

BRADLEY & MERRELL
c/o JONES, JONES, CLOSE & BROWN, CHARTERED
Seventh Floor — Bank of America Plaza
300 South Fourth Street
Las Vegas, Nevada 89101-6026
(702) 385-4202

MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: July 14, 1993.

TO: David McCrea, Esq.

FAX #: (812) 336-5307

***** Attention: Kate Smith*****

PHONE #: (812) 336-4840

FROM: Paul E. Merrell

CLIENT/MATTER: Nevada Power/Monsanto

CLIENT/MATTER NO.: 11927.2

DOCUMENT(S) DESCRIPTION:

2 notices of deposition

NUMBER OF PAGES (including cover page): 15

MESSAGE:

I have spoken with David and he has agreed to cover these depositions. Please contact Lynda Garfinkle on Friday, July 16, 1993 to make travel arrangements. We hope to have information from defendants by that time as to where the EEI deposition will be held.

THIS TELECOPY IS INTENDED ONLY FOR THE ADDRESSEE NAMED ABOVE. IT MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU HAVE RECEIVED THE TELECOPY IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, DESTROY ALL COPIES, AND DO NOT DISSEMINATE THE INFORMATION TO ANYONE. THANK YOU FOR YOUR ASSISTANCE.

IF YOU EXPERIENCE PROBLEMS WITH THIS TRANSMISSION,
please call (702) 385-4202 and ask for: Robert Osterloh, Ext. 615

BRADLEY & MERRELL
c/o JONES, JONES, CLOSE & BROWN, CHARTERED
Seventh Floor — Bank of America Plaza
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Las Vegas, Nevada 89101-6026
(702) 385-4202

MESSAGE FROM XEROX 7024: (702) 385-1855

DATE: July 14, 1993

TO: David McCrea, Esq.

FAX #: (812) 336-8307

***** Attention: Kate Smith*****

PHONE #: (812) 336-4840

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CLIENT/MATTER: Nevada Power/Monsanto

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please call (702) 385-4202 and ask for: Robert Osterloh, Ext. 815

TRANSMISSION REPORT

THIS DOCUMENT WAS CONFIRMED
(REDUCED SAMPLE ABOVE - SEE DETAILS BELOW)

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*** SEND ***

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NOTE:

No. : OPERATION NUMBER 48 : 4800BPS SELECTED EC : ERROR CORRECT G2 : G2 COMMUNICATION
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MB : SEND TO MAILBOX PG : POLLING A REMOTE MP : MULTI-POLLING RM : RECEIVE TO MEMORY

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W. H. H. H.

W. H. H.

Topic: See 30 1 1 1

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

NEVADA POWER COMPANY, a
Nevada corporation,

Plaintiff,

v.

MONSANTO COMPANY, a foreign
corporation; GENERAL ELECTRIC
COMPANY, a foreign corporation;
WESTINGHOUSE ELECTRIC CORPORATION,
a foreign corporation; and DOES I
through XXV, inclusive,

Defendants.

CV-S-89-555-LDG (LRL)

NOTICE OF DEPOSITION

PLEASE TAKE NOTICE that, pursuant to Rules 30 and 45 of the Federal Rules of Civil Procedure, defendant Westinghouse Electric Corporation ("Westinghouse"), will take the deposition of Edison Electric Institute ("EEI") by a custodian of records designated by EEI pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, before an officer authorized by law to administer oaths on July 22, 1993 at a time and place to be arranged by counsel.

PLEASE TAKE FURTHER NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, at the examination the

deponent is required to produce for inspection and copying the documents described in Schedule A annexed hereto.

Dated: New York, New York
July 12, 1993

WEIL, GOTSHAL & MANGES

By: 
Arvin Maskin
Konrad L. Cailteux
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- and -

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& ARMSTRONG
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Attorneys for Defendant
WESTINGHOUSE ELECTRIC
CORPORATION

TO: JONES, JONES, CLOSE
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Attorneys for Plaintiff
NEVADA POWER COMPANY

SCHEDULE AREQUEST FOR PRODUCTION OF DOCUMENTSDEFINITIONS

- A. "EEI" means Edison Electric Institute.
- B. "You" or "your" means Edison Electric Institute.

INSTRUCTIONS

A. If any document(s) called for by any request is withheld because you claim that such document(s) is privileged:

- (a) Specifically identify each such document;
- (b) State the basis upon which the privilege is claimed (e.g., attorney-client privilege, work product, etc.); and
- (c) State the paragraph and number of the request to which each document is responsive.

B. In responding to these requests, you are required to furnish all documents that are available to you, including documents in the possession of your attorneys, agents, employees, representatives, or any other persons directly or indirectly employed by or connected with you or your attorney, and anyone else subject to your control.

REQUESTS FOR PRODUCTION

1. All safety reports prepared by EEI from data collected from EEI's members.
2. All accident reports prepared by EEI from data collected from EEI's members.
3. All fatality reports prepared by EEI from data collected from EEI's members.
4. All reports provided to EEI's members regarding accidents suffered by utility workers.

RECEIPT OF A COPY of the foregoing NOTICE OF DEPOSITION
is hereby acknowledged this ____ day of July 1993.

JONES, JONES, CLOSE & BROWN

By: _____

J. Randall Jones
Charles H. McCrea
700 Valley Bank Plaza
300 South Fourth Street
Las Vegas, NV 89101-6026

Attorneys for NEVADA
POWER COMPANY

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
 : ss.:
COUNTY OF NEW YORK)

HOPE M. PAM being duly sworn, deposes and says:

I am over the age of eighteen (18) years and am not a party to this action.

On the 12th day of July 1993, I served a copy of the annexed NOTICE OF DEPOSITION by facsimile upon:

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& Brown, Chartered
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1000, Louisiana
Houston, TX 77008

Hope M. Pam
Hope M. Pam

Sworn to before me this
12th day of July 1993

