FILE NAME: Asbestos /₴ℕJLJ [ΰŘ ó ! / [ú

DATE: мфоу

DOC#: AC[лло

5OCUMENT DESCRIPTIONϒ 9ÈΰℕJl·Ŏΰ ₹ℕ₴Y ΰKŜ {₴dzΰK ! ₹ℕJλŎl·y aλyλy∃ ƨ 9y∃λyŜŜℕJλy∃ W₴dzℕyl·f ØλΰK wŜfŜØl·yΰ /₴ℕJℕŜăLJ₴yŘŜyŎŜ

ASBESTOS

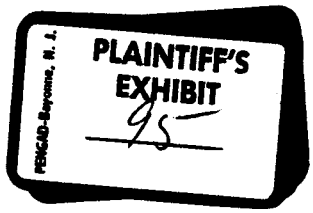
ASBESTOS CORPORATION LIMITED

R. W. STEELE, PRESIDENT & MANAGING DIRECTOR
C. W. COLBY, PH.D., VICE-PRESIDENT
KENNETH T. DAWES, VICE-PRESIDENT
J. G. ROSS, MANAGER
J. T. McCALLUM, SECRETARY-TREASURER
J. E. TRIGANNE, SALES MANAGER

GENERAL OFFICE
THETFORD MINES, QUE.
CANADA

REG. CABLE ADDRESS "AMASCOLIM"
CODES - A.B.C. 5TH, 6TH & 7TH EDITIONS
WESTERN UNION LIEBERS
BENTLEY'S BENTLEY'S SECOND
MARCONI ACME

April 30th, 1938.



E.H. Jeffords, Esq.,
Vice-President,
General Asbestos & Rubber Co.,
No. Charleston, S.C.

Dear Mr. Jeffords:

At Captain Ross' request, I am forwarding to you a copy of an article on ASBESTOSIS which appeared in a recent issue of the South African Mining Journal.

Yours very truly,
ASBESTOS CORPORATION LIMITED

A.L. Penhale

A.L. PENHALE
SALES MANAGER

ALP/BNS
Enclosure.

CH 0092

ALL PRICES SUBJECT TO CHANGE WITHOUT NOTICE

EXTRACT FROM THE SOUTH AFRICAN MINING & ENGINEERING JOURNAL

JANUARY 15th, 1938.

A report on the subject of asbestosis on the Shabanie Mines which has recently been prepared by Dr. A.J. Ireland, chief medical officer, states:- "My service, as medical office to this group of mines, extends for a period of over 16 years. During this I have interested myself in the dust problem in the mills and mine in its relation to pulmonary affections. On the 10th May, 1932, I submitted a report giving full details of the service and health records of all European millmen who had been subjected to our highest concentrations of dust. I decided to confine myself to this group of employees, as in all other occupations on the mine the dust problem appeared negligible. At this stage I came to the conclusion that no genuine case of pulmonary asbestosis or any other form of fibrosis of an occupational nature could be ascribed to the asbestos mining industry of Shabani. Since 1932 I have continued my investigations, clinically and radiologically, in health and disease, and have satisfied myself that there are, at the moment, no indications of asbestosis becoming a menace to the industry in Shabani. During the present year I have X-rayed all millmen in the service of the mine whose record of service I append hereto. These films have been submitted to the scrutiny of Dr. Irvine, chairman of the Miners' Phthisis Board, Johannesburg, with entirely negative results. It has been my experience that the millmen, in general, have maintained a very high standard of health, and in no case has there been any symptomatic indication of a gradually developing fibrosis. Weights have been maintained, and in many cases there has been a considerable gain; there has been no dyspnoea or lassitude or other signs of pulmonary involvement. Some of the men with long service have at different times presented themselves at the Miners' Phthisis Board for examination, and I am not able to record a single instance where a "red ticket" has not been initially granted or withdrawn on re-examination.

During the present year the system of radiologically-controlled medical examinations has been extended to underground workers. It is proposed that re-examinations will be conducted at intervals of one year, so that in the course of the next few years it will be possible to review the subject from mining as well as mill occupations. It is interesting to note that among our miners we have several with ante-primary silicosis. These men are required to be re-examined every two years either by the Miners' Phthisis Board or by a medical officer nominated by the board or Medical Director of Southern Rhodesia. In no case have there been any signs of development to a further stage.

In conclusion, I can, without hesitation, say that no anxiety need be entertained in regard to the asbestos mining industry, where adequate provision is made for good ventilation and the protection of the millmen by the use of suitable dust filtering respirators as are used on this property".



BRAYTON HARLEY CURTIS

ATTORNEYS AT LAW

ALAN R. BRAYTON
PHILIP A. HARLEY
FRANCINE S. CURTIS

Of Counsel
GILBERT L. PURCELL
JAMES GEAGAN

Novato Office
222 Rush Landing Road
P. O. Box 2109
Novato, California 94948
Telephone: (415) 898-1555
Facsimile: (415) 898-1247

Long Beach Office
Telephone: (562) 901-4907

CHRISTOPHER E. ANDREAS
DAVID H. BACKENSTOE
GEORGE C. BECKWITH
RETT D. BERGMARK
MARK E. BURTON
THOMAS M. CROWELL
ELIZABETH DEHN
DAVID R. DONADIO
INGRID M. EVANS
ALLISON J. FAIRCHILD
BARBARA B. FOULDS
TRAVIS T. FOSS
J. BRUCE JACKSON
SUSAN K. JEWEL
GARY V. JUDD

CLAYTON W. KENT
VICKI NUGENT LINDQUIST
JACQUELINE KRAMER LOVELESS
MICHAEL J. MANDELBROT
GIGI KENNEDY McCONE
MAUREEN C. McGOWAN
KELLY A. McMEEKIN
OREN P. NOAH
JAMES L. OBERMAN
JOSHUA D. ODINTZ
STEVEN J. PATTI
ROB S. SCHMITT
ERIC C. SOLOMON
EDWARD VILLANUEVA
TIMOTHY J. WALTON

March 12, 1997

Barry Castleman, Ph.D.
2412 Pickwick Road
Baltimore, Maryland 21207

Re: BHC Consolidated Group 115 v. Asbestos Corporation Limited
San Francisco Superior Court
Re: Asbestos Corporation Limited/Knowledge

Dear Dr. Castleman:

Thanks for your kind and timely response to our panicked request for ACL information.

For your edification, enclosed please find copies of an interesting 1938 exchange between A.L. Penhale of Asbestos Corporation Limited and Raymark. I ran into these while perusing the Sumner Simpson papers, so presume they are authentic, at least as concerns RM. William Callan, testifying in 1995, believed that Mr. Penhale was alive and living somewhere in Quebec. I have not yet had an opportunity to pursue the Knox report but will forward a copy when we obtain it.

Many thanks again for your assistance.

Very truly yours,

Andrew Miner
Law Clerk

:APM
Encl.

k:\clients\groups\115\castlmn2.ltr

408.

ASBESTOS

ASBESTOS CORPORATION LIMITED

E. W. STEELE, PRESIDENT & MANAGING DIRECTOR
J. W. COLBY, 2ND V.-PRESIDENT
KENNETH T. DAVIES VICE-PRESIDENT
J. S. ROSS, MANAGER
J. T. MCCALLUM SECRETARY-TREASURER
E. TRUDEAU, SALES MANAGER

GENERAL OFFICE
THETFORD MINES, QUE.
CANADA

CABLE ADDRESS ASCOLIN
ABC 5TH & 6TH EDITIONS
WESTERN UNION LIEBERS
BENTLEY'S BENTLEY'S SECOND
MARCONI ACME

April 30th, 1938.

E.H. Jeffords, Esq.,
Vice-President,
General Asbestos & Rubber Co.,
No. Charleston, S.C.

Dear Mr. Jeffords:

At Captain Ross' request, I am forwarding to you a copy of an article on ASBESTOSIS which appeared in a recent issue of the South African Mining Journal.

Yours very truly,
ASBESTOS CORPORATION LIMITED

A. L. Fenelon

A.L. FENELON
SALES MANAGER

ALF/BNS
Enclosure.

CH 0092

EXTRACT FROM THE SOUTH AFRICAN MINING & ENGINEERING JOURNAL

JANUARY 15th, 1938.

A report on the subject of asbestosis on the Shabanie Mines which has recently been prepared by Dr. A.J. Ireland, chief medical officer, states:- "My service, as medical office to this group of mines, extends for a period of over 16 years. During this I have interested myself in the dust problem in the mills and mine in its relation to pulmonary affections. On the 10th May, 1932, I submitted a report giving full details of the service and health records of all European millmen who had been subjected to our highest concentrations of dust. I decided to confine myself to this group of employees, as in all other occupations on the mine the dust problem appeared negligible. At this stage I came to the conclusion that no genuine case of pulmonary asbestosis or any other form of fibrosis of an occupational nature could be ascribed to the asbestos mining industry of Shabani. Since 1932 I have continued my investigations, clinically and radiologically, in health and disease, and have satisfied myself that there are, at the moment, no indications of asbestosis becoming a menace to the industry in Shabani. During the present year I have X-rayed all millmen in the service of the mine whose record of service I append hereto. These films have been submitted to the scrutiny of Dr. Irvine, chairman of the Miners' Phthisis Board, Johannesburg, with entirely negative results. It has been my experience that the millmen, in general, have maintained a very high standard of health, and in no case has there been any symptomatic indication of a gradually developing fibrosis. Weights have been maintained, and in many cases there has been a considerable gain; there has been no dyspnoea or lassitude or other signs of pulmonary involvement. Some of the men with long service have at different times presented themselves at the Miners' Phthisis Board for examination, and I am not able to record a single instance where a "red ticket" has not been initially granted or withdrawn on re-examination.

During the present year the system of radiologically-controlled medical examinations has been extended to underground workers. It is proposed that re-examinations will be conducted at intervals of one year, so that in the course of the next few years it will be possible to review the subject from mining as well as mill occupations. It is interesting to note that among our miners we have several with ante-primary silicosis. These men are required to be re-examined every two years either by the Miners' Phthisis Board or by a medical officer nominated by the board or Medical Director of Southern Rhodesia. In no case have there been any signs of development to a further stage.

In conclusion, I can, without hesitation, say that no anxiety need be entertained in regard to the asbestos mining industry, where adequate provision is made for good ventilation and the protection of the millmen by the use of suitable dust filtering respirators as are used on this property".

May 2, 1938

A. L. Penhale, Esq.,
Sales Manager,
Asbestos Corporation Ltd.,
Thetford Mines, Que.,
Canada

Dear Mr. Penhale:-

I have for acknowledgement yours of April 30th along with which you forwarded me an extract from the South African Mining and Engining Journal issue of January 15, 1938. You will please accept my thanks for having sent me this paper and also express my appreciation of the courtesy extended by Capt. Ross in having requested you to send me this article. The information as given in said article is very interesting and I will be very much interested in discussing same with one of our local doctors who has been very helpful to us in handling this question of so-called "Asbestosis" at this plant.

Yours very truly,

GENERAL ASBESTOS & RUBBER DIVISION
of Raybestos-Manhattan, Inc.
By:

E. H. Jefferis
GENERAL MANAGER

EHJ:McK

May 2, 1938

Mr. S. Simpson, President
Raybestos-Manhattan, Inc.,
Bridgeport, Conn.

Dear Mr. Simpson:-

I wish to acknowledge receipt of yours of April 27th enclosing report from Dr. Gardner of Saranac Laboratory. I had not acknowledged receipt of this report previously but I did, when in conversation with you over long distance on Friday, April 29th, mention to you that same had been received and advised that I would like to make copies of said report, turning one copy over to Mr. Julian Mitchell so that we could discuss same with our medical adviser, Dr. Lynch. I have also received yours of April 29th in which you make further reference to this report which was submitted by Dr. Gardner and along with which you forwarded me a copy of a letter which had been addressed to yourself, under date of April 28th, by Mr. Vandiver Brown. I had already, as mentioned above, had copies made of the report and had turned same over to Mr. Mitchell last Friday afternoon and he is arranging to have a conference of himself, Dr. Lynch and myself, at which time we can discuss this report.

In regard to the last paragraph of yours of April 29th, of course I understand that these reports of Dr. Gardner's are not to be regarded as absolutely conclusive. However, I do agree with your statements that the information given in the reports to date are very surprising, in that, it is claimed that the fine dust has not caused any serious damage or inconvenience to the animals who are subjected to same.

As requested in the second paragraph of yours of April 27th, I will return these reports to you within the next few days, but my reason for holding same up is that I am endeavoring to have copies made of the comparative photographs which accompanied Dr. Gardner's report, and as soon as these are completed I will then return to you all of the papers which you enclosed along with yours of April 27th.

You may recollect that when in conversation with you on April 29th, I mentioned that Captain Ross, of the Asbestos Corporation had spoken to me when he was recently here, in regard to an article which had appeared in an issue of the South African Mining Journal along about the early part of the present year and that he had promised to send me a copy of said article. As this letter, enclosing the paper as mentioned above, was received this morning, I am enclosing

411

C O P Y

JOHNS-MANVILLE CORPORATION

Twenty-two East Fortieth Street

New York, N. Y.

May 5, 1938

Mr. Sumner Simpson
President
Raybestos-Manhattan, Inc.
Bridgeport, Conn.

Dear Mr. Simpson:

I have received your two letters of May 4th and wish to thank you for the copy of the Extract from The South African Mining & Engineering Journal of January 15, 1938.

Dr. Ireland's experience at the Shabani asbestos mills is similar to our own experience at our Asbestos, Quebec, mill and mines.

I predict - and certainly hope - that medical and scientific literature of the future will contain many reports of similar encouraging character.

Very truly yours,

Vandiver Brown
General Attorney

VB:y

CH 0198