

LIBERTY MUTUAL



2530 Walnut Hill Lane, Dallas, Texas 75229 • Tel. (214) 350-7611

June 17, 1976

Mr. Dean Pohlens, Controller
Kelly-Moore Paint Company, Inc.
301 West Hurst Blvd.
Hurst, Texas 76053

PLAINTIFF'S
EXHIBIT

KM-329

RE: BROKEN ARROW, OKLAHOMA PLANT
REVIEW PHYSICAL EXAMINATION - 6/3/76

Dear Mr. Pohlens:

At your request, I reviewed completed physical examinations for the Broken Arrow (Tulsa) location including Production, Truck Drivers, outside Sales and Management.

Several inconsistencies were noted and discussed with you. These recommendations are the result of this review:

I. PROVIDE MEDICAL CONTROLS FOR ASBESTOS TO PLANT MANAGEMENT.

The physical examination plan - PACO Employees, apparently is only including Production Workers and not Plant Management. The only physical examination available for the Plant Superintendent was dated 4/8/65. Plant Management should be included in the PACO Program to include a Pre-placement Annual and Termination physical examination.

II. ASSURE ALL PROCEDURES OF THE PHYSICAL EXAMINATION PLAN - PACO EMPLOYEES ARE INCLUDED.

Kelly-Moore Paint Company has outlined specific procedures to be utilized for Pre-placement, Annual and Termination Examinations.

In reviewing the Production employee's physical examination records there appeared to be many inconsistencies of the records; medical history questionnaire and/or physical findings. For example:

To: Doug Merrill For action

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KMX 00574

Employee: T. B.

Date of hire: 4/13/76
Physical examination dated: 4/13/76
Medical History Questionnaire/Supplement #1
dated: 4/15/76

This should be completed the day of the
physical examination.
No urinalysis recorded as done.
Neither back nor chest X-ray were indicated as given.
"Location" not completed.
No copy of Pulmonary Function Test in file.

Employee: M. J.

Date of hire: 1/28/76
Physical examination dated: 1/30/76
Medical histories dated: 1/30/76

Did not write yes - made "X".
Location not given.
The medical information was apparently two days after
date of hire.
Physical examination noted:
5'11" 249 lbs. (about 70 lbs. overweight) and
not mentioned by doctor.
No color vision - no near vision.
No urinalysis.
"Normal" X-ray lumbar spine.
There is nothing on the record to indicate chest X-ray
or Pulmonary Function Test given.

There is a definite need for someone to be designated responsible
in Broken Arrow to assure all records are completed in full and
all laboratory/X-ray procedures are included in the physical ex-
amination.

III. ASSURE TRUCK DRIVER PHYSICAL EXAMINATIONS MEET DEPARTMENT OF
TRANSPORTATION REQUIREMENTS.

Two truck drivers work out of the Broken Arrow (Tulsa) location.
The physical examination record was not a DOT form and was
incomplete. One did not indicate a urinalysis was done; the
other did not have near vision or color vision recorded.

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IV. INCORPORATE A TRANSFER PHYSICAL EXAMINATION FOR OUTSIDE SALES.

One former Truck Driver transferred to outside Sales on 2/1/76. The last prior physical examination was given 5/22/74. These individuals need to be in good physical condition. Their job requiring a lot of automobile driving, affects the safety of others as well as the Kelly-Moore Company.

Please do not hesitate to contact me or Larry Richmond if you have question regarding this letter.

Sincerely,

Sally Land, RN

S. A. Land, R. N.
Senior Health Consultant
Loss Prevention Department

SAL/eb

cc: Mr. William E. Moore, President
Mr. Ted Gessner, Secretary-Treasurer
Mr. Robert Miller, Vice President-Production

KMX 00576