FILE NAME: Eagle-Picher (EP)

DATE: 0000

DOC#: EP026

DOCUMENT DESCRIPTION: Chart of EP Docs Offered and/or Accepted into Evidence

Eagle-Picher
Chart of Documents Offered
and/or Accepted into Evidence

| E-P Kitsap Exhibit Number | Former Clerk No. Assigned By Court | Newly Designated No. | Description | Ruling |
|---|---|---|---|---|
| 1. | EP 17,150 | | Navy Specification 32P1 for Asbestos Plaster | Refused, may be used for rebuttal |
| 2. | EP 17,151 | | Navy Specification 32P2 for Asbestos Plaster | Refused, may be used for rebuttal |
| 3. | EP 17,041.1 | | Navy Specification 32P5 | Admitted previously |
| 6. | EP 17,041.2 | | Navy Specification 32C14 | Admitted previously |
| 8. | EP 17,152 | 17,041.3 | Navy Specification 32C14b | Admitted |
| 9. | EP 17,153 | | Navy Specification 32C14c | Withdrawn |
| 10. | EP 17,045.1 | 17,041.4 | Navy Specification 32C14d | Admitted previously |
| 11. | EP 17,045 | 17,041.5 | Navy Specification 32C14(INT) | Admitted previously |
| 12. | EP 17,154 | 17,041.6 | Navy Specification 32C14g | Admitted |
| 13. | EP 17,155 | | Navy Specification 32C14h | Withdrawn because part of 17045.2 |
| 14. | | | Navy Specification 32C14h Amd-1 | Withdrawn because part of 17045.2 |
| 15. | EP 17,045.2 | 17,011. | Military Specification MIL-C-2861 | Admitted previously |
| 16. | EP 17,011 | 17,011.1 | Military Specification MIL-C-2861 Interim Amendment-1 | Admitted previously |
| 19. | EP 17,011.1 | 17,011.2 | Military Specification MIL-C-2861C | Previously admitted |

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| 20. | EP 17,011.2 | 17,011.3 | Military Specification MIL-C-2861D | Admitted previously |
| 21. | EP 17,011.3 | 17,011.4 | Military Specification MIL-C-2861D Interim Amendment-1 (Ships) | Admitted previously |
| 29. | EP 17,032 | | Naval Engineering Experiment Station Test Report 5614 | Admitted previously subject to authentication by E-P Corporate personnel or by Christner |
| 30. | EP 17,032 | | Certificate of Approval EN8/L5-2/1121 | Admitted previously subject to authentication |
| 31. | EP 17,156<br>EP 17,156.1 | 17,156 | Naval Engineering Experiment Station Test Report 7956 Certificate of Approval EN8/L5-2/1375 | Test report refused as cumulative; Certificate of Approval Accepted |
| 32. | EP 17,157 | | Certificate of Approval EN8/L5-2/1375 | Admitted |
| 33. | | | 10/15/36 Letter to E-P | Withdraw |
| 34. | | | 1/7/37 Letter to E-P | Withdraw |
| 35.<br>36. | EP 17,158<br>EP 17,158 | | 7/10/40 Letter to E-P; Certificate of Approval EN8/L5-2/1375 superseding Certificate of 1/7/37 | 35 & 36 Combined & admitted as, 17,158 |
| 37. | EP 17,159 | | 9/6/40 Memo to BUSHIPS from Director Naval Engineering Experiment Station re Corrosion | Admitted |
| 38. | EP 17,160 | | 10/29/40 Letter to E-P from Navy | Refused - minimal relevance; may be used as rebuttal if P. argues that E-P products did not comply with specs. |

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| 39. | EP 17,161 | | 11/15/40 Memo to BUSHIPS from Director, EES | Refused for same reasons as No. 38 |
| 42. | EP 17,162 | | 7/29/43 Memo to BUSHIPS from Director, EES | Admitted, combined with 43 |
| 43. | EP 17,162 | | | |
| 44. | EP 17,163 | | 3/25/53 letter to E-P from Gantt | Admitted; must be authenticated by E-P corporate representativ |
| 45. | EP 17,164 | | 12/28/62 Letter to E-P from Gantt | Admitted must be authenticated by E-P corporate representativ |
| 46. | EP 17,165 | | 12/9/63 Letter to E-P from Gantt | Refused - no showing (in letter) that spec. was revised |
| 64. | EP 17,166 | Plaintiff's Exhibit 810 | Hoffman, Mortality From Respiratory Diseases in Dusty Trades, DOL Bulletin 231 (1918) | Plaintiff's exhibit 810 admitted in nature of learned treatise; under ER 403, not going to jury; EP offer refused because admitted as Plaintiff's exhibit 810 |

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| 65. | EP 17,167 | | Public Health Bulletin 176, The Health of Workers in Dusty Trades (1928) | Admitted as in nature of learned treatise, not to go to jury |
| 66. | EP 17,168 | | R. Sayers, Physiological factors in Mine Ventilation, U.S. Dept. of Commerce, Bureau of Mines (1932) | Admitted same as 17,167 |
| 67. | EP 17,169 | | L. Dublin, Occupation Hazards and Diagnostic Signs, Dept. of Labor, Bureau of Labor Statistics, Bulletin No. 582 (1933) | Admitted same as 17,167 |
| 68. | EP 17,170 | | M. Mettert, State Reporting of Occupational Diseases (1934) | Admitted same as 17,167 |
| 69. | Pl's Exh. 96.1 | | Lanza, et al., Effects of Inhalation of Asbestos Dust on the Lungs of Asbestos Workers: A Preliminary Study 50 Public Health Reports (Jan. 4, 1935). | Previously admitted as Pl's exhibit 96.1 to go to jury; therefore withdrawn as Eagle-Picher exhibit |
| 70. | Pl's Exh. 96.2 | | R. Page & J. Bloomfield, A Study of Dust Control Methods In An Asbestos Fabricating Plant (Nov. 26, 1937) | Previously admitted as Pl's exhibit 96.2 to go to jury, therefore withdrawn as E-P exhibit |
| 78. | 10,003 learned treatise | | Dreessen, et. al., A Study of Asbestosis in the Asbestos Textile Industry, Public Health Bulletin 241 (1938). | Already accepted as learned treatise 10,003 therefore withdrawn as E-P exhibit |

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| 79. | EP 17,171 | | 1939 Annual Report of the Surgeon General, U.S. Navy | Admitted as in nature of learned treatise; under 403, not to go to jury |
| 82. | EP 17,172 | | Memorandum from Cdr. Stephenson to Admiral McIntire - 3/11/41 | Admitted with deletions; date subject paragraph 4 introduction, subparagraph 4(i) and signature block to remain |
| 84. | EP 17,173 | ✓ | Stenographer's Minutes of Meeting in Regard to Minimum Requirements for Industrial Health and Safety in Shipyards (December 7-8, 1942) | Cover, Index & P.22 admitted into evidence, |
| 87. | EP 17,174 | ✓ | Industrial Health Survey of the Oregon Shipbuilding Corp., Portland, Oregon | Admitted in entirety |
| 88. | EP 17,175 | ✓ | Minimum Requirements for Safety and Industrial Health in Contract Shipyards (1943) | Admitted in entirety |
| 95. | EP 17,176.1 | | 3/15/43 Letter to Ludvig Hektoen, National Cancer Institute, from Leroy U. Gardner | Admitted subject to proof that Nat'l Cancer Institute was a government entity |
| 96. | EP 17,176.2 | | 6/3/43 Application by Director, Saranac Laboratory for Grant-In-Aid to to National Cancer Advisory | Admitted subject to proof that Council was government entity |

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| 126. | | | Re-Inspection Report on Safety and Industrial Health, Defoe Shipbuilding Co., Bay City, Michigan (Jan. 20-21, 1944) | Withdrawn |
| 127. | EP 17, 179 | | Industrial Health Re-Survey of Cramp Shipbuilding Co., Philadelphia, Pa. (Feb. 14-16, 1945) | Admitted subject to deletion of front stamp and hand-written comments (may be used on rebuttal) |
| 134. | EP 17,180 | | W. Hueper, Environmental Lung Cancer, Industrial Medicine and Surgery (National Cancer Institute 1951) | Admitted to go to jury (no objections) |
| 135. | EP 17,181 | | W. Hueper, Occupational Tumors and Allied Diseases, 403 (1942) | Admitted to go to jury (no objections) |
| 140. | EP 17,182 | | W. Hueper, A Quest into the Environmental Causes of Cancer of the Lung, Public Health Monograph No. 36 (1955) | Admitted to go to jury (no objections |
| √ 262. | EP 17,183 | | MIL-STD-129 (August 9, 1951), Military Standard, Marking of shipments | Admitted in its entirety subject to authenticatio |
| √ 264. | EP 17,184 | 17,183.1 | MIL-STD-129B (April 10, 1957), Military Standard, Marking for Shipment and Storage | Same ruling as EP 17,183 |

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