-66		

W-4 CLASS

CLASS	DATE
2	3-29-66

DEDUCTIONS

TYPE	AMOUNT
Pension	
Vacation	
Local Tax	
Bond	

UNION AFFILIATION 5

RECORD OF EMPLOYMENT

Hired	Terminated	Reason Terminated
3-21-66	4-17-66	Laid Off

Form 4715 8/63

TYLER, JOHN I.

500-09-4525

6333 Dashwood
Lakewood, Calif.

W-4

AWM 1.40
5.55

4
2

2-15-61
2-11-61
3-1-61
3-16-66

12-15-61
NIU
11-24-66
4-15-66

Tyler, John
6333 Dashwood
Lakewood, Calif.

500-09-4525

Rate	Hired	W-4	AWM	LONW
~~5.05~~ 5.55	6-28-65	2		8-13-65

Joan Tyler

6/25/65 To 8/13/65 Laid Off - No records

		Gross	Exp	SUI	FICA FWT	VAC	Tu
Retired	3-21-66 — 3-27-66	234.00	5.00	2.34	39.38	12.00	185.
	3-28-66 - 4-3-66	234.00	5.00	2.34	39.38	12.00	185.
	4-4-66 — 4-10-66	234.00	5.00	2.34	39.38	12.00	185.
	4-11-66 - 4-17-66	234.00	5.00	2.34	39.38	12.00	185.

Last Cy 4-17-66

_____
(NAME OF COMPANY)

Member of ( ) Associated Insulation Contractors of the Western States

TERMINATION NOTICE

NAME _____ S. S. No. _____

DATE LAST WORKED _____ REHIRE Yes (✓) No ( )

REASON FOR TERMINATION

LAY OFF

- Job Completed _____
- Reduction in Force _____
- Other (Explain) _____

VOLUNTARY QUIT

- Dissatisfied _____
- To Seek Other Job _____
- Personal Reasons _____

DISCHARGE

- Refusal to follow instructions _____
- Too Slow _____
- Absentee _____
- Drunk or Drinking On Job _____
- Other (Explain) _____

EXPLANATION: _____

_____

_____

BY _____
COMPANY REPRESENTATIVE

DATE _____

ORIGINAL (White) - To Employee
COPY (Yellow) - To Local Union
DUPLICATE (Blue) - To File

2

INTER/OFFICE COMMUNICATION

To F.L. Gardner, Lancaster

August 19, 1968

From M.C. Sweet, Los Angeles

Subject John Tyler
Case No. 68 LB 36087

Attached is a copy of a Notice of Hearing and Application For Adjudication of Claim from the Workmen's Compensation Appeals Board for the subject former employee.

CS

FORM 1501 Printed in U.S.A.

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

JOHN TYLER III (SON)
JOHN I TYLER (DECEASED)
DOROTHY TYLER (WIDOW)

Applicant....

vs.

SEE ATTACHED LIST

Defendant....

Case No. 68 LB 36087

NOTICE OF HEARING

ONE FULL DAY

You are hereby notified that an application for compensation has been filed with the Workmen's Compensation Appeals Board of the State of California. You are further notified that said application has been set for hearing at

230 EAST FOURTH STREET, ROOM 302, LONG BEACH, CALIFORNIA 90812

OCTOBER 3, 1968, AT 9:00 A.M.

and that at said time and place the Workmen's Compensation Appeals Board will proceed to hear and dispose of the said application in the manner prescribed by law.

WORKMEN'S COMPENSATION APPEALS BOARD

By JOHN L. STRUETT
Referee

Dated at: LONG BEACH, CALIFORNIA

NOTE: The parties are expected to submit all disputed issues for decision at this hearing. All witnesses, evidence, medical reports, payrolls and other proof must be available at the hearing. CONTINUANCES WILL BE GRANTED ONLY UPON A CLEAR SHOWING OF GOOD CAUSE. Requests for continuance must be made within 5 days of the date of this notice.

NOTE TO UNINSURED EMPLOYERS: Your attendance at this hearing may not be necessary. Ask your insurance company.

SERVED BY MAIL ON PERSONS SHOWN
ON THE OFFICIAL ADDRESS RECORD
Date: 8/23/68 By: dkm

[illegible] CORPORATION
[illegible] & SURETY CO.

E. S. MCKITTRICK COMPANY

J. T. THORPE, INCORPORATED
SELF INSURED
ROYAL INDEMNITY COMPANY
AMERICAN MOTORISTS INSURANCE COMPANY
PACIFIC EMPLOYERS INSURANCE COMPANY

MOBIL OIL CORPORATION
SELF INSURED

MARINE ENGINEERING & SUPPLY COMPANY
PACIFIC EMPLOYERS INSURANCE COMPANY

PLANT RUBBER & ASBESTOS WORKS
SELF INSURED

FIBREBOARD CORPORATION
SELF INSURED

HUGH A. ELSDON

BECHTEL CORPORATION
INDUSTRIAL INDEMNITY COMPANY

THORPE INSULATION COMPANY
SELF INSURED
FIREMEN'S FUND INSURANCE COMPANY
PACIFIC EMPLOYERS INSURANCE COMPANY

ARMSTRONG CONTRACTING & SUPPLY COMPANY
TRAVELERS INSURANCE COMPANY
AETNA CASUALTY & SURETY COMPANY

FIBERGLASS ENGINEERING & SUPPLY COMPANY,
A DIV. OF OWENS CORNING FIBERGLASS CORP.
AETNA CASUALTY & SURETY COMPANY
[illegible] INSURANCE COMPANY

[illegible] SALES CORPORATION
[illegible] INSURANCE COMPANY

[illegible] INSULATING PRODUCTS
[illegible] EMPLOYERS INSURANCE COMPANY
[illegible] INSURED
[illegible] INSURANCE COMPANY
[illegible] INSURANCE COMPANY

[illegible] COMPANY
[illegible] COMPENSATION INSURANCE FUND

[illegible] INSULATION COMPANY, INC.
[illegible]
[illegible] COMPENSATION INSURANCE FUND

PLANT ASBESTOS COMPANY
INDUSTRIAL INDEMNITY COMPANY

MULDOON COMPANY, INC.
SELF INSURED

INSULATIONS INCORPORATED
PACIFIC EMPLOYERS INSURANCE CO.

THERMAL ENGINEERING INCORPORATED
HOFFMAN & SON
INDUSTRIAL INDEMNITY COMPANY

BALDWIN-EHRET-HILL, INCORPORATED
INSURANCE COMPANY OF NORTH AMERI

THE PHILLIP CAREY MFG. COMPANY
GENERAL ACCIDENT FIRE & LIFE
ASSURANCE CORP.

SUBSEQUENT INJURIES FUND

GOOD CAUSE APPEARING:
The application herein is taken off calendar.

APPROVAL MADE DATE

Department of Industrial Relations
Division of Industrial Accidents
Workmen's Compensation Appeals Board
State of California

APPLICATION FOR ADJUDICATION OF CLAIM
(Death Case)

CASE NO. 68 LD [illegible]

Please file signed original and six copies and print or type names and addresses

[illegible] III
(APPLICANT)

6333 Dashwood
(APPLICANT'S ADDRESS)

Lakewood, California

JOHN L. [illegible]
(DECEASED EMPLOYEE'S NAME AND SOCIAL SECURITY NUMBER)

500-09-4525

VS.

[illegible]
(EMPLOYER)

(EMPLOYER'S ADDRESS)

[illegible]
(EMPLOYER'S INSURANCE CARRIER OR STATE IF SELF-INSURED OR PERMISSIBLY UNINSURED)

(ADDRESS OF INSURANCE CARRIER IF ANY)

IT IS CLAIMED THAT:

1. Deceased employee born 2/25/1918 (DATE OF BIRTH), while employed as a Asbestos Worker (OCCUPATION AT TIME OF INJURY) on 1/[illegible]/1967 (DATE OF INJURY), at Various (CITY), Calif. (STATE), by the employer sustained injury arising out of and in the course of employment to Pulmonary Disorder. (STATE WHAT PARTS OF BODY WERE INJURED)
2. The injury occurred as follows: Exposure to Asbestos (EXPLAIN WHAT EMPLOYEE WAS DOING AT TIME OF INJURY AND HOW INJURY WAS RECEIVED) resulting in death on June 19, 1968. (DATE OF DEATH)
3. Actual earnings at time of injury were: Unknown (GIVE WEEKLY OR MONTHLY SALARY OR HOURLY RATE AND NUMBER OF HOURS WORKED PER WEEK)
4. The injury caused disability as follows: 1/10/67 - 6/19/68 (SPECIFY LAST DAY OFF WORK DUE TO THIS INJURY AND BEGINNING AND ENDING DATES OF ALL PERIODS OFF DUE TO THIS INJURY)
5. Compensation was paid [illegible] (YES) ___ (NO) $___ (TOTAL PAID) $ 52.50 (WEEKLY RATE) June of 1968 (DATE OF LAST PAYMENT)
6. Medical treatment was received [illegible] (YES) ___ (NO) 6/1968 (DATE OF LAST TREATMENT) All treatment was furnished by the employer or insurance company [illegible] (YES) ___ (NO) other treatment was provided or paid for by ___

   Doctors not provided or paid for by employer or insurance company, who treated or examined for this injury are: ___

   (STATE NAMES AND ADDRESSES OF SUCH DOCTORS AND NAMES OF HOSPITALS TO WHICH SUCH DOCTORS ADMITTED INJURED)
7. Defendants have paid burial expense. ___ (YES) [illegible] (NO) TOTAL PAID ___
8. The employee left surviving him the following dependents:

NAME	DATE OF BIRTH (if under 21)	RELATIONSHIP TO THE EMPLOYEE	ADDRESS
[illegible]		[illegible]	6333 Dashwood, Lakewood
[illegible]	15	[illegible]	" " "
[illegible]	[illegible]	[illegible]	" " "

WHEREFORE, applicant requests a hearing and an award of: Death benefit [illegible] Burial expense [illegible] Compensation accrued and unpaid [illegible] Unpaid Medical bills [illegible] Other ___ Specify: ___ and all other appropriate benefits provided by law.

Hearing requested at [illegible] (CITY), Dated at [illegible] (CITY), California, June 27, 1968 (DATE)

Number of witnesses ___ Pre-trial wanted ___ (YES) ___ (NO)

Estimated time of trial 1 Full Day

Set now [illegible]; Set later on written request ___

[illegible] III
(APPLICANT'S SIGNATURE)

[illegible] & [illegible]
By: [illegible]
(APPLICANT'S ATTORNEY)

Howard [illegible] Cobler
[illegible] North Broadway, Suite [illegible], [illegible]
California
(ADDRESS AND TELEPHONE NUMBER OF ATTORNEY) [illegible]
Telephone: 541-4120

[illegible]	CARRIER & ADDRESS	EARNINGS
[illegible] Corporation [illegible] Avenue [illegible], California	Aetna Casualty & Surety Company 2404 Wilshire Boulevard Los Angeles, California 90054	$ 19,976.60
[illegible] Engineering & [illegible] Company, now a divi- [illegible] Corning Fiber- [illegible] Corporation [illegible] Road [illegible], California	Aetna Casualty & Surety Company	16,669.02
[illegible] Insulation Company [illegible] Street [illegible], California	Argonaut Insurance Company 443 Shatto Place Los Angeles, California 90005	2,032.20
[illegible] Insulation Company [illegible] South Yates Avenue [illegible], California	Fireman's Fund Insurance Companies 3223 West Sixth Street Los Angeles, California	4,246.75
[illegible], Inc. [illegible] Second Street [illegible], California	Pacific Employers Insurance Company 4050 Wilshire Boulevard Los Angeles, California	700.00
[illegible] Engineering & [illegible] Company [illegible] Second Street [illegible], California	Pacific Employers Insurance Company	5,186.07
[illegible] Insulation Company [illegible] South Yates Avenue [illegible], California	Pacific Employers Insurance Company	2,067.30
[illegible], Inc. [illegible] Monterey Pass Road [illegible] Park, California	Pacific Employers Insurance Company	6,366.30
[illegible] Corporation [illegible] Street [illegible], California	Self-Insured	3,352.00
[illegible] & Asbestos Works [illegible] Street [illegible], California	Self-Insured	1,466.00
[illegible] Engineering & [illegible] Company [illegible] Boulevard [illegible], California	Travelers Insurance Company 3600 Wilshire Boulevard Los Angeles, California	19,117.00
[illegible] Sales [illegible] [illegible] [illegible], California	Travelers Insurance Company	2,050.50
[illegible] Corporation [illegible] Street [illegible], California	Self-Insured	100.00
[illegible] Insulation Com- [illegible], Inc. [illegible] Cypress [illegible], California	State Compensation Insurance Fund 600 South Lafayette Park Place Los Angeles, California	3,739.20

CONTINUED FROM ATTACHMENT #1

	Carrier & Address	Earnings
[illegible] Company [illegible] Street [illegible], California	Industrial Indemnity Company 605 South Virgil Avenue Los Angeles, California 90005	$ 3,366.00
[illegible] ation [illegible] [illegible], California	Industrial Indemnity Company	52.50
[illegible], Inc. [illegible] 10th Street [illegible], California	Industrial Indemnity Company	1,237.00
[illegible], Inc. [illegible] Street [illegible], California	American Motorists 3545 Wilshire Boulevard Los Angeles, California 90005	7,327.00
[illegible], Inc.	Royal Globe Insurance Company 210 West Seventh Street Los Angeles, California	690.00
[illegible] Carey Mfg. Company [illegible] Monterey Pass Road Monterey Park, California	General Accident Fire & Life Assurance Corporation Limited 3535 West Sixth Street Los Angeles, California 90005	2,250.00

INTER/OFFICE COMMUNICATION

February 13, 1968

To F. L. Gardner, Lancaster

From W. A. Maggio, Los Angeles

Subject Workmen's Compensation Appeals Board
Notice of Time and Place of
Hearing
John Tyler - Case No. 67 LB 36087

Attached for your information is the subject appeals board notice.

sj
attachment

FORM 1501 Printed in U.S.A.

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

JOHN TYLER

Applicant

vs.

SEE ATTACHED SHEET

Defendant

Case No. 67 LB 36087

Notice of Time and Place of Further Hearing

NORMAL ONLY

ONE FULL (1) DAY

NOTICE TO ALL PARTIES

You are hereby notified that further hearing will be held in the above-entitled action at

230 EAST FOURTH STREET, ROOM 302, LONG BEACH, CALIFORNIA 90312

APRIL 15, 1968 at 9:00 A.M.

WORKMEN'S COMPENSATION APPEALS BOARD

By JOHN L. STRUETT
Referee

NOTE: CONTINUANCES AND FURTHER HEARINGS ARE NOT FAVORED.

SERVED BY MAIL ON PERSONS SHOWN ON
THE OFFICIAL ADDRESS RECORD
Date: 2-5-68 By: sk

1. ARMSTRONG CORK CORP.

2. H.S. McKITTRICK CO.

3. J.T. THORPE, INC.
   (a) SELF INSURED
   (b) ROYAL INDEMNITY CO.
   (c) AMERICAN MOTORISTS INS. CO.

4. MOBILE OIL CORP.
   SELF INSURED

5. MARINE ENGINEERING & SUPPLY CO.

6. PLANT RUBBER & ASBESTOS WORKS
   SELF INSURED

7. FIBREBOARD CORP.
   SELF INSURED

8. HUGH A. ELSDON

9. BECHTEL CORP.
   INDUSTRIAL INDEMNITY CO.

10. THORPE INSULATION CO.
    SELF INSURED
    FIREMAN'S FUND INS. CO.

11. ARMSTRONG CONTRACTING & SUPPLY CO.
    TRAVELERS INS. CO.
    AETNA CASUALTY & SURETY CO.

12. FIBERGLASS ENGINEERING & SUPPLY CO.
    now a DIV. OF OWENS CORNING FIBERGLASS CORP.
    AETNA CASUALTY & SURETY CO.
    RELIANCE INS. CO.

13. JOHN MANSVILLE SALES CORP.
    TRAVELERS INS. CO.

14. COAST INSULATING PRODUCTS
    (a) PACIFIC EMPLOYERS INS. CO.
    (b) SELF INSURED
    (c) GUARANTEE INS. CO.
    (d) ARGONAUT INS. CO.

15. THE H. PAINS CO.
    STATE COMPENSATION INS. FUND

16. [illegible] INSULATION CO., INC.
    (a) SELF INSURED
    (b) STATE COMPENSATION INS. FUND

17. [illegible] ASBESTOS CO.
    INDUSTRIAL INDEMNITY CO.

18. [illegible]LOON CO. INC.
    SELF INSURED

19. INSULATIONS INC.
    PACIFIC EMPLOYERS INS. CO.

20. thermal engineering, inc.
    HOFFMAN & CO.
    INDUSTRIAL INDEMNITY CO.

21. BALDWIN-EHRET-HILL
    INS. CO. OF NO. AMERICAN

22. THE PHILIP CAREY MFG. CO.
    GENERAL ACCIDENT FIRE & LIFE
    ASSURANCE CORP.

Pls. Rec. to WCM for Forwarding to JEZ

BEFORE THE WORKMEN'S COMPENSATION APPEALS BOARD OF THE STATE OF CALIFORNIA

CASE NO. 67 LB 36087

JOHN TYLER; Applicant, vs. THE PHILIP CAREY MANUFACTURING COMPANY; GENERAL ACCIDENT FIRE AND LIFE ASSURANCE CORPORATION, LTD., et al. Defendants.	FINDINGS AND AWARD AND ORDER DENYING PETITION TO COMMUTE

Rose, Klein & Marias, by Howard A. Gebler, attorneys for applicant
Brill, Hunt, DeBuys & Burby, by Richard L. Moomau, attorneys for General Accident Fire and Life Assurance Corp., Ltd.
Robert Klempner, attorney for State Compensation Insurance Fund
J. D. Henderson, representative for American Motorists Insurance Company
Ives, Hirwan & Dibble, by John [illegible] Francis, attorneys for American Mutual Insurance Company
Clopton & Penny, by Robert [illegible], attorneys for Pacific Employers Insurance Company, Reliance Insurance Company, and Insurance Company of North America
Weingand, Kendig & [illegible], by Robert C. Wreisner, attorneys for [illegible] & Surety Company, and Argonaut Insurance Company
Herlihy, Herlihy, [illegible] Nelson, by Jack Sisk, attorneys for The Travelers Insurance Company
Allen, Petersen & [illegible], by [illegible] Dowling, attorneys for Industrial Indemnity Company, and Industrial Indemnity Exchange
Mr. Nazin, representative for Fireman's Fund Insurance Company
Samuelson, Dolson & Whitehead, by Donald Gonzales, attorneys for Guarantee Insurance Company
Brobeck, Phleger & Harrison, by Rinaldo Sciaroni, Jr., attorneys for Plant Rubber & Asbestos Works, self-insured; and Fiberboard Corporation, formerly Fiberboard Paper Products Corporation, self-insured
James W. Hockstratten, by Charles R. Ibold, Jr., attorneys for Royal Indemnity Company
Sims Hamilton, attorney for Mobil Oil Corporation, self-insured

An Application having been filed herein; all parties having appeared, and the matter having been regularly submitted, the Honorable RAYMOND LEAVER, Referee, now finds, awards and orders as follows:

Department of Industrial Relations
Division of Industrial Accidents
Workmen's Compensation Appeals Board
State of California
DIA WCAB Form 43 (Rev. 4-66)
(Formerly Form 2[illegible])

FINDINGS OF FACT

1. John Tyler, born February 26, 1918, sustained a compensable injury to his lungs, arising out of and occurring in the course of his employment as an asbestos worker in California from 1943 through January 9, 1967 and while specifically so employed from January 1, 1967 through January 9, 1967 by Philip Carey Manufacturing Company, which was then insured by General Accident, Fire and Life Assurance Corporation, Ltd.

2. Applicant has elected to proceed against Philip Carey Manufacturing Company under Labor Code section 5500.5.

3. Applicant's earnings were maximum at the time of injury.

4. The injury caused temporary disability from January 10, 1967 through March 3, 1967, when applicant's condition became permanent and stationary, entitling applicant to $70.00 a week during said period.

5. Applicant is [illegible], and 60% of said disability was caused by the injury [illegible] entitling applicant to 240 weeks at $52.50 a week or [illegible].

6. Applicant is entitled to be furnished with such lifetime medical treatment as may reasonably be necessary to cure or relieve the effects of the injury.

7. Applicant is entitled to medical-legal costs of $362.00 payable as follows: $192.00 to Dr. Morton Kritzer; $100.00 to Dr. Herbert Shubin; $20.00 to Dr. Charles Weinstein; and $50.00 to applicant (for his partial payment to Dr. Kritzer).

8. Subject to correction for clerical error, applicant is allowed additional medical-legal costs of $50.00 for reports from Dr. Baker and Dr. Palaren, payable to Rose, Klein and Marias.

9. Applicant is entitled to reimbursement for the reasonable value of self-procured medical treatment in 1966 and 1967 related

COPY

to the cure or relief of the effects of the injury, to be adjusted by the parties.

10. The lien claims of the Veterans Administration and of Occidental Life Insurance Company are allowed out of the award for reimbursement for self-procured medical treatment, insofar as applicable, to be adjusted by the parties.

11 The Department of Employment is allowed a lien at the rate of $70.00 a week for the period January 17, 1967 through March 3, 1967 in the amount of $460.00.

12. The Department of Employment's lien for hospitalization benefits of $120.00 for the period June 11, 1966 to June 20, 1966 is allowed, insofar as applicable, out of the award for reimbursement for self-procured medical treatment, to be adjusted by the parties.

13. Jurisdiction is [illegible] the issue as to whether applicant's employment with [illegible] Corporation and Plant Rubber Asbestos Works [illegible] state jurisdiction.

14. Rose, Klein [illegible] are allowed a lien of $119.25 for costs exclusive of medical-legal costs.

15. Defendants were not prejudiced by lack of notice.

16. The claim is not barred by the Statute of Limitations.

17. Applicant's attorneys are allowed a fee of $1,500.00.

A W A R D

AWARD IS MADE in favor of [illegible], against GENERAL ACCIDENT FIRE AND LIFE [illegible] CORPORATION, LTD., of temporary disability indemnity at the rate of $70.00 per week, for the period of January 10, 1967 through March 3, 1967; together with permanent disability indemnity of $[illegible].00, payable at the rate of $52.50 per week, commencing March 11, 1967 and continuing weekly thereafter until fully paid; together with interest thereon

Department of Industrial Relations
Division of Industrial Accidents
Workmen's Compensation Appeals Board
State of California
DIA WCAB Form 63 (Rev. 4-66)
(Formerly Form 2[illegible])

as provided by law, to [illegible] future medical treatment pursuant to Finding No. 8; [illegible] with medical-legal costs as set forth in Findings Nos. [illegible] together with reimbursement for self-procured medical [illegible] as set forth in Findings No. 9, 10 and 12; less [illegible] of the Department of Employment at the rate of $70.00 a week for the period January 17, 1967 through March 3, 1967 in the [illegible] of $560.00; less $110.25 payable to Rose, Klein & Marias for costs; less $2,500.00 payable to Rose, Klein & Marias, applicant's attorneys, as lien for their fee.

[illegible]

GOOD CAUSE APPEARING [illegible]

IT IS [illegible] this [illegible] for reconsideration be and it is hereby denied.

([illegible])

[illegible]

Dated at Long Beach, California

OCT 6 1967

Served by mail on all parties listed on the official address record

By: [illegible]

OCT 20 1967

-4-

J. S. Teller - Lancaster August 23, 1967

W. A. Pagnio - Branch Manager-L.A.

John Tyler - Workmen's Compensation
Appeals Board - Notice of Hearing

Attached for your information is a Workmen's Compensation Appeals Board Notice of Hearing for John Tyler on October 3, 1967.

VDL
cc M. C. Sweet - L.A.

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

JOHN OYLER

Applicant

vs.

SEE ATTACHED SHEET

Defendant

Case No. 67 LB 36087

NOTICE OF HEARING

THREE-FOURTHS DAY

You are hereby notified that an application for compensation has been filed with the Workmen's Compensation Appeals Board of the State of California. You are further notified that said application has been set for hearing at

230 EAST FOURTH STREET, ROOM 302, LONG BEACH, CALIFORNIA

OCTOBER 3, 1967 at 9:00 A.M.

and that at said time and place the Workmen's Compensation Appeals Board will proceed to hear and dispose of the said application in the manner prescribed by law.

WORKMEN'S COMPENSATION APPEALS BOARD

By JOHN L. STRUETT
Referee

Dated at: LONG BEACH, CALIFORNIA

NOTE: The parties are expected to submit all disputed issues for decision at this hearing. All witnesses, evidence, medical reports, payrolls and other proof [illegible] evidence at the hearing. CONTINUANCES WILL BE GRANTED ONLY UPON A CLEAR SHOWING OF GOOD CAUSE. Requests for [illegible] to be made within 5 days of the date of this notice.

NOTE: *TO INSURED EMPLOYERS.* Your attendance at this hearing may not be necessary. Ask your insurance company.

MAILED BY MAIL ON PERSONS SHOWN
ON THE OFFICIAL ADDRESS RECORD
Date: 9/12/67 By: SS

EMPLOYERS	INSURANCE COS.
1. Armet Cork Corp.	1.
2. M. S. McMillrick Co.	2.
3. J. T. Thorpe, Inc.	3. Self-Insured Royal Indemnity American Motorists American Mutual Ins. Co.
4. Mobil Oil Corp.	4. Self-Insured
5. Marine Engineering & Supply Co.	5.
6. Plant Rubber & Asbestos Works	6. Self-Insured
7. Fireboard Corp.	7. Self-Insured
8. Hugh A. Elsdon	8.
9. Bechtel	9. Industrial Indemnity
10. Thorpe Insulation Co.	10. Self-Insured Fireman Fund Ins. Co.
11. Armstrong Contracting & Supply	11. Travelers Ins. Co. Aetna Casualty & SuretyCo.
12. Fiberglass Engineering & Supply Co. Div. of Owens Corning Fiberglas Corp.	12. Aetna Casualty & Surety Co. Reliance Insurance Co.
13. Johns Manville Sales Corp	13. Travelers Ensurance
14. Coast Insulating Products	14. Pacific Employers Ins. Co. Self-Insured Guarantee Insurance [illegible] Co Argonaut Insurance Co.
15. Lee R. Skins Co.	15. State Compensation Insurance Fun
16. Accurate Insulation Co., Inc.	16. Self-Insured State Compensation Ins. Fund
17. Plant Asbestos Co.	17. Industrial Indemnity
18. Muldoon Co. Inc.	18. Self-Insured
19. Insulations Inc	19. Pacific Employers Ins. Co.
20. Thermal Engineering, Inc. Hoffman & Co.	20. Industrial Indemnity
21. Baldwin-Ehret-Hill, Inc.	21. Ins. Co. of North America
22. The Philip Carey Mfg. Co.	22. General Accident Fire & Life Assurance Corp. limited, a corp.

Marked X - Paid out

WORKMEN'S COMPENSATION APPEALS BOARD

INDUSTRIAL ACCIDENT COMMISSION

STATE OF CALIFORNIA

67 LB 36057

JOHN I. TYLER, JR. *Applicant*

vs.

MUNDET CORP CORP., et al

Defendants

Order Dismissing
Party Defendant

Good Cause Appearing Therefor:

IT IS HEREBY ORDERED THAT General Petroleum Corp., Income & Excise Tax Dept., The Long Bell Lumber Co., Standard Asbestos Mfg. & Insulating Co., Stearns Roger Corp, Industrial Furnaces, Inc., Industrial Insulators, Inc., Slattery & Co., Inc., c/o John J. Connor Pres., B & B Engineering & Supply Co., Inc., The Asbestos & Magnesia Materials Co., Jackson Insulation, Inc., Fuller Austin Insulations Co., Home Insulation Co., Los Angeles Cork Co., Reese Insulation Co., Minnesota Mining & Mfg., Co., Armstrong Cork Co., Tacoma Asbestos Co., Plant Asbestos Co., Thermal Engineering, Inc.

be dismissed as a party defendant in the above-entitled case.

Referee

INDUSTRIAL ACCIDENT COMMISSION

WORKMEN'S COMPENSATION APPEALS BOARD

Date 5-[illegible]

LONG BEACH

All persons served as listed on the Official address sheet by mail

(412) 261-0216
CABLE ADDRESS ALEXCAND

ALEXANDER AGENCY, INC.

INSURANCE - WORLD WIDE SINCE 1853

UNION BANK BLDG. - PITTSBURGH, PA. 15222

June 1, 1967

Wallace B.Hofferth,Insurance Manager
Armstrong Cork Company
Lancaster, Pa.

Dear Mr. Hofferth:

Subject: John Tyler vs Fiberglass Engineering and Supply Company, et al
California Workmen's Compensation Case 67 LB36(
Aetna Claim R (D) 33 CC 156831 MR

I wish to acknowledge copy of your letter and Notice of Hearing and order dismissing party defendant.

I have forwarded this to the Standard Accident Ins.Co.

Very truly yours,

S.A.Huy

H.

INTER/OFFICE COMMUNICATION

To J.E. Zeller, Lancaster May 26, 1967

From W.A. Maggio, Los Angeles

Subject Workmen's Compensation Appeals Board
John Tyler
Case No. 67 LB 36087

Attached please find the Workmen's Compensation Notice of Hearing on the subject former employee.

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FORM 1501 Printed in U.S.A.

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

Applicant

vs.

Defendant ...

Case No.

NOTICE OF HEARING

You are hereby notified that an application for compensation has been filed with the Workmen's Compensation Appeals Board of the State of California. You are further notified that said application has been set for hearing at

and that at said time and place the Workmen's Compensation Appeals Board will proceed to hear and dispose of the said application in the manner prescribed by law.

WORKMEN'S COMPENSATION APPEALS BOARD

By *Referee*

Dated at:

NOTE: The parties are expected to submit all disputed issues for decision at this hearing. All witnesses, evidence, medical reports, payrolls and other proof must be available at the hearing. CONTINUANCES WILL BE GRANTED ONLY UPON A CLEAR SHOWING OF GOOD CAUSE. Requests for continuances are to be made within 5 days of the date of the notice.

NOTE TO INSURED EMPLOYERS. Your attendance at this hearing may not be necessary. Ask your insurance company.

SERVED BY MAIL ON PERSONS SHOWN ON THE OFFICIAL ADDRESS RECORD
Date: By:

Mabel C. [illegible]
Insurance Dept.
4/25/67

JOHN TYLER S.S.# 500-09-4525
Lakewood, California

AC&S employee and formerly ACCo employee ASBESTOSIS CLAIM

According to a listing we received from the Workmen's Compensation Appeals Board, Division of Industrial Accidents, Long Beach, CALIFORNIA, John Tyler worked for Armstrong Cork Company and Armstrong Contracting and Supply Corporation during the periods listed below and received remuneration in the amounts stated.

We are now asked to substantiate these facts. I realize that because of our Retention of Records schedule we do not have much of this information. However, please give us what you have. Can you determine when Mr. Tyler was first employed by AC&S or Armstrong? No Can you tell us if he worked for us in '51, '52 and '56? - No Records, except in MSC

7 yrs & Current

Then if you could give us a breakdown of his earnings by weekly pay periods & number of days worked for the years 1962, 1964 and 1965 it would be most helpful.

Also, could you tell us for these 3 years the reason for his leaving.

Thank you very much.

Mabel

ARMSTRONG CORK COMPANY

Period ending	Earned	Insured by
9/30/51	$ 1,158.	Standard Accident
12/31/51	1,604.25	"
3/31/52	1,339.75	Travelers
6/30/52	143.75	"
9/30/52	308.85	"
12/31/52	961.35	"
3/31/56	286.	"
6/30/56	2,240.88	"
9/30/56	572.	"
* 12/31/60	187.70	"

THIS LISTING SHOULD BE ARMSTRONG CONTRACTING

ARMSTRONG CONTRACTING AND SUPPLY CORPORATION

Period ending	Earned	Insured by
3/31/60	$ 952.	Travelers Ins.C
6/30/60	1,471.50	"
9/30/60	2,188.80	"
3/31/61	2,120.80	"
6/30/61	2,059.20	"
9/30/61	366.40	"
12/31/61	253.60	"
3/31/62	735.69	"
6/30/62	869.23	"
	$ 1604.72	
9/30/64	1,972.40	Aetna C. & S. C
9/30/65	1,519.73	"

* This possibly is erroneous. AC&S formed 1/1/58 & there is no payroll listed for 4th quarter of '60 under AC&S

Work Periods	Reason for Leaving
9-15-56 - 7-26-56 - A	No work
2-15-60 - 4-14-60 - A	"
5-12-60 - 11-11-61 - E	Sick
9-11-61 - 11-15-61 - A	No work
3-2-62 - 4-24-62 - A	"
6-25-64 - 7-4-64 - B	Quit voluntarily
6-28-65 - 8-13-65 - A	No work
9-17-66 - 9-15-66 - A	"

Pay Ending	Gross	Weeks
2-9-62	7488	2
2-16-62	14796	4
2-23-62	18720	5
3-2-62	22485	6
3-9-62	22275	5
3-16-62	18720	5
3-23-62	18720	5
3-30-62	18720	5
4-6-62	7488	2
	160192	37 Year 1962
6-28-64	8320	2
7-5-64	20800	5
7-12-64	16640	4
7-19-64	20800	5
7-26-64	16640	4

Pay Ending	Gross	Weeks
8-2-64	17760	4
8-16-64	17760	4
8-23-64	13320	3
8-30-64	22200	5
9-6-64	22200	5
	197240	46 Year 1964
7-4-65	22200	5
7-11-65	17760	4
7-18-65	20813	6
7-25-65	22200	5
8-1-65	22200	5
8-8-65	22400	5
8-15-65	23400	5
	151973	34 Year 1965

May 1, 1967

[illegible]

[illegible]

Gentlemen:

[illegible] 67 - [illegible]
[illegible] Contracting

[illegible]

In [illegible] letter of April 11 [illegible]

[illegible]

[illegible]

Very truly yours,

[illegible]

[illegible]

[illegible]

[illegible]

Travelers Insurance Company, c/o [illegible], Inc.
[illegible]
[illegible] 21211
([illegible])

GOOD CAUSE APPEARING.
The application herein is [illegible] date.

Department of Industrial Relations
Division of Industrial Accidents
Workmen's Compensation Appeals Board
State of California

APPLICATION
FOR ADJUDICATION OF CLAIM

[illegible]

CASE NO. 67 LB [illegible]

Please file signed original and six copies and print or type names and addresses

Mr. [illegible] (Injured Employee) — 6333 [illegible] (Applicant's Address)

Social Security No. 5[illegible]-69-4525 — Lakewood, California

(Applicant, if other than injured employee) — (Applicant's Address)

vs.

SEE [illegible] (Employer) — (Employer's Address)

S[illegible] (Employer's Address) — (Address of Insurance Carrier, if any)

IT IS CLAIMED THAT:

1. The injured employee, born 2-2[illegible]-1918 (Date of Birth), while employed as a n Asbestos Worker (Occupation at time of injury) 1941 to 1-9-1967 on (Date of Injury) at various (City) Calif. (State), by the employer sustained injury arising out of and in the course of employment to pulmonary disease (State what part of the employee injured)

2. The injury occurred as follows: Exposure and inhalation of silicons, asbestos, etc. (Explain what employee was doing at time of injury and how injury was [illegible])

3. Actual earnings at time of injury were: $6.35 per hr., 40 hrs. per [illegible] (Give weekly or monthly salary or hourly rate and [illegible] hours worked per week) (Separately state value per week or month of [illegible] meals, lodging or other advantages remainder received)

4. The injury caused disability as follows: January 10, 1967 - still off (Specify last day off work due to this injury and [illegible] and ending dates of all periods off due to this injury)

5. Compensation was paid ___ (Yes) X (No) $___ (Total paid) $___ (Weekly rate) ___ (Date of last payment)

6. Medical treatment was received X (Yes) ___ (No) ___ (Date of last treatment) All treatment was furnished by the employer or insurance company X (Yes) X (No) other treatment was provided or paid for by self (Name person or agency providing or paying for medical care)

Doctors not provided or paid for by employer or insurance company, who treated or examined for this injury are V. A. Hospital, Long Beach (State names and addresses of such doctors and names of hospitals to which such doctors admitted injured)

7. Unemployment Insurance or Unemployment Compensation Disability benefits have been received since the date of injury ___ (Yes) ___ (No)

8. Other cases have been filed for industrial injuries by this employer as follows: None (Specify case number and city where filed)

9. This application is filed because of a disagreement regarding liability for: Temporary disability indemnity X Permanent disability indemnity X Reimbursement for medical expense X Medical treatment X Compensation at proper rate ___ Other ___ Specify ___ and applicant requests a hearing and award of the same, and for all other appropriate benefits provided by law.

Hearing requested at Long Beach (City) Dated at Long Beach (City), California, May 12, 1967 (Date)

Number of witnesses ___ Pre trial wanted ___ (Yes) ___ (No)

Estimated time of trial [illegible] 1 FULL DAY [illegible] (Signature)

Set now XXX Set later on written request ___

By: [illegible] (Name of Attorney)

900 [illegible] Howard A. [illegible] Santa Ana (Address of Attorney)

Telephone 541-41[illegible]

EMPLOYER & ADDRESS	EARNINGS FOR QUARTER ENDED			CARRIER
Mundet Cork Corp. 6116 Walker Ave. Maywood, California	6/30/43	-	$658.90	SELF-INSURED OUT OF BUSINESS
	9/30/43	-	628.77	
	12-31-43	-	769.69	
	3-31-44	-	1,002.63	
	6-30-44	-	166.50	
	4-30-43	-	768.00	
	12-31-53	-	2,200.00	
	3-31-54	-	1,569.76	
	6-30-54	-	1,787.00	
	9-30-54	-	243.24	
	3-31-55	-	1,734.00	
	6-30-55	-	795.60	
	12-31-55	-	1,358.50	
	3-31-56	-	104.00	
	9-30-56	-	1,086.36	
	12-31-56	-	1,420.40	
	9-30-57	-	653.20	
	12-31-57	-	1,618.80	
	3-31-58	-	1,411.25	
	3-31-59	-	1,616.00	
	6-30-59	-	2,086.80	
	9-30-59	-	196.80	
E. S. McKittrick Company 7839 South Santa Fe Huntington Park, Calif.	6-30-44	-	73.20	SELF-INSURED OUT OF BUSINESS
J. T. Thorpe, Inc. 948 East Second St. Los Angeles, Calif.	6-30-44	-	505.50	SELF-INSURED
	9-30-44	-	328.75	Royal Indemnity 210 West 7th St. Los Angeles, Cal #RCS-944480
	6-30-48	-	334.13	(1-1-52 /53)
	12-31-50	-	786.25	
	9-30-53	-	690.00	American Motoris
	12-31-56	-	321.60	Insurance Compan
	3-31-57	-	1,675.00	3545 Wilshire
	6-30-57	-	281.40	Los Angeles, Cal
	3-31-58	-	532.80	#GCM-431-898
	6-30-58	-	1,095.20	(1-1-56/59)
	12-31-58	-	426.60	#3CM-431-898
	12-31-63	-	2,055.40	(1-1-63/65)
	3-31-64	-	1,129.68	American Mutual 8929 Sepulveda Los Angeles, Ca #5CM 431-898 (1-1-56/57) #4CM-431-898 (1-1-64/65)
Mobil Oil Corporation 612 So. Flower Los Angeles, Calif. 90054	6-30-44	-	100.00	SELF-INSURED
Marine Engineering & Supply Company 941 East Second St. Los Angeles, Calif.	9-30-44	-	342.25	SELF-INSURED
	3-31-46	-	378.00	
	6-30-46	-	826.00	
	9-30-46	-	42.00	
	12-31-46	-	966.57	
	3-31-47	-	394.50	OUT OF BUSINESS
	3-31-51	-	1,168.25	
	6-30-51	-	1,068.50	
Plant Rubber & Asbestos Works 475 Brannon Street San Francisco, Calif.	3-31-46	-	52.00	SELF-INSURED
	3-31-47	-	385.00	Brobeck, Phlege
	6-30-47	-	648.00	Harrison, 111
	9-30-47	-	361.00	St., San Francl

[illegible] San Francisco, Calif.	12-31-47	-	1,000.00	Bechtel, [illegible] & Harrison 111 Sutter St San Francisco
	3-31-48	-	902.25	
	6-30-48	-	482.00	
Hugh A. Elsdon 3202 East Olive Huntington Park, Calif.	6-30-48	-	126.00	SELF-INSURED OUT OF BUSINESS
Bechtel Corporation 220 Bush Street San Francisco, California	6-30-48	-	52.50	SELF-INSURED prior to 3-1- Industrial Indemnity Co. 505 So. Virgi Los Angeles #CC100424 (3-1-57/67)
Thorpe Insulation Co. 2741 So. Vitco Ave. Los Angeles, Calif.	6-30-48	-	169.00	SELF-INSURED Fireman's Fun
	9-30-48	-	479.13	Insurance Com
	9-30-50	-	752.50	1616 E. 17th
	12-31-50	-	198.75	Santa Ana, Ca
	3-31-51	-	160.00	(1-1-52/53)
	6-30-51	-	198.00	Fireman's Fun
	9-30-51	-	110.00	Ins. Co.
	6-30-52	-	1,097.50	3223 W. 6th
	9-30-52	-	803.30	Los Angeles
	3-31-53	-	513.30	#VC188757
	9-30-55	-	1,550.25	(1-1-53/56)
	12-31-55	-	78.00	#WCP 3943
	6-30-57	-	26.80	(10-1-55 with
	9-30-57	-	187.60	continuous cov
	9-30-59	-	442.80	age #WPI20360
				10-1-60/61)
Armstrong Contracting & Supply Company 4340 District Boulevard Los Angeles, California	9-30-51	-	$1,158.00	Travelers Ins.
	12-31-51	-	1,604.25	Company
	3-31-52	-	1,339.75	3600 Wilshire
	6-30-52	-	143.75	Los Angeles
	9-30-52	-	308.85	#2047243
	12-31-52	-	961.35	(1-1-52/53)
	3-31-56	-	286.00	#RUB-4991518
	6-30-56	-	2,240.88	(1-1-56/57)
	9-30-56	-	572.00	#RUB-8659227
	12-31-60	-	187.70	(1-1-60/63)
	3-31-60	-	952.00	Aetna Casualty
	6-30-60	-	1,471.50	Surety Company
	9-30-60	-	2,188.80	2404 Wilshire
	3-31-61	-	2,120.80	Los Angeles, Ca
	6-30-61	-	2,059.20	#98-C2001-[illegible]
	9-30-61	-	366.40	1-1-63/5-1-67
	12-31-61	-	253.60	
	3-31-62	-	735.69	
	6-30-62	-	869.23	
	9-30-64	-	1,972.40	
	9-30-65	-	1,519.73	
	1966	-	1,029.60	
Fiberglass Engineering & Supply Co., Now A Div. of Owens Corning Fiberglas Corporation 5933 Telegraph Rd. Los Angeles, Calif.	9-30-52	-	72.60	Aetna Casualty &
	12-31-52	-	567.20	Surety Co.
	3-31-53	-	379.40	#31C-585-RR
	9-30-57	-	89.40	(9-1-50/67)
	6-30-59	-	65.60	#2C-3258-SR (PT)
	12-31-62	-	309.12	#02C-004191 SR-1
	3-31-63	-	2,308.68	Reliance Insurat
	6-30-63	-	2,124.24	Company
	9-30-63	-	367.08	548 So. Kingsley
	3-31-64	-	1,190.64	Los Angeles, Ca
	6-30-64		2,455.36	(periods unknow
	9-30-64	-	355.20	SELF-INSURED

	PAYMENTS FOR QUARTER ENDED			CARRIER
[illegible] Engineering	12-31-64	-	793.60	
(continued)	3-31-65	-	1,198.80	
Inc.	1966		4,386.90	
Page 2				
John Manville Sales Corp. Lomita Boulevard Vernon, California	3-31-53	-	632.20	Travelers Insurance C #RUB249-5145 1010 North Main St. Santa Ana, California (7-1-52/54)
	6-30-53	-	1,425.30	
Coast Insulating Products 2834 Lacey Street Los Angeles, California	6-30-55	-	381.20	Pacific Employers Insurance Company 4050 Wilshire Blvd. Los Angeles, Californi #WCC-55592 (9-11-51/5 SELF-INSURED OUT OF BUSINESS Guarantee Insurance 1671 Wilshire, Los Ang #206329, 10-1-53 to 5-1-55 Argonaut Insurance Co. 443 Shatto Place Los Angeles, Calif. #86736 (5-1-55/56)
	3-31-56	-	1,651.00	
	12-31-61	-	293.12	
	3-31-62	-	1,368.48	
Lee R. Ehins Company 4933 Valley Boulevard Los Angeles, California	12-31-58	-	61.60	State Compensation Ins Fund #219325-58 (10-1-58/1-1-59)
Accurate Insulation Co., Inc.				
900 So. Cypress St. La Habra, California	12-31-58	-	221.20	SELF-INSURED State Compensation Ins Fund #140046-66 (1-1-62/63)
	6-30-62	-	1,721.24	
	12-31-62	-	1,796.76	
Plant Asbestos Co. 1300 64th Street Emeryville, Calif.	9-30-59	-	1,496.00	Industrial Indem. Co. #CP-600056 (1-1-59/61)
	12-31-59	-	1,760.00	
	3-31-60	-	102.00	
Muldoon Company, Inc. 6557 E. Shaw Ave. Clovis, California	6-30-61	-	109.44	SELF-INSURED OUT OF BUSINESS
	9-30-61	-	1,630.80	
Insulations, Inc. 532 So. Monterey Pass Rd. Monterey Park, Calif.	3-31-65	-	799.20	Pacific Employers Ins. #01-PEC-24319 (4-6-64/67)
	6-30-65	-	2,911.20	
	12-31-65	-	690.30	
	1966	-	1,965.60	
Thermal Engineering, Inc. Hoffman & So. 10th St. Richmond, California	12-31-65	-	1,237.00	Industrial Indemnity (#CC-103031 (6-1-64/66)
Baldwin-Ehret-Hill, Inc. 4800 East 26th Street Los Angeles, California	12-31-65	-	257.40	Insurance Company of North America 621 So. Virgil Ave. Los Angeles, Calif. #WC-483328 (1-1-65/66
The Philip Carey Mfg. Co. 532 So. Monterey Pass Rd. Monterey Park, Calif.	1966	-	1,825.00	General Accident Insu Group 3535 West 6th Street Los Angeles, Calif.
	1967	-	?	

LIFE & CASUALTY

Casualty & Surety Division
2404 Wilshire Boulevard
Los Angeles, California 90054
382-5481

April 11, 1967

Armstrong Cork Company
Lancaster, Pennsylvania

Attention: Wallace B. Hofferth,
Insurance Manager

Gentlemen:

CLAIM R (D) 33 CC 156831 MR - INSURED: ARMSTRONG CORK CORPORATION
CLAIMANT: JOHN TYLER - WCAB CASE NO. 67 - LB 36087
CROSS REFERENCE: JOHN TYLER VS FIBRE GLASS ENGINEERING AND SUPPLY, ET AL

In response to your letter of March 21, 1967, we have established the above claim number and have forwarded a legal file to our attorney's office in case it is necessary to make an appearance before the Los Angeles Workmens Compensation Appeals Board on your behalf. Since our attorneys are presently defending Gibre Glass Engineering and Supply Company against Mr. Tyler's allegations, we are, of course, being kept advised of all current developments.

In your letter of March 21, 1967, you mentioned that Mr. Tyler's employment with Armstrong Cork Company and amount of wages earned have not yet been substantiated. Since these are the two most important factors in determining the extent of exposure, in continuous trauma cases, we ask that you begin an immediate investigation of these two points and forward your findings to our office, so that we can be prepared in case Armstrong Cork Company is joined as a party defendant in this matter.

We will keep in touch with you regarding all developments in this case.

Very truly yours,

ÆTNA LIFE AND CASUALTY COMPANY

Don Shelton, Claim Representative
Workmens Compensation Unit
mj

April 14, 1967

AIR MAIL

Mr. J. P. McGaughey
Claim Supervisor
Reliance Insurance Companies
[illegible] South Kingsley Drive
Los Angeles, California 90005

Dear Mr. McGaughey:

Subject: John [illegible] vs.
[illegible] Engineering & Supply, Et Al
California W. C. Case 67[illegible]
Your File - Suspense 7116

Standard Accident Insurance Company insured Armstrong Cork Company in California in 1951 under workmen's compensation policy [illegible]. Your company did not insure us in 1952 as stated in my letter of March 21; this was an error on my part and 1952 should have been listed as one of The Travelers' years.

Armstrong Contracting and Supply Corporation came into existence on January 1, 1[illegible] and was formed [illegible] the former contracting operation of Armstrong Cork Company. It is a [illegible] subsidiary of Armstrong Cork Company and [illegible] was not an insured of your company.

This case was originally scheduled for hearing on April 6 but it was [illegible] from the calendar by the [illegible] who ruled that it was not in [illegible]. We assume that this information is part of your file even though it was not received and forwarded by us until March 29.

Any further correspondence will be sent directly to your attention.

Very truly yours,

Wallace B. Hafferth
Insurance Manager

DMB

CERTIFIED
RETURN RECEIPT REQUESTED

RELIANCE INSURANCE COMPANIES

548 SOUTH KINGSLEY DRIVE • LOS ANGELES, CALIFORNIA 90005 • TELEPHONE: (213) 385-7171

RELIANCE INSURANCE COMPANY
RELIANCE STANDARD LIFE INSURANCE COMPANY
PLANET INSURANCE COMPANY

April 10, 1967

Armstrong Cork Company

Lancaster, Pa. 17604

Attention: Wallace B. Hofferth
Insurance Manager

Re: Our File : Suspense 7115
Insured : Fiberglass Engineering & Supply
Claimant : John Tyler
D/Injury : Various

4/14/67 WSH

Dear Mr. Hofferth:

A carbon copy of your letter with attachments has been directed to this office by our Pittsburgh office.

We will very shortly have litigation in Los Angeles.

In your letter you indicate coverage by Standard Accident Insurance Company for the years 1951 and 1952. Could you supply us with policy numbers or copies of the policies for these years? You also indicate that either Reliance or Standard Accident Insurance Company covered Armstrong Contracting and Supply Corporation and I would appreciate your confirming this, if possible, with policy numbers.

I can appreciate the difficulties in establishing this coverage and appreciate very much your cooperation. Inasmuch as further litigation is anticipated at an early date I would appreciate hearing from you at your earliest convenience.

Very truly yours,

RELIANCE INSURANCE COMPANIES

J. D. McGaughey
Claim Supervisor

1951 - AZ 718480

JDMc:mg

DEPARTMENT OF INDUSTRIAL RELATIONS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

ANSWER of MOBIL OIL CORPORATION

JOHN TYLER
(INJURED EMPLOYEE)

Case No. 67LP36087

Date of alleged injury: 1941 to 1/9/67

vs.

*MOBIL OIL CORPORATION
(CORRECT NAME OF EMPLOYER)

612 S. Flower Street, Los Angeles
(EMPLOYER'S ADDRESS)

Self-Insured
(CORRECT NAME OF INSURANCE CARRIER)

(INSURANCE CARRIER'S ADDRESS)

926 (Formerly No. 397
(CERTIFICATE NUMBER IF SELF-INSURED)

ANSWERING DEFENDANTS deny the allegations of the Application as indicated below with such explanations as expressly set forth and admit all other material allegations.

DENIALS (MARK X IF ALLEGATION IS DENIED)		EXPLAIN BELOW
X	Employment	
X	Occupation	
X	Injury	(IF DENIAL IS BASED ON DATE OR PART OF BODY INJURED EXPLAIN FULLY)
	Insurance coverage	(CHECK IF EMPLOYER HAS BEEN NOTIFIED TO APPEAR AND DEFEND)
X	Liability for self procured treatment	
X	Liability for future medical treatment	
X	Medical-legal costs	
X	Earnings	
X	Periods of disability	(GIVE LAST DAY WORKED AND CORRECT DATE OF RETURN TO WORK)
X	Permanent disability	(IF APPORTIONMENT IS CLAIMED, SO STATE)

4/3/67

IT IS FURTHER ALLEGED:

1. Defendants have paid disability indemnity in the total amount of $ None at the rate of $ _____ a week beginning _____ through _____ plus _____

2. Affirmative defenses and other matters: _____

*Mobil Oil Corporation, formerly known as Socony Mobil Oil Company, In successor by merger to General Petroleum Corporation

Defendants do not waive the right to raise additional issues in accordance with the provisions of law and the Rules of Practice if other issues develop.

Estimated time for trial: _____

All defendants medical reports have been filed _____

Additional reports will be filed before trial _____

Pre-trial wanted: ____ YES ____ NO

Dated at Los Angeles (CITY), California, 3/30/67 (DATE)

MOBIL OIL CORPORATION
(EMPLOYER OR INSURANCE CARRIER)

By: _____

Stanley Roller
612 S. Flower St., L.A. 90054 -626-571
(ADDRESS AND TELEPHONE NUMBER OF ATTORNEY)

DIA WCAP Form 10 (Rev. 1/66)
(FORMERLY FORM 30)

March 2[illegible], 1[illegible]7

[illegible]

[illegible] Casualty and Surety Company
[illegible]
[illegible], California [illegible]

Gentlemen:

Subject: John [illegible] vs.
[illegible] & Supply, et al
[illegible] Case No. 6[illegible]

This case which was [illegible] hearing on April 6, 19[illegible]7 has been ordered off [illegible] the file was not in a [illegible] condition. A copy of [illegible]'s notice is [illegible].

Very truly yours,

[illegible]
Insurance Manager

[illegible]

Enclosures

Mr. [illegible]
[illegible], Inc.
[illegible]
[illegible], Pennsylvania [illegible]

Loss Department
[illegible], Inc.
[illegible]
[illegible], Maryland [illegible]

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS

WORKMEN'S COMPENSATION APPEALS BOARD

STATE OF CALIFORNIA

JOHN TYLER

Applicant

vs.

FIBERGLASS ENGINEERING AND SUPPLY
INSULATION INCORPORATED
AETNA CASUALTY & SURETY COMPANY

Defendants

Case No. 67 LB 36087

Order Joining Party Defendant

Good Cause Appearing:

IT IS ORDERED THAT

SEE ATTACHED LIST

be joined as a party defendant herein.

Ordered Eff Calendar 3/23/

JOHN L. STAULTZ
Referee, WORKMEN'S COMPENSATION APPEALS BOARD

SERVED ON ALL PARTIES LISTED
ON THE OFFICIAL EXPRESS RECORD
Date: 3-2[illegible]-67

STATE OF CALIFORNIA—EMPLOYMENT RELATIONS AGENCY EDMUND G. BROWN, Governor
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF INDUSTRIAL ACCIDENTS—WORKMEN'S COMPENSATION APPEALS BOARD
320 EAST FOURTH STREET
LONG BEACH, CALIFORNIA 90812

March 23, 1967

Howard A. Gebler, Esq.
Rose, Klein & Marias
900 North Broadway
Santa Ana, California 92701

Robert C. Wreisner, Esq.
Weingand, Kendig & Stockwell
206 West Fourth Street
Santa Ana, California

RE: JOHN TYLER vs. FIBERGLASS ENGINEERING, et. al
CASE NUMBER 67 LB 36087

Gentlemen:

This will acknowledge receipt of Mr. Gebler's letter dated March 16, 1967, which requests joinder of additional employers, pursuant to information received from the Department of Health, Education and Welfare. Pursuant to this request, an Order Joining Party Defendants is concurrently being issued, and a copy of same accompanies this letter.

Mr. Gebler further indicates that inquiry is being made with the California Inspection Rating Bureau, to ascertain the carriers for the employers named.

Under these circumstances, the file is not in a condition to be tried on its present hearing date of April 6, 1967, inasmuch as the parties have not been properly joined pursuant to the Rules of Practice and Procedure. Therefore, this letter constitutes notice to the parties that the matter is ORDERED OFF CALENDAR, to be re-set at the request of any party of interest.

The matter will only be re-set when the file is determined by the trial Referee to be in a trialable condition. This state is defined as follows:

> The filing of an amended application, setting forth the total period of exposure, the individual periods of exposure identified with each employer, and the periods of coverage of each employer with the various insurance carriers for such risk.

When the amended Application is furnished us, in that condition, with sufficient copies to serve upon all parties, the matter will then be re-set for hearing and trial on all issues.

It is noted that the applicant had similar employment in this case, as an Asbestos Worker, as in the case of OLLIE W. ROGERS vs. FIBERGLASS ENGINEERING, et. al., Case Number 64 IR 26779. It is recommended that applicant's Counsel review that record to expedite information concerning coverage.

Very truly yours,

BORIS RAYNES
Referee

BR:kjb
cc: Aetna Casualty & Surety, P.O. Box 54165, Los Angeles 90054
cc: 40 employers listed on attached Order of Joinder

March 21, 1967

Attn: [illegible]

The Aetna Casualty and Surety Company
[illegible] Wilshire Boulevard
Los Angeles, California 90057

Gentlemen:

Subject: John Cyler vs.
Fiberglass Engineering & Supply, et al
California Workmen's Compensation Case No. 67 LB 35087

The enclosed Application for Adjudication of Claim alleges employment with Armstrong Cork Company and Fiberglass Contracting and Supply Corporation at various times over a period of years starting in 1951 and extending into 1965. The years involved and our insurance carriers for those periods are listed below:

1951 [illegible] - Standard Accident Insurance Company
1952, 1953 & 1960-1962 - The Travelers
1964 & 1965 - The Aetna Casualty and Surety Company

We are sending copies of this letter to the other two insurance companies involved. Undoubtedly, you will receive notices directly from the State as soon as the claimant's attorney has identified the insurance carriers involved. At this point, we have not substantiated Mr. Cyler's employment with us nor the amount of wages earned. We will do so, however, upon your specific instructions.

Very truly yours,

Wallace D. Hofferth
Insurance Manager

DHB

Enclosures

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

Loss Department
Alexander & Alexander, Inc.
222 North Charles Street
Baltimore, Maryland 21213

LAW OFFICES OF
ROSE, KLEIN & MARIAS

March 17, 1967

Workmen's Compensation Appeals Board
230 East Fourth Street
Long Beach, California

Re: John Tyler vs. Fiberglass Engineering & Supply
Case No. 67 LB 36087

Gentlemen:

The above-captioned matter is now set for hearing on April 6, 1967. Pursuant to information received from the Department of Health, Education and Welfare, it is respectfully requested that the employers listed on the attached sheets be joined as parties defendant in the above-captioned matter.

Along with a copy of this letter, we are serving the newly joined defendants with a copy of the Application previously filed with your Board on January 18, 1967.

We have requested information from the California Inspection Rating Bureau as to the carriers for these named defendants but have not yet received this information. As soon as these carriers are ascertained we will notify them accordingly.

Very truly yours,

Howard A. Gebler
of
ROSE, KLEIN & MARIAS

HAG:mv

Amended

	Employer Name and Address	Period Ended	Amount
1.	Mundet Cork Corp. 65 South 11th St. Brooklyn, New York	6/30/43 9/30/43 12/31/43	$ 658.90 628.77 769.69
	Mundet Cork Corp.	3/31/44 6/30/44	$ 1,002.63 166.50
2.	E. S. McKittrick Co., Inc. 7839 S. Santa Fe Ave. Huntington Park, California	6/30/44	73.50
3.	J. T. Thorpe, Inc. 948 E. Second St. Los Angeles, California	6/30/44 9/30/44	505.50 328.75
4.	General Petroleum Corp. Income & Excise Tax Dept. 612 S. Flower St. Los Angeles, California	6/30/44	100.00
5.	Marine Engineering & Supply Co. 941 E. Second St. Los Angeles, California	9/30/44	342.25
	Marine Engineering & Supply Co.	3/31/46 6/30/46 9/30/46 12/31/46	$ 378.00 826.00 42.00 966.57
6	Plant Rubber & Asbestos Works 537 Brannan St. San Francisco, California	3/31/46	52.00
7.	The Long Bell Lumber Co. Weed California	9/30/46	5.40
	Marine Engineering & Supply Co.	3/31/47	$ 394.50
	Plant Rubber & Asbestos Works	3/31/47 6/30/47 9/30/47	385.00 648.00 361.00

	Employer Name and Address	Period Ended	Amount
8.	Standard Asbestos Mfg. & Insulation Co. 410 N. Olive St. Kansas City, Missouri	6/30/47 9/30/47 12/31/47	$ 462.00 460.90 12.65
9.	Fibreboard Paper Products Corp. 1789 Montgomery Street San Francisco, California	9/30/47 12/31/47	829.00 1,059.00
	J. T. Thorpe, Inc.	6/30/48	$ 334.13
	Fibreboard Paper Products Corp.	3/31/48 6/30/48	982.25 482.00
10.	Hugh A. Elsdon 3262 E. Gage Ave. Huntington Park, California	6/30/48	126.00
11.	Bechtel Corp. 220 Bush St. San Francisco, California	6/30/48	52.50
12.	Thorpe Insulation Company 2741 S. Yates Ave. Los Angeles, California	6/30/48 9/30/48	169.00 479.13
13.	Stearns Roger Corporation 660 Hancock St. Denver, Colorado	9/30/48	311.75
14.	Industrial Furnaces, Inc. 944 E. Slauson Ave. Los Angeles, California	9/30/48	18.00
15.	Industrial Insulators, Inc. Box 3308 Houston, Texas	12/31/48	180.60
16.	Slattery & Company, Inc. c/o John J. Connor, Pres. 181 Vallejo St. Denver, Colorado	9/30/48	129.00

	Employer Name and Address	Period Ended	Amount
	Industrial Insulators, Inc.	3/31/49	$ 131.15
		6/30/49	40.85
	B & B Engineering & Supply Co., Inc.	3/31/49	914.29
17.	P. O. Box 2531	6/30/49	199.95
	Houston, Texas	12/31/49	76.00
	The Asbestos & Magnesia Materials Co.	6/30/49	792.27
18.	119-127 N. Peoria St.	9/30/49	748.20
	Chicago, Illinois	12/31/49	32.40
	Jackson Insulation, Inc.	9/30/49	396.00
19.	Box 489	12/31/49	659.26
	Jackson, Michigan		
	Fuller Austin Insulation Co.	12/31/49	41.56
20.	Box 36305		
	Houston, Texas		
	Mundet Cork Corp.	12/31/49	166.25
21.	7101 Tonnelle Ave.		
	North Bergen, New Jersey		
	J. T. Thorpe, Inc.	12/31/50	$ 786.25
	Thorpe Insulation Company	9/30/50	752.50
		12/31/50	198.75
	B & B Engineering & Supply Co., Inc.	3/31/50	549.82
		6/30/50	216.94
	Fuller Austin Insulation Co.	3/31/50	251.75
	Acme Insulation Co.	3/31/50	93.81
22.	P. O. Box 4001	6/30/50	85.50
	Corpus Christi, Texas		
	Los Angeles Cork Co.		
	N. Dudley, A. E. McMullen &		
23	W. R. Hargrove	9/30/50	135.00
	365 N. Ave. 22		
	Los Angeles, California		

	Employer Name and Address	Period Ended	Amount
24.	Reece Insulation Co. 1603 S. Main St. Los Angeles, California	9/30/50 12/31/50	$ 170.00 80.00
25.	Minnesota Mining & Manufacturing Company Box 3376 St. Paul, Minnesota	12/31/50	113.76
	Marine Engineering & Supply Co.	3/31/51 6/30/51	$ 1,168.25 1,068.50
	Thorpe Insulation Company	3/31/51 6/30/51 9/30/51	160.00 198.00 110.00
26.	Armstrong Cork Co. Liberty & Charlotte Sts. Lancaster, Pennsylvania	9/30/51 12/31/51	1,158.00 1,604.25
	Thorpe Insulation Company	6/30/52 9/30/52	$ 1,087.50 803.30
	Armstrong Cork Co.	3/31/52 6/30/52 9/30/52 12/31/52	1,339.75 143.75 308.85 961.35
27.	Tacoma Asbestos Co. 25th & Holgate Tacoma, Washington	6/30/52	509.25
28.	Fiberglas Engineering & Supply Co. 941 E. Second St. Los Angeles, California	9/30/52 12/31/52	72.60 567.20
	J. T. Thorpe, Inc.	9/30/53	$ 690.00
	Thorpe Insulation Company	3/31/53	513.30
	Fiberglas Engineering & Supply Co.	3/31/53	379.40
	Mundet Cork Corp.	9/30/53 12/31/53	768.00 2,200.00

525

Employer Name and Address	Period Ended	Amount
Johns Manville Sales Corp.	3/31/53	$ 632.20
22 E. 40th St.	6/30/53	1,426.30
29. New York, New York		
Mundet Cork Corp.	3/31/54	$ 1,569.76
	6/30/54	1,787.00
	9/30/54	243.24
Thorpe Insulation Company	9/30/55	$ 1,550.25
	12/31/55	78.00
Mundet Cork Corp.	3/31/55	1,734.00
	6/30/55	795.50
	12/31/55	1,358.50
Coast Insulating Products	6/30/55	381.20
2684 Lacey St.		
30. Los Angeles, California		
J. T. Thorpe, Inc.	12/31/56	$ 321.60
Armstrong Cork Co.	3/31/56	286.00
	6/30/56	2,240.88
	9/30/56	572.00
Mundet Cork Corp.	3/31/56	104.00
	9/30/56	1,036.36
	12/31/56	1,420.40
Coast Insulating Products	3/31/56	1,651.00
Reece Insulation Company	12/31/56	160.80
4563 Valley Blvd.		
31. Los Angeles, California		
J. T. Thorpe, Inc.	3/31/57	$ 1,675.00
	6/30/57	281.40
Thorpe Insulation Company	6/30/57	26.80
	9/30/57	187.60
B & B Engineering & Supply Co., Inc.	9/30/57	207.87
Mundet Cork Corp.	9/30/57	653.20
	12/31/57	1,618.80

	Employer Name and Address	Period Ended	Amount
	Owens Corning Fiberglas Corp. P. O. Box 901 Toledo, Ohio	9/30/57	$ 89.40
	J. T. Thorpe, Inc.	3/31/58	$ 532.80
		6/30/58	1,095.20
		12/31/58	426.60
	Mundet Cork Corp.	3/31/58	1,411.25
	Lee R. Ekins Company 4933 Valley Boulevard Los Angeles, California	12/31/58	61.60
	Accurate Insulation Co., Inc. 900 South Cypress St. La Habra, California	12/31/58	221.20
	Thorpe Insulation Company	9/30/59	$ 442.80
	Mundet Cork Corp.	3/31/59	1,616.00
		6/30/59	2,096.80
		9/30/59	196.80
	Owens Corning Fiberglas Corp.	6/30/59	65.60
	Plant Asbestos Co. 1300 64th Street Emeryville, California	9/30/59	1,496.00
		12/31/59	1,768.00
	Armstrong Cork Co.	12/31/60	$ 187.70
	Plant Asbestos Co.	3/31/60	102.00
	Armstrong Contracting & Supply Corporation 120 N. Lime St. Lancaster, Pennsylvania	3/31/60	952.00
		6/30/60	1,471.50
		9/30/60	2,188.80
	Coast Insulating Products	12/31/61	$ 293.12
	Armstrong Contracting & Supply Corporation	3/31/61	2,120.80
		6/30/61	2,059.20
		9/30/61	366.40
		12/31/61	253.60

Employer Name and Address	Period Ended	Amount
Muldoon Company, Inc. 655 E. Shaw Avenue Clovis, California	6/30/61	$ 109.44
	9/30/61	1,630.80
Coast Insulating Products	3/31/62	$ 1,368.48
Owens Corning Fiberglas Corp.	12/31/62	309.12
Accurate Insulation Co., Inc.	6/30/62	1,721.24
	12/31/62	1,796.76
Armstrong Contracting & Supply Corporation	3/31/62	735.69
	6/30/62	869.23
J. T. Thorpe, Inc.	12/31/63	$ 2,055.40
Owens Corning Fiberglas Corp.	3/31/63	2,308.68
	6/30/63	2,124.24
	9/30/63	367.08
J. T. Thorpe, Inc.	3/31/64	$ 1,129.68
Owens Corning Fiberglas Corp.	3/31/64	1,190.64
	6/30/64	2,455.36
	9/30/64	355.20
	12/31/64	798.80
Armstrong Contracting & Supply Corporation	9/30/64	1,972.40
Owens Corning Fiberglas Corp.	3/31/65	$ 1,198.80
Armstrong Contracting & Supply Corporation	9/30/65	1,519.73
Insulations, Inc. 532 South Monterey Pass Road Monterey Park, California	3/31/65	799.20
	6/30/65	2,911.20
	12/31/65	690.30
Thermal Engineering, Incorporated Hoffman & S. Tenth St. Richmond, California	12/31/65	1,237.00
Baldwin Ehret Hill, Inc. 500 Breunig Ave. Trenton, New Jersey or 4800 E. 26th Street Los Angeles, California	12/31/65	257.40

(412) 261-0216
CABLE ADDRESS ALEXCANO

ALEXANDER AGENCY, INC.

INSURANCE - WORLD WIDE SINCE 1853

UNION BANK BLDG. - PITTSBURGH, PA. 15222

March 22,1967

William B.Hofferth,Insurance Manager
Armstrong Cork Company
Lancaster, Pa.

Dear Mr. Hofferth:

Re: John Tyler Vs Fiberglass Engineering & Supply,et al
California Workmen's Compensation Case No.67 LB36[illegible]

We wish to acknowledge receipt of copy of letter and papers in connection with the above.

We have forwarded them to the Standard Accident Insurance Co. for attention.

Very truly yours,

P.R.Shriver
By S.A.Hay
S.A.Hay

H.
cm

INTER/OFFICE COMMUNICATION

To J.E. Zeller, Lancaster October 11, 1967

From W.A. Maggio, Los Angeles

Subject Workman's Compensation Appeals Board
Case No. 67 LB 36087

Attached for your interest is the findings and award on the subject case.

CS

FORM 1501 Printed in U.S.A.

GOOD CAUSE APPEARING:
The application herein is taken off calendar.

REFEREE MEAD DATE

Department of Industrial Relations
Division of Industrial Accidents
Workmen's Compensation Appeals Board
State of California

APPLICATION
FOR ADJUDICATION OF CLAIM

CASE NO.

Please file signed original and six copies and print or type names and addresses

Mr. ~~Mrs. Miss~~ JOHN TYLER — 6333 Dashwood

Social Security No. 500-09-4525 — Lakewood, California

(APPLICANT IF OTHER THAN INJURED EMPLOYEE) (APPLICANT'S ADDRESS)

vs

FIBERGLASS ENGINEERING AND SUPPLY INSULATION INCORPORATED — 5933 Telegraph Rd., Los Angeles, C
532 Monterey Pass Road,
Monterey Park, California

AETNA CASUALTY & SURETY COMPANY, a corporation — 2404 Wilshire Boulevard
Los Angeles, California

IT IS CLAIMED THAT:

1. The injured employee, born 2-26-1918 (DATE OF BIRTH) while employed as a n Asbestos Worker (OCCUPATION AT TIME OF INJURY) on 1941 to 1-9-1957 (DATE OF INJURY) at Monterey Park (CITY) Calif. (STATE), by the employer sustained injury arising of and in the course of employment to pulmonary disease (ATTACH WHAT PARTS OF BODY WERE INJURED)

2. The injury occurred as follows: Exposure xx and inhalation of silicons, asbestos, etc (EXPLAIN WHAT EMPLOYEE WAS DOING AT TIME OF INJURY AND HOW INJURY WAS RECEIVED)

3. Actual earnings at time of injury were: $6.35 per hr., 40 hrs. per wk. (GIVE WEEKLY OR MONTHLY SALARY OR PER HOUR RATE AND NUMBER OF HOURS WORKED PER WEEK)

(SEPARATELY STATE VALUE PER WEEK OR MONTH OF TIPS, MEALS, OR OTHER ADVANTAGES RECEIVED PRECEDING)

4. The injury caused disability as follows: January 10, 1967 - still off (SPECIFY LAST DATE OF DISABILITY OF INJURY AND BEGINNING AND ENDING DATES OF ALL PERIODS OFF DUE TO THIS INJ.)

5. Compensation was paid ___ (YES) X (NO) $___ (TOTAL PAID) $___ (WEEKLY RATE) ___ (DATE OF LAST PAYMENT)

6. Medical treatment was received X (YES) ___ (NO) ___ (DATE OF LAST TREATMENT) All treatment was furnished by the employer or insuran company ___ (YES) X (NO) other treatment was provided or paid for by self (NAME PERSON OR AGENCY PROVIDING OR PAYING FOR MEDICAL CARE)

Doctors not provided or paid for by employer or insurance company, who treated or examined for this injury are V. A. Hospital, Long Beach (STATE NAMES AND ADDRESSES OF SUCH DOCTORS AND NAME OF HOSPITALS TO WHICH DOCTORS ADMITTED INJURED)

7. Unemployment Insurance or Unemployment Compensation Disability benefits have been received since the date of injury ___ (YES) X (NO)

8. Other cases have been filed for industrial injuries by the employee as follows: None (SPECIFY CASE NUMBER AND CITY WHERE FILED)

9. This application is filed because of a disagreement regarding liability for Temporary disability indemnity X Permanent disability indemnity X Reimbursement for medical expense X Medical treatment X Compensation at proper rate ___ Other ___ Specify: ___ and applicant requests a hearing and award of the same, and for all ___ and benefits provided by law.

Hearing requested at $ Long Beach Veterans Hospital Dr. Santa Ana, California, Jan. 18, 195

Number of witnesses ___ Pre-trial wanted ___ /s/John Tyler

Estimated time of trial 2 hours

XX Sworn to or written request

ROSE, [illegible] & [illegible]
By: [illegible] A. Gebler
[illegible] A. Gebler
900 [illegible] Broadway, Santa Ana

Telephone 541-4128