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**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY**

IN RE: ASBESTOS LITIGATION : C.A. NO.: 77C-ASB-2

**DEFENDANT CHARLES A. WAGNER COMPANY, INC.'S
STANDARD ANSWERS TO STANDING ORDER NO. 1 INTERROGATORIES
AS MANDATED BY PARAGRAPH 11 OF STANDING ORDER NO. 1
AS AMENDED ON OCTOBER 13, 2006**

1. Describe in detail, with specificity and particularity each product mined, produced, manufactured or sold by the answering defendant or its predecessors in title or subsidiaries which contained asbestos for each year from 1936 until 1980; and for each such product describe:

(a) Its chemical ingredients;
(b) State the manner in which it was intended to be used, i.e., in the construction and/or insulation of buildings and/or equipment, etc.;

(c) For each ingredient contained therein state:
(i) The name or chemical composition of each substance, what harmful effects, if any are known, that it produced in man or mammals and whether it produces its harmful effects through ingestion, inhalation, absorption or a combination of these;

(ii) When you determined and/or learned that the substance produced harmful effects and how such effects were produced;

(iii) Identify each individual who participated in such determination and/or obtained such knowledge;

(iv) Identify each document that refers, reflects or relates to any information pertaining to the properties of each of the ingredients and/or how the harmful effects are produced as well as your determination of those toxic effects and the manner by which they are produced;

(v) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied;

(vi) Which products or ingredients were mined, which were manufactured and which were distributed by answering defendants.

ANSWER: Asbestos

(a) Unknown.

(b) None known to this Defendant.

(c) Unknown

2. If any product identified in answer to Interrogatory No. 1 and was produced, manufactured and/or sold under a trade name, identify that trade name(s) and state the time period that each such product was sold under such trade name.

ANSWER:

2. Not applicable.

3. For each product identified in answer to Interrogatory No. 1, state:

(a) The address of each plant where it was manufactured, processed or packaged;

(b) Whether you were the sole producer, manufacturer and/or distributor of the product and, if not:

(i) The name and address of each other person, firm or other entity engaged in the production, manufacture and/or distribution of the product;

(ii) Whether any other manufacturer produced the product by virtue of a franchise or license from you;

(iii) The persons or firms who produced the product for distribution in the United States;

(iv) The person or firms who produced the product for distribution in the State of Delaware.

ANSWER:

(a) To the best of this Defendant's knowledge, Thetford Mines;

(b) This Defendant was not a producer or manufacturer. This Defendant was not the sole distributor.

i. Unknown.

ii. No.

iii. Asbestos Corporation, Ltd.

iv. Asbestos Corporation, Ltd.

4. For each product identified in answer to Interrogatory 1 state:

(a) How the product was sold and/or distributed for use in the United States and/or the State of Delaware;

(b) Identify all persons, firms or other entities to whom these products were sold or through whom they were distributed during the period 1936 to 1980;

(c) For each such person, firm or other entity identified in answer to subpart (b) above, state the following:

(1) the specific product sold and/or distributed;

(2) the quantity of the product sold and/or distributed;

(3) the dates which these products were sold, shipped and delivered to each entity;

(d) Identify each individual who has any knowledge of these sales and/or distribution and state with specificity and particularity the substance of each individual's knowledge;

(e) Identify and produce all documents which refer, reflect or relate to all sales and/or distribution of each such product to each such entity identified above.

ANSWER:

(a) This Defendant knows only that it sold the product to customers who ordered it and that the region of its sales was the Delaware Valley, including Delaware.

(b) This interrogatory is objected to as overboard and burdensome in the extreme, without waiving this objection, Defendant states that it sold asbestos to the DuPont Seaford Plant.

(c) (1) Asbestos, Grade 6D;
 (2-3)

January 9, 1958	4000 lb.
June 2, 1958	4000 lb.
December 1, 1958	4000 lb.
June 10, 1959	4000 lb.
December 28, 1959	4000 lb.
May 13, 1960	4000 lb.
November 14, 1960	4000 lb.
September 25, 1961	2000 lb.
June 18, 1962	2000 lb.
December 17, 1962	2000 lb.
September 24, 1963	1500 lb.
February 12, 1964	1500 lb.
April 7, 1964	1900 lb.
October 26, 1964	2000 lb.
January 11, 1965	2000 lb.
May 24, 1965	1200 lb.
July 7, 1965	1200 lb.
September 15, 1965	1200 lb.
November 3, 1965	1200 lb.
December 6, 1965	1800 lb.
March 1, 1966	1000 lb.
March 23, 1966	1000 lb.
May 6, 1966	2000 lb.
August 30, 1966	2000 lb.
January 18, 1967	2000 lb.
June 20, 1967	2000 lb.
January 4, 1968	1000 lb.
April 17, 1968	1000 lb.
August 2, 1968	1000 lb.
November 26, 1968	1000 lb.
March 4, 1969	1000 lb.
June 16, 1969	1000 lb.
August 22, 1969	1000 lb.
December 16, 1969	1000 lb.
February 16, 1970	2000 lb.
August 25, 1970	1000 lb.
October 26, 1970	1000 lb.
December 18, 1970	1000 lb.
February 11, 1971	1000 lb.
July 27, 1971	1000 lb.
January 4, 1972	1000 lb.
March 24, 1972	200 lb.
April 7, 1972	100 lb.
August 16, 1972	100 lb.
September 11, 1972	100 lb.
January 29, 1972	100 lb.

(d) Edward Rabon, President, Charles A. Wagner
 Co., Inc. has reviewed records reflecting the above sales. No

individual is known to have knowledge of such sales independent of the records.

(e) All of such records were produced at the Deposition of Edward Rabon on June 19, 1985.

5. For each product identified in answer to Interrogatory 1 state whether you engaged in any advertising program to promote the sale of that product and, if so state:

(a) The name or description of each advertising media that you have used to promote the product during the period 1936 to 1980;

(b) The name of each national magazine or periodical in which you have advertised the product during the period of 1936 through 1980.

(c) The date of each issue of such magazine or periodical in which such advertisement appeared;

(d) The name and address of each newspaper in which it advertised the product during the period of 1936 through 1980;

(e) The date of each publication of each newspaper in which the advertisement appeared;

(f) Identify and produce each document which refers, reflects or pertains to each such advertisement which was published in each such magazine, periodical and/or newspaper;

(g) State whether the advertising of the product was handled by an agency and, if so, state the name and address of each advertising that handled any portion of the advertising of the product during the period 1936 through 1980.

ANSWER: No advertising was undertaken directed to Asbestos.

6. For each product identified in answer to Interrogatory 1 which was distributed to a company that used said products in Delaware or was a distributor of said products for an area including Delaware or was a distributor of said products for an area including Delaware, state:

(a) The name and address of the company;

(b) Whether the asbestos contained was tremolite, crocidolite, chrysotile, amosite and/or anthophyllite asbestos and state the amount in terms of the percentage of the total asbestos contained in the product.

(c) The total amount of asbestos contained in the product;

(d) The exact formulation of the product including the other non-asbestos ingredients thereof;

(e) The name and address of each individual who participated in the formulation of such product;

(f) The identity of each document which refers, reflects or relates to any information provided in the answer to this interrogatory;

(g) The names and address of the persons usually communicated with when dealing with said company.

(h) Identify the living individual most knowledgeable about the answers given above in 6(b), (c) and (d);

(i) Identify the living individual most knowledgeable about distribution of the above products in Delaware and in an area of which Delaware was a part.

ANSWER:

(a) E. I. DuPont deNemours and Co., Seaford Delaware;

(b) To the best of this Defendant's knowledge, the Asbestos sold to the DuPont Company was chrysotile;

(c) The product was Asbestos;

(d) The product was Asbestos;

(e) Unknown;

(f) The records of sales of Asbestos 6D to DuPont have been produced. Invoices reflecting the purchases of Asbestos have been produced;

(g) Unknown;

(h) This information would have to come from this Defendant's supplier, Asbestos Corporation Limited;

(i) Edward Rabon;

7. With regard to each form of asbestos fibers identified in the answer to Interrogatory 6, state:

(a) Where it was purchased, if it was not purchased, where it was obtained;

(b) From whom it was purchased;

(c) The manner in which it was received, stored and used in the production of the product.

ANSWER: This Interrogatory appears to be directed to manufacturers who use Asbestos and not to suppliers such as this Defendant.

8. If you manufacture any insulation products which are commonly used by insulators and which contain asbestos;

(a) describe how the products listed in (b) are cut, shaped, mixed and applied on the jobs giving particular reference as to whether or not the materials have to be sawed or cut on the job, blown into confined areas, or mixed with water into a cement or past;

(b) State if there is any way known to you that the products listed below can be used and applied without the worker inhaling any of the asbestos dust or fibers:

- (1) Asbestos cement; Asbestos Finishes;
- (2) Asbestos pipe covering;
- (3) Asbestos bricks or block;
- (4) Asbestos sheeting;
- (5) Asbestos insulation used to cover extremes of heat as well as cold;
- (6) Asbestos insulation in loose form which may be blown into homes or buildings;
- (7) Asbestos in spray form;
- (8) Asbestos mineral in fiber form or particulate form.
- (9) Asbestos Millboard, rope, gaskets, paper gloves or blanket.

(c) Did your company buy any products listed in (b) above from other manufacturers and relabel it or have it labeled for your company?

(1) If yes, which products and from whom.

(d) Did your company produce any products within the list in (b) above for other companies?

(1) If yes, which products and for whom.

(e) Whether prior to distributing the product you altered it in any manner from the form in which you received it from the source, and if so what type of alterations or modifications were made by you;

(f) Whether prior to distributing the product you re-packaged or in any way altered the packaging or labelling of the product after receiving it from the source, and if so what alterations were made by you.

ANSWER: Not applicable.

9. For each product listed in answer to Interrogatory No. 1, describe each end use for which each such product was intended to be used by the industry and for each such use:

- (a) Describe the form of the product when so used;
- (b) Describe the process and/or method by which the product would be applied for each such use;
- (c) Describe the equipment to be used to apply the product for each such use;
- (d) Identify each document that refers, reflects or relates to any information and state the full substance of the information supplied;
- (e) As to any information received orally in answer to any interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant has no knowledge with which to answer this Interrogatory.

10. State whether any of the equipment identified in answer to Interrogatory No. 9(c) was manufactured by you or any parent or subsidiary company or related company.

ANSWER: Not applicable.

11. If any piece of equipment identified in answer to Interrogatory No. 9(c) was invented, developed or first made by you or any person associated with you or any related company or association, state:

- (a) When it was invented, developed or made;
- (b) The identity of each individual who participated therein and describe in detail the extent of his participation;
- (c) The identity of each document which reflects, refers or relates to any information set forth in answer to this interrogatory.
- (d) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

12. State whether you or any person associated with you or any related company or association invented, developed or made any change and/or improvement in any piece of equipment identified in answer to Interrogatory No. 9(c), and if so:

- (a) Describe the change and/or improvement made;
- (b) State when it was made;
- (c) Identify each individual who participated therein and describe in detail the extent of his participation;
- (d) Identify each document which reflects, refers or relates to any information set forth in answer to this interrogatory;
- (e) As to any information received orally in answer to this interrogatory, identify each person who has supplied such information and state the full substance of the information.

ANSWER: Not applicable.

13. For each process and/or method identified in answer to Interrogatory No. 9(b), state whether it was developed by you or a parent or subsidiary or related company.

ANSWER: Not applicable.

14. For each process and/or method identified in answer to Interrogatory No. 9(b) developed or first made by you or any person associated with you or any related company or association, state:

- (a) when and where it was developed;
- (b) The identity of each individual who participated therein and describe in detail the extent of his participation;
- (c) The identity of each document which reflects, refers or related to any information set forth in answer to this Interrogatory.
- (d) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

15. State whether you or any person associated with you or any related company or association developed or made any change and/or improvement in any process and/or method identified in answer to interrogatory No. 9(b), and if so:

- (a) Describe the change and/or improvement made;
- (b) State when and where it was made;
- (c) Identify each individual who participated therein and describe in detail the extent of his participation;

(d) Identify each document which reflects, refers or related to any information set forth in answer to this interrogatory..

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

16. For each product identified in the answer to Interrogatory No. 1, describe what, if any, tests were made to determine the safety of said product and:

(a) State when and where each such tests was made;

(b) Describe the results of each such test;

(c) Identify each individual who participated therein and describe in detail the extent of his participation;

(d) Identify each document which reflects, refers or relates to any information set forth in answer to this nterrogatory;

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER:

(a) Unknown to this Defendant.

(b) Unknown to this Defendant.

(c) Unknown to this Defendant.

(d) Unknown to this Defendant.

(e) Unknown to this Defendant.

17. For each process or method identified in answer to Interrogatory No. 9(b), describe what, if any, tests were made to determine the safety of said process or method and:

(a) State when and where each such test was made;

(b) Describe the results of each such test;

(c) Identify each individual who participated therein and describe in detail the extent of his participation;

(d) Identify each document which reflects, refers or relates to any information set forth in answer to this interrogatory;

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied

such information and state the full substance of the information supplied.

ANSWER: Not applicable.

18. For each piece of equipment identified in answer to Interrogatory No. 9(c), describe what, if any tests were made to determine the safety of said equipment and:

- (a) State when and where each such test was made;
- (b) Describe the results of each such test;
- (c) Identify each individual who participated therein and describe in detail the extent of his participation;
- (d) Identify each document which reflects, refers or relates to any information set forth in answer to this interrogatory;
- (e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

19. For each label, brochure, or other written material describing or relating to the use of each product identified in answer to Interrogatory No. 1, produced by you or any person associated with you or any related company or association;

- (a) Describe its contents;
- (b) State when, where, how, and to whom it was distributed;
- (c) State the manner in which it was placed on or in the product container or whether it was separate from the product container, or whether it was separate from the product or container;
- (d) State whether any written, printed or graphic matter was present to warn of any harmful ingredient it might contain. If so, state:
 - (i) Whether a signal word, i.e. "danger", "warning" or "caution" was present;
 - (ii) Whether the signal word was printed in boldface, capital letters or different colored inks. Which?
 - (iii) The wording of the statements describing any hazard;
 - (iv) The wording of all directions and/or instructions pertaining to any method of use to avoid any hazard.
- (e) Identify each individual who participated in the writing of the label, brochure or other written materials and describe in detail the extent of his participation;

(f) Identify each document which reflects, refers or relates to the information contained on the labels, brochures, or other written materials and/or the decision to include such information;

(g) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

20. For each produce identified in answer to Interrogatory 1 state whether warnings of any harmful or potentially harmful effects of the product were printed on the cartons or packing cases in which individual containers were packed and, of so:

(a) State the printed warning's contents;

(b) State when the warning was sued;

(c) Describe the manner in which it was placed on or in the product container;

(d) Identify each individual who participated in writing of the label or brochure and describe in detail the extent of his participation;

(e) Identify each document which reflects, refers or relates to the information contained on the cartons or packing cases and the decision to include that information;

(f) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Unknown.

21. For each label, brochure, or other written material describing or relating to each process or method identified in answer to Interrogatory No. 9(b) produced by you or any person associated with you or any related company or association; and afor each such label, brochure or written material:

(a) Describe its contents;

(b) State when, where, how, and to whom it was distributed;

(c) State whether any written, printed or graphic matter was present to warn of any harmful ingredient it might contain. If so, state:

(i) Whether a signal word, i. e. "danger", "warning" or "caution" was present;

(ii) Whether the signal word was printed in boldface, capital letters or different colored inks, and if so, which one;

(iii) The wording of the statements describing any hazard;

(iv) The wording of all directions and/or instructions pertaining to any method of use to avoid any hazard.

(d) Identify each individual who participated in the writing of the label, brochure or other written material and describe in detail the extent of his participation;

(e) Identify each document which reflects, refers or relates to the information contained on the labels, brochures, or other written materials and/or the decision to include such information;

(f) As to any information received orally in answer to this interrogatory, identify each person who supplied information and state the full substance of the information supplied.

ANSWER: Not applicable.

22. For each label, brochure, or other written material describing or relating to equipment identified in answer to Interrogatory No. 9(c), produced by you or any person associated with you or any related company or association; and for each such label, brochure or written material;

(a) Describe its contents;

(b) State when, where, how, and to whom it was distributed;

(c) State whether any written, printed or graphic matter was present to warn of any harmful ingredient it might contain. If so, state:

(i) Whether a signal word, i. e. "danger", "warning" or "caution" was present;

(ii) Whether the signal word was printed in boldface, capital letters or different colored inks, and if so, which one;

(iii) The wording of the statements describing any hazard;

(iv) The wording of all directions and/or instructions pertaining to any method of use to avoid any hazard.

(d) The identity of each individual who participated in the writing of the label, brochure or other written materials and describe in detail the extent of his participation;

(e) The identity of each document which reflects, refers or relates to the information contained on the labels, brochures, or other written materials and/or the decision to include such information;

(f) As to any information received orally in answer to this interrogatory, identify each person who supplied

information and state the full substance of othe information supplied.

ANSWER: Not applicable.

23. With regard to the production, distribution, and/or sale of each product identified in answer to Interrogatory 1 state whether you have ever been accused of violating any of the provisions of the Federal Labeling of Hazardous Substances Act, and, if so, state:

(a) The date of each indictment, complaint or information that accused you of such violation;

(b) The court in which the proceedings were instituted;

(c) The plea you entered;

(d) The verdict and/or judgment in each such case;

(e) The date set for trial of any pending case;

(f) Identify each document which reflects, refers or relates to information pertaining to such accusation;

(g) As to any information received orally in answer to this interrogatory, identify each person who supplied information and state the full substance of the information supplied.

ANSWER: No.

24. For each product identified in answer to Interrogatory 1, state whether you contend it is a "hazardous substance" as defined in 15 United States Code, Section 1261(f) and, if so, state with specificity and particularity the facts which you rely on to support that contention.

ANSWER: This Defendant makes no such contention.

25. With regard to each product identified in answer to Interrogatory 1 state whether any quantity of that product has ever been seized by any agency of any government; and if so:

(a) State the date of each such occurrence;

(b) State the name or description of the violations of which you were accused;

(c) State the court in which the action was filed;

(d) Describe the judgment that was rendered;

(e) State the date that has been set for trial of any pending case;

(f) Identify each document which reflects, refers or relates to information pertaining to such seizure;

(g) As to any information received orally in answer to this interrogatory, identify each person who supplied

such information and state the full substance of the information supplied.

ANSWER: Not to the knowledge to this Defendant.

26. State whether you have ever been the subject of any investigation or accusation by any Governmental Agency concerning the provisions of the Occupational Safety and Health Act of 1970 (P.L. 91-596, 29 U.S.C. §651 et seq.). If so state:

(a) The date of such investigation, accusation, or other administrative or judicial procedure or action;

(b) The administrative agency or court in which any proceedings arising from such investigation or accusation were heard or instituted.

(c) The determination and results of any such accusation or action;

(d) The identity of each document which refers or relates to information set forth in answer to this interrogatory.

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: No.

27. State what action, if any, you have taken since 1935 to reduce or eliminate any risk of occupational disease or personal injury to those engaged in the manufacture of your asbestos products or to those using your asbestos products which arises from the inhalation of dust and fibers.

ANSWER: Not applicable.

28. Describe in full and complete detail each of the activities which you have undertaken with the intention of the warning the public of the effects of any product identified in answer to Interrogatory 1 as to the health of the user or general public and give the inclusive dates of each activity, and:

(a) Identify each individual who participated therein and describe the nature of his participation;

(b) Identify each document which reflects, refers or relates to information pertaining to such warning;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: None.

29. Have you or any of your companies conducted any studies concerning the effects of inhalation of asbestos dust or fibers by one using or being exposed to any of the asbestos materials manufactured by your and/or any of your companies? In answer to this question, please state:

(a) The date, nature and location of your studies;

(b) The name or names of the persons conducting the studies and their address and describe in detail the extent of their participation;

(c) The purpose of the studies;

(d) The identity of each document which refers or relates to any information set forth in answer to this interrogatory;

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: No.

30. Have you or any of your companies conducted any studies designed to minimize or eliminate the inhalation of asbestos dust and fibers by those exposed to the use of any of the products containing asbestos materials manufactured by you or any of your companies? if so:

(a) The date, nature and location of your studies.

(b) The name or names of the persons conducting such studies and their address and describe in detail the extent of this participation;

(c) State what action, if any, was taken based upon such studies in an effort to minimize or eliminate the effects of inhalation of asbestos dust or fibers upon those using or being exposed to the dust and fibers contained in such products as manufactured by your company;

(d) Identify each document which refers or relates to any information set forth in answer to this interrogatory.

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: No.

31. What technique, if any, did and/or do you use to make dust samplings in the manufacturing and packaging

production environment or at job sites where your materials are used?

(a) Set forth in detail the technique used, when it was commenced and when, if ever, it was concluded;

(b) State the purpose for administering such samplings;

(c) State the results of such samplings;

(d) State what action, if any, has been taken in response to the findings as to the dust samples;

(e) Identify each document which refers or relates to such sampling;

(f) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

(g) Identify the living person who has the most knowledge of matters discussed herein.

ANSWER: Not applicable.

32. State what, if any safety measure were taken by you as to your employees, during the processing, manufacturing and packaging of products containing asbestos including but not limited to products that have been distributed to the duPont Company. If any such safety measures were taken, state:

(a) The reason for the use of such measures, equipment or clothing;

(b) Identify each document relating to safety procedures taken by employees or plant personnel in the manufacture, processing and packaging of such products;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information.

ANSWER: Not applicable.

33. State:

(a) Knowledge as to any respirator or other breathing device which was on the market during the relevant period which would prevent the inhalation of asbestos dust and fibers;

(b) A detailed description of such respirator or other breathing device, together with all information as to how such device prevents the inhalation of asbestos dust and fibers.

(c) What tests, if any, were conducted, by whom and where, with regard to the effectiveness of any such device;

(d) Identify each document in any defendant's possession which refers or relates to the subject matter of this interrogatory.

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

34. Have you or anyone on your behalf conducted or had conducted any investigation of the statistical and/or epidemiological relationship between the use of any product identified in answer to Interrogatory 1 and the contraction by humans or animals of cancer including but not limited to mesothelioma. If so:

(a) Identify each person participating in such investigation and describe in detail the extent of this participation;

(b) State when the investigation was conducted;

(c) Identify the person or persons who authorized the investigation;

(d) Identify each document which refers or relates to any information set forth in answer to this interrogatory;

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: No.

35. Have you or anyone on your behalf conducted or had conducted any investigation of the statistical and/or epidemiological relationship between the use of any product identified in answer to Interrogatory 1 and the contraction by humans of pulmonary asbestosis. If so:

(a) Identify each person participating in such investigation and describe in detail the extent of his participation;

(b) State when the investigation was conducted;

(c) Identify the person or persons who authorized the investigation;

(d) Identify each document which refers or relates to any information set forth in answer to this interrogatory;

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: No.

36. Describe in detail all written and oral reports including those reports originating from users of any of the products identified in answer to Interrogatory 1, including doctors, and employees and agents of the defendants concerning any relationship between the use of these products and the development of pulmonary asbestosis in humans or animals;

(a) Identify all persons making said reports and to whom said reports were made;

(b) State whether any report or series of reports initiated changes and/or reevaluation of the production, sale or use, or recommendations for use, of any of those products;

(c) Identify each document which refers or relates to any information set forth in answer to this interrogatory;

(d) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

37. Describe in detail all written and oral reports including those reports originating from users of any of the products identified in answer to Interrogatory 1, including doctors, employees and agents of the defendants concerning any relationship between the use of any of those products and the development of cancer including but not limited to mesothelioma in humans or animals:

(a) Identify all persons making said reports and to whom said reports were made;

(b) State whether any report or series of reports initiated changes and/or reevaluation of the production, sale or use, or recommendations for use, of any of those products;

(c) Identify each document which refers or relates to any information set forth in answer to this interrogatory;

(d) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

38. For each product identified in answer to Interrogatory 1 state whether the production and/or sale of the product has been discontinued and, if so:

- (a) State when it was discontinued;
- (b) State with specificity and particularity all the reasons for the discontinuance.
- (c) Identify each individual who participated in the decision to discontinue production and/or sale and describe in detail the extent of his participation;
- (d) Identify all documents which reflect, refer or relate to each such discontinuance;
- (e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: The sale has been discontinued.

- (a) Sometime in the early 1970's;
- (b) The specifics in particulars are not within the present recollection of any one known to this Defendant. It is known that the decision was economic and not related to the health aspects of the product;
- (c) Unknown;
- (d) None;
- (e) Not applicable;

39. For each product identified in answer to Interrogatory 1, state whether the production and/or sale of that product has been limited and/or curtailed or reduced and, if so:

- (a) Describe how it was so limited or curtailed or reduced;
- (b) State when it was so limited, curtailed or reduced;
- (c) State with specificity and particularity all of the reasons for the limitation, curtailment, or reduction;
- (d) Identify each individual who participated and the extent of his participation in the decision to so limit, curtail or reduce production and/or sale;
- (e) Identify each document which reflects, refers or relates to the limitation, curtailment or reduction and/or the decision to implement the limitation, curtailment or reduction;
- (f) As to any information received orally in answer to this interrogatory, identify each person who supplied

such information and state the full substance of the information supplied.

ANSWER: Not applicable.

40. Do you contend that each of the products identified in Interrogatory 1 do not or did not create any risk to one who applies or uses the produce?

(a) If so, state the factual basis for each such contention;

(b) If not, state:

(i) The degree and kind of risk which is created by such use;

(ii) The conditions under which such risk is created, increased or decreased;

(iii) Identify each document which reflects, refers or relates to your answers to this interrogatory;

(iv) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant makes no such contention at this time.

41. Do you contend that it was not your responsibility to warn workers of the risk of harm arising from the use of your product or of the danger of asbestos to their health?

(a) State the factual basis for such response;

(b) Identify each document which reflects, refers or relates to your answers to this interrogatory;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Yes.

(a) This Defendant had no knowledge, at the time of the sales in question, of the allegedly hazardous nature of the product. It is believed that the purchaser, Plaintiff's employer, did have such knowledge to a far greater extent than did this Defendant. Furthermore, this Defendant was not aware

of any intended use of the product to be made by the purchaser. This Defendant had no access to employees of its purchaser or others who might use or be exposed to the product. This Interrogatory Answer will be supplemented, if necessary, as facts are discovered and legal theories are developed.

(b) None;

(c) No factual information has been received orally to aid in answering this Interrogatory. To the extent that legal theories have been discussed between this Defendant and its Counsel, such information is subject to the Attorney-client privilege and will not be divulged.

42. Do you contend that it was only the responsibility of the employing company involved, or others, to so warn the workers of the risk of harm arising from the use of your product or of the danger of asbestos to their health?

- (a) State the basis for such contention;
- (b) Identify which others were so responsible;
- (c) Identify each document which reflects, refers or relates to your answers to this interrogatory;
- (d) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: (a-d) See answer to number 41. It is believed, insofar this Defendant is concerned, that these Interrogatories request the same information.

43. Do you contend that the danger to any plaintiff was not foreseeable at the time the products alleged to have caused his injuries were sold? If so, as to each plaintiff:

- (a) State the factual basis for such contention;

(b) Identify each document relied upon in support of such contention;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant makes no such contention at this time.

44. Do you contend that the danger from the use by plaintiffs of products containing asbestos was obvious? If so, as to each plaintiff:

(a) State the factual basis for such contention;

(b) Identify all documents relied upon in support of such contention;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant makes no such contention at this time.

45. Do you contend that plaintiffs knew, understood and appreciated the danger arising from their contact with asbestos which you mined or distributed or products containing asbestos which you manufactured or distributed? If so, as to each plaintiff:

(a) State the factual basis for such contention;

(b) Identify each document relied upon in support of such contention;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant makes no such contention at this time.

46. Do you contend that plaintiffs voluntarily and unreasonably exposed themselves to the danger arising from their contact with asbestos which you mined or distributed or products containing asbestos which you manufactured or distributed? If so, as to each plaintiff:

(a) State the factual basis for such contention;

(b) Identify each document relied upon in support of such contention;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant makes no such contention at this time.

47. Do you contend that plaintiffs used any asbestos which you mined or distributed or any products containing asbestos which you manufactured or distributed in other than their usual, customary and expected manner? If so, as to each plaintiff:

(a) State the name and chemical composition of the product claimed to have been used in other than its usual, customary and expected manner;

(b) State the detail manner in which plaintiffs used said product in other than its usual, customary and expected manner;

(c) Identify each document relied upon in support of such contention;

(d) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: This Defendant makes no such contention at this time.

48. With regard to each product identified in answer to Interrogatory 1 or 8, state whether you have ever been named as a defendant in any other civil action, including Workmen's Compensation Actions, filing of Workmen's Compensation consent agreements, or other proceedings, to recover damages for injuries resulting from asbestosis and asbestos related pleural disease received as a result of using that product and, if so, for each proceeding;

(a) State the name and address of each plaintiff;
(b) State the name and address of each co-defendant;
(c) State the date it was filed;
(d) State the name of the Court in which it was filed;
(e) Describe the judgment rendered;
(f) State the date that has been set for trial of any case still pending;

(g) Describe the terms of any settlement reached before or during trial;

(h) State whether any appeal is pending from any judgment that has been rendered;

(i) State the exact nature of the condition alleged in such action to have resulted from the plaintiffs' use of or contact with said product and identify the product involved;

(j) Identify each document which reflects, refers or relates to any information pertaining to that complaint.

ANSWER: This interrogatory is objected to as beyond the scope of Superior Court Civil Rule 26. Without waiving this objection, this Defendant states that the following cases have been filed against this Defendant in jurisdictions other than Delaware, according to presentley available information:

Weldon Smith v. AC and S, Inc. pending in Los Angeles County Superior Court;

Jack L. Schwartz v. Charles Wagner dismissed as to Charles A. Wagner dismissed as to Charles A. Wagner, Inc., upon settlement;

McAlwee v. Ingalls Shipyard pending in the United States District Court in and for the Eastern District of Louisiana.

49. With regard to each product identified in answer to Interrogatory 1 or 8, state whether you have ever received a notice of injury to any other person as a consequence of a condition of asbestosis, asbestos related pleural disease and cancer resulting from the use of that product and, if so:

(a) State the date it was received;

(b) State the name and address of injured person;

(c) Describe in detail the complaint;

(d) Identify each document which reflects, refers or relates to any information pertaining to that complaint;

(e) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: No.

50. With regard to each product identified in answer to Interrogatory 1 or 8 state whether you have ever been named as a defendant in any other action to recover damages for injuries resulting from cancer including but not limited to mesothelioma received as a result of using that product and, if so:

- (a) State the name and address of each plaintiff;
- (b) State the name and address of each co-defendant;
- (c) State the date it was filed;
- (d) State the name of the Court in which it was filed;
- (e) Describe the judgment rendered;
- (f) State the date that has been set for trial of any case still pending;
- (g) Describe the terms of any settlement reached before or during trial;
- (h) State whether any appeal is pending from any judgment that has been rendered.

ANSWER: See No. 48.

51. With respect to the period from 1950 through 1980, state the names, addresses and company title or position of each person who at any time during that period was in charge of the following activities with regard to each of the products identified in answer to Interrogatory 1 or 8:

- (a) Production;
- (b) Marketing;
- (c) Labeling;
- (d) Advertising;
- (e) Product evaluation;
- (f) Research and development;
- (g) Distribution.

ANSWER: Not applicable.

52 Identify the living parties or persons who are the most knowledgeable about asbestos mined and products containing asbestos sold and/or distributed by you from 1936 to present. Identify all documents which relate to such sales and/or distribution.

ANSWER: See Answer to Interrogatory Number 4(d).

53. Have you or has anyone on your behalf attended and/or participated in any conference, seminar, lecture or symposium dealing with the hazards of using any product identified in answer to Interrogatory 1 or 8 or of asbestos in general and, if so, state:

(a) The date and place of such conference, seminar, lecture or symposium;

(b) The person or persons conducting such conference, seminar, lecture or symposium;

(c) The person or persons who attended on your behalf;

(d) The subject matter of such conference, seminar, lecture or symposium;

(e) The speakers and/or moderators at such conference, seminar, lecture or symposium;

(f) Whether any reports or memoranda were made concerning the subject matter of such conference, seminar, lecture or symposium; identifying each such report or memorandum.

ANSWER: No.

54. Are you familiar with the hearing concerning the dangers of asbestos conducted in March, 1967 before the House of Representatives of the United States Congress Sub-Committee on Labor? If so, identify those persons who are or were associated with you that were familiar with that hearing;

ANSWER: No.

55. State when, if at all, you received knowledge of the following publications or matters discussed therein, who received such knowledge and identify all documents relating to such knowledge:

(a) Fleischer, Viles, Gade and Drinker, "A Health Survey of Pipe-Covering Operations in Construction Naval Vessels," 28 J.. Indus. Hyg. 9-16.

(b) Selikoff, et al., "Asbestosis and Neoplasia," 42 Am. J. Med. (1967);

(c) Selikoff, Churg and Hammon, "The Occurrence of Asbestosis Among Industrial Insulation Workers," 132 Ann. New York Acad. Sc. 139 (1965);

(d) "Documentation of the Threshold Limit Values for Substances in Workroom Air," A.C.G.I.H. (3rd 1971);

(e) "Threshold Limit Values for 1961," A.C.G.I.H. (1961).

(f) 1906 report by Dr. H. Montague Murray.

(g) 1934 study by Dr. Anthony J. Lanza,
Assistant Medical Director of Metropolitan Life Insurance
Company.

ANSWER: No.

56. Identify each publication contained in your research library, or otherwise in your custody, including but not by way of limitation, your Research and Development Center, all medical journals, industrial medical journals, industrial hygiene journals, technical literature in the area of asbestos mining, manufacture, application and use, and Governmental publications, dealing with occupational diseases arising from the manufacture and use of asbestos-containing products. As to all such publications, state the volumes which are in your custody and control, when each such volume was received and the present location of such publications.

ANSWER: Not applicable.

57. As to any threshold limit values published by the American Conference of Governmental Industrial Hygienists, state whether you have brought such information to the attention of those using your products. If you have not done so, state the reasons why you have not done so.

ANSWER: Not applicable.

58. Have you been: (a) a member of or (b) affiliated in any manner with or (c) received reports or (d) subscribed for reports or publication to the Industrial Hygiene Foundation of Pittsburgh?

ANSWER: No.

59. With regard to Interrogatory 58, what years did you participate under (a), (b), (c) or (d)?

ANSWER: Not applicable.

60. With regard to Interrogatory 58, do you have any documents obtained from the Industrial Hygiene Foundation? If so:

- (a) List all such documents;
- (b) Who currently has them in their possession?
- (c) When was each received?
- (d) State the name of the individuals who received such documents or information contained in such documents.

ANSWER: No.

61. Have you received any reports or documents prepared by Metropolitan Life Insurance Company from 1929 to about 1960, concerning statistical and other studies of asbestos workers for Johns-Manville? If so, state:

- (a) The documents received;
- (b) Who received them and when;
- (c) The current location of the documents.

ANSWER: No.

62. State all chemical, industrial, medical or trade associations to which you have belonged since 1936.

ANSWER: The National Paint and Coatings Association, the National Association of Chemical Distributors, the Philadelphia Rubber Group.

63. With regard to the associations enumerated in the answer to Interrogatory 62, state:

- (a) The names of each individual associated with the answering defendant since that date who have had dealings with each said association;
- (b) Describe the nature of their dealings with each such association;
- (c) State their last known address;
- (d) If still employed, their current job and title.

ANSWER: (a-d) Edward Rabon, President.

64. Name each corporate officer and/or member of corporate management who attended any meeting and/or conference concerning the health and medical aspects of asbestos and/or the use of products containing asbestos, and for each person identified, state the nature of his participation in each such meeting or conference.

ANSWER: None.

65. State the sources of all products containing asbestos which have been incorporated in any product manufactured by you which have been distributed, sold and/or utilized from 1936 to 1980.

- (a) State the names of all individuals associated with the above stated sources who dealt with or handled your account;

(b) Identify any such document which refers, reflects or relates to any information provided in answer to this interrogatory;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: Not applicable.

66. For each product identified in the answer to Interrogatory 1 or 8, which you distributed, identify the source from which you obtained the product.

(a) State the names of all individuals associated with the above stated sources who dealt with or handled your account and specify who handled your account for products distributed in Delaware;

(b) Identify any such documents which refer, reflect or relate to any information provided in answer to this interrogatory.

ANSWER: Asbestos Corporation Limited.

(a), Paul LeClerc, Mr. Steele, first name unknown

(b) all invoices have been produced.

67. State the names of all individuals associated with you who had any dealings with the requisition and/or procurement of asbestos or products containing asbestos as indicated in answer to Interrogatories 65 and 66 and for each such person:

(a) Identify the nature of his association(s), the locations and the dates of their occurrence;

(b) Identify each document which refers, reflects or relates to any information provided in answer to this interrogatory;

(c) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

ANSWER: It is unknown whom besides Edward Rabon, currently President, would have had such contacts.

68. State the names of all individuals who dealt with or handled the account with and/or made any sales to the employer of the Plaintiff of asbestos and/or products containing asbestos.

- (a) Describe in detail the nature and dates of each such association with the said accounts;
- (b) Identify each document which refers, reflects or relates to any information provided in answer to this interrogatory.

ANSWER: Edward Rabon.

69. Identify each individual whom you expect to call as an expert witness at the trial of this litigation, and for each person identified;

- (a) The subject on which the expert is expected to testify and the substance of the facts and opinions to which he or she is expected to testify and a summary of the grounds for each opinion;

- (b) Identify each document referring, relating or containing any such facts and/or opinions and identify each individual having custody of each document identified.

ANSWER: Unknown at this time.

70. Identify each individual who you have retained or employed or anticipate retaining or employing in any way in preparation of or anticipation of trial of this litigation who is not expected to be called as a witness at trial, and for each such individual:

- (a) State the substance of any facts or opinions which he or she has discussed with any agent, employee or representative of the answering defendant, together with a summary of the grounds for each opinion;

- (b) Identify each document referring to or containing such facts and/or opinions, and identify each person having custody of each document identified.

ANSWER: This Interrogatory is objected to as beyond the scope of Rule 26. Without waiving this objection, it is stated the identity of such individuals is presently unknown.

71. State the names, last known addresses and telephone numbers of each and every person whom you intend to call as a witness at the trial of this litigation.

- (a) State the substance of any facts or opinion which he or she has discussed with any agent, employee or representative of the answering defendant, together with a summary of the grounds for each opinion;

- (b) Identify each document referring to or containing such facts and/or opinions, and identify each person having custody of each document identified.

(c) Specify witnesses you intend to use at the trial of this case with respect to the occurrences and/or cause of plaintiffs' illnesses or with respect to the claimed damages or with respect to your liability.

ANSWER: This Interrogatory is objected to as beyond the scope of Rule 26. Without waiving this objection, it is stated that the identity of witnesses for trial is presently unknown.

72. State:

- (a) Whether your corporation is insured;
- (b) If so, the limits of coverage;
- (c) The name of the insurance company;
- (d) Whether this claim has been accepted or whether a letter of intent to deny coverage has been received.

ANSWER: (a) Yes.

(b-c)

Date	Company	Policy #	Limit
1/02/63- 1/02/64	London Guarantee	SG15-9624	\$300,000
1/02/64- 1/02/65	London Guarantee	SOT00-30-84	300,000
1/02/65- 1/02/66	London Guarantee	CG00-13-07	300,000
1/02/66- 1/02/67	London Guarantee	CGA00-90-65	300,000
1/02/67- 1/02/68	London Guarantee	CGA01-80-50	300,000
1/02/68- 1/02/69	National Ben Frank.	L 17164	300,000
1/02/69- 1/02/70	National Ben Frank.	L 44927	300,000
1/02/70- 1/02/71	National Ben Frank.	L 1401144	300,000
1/01/71- 1/02/72	Firemens	LL717526	300,000
1/02/72- 1/02/73	Travelers	KSLG 6609732	300,000
1/02/73- 1/02/74	Travelers	KSLG-0561778	300,000
1/02/74-11/27/74	Travelers	KSLG-677A8895	300,000
11/27/74-11/27/75	Travelers	650986A531ACOF74	300,000
11/27/75--11/27/76	Travelers	650986A531ACO75	300,000
As of 1/25/76 Limited increased to			1,000,000
11/27/76-11/27/77	Travelers	A5331ACOF75	1,000,000
11/27/77-11/27/78	Continental	SMP2428074	300,000
11/27/78-11/27/79	Continental	SMP2428074	300,000
11/27/79- 1/01/80	Continental	SMP2428074	300,000
1/02/80- 4/30/80	NACD Certificate #115		500,000
4/30/80- 4/30/85	NACD Certificate #115		500,000
1/1/80-4/30/80	Drake Ins. Co.	GLA5559	500,000
4/30/80-4/30/81	Atlanta Int Ins Co	GLA5559	500,000
4/30/81-4/30/82	Atlanta Int Ins Co	GLA5559	500,000

(d) objected to is beyond the scope of Rule 26.

73. In whose possession are your and your predecessors' annual reports from 1936 to the present? Produce such reports.

ANSWER: This Interrogatory is subjected to as beyond the scope of Rule 26 in that no prima facie showing has been made of entitlement to punitive damages.

74. Describe in detail your policy with respect to the destruction of records pertaining to each of the products identified in answer to Interrogatory 1.

(a) Identify all documents pertaining to your policy, if any, regarding the destruction of such records;

(b) Identify the person or persons having custody of such policy documents;

(c) Identify the person or persons in charge of destroying records pertaining to each such product;

(d) Identify each document which refers, reflects or relates to any information provided in answer to this interrogatory.

(e) Describe what steps, if any, you have taken since the institution of this action or other actions involving asbestos to prevent the destruction of any documents relating to asbestos.

ANSWER: No policy exists with respect to such records apart from the general policy of retaining all sales cards and retaining other records only in accordance with the advice of an accountants. The general retention period is ten years or less.

(a) None;

(b) Not applicable;

(c) Not applicable;

(d) None;

(e) None, all such records relevant to this litigation have been produced in this litigation.

75. State the names of all individuals who aided in the preparation of these answers, and for each such person, state:

- (a) Which interrogatories they helped prepare or the particular subject area for which they supplied information.
- (b) Their current position with the company;
- (c) Their current or last known home and business address and phone numbers.

ANSWER: Edward Rabon, President, Charles A. Wagner & Co., Inc. and Phebe S. Young, Esquire, Bayard, Handelman & Murdoch, 1300 Delaware Trust Building, Wilmington, Delaware.

76. State all processes used by plaintiffs' employer, known to any defendant where asbestos was an ingredient.

ANSWER: Unknown.

77. State all use of asbestos insulation by plaintiff's employer, known to any defendant.

- (a) Types of asbestos insulation used;
- (b) Manufacturer and/or brand names;
- (c) Locations in said plants where said insulation was used;
- (d) The person most knowledgeable in said corporation about the purchasing of insulation by distributors that covered the states of New Jersey, Delaware, Pennsylvania and Maryland.

ANSWER: Unknown.

78. If you have insurance including secondary and tertiary coverage, state:

- (a) Policy number and amount;
- (b) Company underwriting said insurance;
- (c) The name of your contact in said company concerning asbestos claims.

ANSWER: See answer to number 72.

79. State whether you have entered into any agreement, either oral or written, with any other defendant in this action regarding

- (1) Settlement or non-settlement and/or
- (2) Allocation of damages, should the plaintiffs prevail on liability.

If the answer is yes to either of the above, state the substance of each such agreement and such parties who have entered into this agreement:

(a) Identify those persons who participated in the preparation of each such agreement and describe in detail the nature and extent of his participation; and

(b) Identify each document which contains, refers or relates to each such agreement.

ANSWER: This Interrogatory is objected to as beyond the scope of Rule 26.

80. Do you or your attorneys know of any person or persons not listed in the preceding answers having knowledge of facts relevant to the allegations in this lawsuit including witnesses to the accident, injury, illnesses, etc. in question? If yes, please state the names, addresses, home telephone numbers, places of employment, relationship to you, the present whereabouts of all such persons, and which of said persons you intend to produce as witnesses in the trial of this action.

ANSWER: No.

81. Do you or your attorneys have any written statements which you have not previously produced in this suit from any persons having knowledge of facts relevant to the subject matter of this lawsuit, including witnesses to the accident, injury, illnesses, etc. in question? If yes, please state the names, addresses, home telephone numbers, places of employment, relationship to you and the present whereabouts of all such persons.

ANSWER: No.

82. State whether you were a member of the Asbestos Information Association (A.I.A.) or in any manner received information or participated in any of the association's activities.

ANSWER: No.

83. If your answer to any part of Interrogatory 82 is in the affirmative, please state:

(a) The date, times and places of any A.I.A. meetings attended.

(b) The date and time period during which you received any publication of the A.I.A.

(c) The name, address and telephone number of each and every person who attended such meetings and to whom any such publications were sent.

(d) The nature of the information that was furnished at meetings or in such publications.

(e) Name, address and telephone number of the present or last known custodian of any copies of A.I.A. newsletters, correspondence or publications.

ANSWER: Not applicable.

84. State whether you received a publication known as the "Asbestos Magazine".

ANSWER: No.

85. If your answer to Interrogatory 84 is in the affirmative, please state:

(a) The date and time periods during which you received such publication.

(b) The frequency of receipt, e.g., regularly, occasionally, rarely, etc.

(c) The terms, circumstances or requirements of receipt of such publication, e.g., free, by subscription, distributed at meetings, etc.

(d) Name, address and telephone number of the present or last known custodian of any copies of such magazine.

ANSWER: Not applicable.

86. Does the answering defendant have in its possession any medical records, not previously produced in this case relating to any of the plaintiffs, including, but not limited to, charts, x-rays, physical examination reports, summaries, tape recordings of interviews and any and all other records pertaining to the medical condition of the plaintiffs? If so, plaintiffs request that such records be produced in accordance with Rule 34.

ANSWER: No.

87. With respect to each contention contained in your response to the Complaint, state the following:

(a) Identify which defense it relates to;

(b) Each fact upon which your contention is based;

(c) The names and present or last known addresses and present or last known employer of all persons having knowledge of any of the facts set out in answer to subparagraph (b) hereof;

(d) The description or designation of each document which in any way reflects, relates or refers to any of the facts set out in answer to subparagraph (b) hereof.

ANSWER: Not applicable.

88. Other than annual reports produced pursuant to No. 73 above, identify documents which accurately reflect the following information as to the answering defendant for each calendar year since 1940:

- (a) Total net worth;
- (b) Profits;
- (c) Total earnings;
- (d) Specific earnings attributed to the manufacture and/or distribution of any products containing asbestos.

ANSWER: This Interrogatory is subjected to as beyond the scope of Rule 26 in that no prima facie showing has been made of entitlement to punitive damages.

BAYARD, HANDELMAN & MURDOCH, P.A.

By Phoebe Young
PHEBE S. YOUNG

1300 Delaware Trust Building
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Wilmington, Delaware 19899

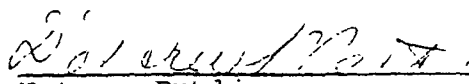
Attorneys for Defendants

PENNA.
STATE OF DELAWARE)
PLUJ) SS.
NEW CASTLE COUNTY)

BE IT REMEMBERED, that on this 27th day of
OCTOBER, A.D., 1985, personally appeared
before me, the Subscriber, a Notary Public for the State and
County aforesaid, Edward Rabon, who did depose and say that he
is the President of Charles A. Wagner Company, Inc. and that
the Answers set forth in these answers to interrogatories are
true and correct to the best of his knowledge and belief.


EDWARD RABON

SWORN to and subscribed before me the day and year
aforesaid.


Notary Public

NOTARY PUBLIC
Philadelphia, Philadelphia Co., Pa.
My Commission Expires June 23, 1987