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767 FIFTH AVENUE NEW YORK, N.Y. 10153-0119

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July 6, 1993

VIA TELECOPIER

Paul E. Merrell, Esq.
Bradley & Merrell
c/o Jones, Jones, Close
& Brown, Chartered
700 Bank of America Plaza
300 South Fourth Street, Suite 700
Las Vegas, Nevada 89101-6026

Re: Nevada Power Company v. Monsanto Company, et al.
United States District Court, District of
Nevada, Case No. CV-S-89-SS-LDG-LRL

Dear Paul:

This letter will summarize our July 2, 1993 telephone call. We agreed to adjourn the depositions of the Westinghouse personnel noticed on July 7, 8 and 9, 1993 in Nevada Power Company's Thirteenth Supplemental Notice of Deposition Schedule. We discussed rescheduling those depositions in Pittsburgh for the week of July 19. We tentatively agreed to do Mr. Bair on July 20, Mr. Bickerstaff in the morning of July 21 and Mr. Pitts in the afternoon of July 21. Mr. Bickerstaff and his lawyer are also available on July 19 and Mr. Bair and his lawyer are also available on July 19, 22 and 23.

You said that you may wish to depose additional witnesses on issues regarding Plaintiff's Exhibit 1212 and would like to schedule them in the same time frame. I would appreciate it if you could confirm for me as soon as possible the July 21 and 22 dates, as well as any additional witnesses you may wish to depose.

WEIL, GOTSHAL & MANGES

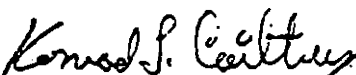
Paul E. Merrell, Esq.
July 6, 1993
Page 2

We also discussed Nevada Power's 30(b)(6) deposition notice for the person most knowledgeable regarding destruction of documents. As Peggy and I told you, Westinghouse believes the notice relates solely to issues arising from Plaintiff's Exhibit 1212. However, David Shock and you stated that Nevada Power intended the 30(b)(6) Notice to be broader than that. You agreed to clarify for us the exact nature of the 30(b)(6) witness Nevada Power is seeking.

Finally, we discussed Nevada Power's Request For Permission To Enter Upon Land For Purpose Of Inspection, Copying And Depositions. As Peggy and I told you, Westinghouse will object to any attempt by Nevada Power to inspect Westinghouse's Industrial Hygiene Department files. Westinghouse believes that such an inspection would be nothing more than a fishing expedition into files having nothing whatsoever to do with the issues in this litigation. Westinghouse believes that it has produced to Nevada Power the relevant PCB, dioxin and furan documents from Industrial Hygiene's files. However, if you believe Nevada Power has not received certain PCB, dioxin or furan documents referenced in Plaintiff's Exhibit 1212, please provide us with descriptions of those documents and Westinghouse will search its files for those documents.

I believe the above fairly sets forth the substance of our July 2, 1993 discussion. However, if any of the above is not accurate, please let me know.

Very truly yours,


Konrad L. Cailteux

KLC:ap

cc: Arvin Maskin, Esq.
Peggy Leen, Esq. - Via Telecopier
Steven R. Kuney, Esq. "
Bruce A. Featherstone, Esq. "

RECEIVED

PLEASE SEND:

COMPLETED

☐ IMMEDIATELY☐ ASAP☐ CONVENIENCE

____ TO ____

REFERENCE #

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Weil, Gotshal & Manges
 767 Fifth Ave., New York, N.Y. 10153
 Main Telephone Number: (212) 310-8000
 Main Fax Number: (212) 310-8007
 Telex: 423144
 Sender's Fax Number: (212) 310-8516

FROM: Konrad L. Cailteux, Esq. ATTORNEY NO.: 1614 EXT.: 1614DATE: July 6, 1993 PREPARED BY: A. PavenickCLIENT/MATTER NAME: 807580100CLIENT/MATTER NUMBER: Westinghouse Nevada PowerTOTAL PAGES INCLUDING THIS PAGE: 3**PLEASE DELIVER THE FOLLOWING PAGES TO:**

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