FILE NAME: Philip Carey (PC)

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August 15, 1963

Mr. Louis Knippa, Lockland Plant Manager
The Philip Carey Manufacturing Company
Lockland, Cincinnati 15, Ohio

Dear Mr. Knippa: Occupational Health Program

In further reference to our latest discussion in your office and in particular, the discussion with Mr. John W. Humphrey, President of your company, I am sending you copies of articles which have appeared in medical literature relating to the hazards of asbestos exposure in industrial employment and to the surrounding population.

These are recent articles. The most recent and perhaps the most important, is the paper presented at the Medical Association Meeting in Atlantic City on June 17, 1963, which has not yet appeared in medical literature, but which, of course, is known to the medical profession interested in this field of medicine, and is known to your trade unions, whose members were studied and whose unions participated in or partially underwrote the study.

A copy of this letter and two sets of the articles are being sent to Mr. L. A. Pechstein, Assistant Secretary, for himself and Mr. E. J. Fasold, Secretary, and a copy of this letter and one set of the articles are being sent to Mr. Karl F. Krieg, Employe Relations Manager.

Our coming meeting would be more productive and effective if you are able to review these articles beforehand.

With no intent to alarm you, may we bring to your attention another aspect of this problem. There have been recent law suits and discussions in legal and insurance circles in the past two years which would seem to indicate that employes who suffer industrial disabilities can sue fellow employes for personal liability at common law.

This refers particularly to the officers and managers of an enterprise to the extent that they do not fulfill their duties and obligations in providing a safe place for employes to work, or in detecting and removing occupational hazards and injurious exposures.

FORM 4-07 15M

This personal liability seemed so certain and costly that the 105th General Assembly attempted to rectify it.

You will shortly be informed, in an eight-page letter from your Actuaries, John T. Cantlon & Associates, Inc., of the legislative changes enacted, including the particular amendment referring to this personal liability.

The reading of the enclosed articles will also inform you of the advances made in the study and medical findings in your industry. These will later become general knowledge among the unions and your employes, and is a forerunner of the Workmen's Compensation claims of the future. In addition, there is possible liability to persons other than employes from air pollution.

Mr. Cantlon and I are looking forward to the opportunity to further discuss this with you and with others in your organization.

Personal regards,

Thomas F. Mancuso, M.D.M.P.H.
Research Consultant

TFM/kb
Enclosures
Cc to Mr. Karl F. Krieg, Employe Relations Manager
Mr. L. A. Pechstein, Assistant Secretary
Lockland, Cincinnati 15, Ohio