

FILE NAME: Reichhold (REI)

DATE: 2014

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DOCUMENT DESCRIPTION: Legal – Answers to Plaintiff's Interrogatories

IN THE CIRCUIT COURT FOR THE CITY OF ST. LOUIS
STATE OF MISSOURI
TWENTY SECOND JUDICIAL CIRCUIT

JEFF KOVAR,

Plaintiff,

vs.

UNION CARBIDE CORPORATION,
et al.,

Defendants.

Case No.: 1322-CC01123

JURY TRIAL DEMANDED

**DEFENDANT REICHOLD, INC.'S OBJECTIONS AND ANSWERS
TO PLAINTIFF'S FIRST INTERROGATORIES**

TO: Plaintiffs, by and through their attorney of record, Gerald J. FitzGerald, O'Brien Law Firm, P.C., 815 Geyer Avenue, St. Louis, Missouri 63104.

Defendant Reichhold, Inc. makes the following Objections and Answers to Plaintiff's First Interrogatories.

PRELIMINARY STATEMENT AND GENERAL OBJECTION

As a threshold matter, Reichhold states that these responses are based upon facts known or believed by Reichhold at the time of answering these discovery requests. These discovery responses are made pursuant to a reasonable and diligent investigation and search for the information requested. Reichhold reserves the right to amend these responses if new or additional information becomes available to it.

Thousands of employees have worked at Reichhold over the years. In conducting business, Reichhold has created many documents kept in numerous geographic locations that have been moved as required. Accordingly, Reichhold does not represent that the answers contained herein provide all information requested; rather, these answers reflect information obtained before this date by Reichhold pursuant to a reasonable and diligent search and investigation in those areas where this information was expected to be found. To the extent that the interrogatory purports to require more, Reichhold objects on the grounds that compliance with the interrogatory is not feasible and would impose an undue burden or expense.

Plaintiffs may have some pertinent documents, perhaps even some Reichhold documents, not in Reichhold's possession. Reichhold objects to these discovery requests on the grounds that it would be less burdensome, more convenient and less expensive for Plaintiffs to identify what documents Plaintiffs already have that may fall within the scope of these discovery requests. This would accomplish several purposes: (1) it would obviate Reichhold having to search for and copy documents already in Plaintiffs' possession; (2) it would enable Reichhold to use the documents

provided as guides in looking for related material; and (3) it would, if the purpose is to obtain authentication, enable Reichhold to authenticate the copies provided by you without having to conduct an uninformed search for the documents.

Reichhold also objects to Plaintiffs' discovery requests to the extent they seek information regarding any Reichhold facility or operation located outside of the United States. Reichhold states that its discovery responses herein are limited to Reichhold's operations located within the United States.

II.

The objections set forth herein are hereby incorporated into all of the subsequent responses as if fully set forth in each particular answer and response, where appropriate.

III.

Subject to the foregoing objections and without waiving same, Reichhold answers as follows:

ANSWERS TO INTERROGATORIES

1. Identify the person verifying these Answers on behalf of Defendant, including their full name, address, length of employment with this Defendant and current job title.

Answer:

Reichhold objects that this Interrogatory seeks information protected from disclosure by the right to privacy. Reichhold also objects that this Interrogatory seeks information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see verification attached hereto.

2. Identify by full name, address and job title your Custodian of Business records.

Answer:

Reichhold objects that this Interrogatory seeks information protected from disclosure by the right to privacy. Reichhold also objects that this Interrogatory seeks information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, Reichhold reserves its right to supplement this Interrogatory as needed.

3. Has Defendant ever had a document retention policy? If your Answer is "yes," identify the date of each such policy and specify its document retention requirements/protocol.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving these objections, Reichhold states that it has a current document retention policy. However, and responding further, Reichhold's former Carteret, New Jersey facility commercially manufactured molding compounds that may have contained short-fiber chrysotile in a bonded matrix. Reichhold states that it sold its molding compound business to BTL Specialty Resins in June 1986. The terms of the sales agreement between Reichhold and BTL required Reichhold to transfer all documents pertaining to its molding compound operations to BTL.

4. With respect to Defendant, please identify:
- a. The full and correct name;
 - b. All names by which Defendant, has been known or has conducted business and the dates during which it has been known by or conducted business under each such name;
 - c. The principal place of business;
 - d. Each state in which Defendant, maintains an office for the usual and customary transaction of business;
 - e. The present state of incorporation;
 - f. Whether Defendant, is authorized to transact business in the State of Missouri and, if so, the date such authority was first issued and last renewed; and
 - g. The location of each agent, representative and place of business in Missouri.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving these objections, Reichhold states that it was originally incorporated in or about 1930 as Beck Koller & Company, Inc. Its name was changed to Reichhold Chemicals, Inc. in 1938. Reichhold Chemicals, Inc. became Reichhold, Inc. on or about February 10, 1998. Reichhold is a Delaware corporation with its principal place of business at 1035 Swabia Court, Durham, NC 27703.

Reichhold is authorized to conduct business in the State of Missouri. Reichhold currently owns and operates one manufacturing facility in Missouri. The address is 249 St. Louis Avenue, Valley Park, Missouri 63088. To the best of its knowledge, Reichhold has never manufactured any asbestos-containing products at this facility and neither the facility itself nor any products

manufactured by this facility are at issue in this case.

Reichhold's current registered agent for service of process in Missouri is CSC Lawyers Incorporating Service Company, 221 Bolivar Street, Jefferson City, Missouri 65101.

5. Identify by full and complete trade name, all thermoset plastics, thermo plastic, plastic resin and/or plastic compound materials which you or any predecessor/related entity has, at any time:
- a. Designed (or contracted to design);
 - b. Manufactured (or contracted to manufacture);
 - c. Processed or prepared (or contracted to process or prepare);
 - d. Sold (or contracted to sell);
 - e. Distributed (or contracted to distribute);
 - f. acquire). [sic]

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving these objections, Reichhold commercially manufactured molding compounds at its former Carteret, New Jersey, facility starting in approximately 1964. Some of those molding compounds contained short-fiber chrysotile in a bonded matrix. This chrysotile asbestos added strength and heat resistance to molded plastic products.

From the time Reichhold began commercially manufacturing molding compounds in 1964, it always manufactured some compounds that did not contain chrysotile asbestos. Reichhold began phasing out the use of chrysotile in 1974 and believes the phase-out was influenced by then-anticipated changes in government regulations on permissible levels of exposure during the manufacturing of such compounds. The ability to phase out asbestos in all molding compounds was impacted by the lack of adequate non-asbestos substitute materials for all types of compounds and customer resistance to molding compounds for certain applications that did not contain asbestos. Reichhold believes it completed the phase out of asbestos in molding compounds by the end of 1980 or early 1981. Reichhold discontinued asbestos usage because of increased difficulty and cost of complying with OSHA regulations regarding the use of asbestos as a raw material at its Carteret, New Jersey manufacturing facility.

Reichhold no longer manufactures molding compounds because Reichhold sold the molding compounds business in June 1986.

Reichhold believes that its molding compounds were sold packaged in bags, drums or Gaylords bearing the name Reichhold Chemicals, Inc. or "RCI." Reichhold's molding compounds were granular in texture. They were made with an exclusive extrusion process that historical

documents described as dust free.

Reichhold affixed labels to packages that said, in pertinent part, "Avoid breathing dust or vapors. Avoid contact with skin and eyes. Use only with adequate ventilation. Use protective equipment and clothing for continued handling and to avoid breathing dust or vapors . . . READ MATERIAL SAFETY DATA SHEET BEFORE USING." Reichhold has a copy of a Material Safety Data Sheet dated January 1980 for approximately seven asbestos-containing molding compounds that said, in pertinent part, "While it would not be expected that under normal handling and use of this compound free asbestos fiber would be released, subsequent processing such as drilling, sanding, milling and filing may release asbestos fibers. Refer to Section Asbestos 1910.1001 of the Occupational Safety and Health Regulation." Reichhold also believes that, in or by 1972, packages of asbestos-containing molding compounds came with a warning that said: "Caution Contains Asbestos Fibers Avoid Creating Dust Breathing Asbestos Dust May Cause Seriously Bodily Harm."

Reichhold does not possess any documents that enable it to determine the precise date of initial issuance of warning labels and Material Safety Data Sheets (MSDS). The MSDS for the Phenolic Molding Compounds contained the following statements, among others: Section IV: Fire and Explosion Hazard Data: "Wear self-contained breathing apparatus if fighting fire in a confined area, such as a warehouse. Dust/air mixtures are explosive." Section V: Health Hazard Data: "For asbestos - 2 fibers per cc air. Fine dust may occur when handling. Use a respirator at all times when handling to avoid breathing dust. Wear gloves when handling. Wash before smoking or eating. In contact with skin, wash with soap and water at first opportunity. Flush eyes with plenty of water for at least 15 minutes." Section VII: Spill or Leak Procedures: "Vacuum or sweep up. Use sweeping compound to avoid creating dust. Ventilate area well. Wear respirator if dust is generated. Waste disposal method: (1) incinerate; (2) land fill in accordance with State and Federal regulations." Section VIII: Special Protection Information: "Respirator for nuisance dust and if asbestos fibers released. Chemical resistant plastic or rubber gloves recommended. Wear chemical goggles at all times. Dust collection should be included as part of mechanical ventilation." Section IX: Special Precautions: "Avoid exposure to temperature extremes and moisture. Both affect product performance. Do not breathe heated vapors from molding process."

Asbestos fibers in molding compounds are encapsulated in a bonded matrix and thus would not be released under normal handling and use of molding compounds. While initial OSHA asbestos regulations did not require warnings on such products, Reichhold still included the standard OSHA warnings on packages of molding compound in an abundance of caution.

6. For each asbestos thermoset plastics, thermo plastic, plastic resin and/or plastic compound materials referred to in Answer 5 above, identify whether asbestos was ever an ingredient.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and

without waiving these objections, see Reichhold's answer to Interrogatory No. 5, above.

7. For each asbestos thermoset plastics, thermo plastic, plastic resin and/or plastic compound materials referred to in Answer 5 above, identify the following:
- The product's packaging;
 - Writing that appears on the product packaging including any logos;
 - Colors of products packaging and colors of writing , including logos, on product's packaging;
 - The name and current (or last known) address of each current or former employee with knowledge of the design, manufacturing and sale of asbestos containing products.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 5, above. Responding further, Reichhold personnel responsible for warnings and MSDS for molding compounds include former employees Tom Madden and Charles Windsor (deceased).

8. If you have stopped producing, distributing and/or selling any of the asbestos thermoset plastics, thermo plastic, plastic resin and/or plastic compound materials listed in Answer 5, state for each product:
- The reason you stopped;
 - The date you stopped;
 - Whether any studies were conducted before you directed that production and sale to be stopped and, if so, identify each such study by title, date, author and subject matter.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 5, above. Responding further, see documents produced by Reichhold.

9. State whether any brochures, writing or other materials, written or photographic, were made available to distributors, drywall contractors/commercial buyers, installation workers, users or the general public concerning the design, manufacture, distribution, selling, installation and/or use of the asbestos thermoset plastics, thermo plastic, plastic resin and/or plastic

compound materials referred to in Answer 5. For each such brochure or material identify the material, author, date and present location and custodian.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 5, above. Responding further, see documents produced by Reichhold.

10. Between 1958 and 1978, did you or any predecessor entity sell or deliver any material or products to *the Square D Facility located in Cedar Rapids, Iowa*? If your Answer is "yes," identify:

- (a) Type, brand name, full name, and complete trade name of each product sold and/or delivered to facility;
- (b) The dates on which each product identified in (a) was sold and/or delivered to the facility;
- (c) Which products identified in (a) contained asbestos as any part, ingredient, or component;
- (d) The type, grade, brand name, full name, and complete trade name of asbestos in each product identified in (a);
- (e) The products package;
- (f) Writing that appears on the product packaging including logos;
- (g) Colors of products packaging and colors of writing, including logos, on product's packaging;
- (h) Each entity from which you or any predecessor entity acquired each product identified in (a) for sale or delivery to the facility;
- (i) Each warning which you provided with each product identified in (a) and
- (j) All persons who were involved with or who have knowledge of the sale or delivery of each product identified in (a). Specify which person is the most knowledgeable concerning each product at the facility.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving these objections, Reichhold's former Carteret, New Jersey facility commercially manufactured molding compounds that may have contained short-fiber chrysotile in a bonded matrix. Reichhold states that it sold its molding compound business to BTL Specialty Resins in June 1986. The terms of the sales agreement between Reichhold and BTL

required Reichhold to transfer all documents pertaining to its molding compound operations to BTL. Accordingly, records and information which might be responsive to this Interrogatory, if any ever existed, are no longer in Reichhold's possession.

11. Between 1958 and 1978, did you or any predecessor entity have any contracts or agreements with any entity to provide, sell, or supply materials or products to *the Square D Facility located in Cedar Rapids, Iowa*? If your Answer is "yes," identify:
- (a) The date of each contract or agreement;
 - (b) Each entity with which you or any predecessor entity had each agreement;
 - (c) The materials or products provided, sold, or supplied to each entity identified in (b) at each location;
 - (d) The name, address, job title and employer of all persons who were involved with or who have knowledge of each contract or agreement. Specify which person is the most knowledgeable concerning each subject matter.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 10, incorporated herein.

12. With respect to any product you or any predecessor entity sold or distributed to *the Square D Facility located in Cedar Rapids, Iowa*, between 1958 and 1978, did you or any predecessor entity ever provide to anyone any warning or caution (or like information) concerning any of the following:
- (a) Asbestos or asbestos-containing materials/products;
 - (b) Possible health effects, hazards, or any other risks associated with exposure to asbestos or asbestos-containing materials/products;
 - (c) Threshold limit values of exposure to asbestos; and/or
 - (d) Recommendations related to working with or around asbestos or asbestos-containing materials/products

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 10, incorporated herein.

13. At any time between 1958 and 1978, did you sell, deliver or have contracts to provide a phenolic compound resin/thermoset plastic/plastic resin/ and/or plastic compound material identified as 25310, 25346, 25347, 25338, 25397, 25398, 25506, 92936, and/or 92506 to the *Square D Facility located in Cedar Rapids, Iowa*? If so, for each state:
- (a) The dates on which it was sold and/or delivered to the facility;
 - (b) The amount delivered on each date identified in (a);
 - (c) The type, grade, brand name, full name, and complete trade name of asbestos in the phenolic compound resin/thermoset plastic/plastic resin/ and/or plastic compound material ;
 - (d) The products package;
 - (e) Writing that appears on the product packaging including logos;
 - (f) Colors of products packaging and colors of writing, including logos, on product's packaging;
 - (g) How it was delivered to the facility;
 - (h) Each warning which you provided with the product; and
 - (i) All persons who were involved with or who have knowledge of the sale or delivery of the phenolic compound resin/thermoset plastic/plastic resin/ and/or plastic compound material

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 10, incorporated herein.

14. Between 1978 and 1995, did you or any predecessor entity sell or deliver any material or products to the *Square D Facility located in Springfield, Missouri*? If your Answer is "yes," identify:
- (a) Type, brand name, full name, and complete trade name of each product sold and/or delivered to the facility;
 - (b) The dates on which each product identified in (a) was sold and/or delivered to the facility;
 - (c) Which products identified in (a) contained asbestos as any part, ingredient, or component;
 - (d) The type, grade, brand name, full name, and complete trade name of asbestos in each product identified in (a);
 - (e) The products package;
 - (f) Writing that appears on the product packaging including logos;
 - (g) Colors of products packaging and colors of writing, including logos, on product's packaging;
 - (h) Each entity from which you or any predecessor entity acquired each product identified in (a) for sale or delivery to the facility;
 - (i) Each warning which you provided with each product identified in (a); and

- (j) All persons who were involved with or who have knowledge of the sale or delivery of each product identified in (a). Specify which person is the most knowledgeable concerning each product the facility.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving these objections, Reichhold's former Carteret, New Jersey facility commercially manufactured molding compounds that may have contained short-fiber chrysotile in a bonded matrix. Reichhold states that it sold its molding compound business to BTL Specialty Resins in June 1986. The terms of the sales agreement between Reichhold and BTL required Reichhold to transfer all documents pertaining to its molding compound operations to BTL. Accordingly, records and information which might be responsive to this Interrogatory, if any ever existed, are no longer in Reichhold's possession.

15. Between 1978 and 1995, did you or any predecessor entity have any contracts or agreements with any entity to provide, sell, or supply materials or products to *the Square D Facility located in Springfield, Missouri*? If your Answer is "yes," identify:
- (a) The date of each contract or agreement;
 - (b) Each entity with which you or any predecessor entity had each agreement;
 - (c) The materials or products provided, sold, or supplied to each entity identified in (b) at each location;
 - (d) The name, address, job title and employer of all persons who were involved with or who have knowledge of each contract or agreement. Specify which person is the most knowledgeable concerning each subject matter.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 14, incorporated herein.

16. With respect to any product you or any predecessor entity sold or distributed to *the Square D Facility located in Springfield, Missouri*, between 1978 and 1995, did you or any predecessor entity ever provide to anyone any warning or caution (or like information) concerning any of the following:
- (a) Asbestos or asbestos-containing materials/products;

- (b) Possible health effects, hazards, or any other risks associated with exposure to asbestos or asbestos-containing materials/products;
- (c) Threshold limit values of exposure to asbestos; and/or
- (d) Recommendations related to working with or around asbestos or asbestos-containing materials/products

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 14, incorporated herein.

17. At any time between 1958 and 1978, did you sell, deliver or have contracts to provide a phenolic compound resin/thermoset plastic/plastic resin/ and/or plastic compound material identified as 25310, 25346, 25347, 25338, 25397, 25398, 25506, 92936, and/or 92506 to *the Square D Facility located in Springfield, Missouri*? If so, for each state:
- (a) The dates on which it was sold and/or delivered to the facility;
 - (b) The amount delivered on each date identified in (a);
 - (c) The type, grade, brand name, full name, and complete trade name of asbestos in the phenolic compound resin/thermoset plastic/plastic resin/ and/or plastic compound material ;
 - (d) The products package;
 - (e) Writing that appears on the product packaging including logos;
 - (f) Colors of products packaging and colors of writing, including logos, on product's packaging;
 - (g) How it was delivered to the facility;
 - (h) Each warning which you provided with the product; and
 - (i) All persons who were involved with or who have knowledge of the sale or delivery of the phenolic compound resin/thermoset plastic/plastic resin/ and/or plastic compound material

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 14, incorporated herein.

18. Has Defendant ever provided to anyone a warning or caution concerning any of the following:
- (a) Asbestos or asbestos-containing thermoset plastic materials/products;

- (b) Possible health effects, hazards, or any other risks associated with exposure to asbestos or asbestos-containing thermoset plastic materials/products;
- (c) Threshold limit values of exposure to asbestos; and/or
- (d) Recommendations related to working with or around asbestos or asbestos-containing thermoset plastic materials/products.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 5, incorporated herein.

19. If your Answer to the preceding interrogatory is "yes," identify:
- (a) The date the first warning or caution was provided;
 - (b) The content of the warning or caution;
 - (c) The date of each change of the warning or caution; and
 - (d) The changes made on each date identified in (c).

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 5, incorporated herein.

20. Has Defendant ever placed a caution, advisory, or warning related to asbestos thermoset plastics, thermo plastic, plastic resin and/or plastic compound materials? If your answer is "yes" identify:
- (a) The type, brand name, full name, and complete trade name of each product on which a caution, advisory, or warning was placed;
 - (b) The date on which the caution, advisory, or warning was first placed on each product identified in (a);
 - (c) The exact wording, location, and size of the caution, advisory, or warning which was first placed on each product identified in (a); and
 - (d) Pursuant to Missouri Rule of Civil Procedure 56.01(b)(1), identify and provide the location of each person whom you believe has knowledge of the caution, advisory, or warning identified herein.

Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, see Reichhold's answer to Interrogatory No. 5, incorporated herein.

21. Identify the date on which the Defendant first became aware that exposure to asbestos could cause:
- (a) Mesothelioma;
 - (b) Lung cancer; and
 - (c) Asbestosis.

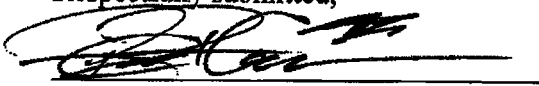
Answer:

Reichhold objects to this Interrogatory as compound, impermissibly vague, overly broad, unduly burdensome and harassing. Reichhold also objects to this Interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving the foregoing objections, Reichhold denies that chrysotile in a bonded matrix, such as is found in molding compounds, causes mesothelioma, or any asbestos-related diseases, based on published scientific information. Reichhold does not currently know when it first received information about the potential dangers from breathing some forms of asbestos fibers. Reichhold generally received information on regulations promulgated by federal OSHA on topics of workplace safety. Reichhold is aware of an internal memorandum dated December 22, 1971 that includes as attachments a copy of the asbestos OSHA regulations section 29 CFR 1910.93a and an April 1, 1970 "Asbestos Toxicology Report" from Union Carbide.

Respectfully submitted,

By



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Reichhold, Inc.

OF COUNSEL:
HAWKINS PARNELL THACKSTON & YOUNG LLP

STATE OF NORTH CAROLINA)
) SS.
COUNTY OF DURHAM)

JOHN OLDHAM, of lawful age, and being first duly sworn on his oath, states that the above Objections and Answers to Plaintiff's First Interrogatories (KOVAR) of Defendant Reichhold, Inc., are true and correct to the best of his knowledge, information and belief.

REICHHOLD, INC.

By: John Oldham
JOHN OLDHAM

Title: Director of Site Remediation

SUBSCRIBED AND SWORN TO before me this 16 day of April, 2014.

Joan M. Grace
Notary Public

My Commission Expires:

Nov. 6, 2014

