

FILE NAME: Texaco (TEX)

DATE: 2003

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DOCUMENT DESCRIPTION: Legal - Plaintiff's 1st Requests for Admission to Texaco, Inc. with Responses Provided

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BERGMAN SENN
PAGELER & FROCKT

SUPERIOR COURT OF WASHINGTON FOR SKAGIT COUNTY

VIRGINIA JAMESON, Individually and as
Personal Representative of the Estate of RAY
JAMESON,

Plaintiffs,

v.

SABERHAGEN HOLDINGS, INC., et al.

Defendants.

NO. 02-2-01069-8

PLAINTIFF'S FIRST REQUESTS FOR
ADMISSION TO TEXACO, INC. WITH
RESPONSES PROVIDED

TO: TEXACO, INC.

AND TO: BARRY MESHER, ESQ.,
COUNSEL FOR DEFENDANT TEXACO, INC.

In accordance with CR 26 and CR 36, you are hereby requested to admit, for purposes of the pending action only, the truth of each of the following statements within thirty (30) days of their service upon you. If any objection is made to any individual statement, you are required to set forth the reasons therefore. Any denial shall fairly meet the substance of the requested admission and when good faith requires you to qualify your answer, or deny only a part of the matter, you shall specify so much of it is true and qualify or deny the remainder. You may not give lack of information or knowledge as a reason for failure to admit or deny unless you shall first state that you have made reasonable inquiry and that the information known or readily obtainable by you is insufficient to enable you to admit or deny. For the

PLAINTIFF'S FIRST REQUESTS FOR ADMISSION TO
TEXACO, INC WITH RESPONSES PROVIDED - 1

LANE POWELL SPEARS LUBERSKY LLP
SUITE 4100
1420 FIFTH AVENUE
SEATTLE, WA 98101
(206) 223-7000

1 purposes of these Requests For Admission "You" means defendant TEXACO, INC., its
2 officers, directors, employees, parent corporations, subsidiary corporations, affiliates,
3 predecessors in interest (including The Texas Company), agents, consultants, contractors,
4 attorneys, representatives, and all other persons acting or purporting to act on behalf of said
5 defendant.

6 DATED this 12th day of March, 2003.

7 BERGMAN SENN PAGELER & FROCKT

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10 /s/ David Frockt
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PLAINTIFF'S FIRST REQUESTS FOR ADMISSION TO
TEXACO, INC WITH RESPONSES PROVIDED - 2

013000.0583/1003008.1

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PRELIMINARY STATEMENT

1. Many of the matters inquired about in these requests for admission took place years ago, and thus information furnished in the responses, which follow, may be incomplete. Nevertheless, defendant Texaco Inc. has endeavored to fully investigate all relevant happenings and circumstances, and the following responses are based upon their investigation. However, defendant Texaco Inc. cannot exclude the possibility that its continued investigation may reveal more complete information. Defendant Texaco Inc. specifically reserves the right to supplement these responses in the event that it acquires additional information which is responsive to these requests.

A considerable amount of information supplied in these responses was obtained from documents and/or prior employees at some point in the past. Accordingly, Texaco Inc. can only relay this information; it cannot attest to the accuracy or truthfulness of such responses. Information of this nature is being supplied because it may lead to the discovery of admissible evidence.

2. Objections to plaintiff's instructions and/or definitions to all requests:

(a) Defendant Texaco Inc. objects to plaintiff's instructions and/or definitions and/or requests for admission as set forth below and to each and every request to which they may apply.

(b) Defendant Texaco Inc. objects to all instructions and/or definitions and/or requests for admission as a whole to the extent that any purport to impose obligations upon defendant Texaco Inc. beyond those set forth in the Washington Rules of Civil Procedure. Plaintiff is advised that defendant Texaco Inc. does not view itself as bound by these instructions and/or definitions.

(c) Defendant Texaco Inc. objects to all instructions and/or definitions and/or requests for admission subject to the attorney/client privilege. Plaintiff is advised that pursuant to the Washington Rules of Civil Procedure, no such information and/or documents will be produced.

(d) Defendant Texaco Inc. objects to all instructions and/or definitions and/or requests for admission to the extent that any purport to seek information subject to the work product immunity from discovery. Plaintiff is advised that pursuant to the Washington Rules of Civil Procedure, no such information will be produced.

Answering defendant has made a reasonable inquiry and the information known or readily obtainable is insufficient to enable answering defendant to admit or deny this request for admission.

REQUEST FOR ADMISSION NO. 1: Admit that You first became a member of the Industrial Hygiene Foundation in 1949.

PLAINTIFF'S FIRST REQUESTS FOR ADMISSION TO
TEXACO, INC WITH RESPONSES PROVIDED - 3

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1 RESPONSE: Answering defendant has made a reasonable inquiry and the information
2 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
3 request for admission.

4 REQUEST FOR ADMISSION NO. 2: Admit that You were a member of the
5 Industrial Hygiene Foundation in 1950.

6 RESPONSE: Answering defendant has made a reasonable inquiry and the information
7 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
8 request for admission.

9 REQUEST FOR ADMISSION NO. 3: Admit that You were a member of the
10 Industrial Hygiene Foundation in 1951.

11 RESPONSE: Answering defendant has made a reasonable inquiry and the information
12 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
13 request for admission.

14 REQUEST FOR ADMISSION NO. 4: Admit that You were a member of the
15 Industrial Hygiene Foundation in 1952.

16 RESPONSE: Answering defendant has made a reasonable inquiry and the information
17 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
18 request for admission.

19 REQUEST FOR ADMISSION NO. 5: Admit that You were a member of the
20 Industrial Hygiene Foundation in 1953.

21 RESPONSE: Answering defendant has made a reasonable inquiry and the information
22 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
23 request for admission.

24 REQUEST FOR ADMISSION NO. 6: Admit that You were a member of the
25 Industrial Hygiene Foundation in 1954.

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PLAINTIFF'S FIRST REQUESTS FOR ADMISSION TO
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1 RESPONSE: Answering defendant has made a reasonable inquiry and the information
2 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
3 request for admission.

4 REQUEST FOR ADMISSION NO. 7: Admit that You were a member of the
5 Industrial Hygiene Foundation in 1955.

6 RESPONSE: Answering defendant has made a reasonable inquiry and the information
7 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
8 request for admission.

9 REQUEST FOR ADMISSION NO. 8: Admit that You were a member of the
10 Industrial Hygiene Foundation in 1956.

11 RESPONSE: Answering defendant has made a reasonable inquiry and the information
12 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
13 request for admission.

14 REQUEST FOR ADMISSION NO. 9: Admit that You were a member of the
15 Industrial Hygiene Foundation in 1957.

16 RESPONSE: Answering defendant has made a reasonable inquiry and the information
17 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
18 request for admission.

19 REQUEST FOR ADMISSION NO. 10: Admit that You were a member of the
20 Industrial Hygiene Foundation in 1958.

21 RESPONSE: Answering defendant has made a reasonable inquiry and the information
22 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
23 request for admission.

24 REQUEST FOR ADMISSION NO. 11: Admit that You were a member of the
25 Industrial Hygiene Foundation in 1959.

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1 RESPONSE: Answering defendant has made a reasonable inquiry and the information
2 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
3 request for admission.

4 REQUEST FOR ADMISSION NO. 12: Admit that You were a member of the
5 Industrial Hygiene Foundation in 1960.

6 RESPONSE: Answering defendant has made a reasonable inquiry and the information
7 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
8 request for admission.

9 REQUEST FOR ADMISSION NO. 13: Admit that You were a member of the
10 Industrial Hygiene Foundation in 1961.

11 RESPONSE: Answering defendant has made a reasonable inquiry and the information
12 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
13 request for admission.

14 REQUEST FOR ADMISSION NO. 14: Admit that You were a member of the
15 Industrial Hygiene Foundation in 1962.

16 RESPONSE: Answering defendant has made a reasonable inquiry and the information
17 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
18 request for admission.

19 REQUEST FOR ADMISSION NO. 15: Admit that You were a member of the
20 Industrial Hygiene Foundation in 1963.

21 RESPONSE: Answering defendant has made a reasonable inquiry and the information
22 known or readily obtainable is insufficient to enable answering defendant to admit or deny this
23 request for admission.

24 REQUEST FOR ADMISSION NO. 16: Admit that You were a member of the
25 Industrial Hygiene Foundation in 1964.

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RESPONSE: Answering defendant has made a reasonable inquiry and the information known or readily obtainable is insufficient to enable answering defendant to admit or deny this request for admission.

REQUEST FOR ADMISSION NO. 17: Admit that You were a member of the Industrial Hygiene Foundation in 1965.

RESPONSE: Answering defendant has made a reasonable inquiry and the information known or readily obtainable is insufficient to enable answering defendant to admit or deny this request for admission.

REQUEST FOR ADMISSION NO. 18: Admit that You were a member of the Industrial Hygiene Foundation in 1966.

RESPONSE: Answering defendant has made a reasonable inquiry and the information known or readily obtainable is insufficient to enable answering defendant to admit or deny this request for admission.

RESPONSES to the foregoing REQUESTS FOR ADMISSION submitted this 11
day of April, 2003.

LANE POWELL SPEARS LUBERSKY LLP

By Barry N. Mesher, WSBA No. 07845
Attorneys for Defendant
Texaco, Inc.

**PLAINTIFF'S FIRST REQUESTS FOR ADMISSION TO
TEXACO, INC WITH RESPONSES PROVIDED - 7**

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VERIFICATION

I, _____ declare and state:

That I am an Assistant Secretary of Texaco Inc., a defendant in the entitled action. I am authorized to make this verification for and on its behalf and I make this verification for that reason.

I have reviewed the foregoing document titled Responses to Plaintiffs' First Requests for Admission to Defendant Texaco, Inc. With Responses Provided in the matter Jameson v. Texaco Inc., et al.

I am informed and believe that the matters stated therein are true and on that ground verify such matters are true. These responses were prepared with the assistance and advice of employees of, and counsel for, said defendant upon whose assistance and advice I have relied. These responses are limited by the records and information still in existence, presently recollected and thus far discovered in the course of preparation of these responses. Texaco Inc. reserves the right to change or supplement said responses, or to apply for relief to permit insertion of unintentionally omitted matter.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at _____, this ____ day of _____, 2003.

Assistant Secretary

Subscribed and sworn to before me on _____, 2003.

Print Name: _____

NOTARY PUBLIC for the State of _____, residing at _____

My appointment expires: _____

PLAINTIFF'S FIRST REQUESTS FOR ADMISSION TO
TEXACO, INC WITH RESPONSES PROVIDED - 8

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TEXAS GULF SULPHUR CO.
OFFICES IN: NEWGULF, WHARTON COUNTY, TX
MR. C. L. ORR, ASST. MGR. OF SULPHUR OPERATION

DR. W. W. DUECKER, MGR, RESEARCH DEPT.
75 EAST 45th ST., NEW YORK, NY (17)

NO RECORD OF MEMBERSHIP, BUT SURVEYS WERE 1
IN MAY-JUNE, 1956 AND IN 1954, 53 and 52

TEXAS GULF, INC.
200 PARK AVE., NEW YORK, NY 10017

JOINED: 1/3/38
RESIGNED: 12/73

C. O. STEPHENS, CHAIRMAN OF THE BOARD

THE TEXAS CO.
135 EAST 42nd ST., NEW YORK, NY, 17

JOINED: 4/15/49
RESIGNED: 3/26/59

H. E. FENNELL, ASST. TO DIR.