

LAW DEPARTMENT

Data Sheet
Litigation (Judicial and Administrative)

1. **Title of Action:** Ernest Lee Stevens and Carolyn Sue Stevens v. Union Carbide Corporation and FMC Corporation.
2. **Forum (Court or Agency):** Circuit Court of Kanawha County, West Virginia
3. **Docket Number:** CA-82-82-3821
4. **Date Filed:** September 15, 1982
5. **Nature of Action:**
- Alleged cause of action: Plaintiff, Ernest Lee Stevens, allegedly exposed to chemical emissions from the Corporation's loading facility adjacent to a residential area known as "North Charleston," contends that, as a result of the emissions, he contracted cancer. Plaintiff's wife sues
- Damages Claimed: \$2MM compensatory; \$2MM punitive for loss of consortium.
- Other Relief sought: Wife, Carolyn Sue Stevens, \$500M compensatory; \$500M punitive.
6. **Outcome (include date and brief statement of terms):**
- Settled: Date: _____ Terms: _____
- Trial Verdict: Date: _____ Terms: _____
- Appeal: Verdict Sustained _____ Reversed _____ Date: _____
- Further Appeal: Prior appeal decision Sustained _____ Reversed _____
Date: _____ Terms: _____
7. **Insurance Coverage:** Kemper
PRIVILEGED AND
"CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE
ORDER"
8. **UCC Trial Counsel:**
- Firm: Jackson, Kelly, Holt & O'Farrell
- Partner in charge: W. T. Shaffer
- Address: P. O. Box 553, Charleston, WV 25322
- Phone: (304) 347-516
9. **Law Department Attorney in Charge:** G. J. Triplett (*)

(*) B. D. Tissue will assist on this case by virtue of his familiarity with the incident, gained as a result of his service on the North Charleston Task Force.

UCC 098227

G. J. Triplett
Law Department Attorney

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