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Warren v. UCC
COPP

NUTTER, McCLENNEN & FISH

ONE INTERNATIONAL PLACE
BOSTON, MASSACHUSETTS 02110-2699
TELEPHONE: 617 439-2000 FACSIMILE: 617 973-9748

DIRECT DIAL NUMBER

(617) 439-2382

November 16, 1990
18371-1

John R. Downey, Esquire
Union Carbide Chemicals and
Plastics Company, Inc.
39 Old Ridgebury Road
Danbury, Connecticut 06817-6269

Judith Elledge, Esquire
Conoco Inc.
600 North Derry Ashford
Post Office Box No. 2197
Houston, Texas 77252-2197

Mary Sundt, Esquire
The Dow Chemical Company
D30 Willard H. Dow Center
Midland, Michigan 48674

Re: Alice L. Warren, Administratrix v. The Dow
Chemical Company, Union Carbide, et al.;
Your File No. D-16183

Dear Counsel:

I enclose the following:

- 1. Interrogatories Propounded by the Plaintiff to be Answered by the Defendant, B.F. Goodrich Company;
- 2. Plaintiff's Request for Production of Documents to Defendant, B.F. Goodrich Company; and
3. Documents Produced by Plaintiff in Response to B.F. Goodrich's Document Requests.

The documents produced by plaintiff include an extensive diary kept by Mrs. Warren during the decedent's illness. Many of the entries contain extremely graphic depictions of John Warren's deteriorating condition and the various treatments he received. There are also some puzzling entries concerning the decedent's relationship with another woman whom Mrs. Warren refers to as "John's wife." (e.g., entry dated 1/24/88). We will follow up on this area when Mrs. Warren is deposed.

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"CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE
ORDER"

HYANNIS, MASSACHUSETTS
COUNSEL: AMSTERDAM • LONDON • TOKYO

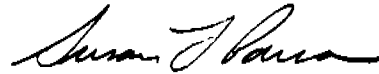
UCC 082085

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Mary Sundt, Esquire
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The entries also briefly discuss the damage to the decedent as a result of his exposure to vinyl chloride. Although Mrs. Warren mentions the possibility of bringing suit against Monsanto, she does not identify any other potential defendants.

Plaintiff has also produced bills for psychotherapy treatment sought by Mrs. Warren on July 1, 1990 and August 1, 1990. At this point, we are not aware of any case law or statutory support for an independent claim of emotional distress by Mrs. Warren. Nevertheless, we will certainly look into this further.

Very truly yours,



Susan L. Parsons

SLP:ccn
8444i/5

Enclosures

cc: Ms. Yolanda Jackson, Fireman's Fund

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