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November 20, 1994

Pat --

Here's a list off the top of our heads. How thorough do you need the citations to be? It will take more time to track them all down. If I can get a word in edgewise with Paul this day, which hasn't occurred yet, I know he can provide case titles to a number of these.

Sorry things have been so chaotic here. Nothing new, just worse than usual.

Love,

Ma Kettle

P.S. Can you put your hands readily on the report from the Wing-spread Conference in Wisconsin? I can't find the damn thing and have a doctor panting for it.

P.P.S. Did you know Paul's already been in Esquire magazine? Honest! Albeit anonymously, he won three separate mentions in their Dubious Honor of the Year issue (something like that) for his non-lawsuit and recovery against J.C. Penney for causing a non-removable "Inspected by No. 12" sticker to be affixed to his penis. Remember?

Dioxin damage awards and settlements (preliminary list)

1. Agent Orange class action litigation (settlement \$186 million) N.Y.
2. Globe, Arizona personal injury cases, consolidated (settlement, gag order on amount) Arizona
3. Mississippi pulp mill cases (\$1.2 million per plaintiff in first 4 cases; over 8,000 cases pending) Mississippi
4. Overmann v. Syntex (jury verdict, later settled with Times Beach cases) Missouri
5. Times Beach cases (settled, gag orders) Missouri
6. Shumaker v. Dow et al (wrongful death case, settled 1994, gag order) California

7. _____ v. Norfolk & Western Railway, Aug. 26, 1982, 47 railroad workers win \$58 million for exposure to dioxin in Sturgeon, Missouri railroad spill; defendants Monsanto and General American Transportation Co. (maker of tank car) previously settled for reported \$8 million in same case. Jury award upheld but reduced on appeal I think. Illinois
8. Kemner et al v. Monsanto, jury punitive award of \$16.2 million later reversed by appellate court. Prior settlement with Norfolk & Western Railway, Dresser Industries, and General American Transportation Co. amounted to \$9 million. Illinois
9. Shulz v. Champion class action pulp mill case, settled \$6.5 million. Tennessee.
10. Texarcana pulp mill case *NAME? settled, amount unknown. Texas.
11. Alabama pulp mill class action, settled \$6.5 million. Alabama.
12. 43 individual plaintiffs v. pulp mills in Mississippi, settled \$80,000 to \$100,000 apiece.
13. Oullette v. International Paper, settled \$15 Million. Vermont
14. Property case (prize bull killed by dioxin) in Texas, \$8 million verdict. Texas.
15. German Court of Social Affairs verdicts
16. Georgia case (dioxins from penta pollution), \$7 1/2 million.
17. Columbia, Mississippi, 1100 plaintiffs v. Reichold, all settled for undisclosed amounts (one verdict reached on compensatory damages, settlement before jury reached punitive award verdict, all other cases subsequently settled).
18. Second Texarcana pulp mill case settled (Scotti Baldwin, attorney)