

NO. 96-03172-A

RAMON T. CEDILLO; ALVINO RESENDO
LOPEZ; AMBROSIO NINO RAMIREZ; and
RICHARD FUENTES VELA

VS.

OWENS-CORNING FIBERGLAS
CORPORATION, ET AL.

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§

IN THE DISTRICT COURT OF

NUECES COUNTY, TEXAS

28TH JUDICIAL DISTRICT

DEFENDANT UNION PACIFIC RESOURCES COMPANY
/s/ CHAMPLIN PETROLEUM COMPANY, INDIVIDUALLY
AND AS SUCCESSOR BY MERGER TO PONTIAC REFINING CORPORATION
SECOND SUPPLEMENTAL RESPONSES AND OBJECTIONS
TO THE PLAINTIFF'S FIRST SET OF INTERROGATORIES
AND REQUEST FOR PRODUCTION

COMES NOW, Defendant UNION PACIFIC RESOURCES COMPANY in the above numbered and entitled cause of action and pursuant to the Texas Rules of Civil Procedure makes and files this its Second Supplemental Responses and Objections to Plaintiff's First Set of Interrogatories and Request for Production as follows:

SEE ATTACHED.

Respectfully submitted,

HAYS, McCONN, RICE & PICKERING

By: 

B. STEPHEN RICE

State Bar No. 16838000

ROBERT E. PURGATORIO

State Bar No. 16399600

400 Two Allen Center

1200 Smith Street

Houston, Texas 77002

Telephone: (713) 654-1111

(713) 655-9212 (Facsimile)

ATTORNEYS FOR DEFENDANT
UNION PACIFIC RESOURCES COMPANY

OBJECTIONS TO DEFINITIONS

Defendant objects to the stated definition of the terms "Defendant," "You," "Your" and "Your Company" on the grounds it is overly broad and seeks to extend the definition beyond the scope of discovery allowed under the Texas Rules of Civil Procedure, including but not limited to inquiries relating to subsidiaries, foreign subsidiaries and other separately incorporated non-parties thus rendering the Plaintiff's stated definitions overly broad, vague and improper.

Defendant objects to the stated definition of the terms "Document," "Documents," "Written Materials" and "Printed Materials" on the grounds it is overly broad, vague and clearly outside the scope of permissible discovery under the Texas Rules of Civil Procedure. This Defendant would specifically object to the attempt to extend the definition of these terms as requiring the responding party to make a determination of what documents may be responsive to these Interrogatories and Requests for Production "regardless of who now has or formerly had custody, possession or control" on the ground that is clearly outside the scope of permissible discovery and could be construed as seeking disclosure of information that would be protected from discovery by virtue of the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence.

Defendant would further object to the stated definition of the terms "Meeting" or "Meetings" on the grounds that it is so overly broad and vain and renders each discovery request to which it may apply incapable of being answered; and therefore, improper under the Texas Rules of Civil Procedure.

Defendant objects to the stated definition of the terms "products containing asbestos fiber," "asbestos containing products" and "asbestos products" on the grounds it is overly broad, vague and not limited to the matters made the basis of this lawsuit and therefore, seeks disclosure of information and/or the production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence.

PRELIMINARY STATEMENT OF UNION PACIFIC RESOURCES COMPANY

Union Pacific Resources Company, a Delaware Corporation is currently an independent corporation but was previously a subsidiary of Union Pacific Corporation. A predecessor of Union Pacific Corporation purchased the stock of Champlin Petroleum Company and the former Pontiac Refinery from Celanese Corporation of America in 1969. Champlin Petroleum Company's name was changed to *Union Pacific Resources Company* in 1987. Also, effective January 1, 1987, 50% interest in the Corpus Christi refinery was sold to a subsidiary of PDVSA, the National Oil Company of Venezuela. A general partnership was established known as the Champlin Refining Company partnership operating the Corpus Christi refinery on behalf of the 50% interest held by a subsidiary of PDVSA and 50% interest held by Champlin Refining Inc., a wholly owned subsidiary of Champlin Petroleum Company (now known as Union Pacific Resources Company). Effective January 1, 1989, Champlin Refining, Inc. had sold its remaining 50% interest in Champlin Refining Company to a subsidiary of PDVSA which was subsequently merged by PDVSA into PDVSA's CITGO Petroleum Company.

Following the sale of its interest in the Corpus Christi Refinery, (formerly known as the Pontiac Refinery), Champlin Petroleum Company, now known as Union Pacific Resources Company, retained no records or documents relating to the operation of that refinery. All such documentation remained in the possession of the current owner and operator of that refinery.

INTERROGATORIES

INTERROGATORY NO. 2:

Please identify each person known to Defendant as having knowledge of facts relevant to this case. For each person identified, please describe the relevant facts which you believe are within such person's scope of knowledge and about which such person could be expected to testify if called to trial as a witness. Further, if such person is or has been an employee of Defendant, please state the years of employment and the person's employment positions.

SUPPLEMENTAL ANSWER:

Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad and clearly outside the scope of permissible discovery under Rule 166b of the Texas Rules of Civil Procedure. This Defendant would specifically object to this request to the extent it seeks disclosure of information that would be protected from discovery by virtue of the attorney client privilege, the party communication privilege, the joint defense privilege and the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject to and without waiving the foregoing objections:

1. **Joe F. Gay**
7704 Westwind Drive
Fort Worth, Texas 76179
(817) 236-8418
Safety
1974-1998
2. **Braxton D. Routh**
901 Pyramid Drive
Corpus Christi, Texas 78412
(512) 910-0206

Safety
1974-1984
3. **Bob Loveless**
224 Congressman Lane
Lake Charles, Louisiana 70611
(318) 217-8491

Safety
4. **Mark Hawkinson**
4907 Bay Oaks Court
College Station, Texas 77845-8919
(409) 690-0786

or

Brazos Valley Production Office
7300 N. FM 2818
Suite 200
Bryan, Texas 77803
(409) 778-8525

Environmental
1978-present
5. **Albert K. Barth**
P. O. Box 832
Fredericksburg, Texas 78624

Purchasing

6. **Harry Edwards**
Occupational Health Consultants, Inc.
P. O. Box 3127
Freeport, Texas 77541
(409) 233-3324

Industrial Hygiene

7. **Dr. Warren Mooreman**
Fort Worth, Texas

Medicine

8. **William E. Childers**
1202 Cimmaron Drive
Granbury, Texas 76048

Safety

9. **Ray Russell**

Industrial Relations

10. **Bill Locke**

Industrial Relations

11. **Jim Kucera**
Aranas Pass, Texas 78336
(361) 758-2644

Safety

12. **Robert A. Koy**
Corpus Christi, Texas 78401
(361) 854-9042

Safety

13. **D. Cave**

Safety

14. Julian C. Bailey
208 Coronado Drive
Kerrville, Texas 78028-3815
(830) 895-2241

Safety

15. Wes Plummer
4139 Mischire Drive
Houston, Texas 77025-4025
(713) 665-3552
Ray West
Bill Pennington
Berry Contracting

Contracting

16. David Massey
Gilman Insulation

Contracting

17. Jeff Sasara
Corpus Christi, Texas

18. William Tansey

19. Gary C. Whipple
800 Link Drive
Duncanville, Texas 75116-2694
(972) 296-7598

20. Dr. J.D. Landesman

Medical

21. Tom Farrier

Safety

22. See all persons listed in the distribution list of the Champlain Chemical Safety Handbook and the Champlain Safety Procedures book.
23. D.R. Bladen
UPR

Safety
24. Guy D. Whipple
14628 Sweet Water Creek Drive
Corpus Christi, Texas 78410-5636
(361) 387-5360

Maintenance
25. Mrs. Kathryn Gleptner, R.N.

Occupational Health Consultants, Inc.
26. R.P. Pavletic
5940 Willowcross Way
Plano, Texas 75093-4776
(972) 403-7723
27. R.A. Arthur
28. H.C. Cazalas
7805 Etienne Drive
Corpus Christi, Texas 778414-6011
(361) 994-1360
29. C.F. LeRoy
30. W.B. Duckworth
31. P.D. Vrazel
32. M.G. Word
33. C.W. Shumate
34. C.J. Schultz

35. P.E. Taylor
36. T.N. Coha
37. G.W. Smith
38. D.L. Terry
39. F.G. Velasquez
40. C.W. Thompson
41. S. Salinas
42. J. Perez
43. John M. Snyder
44. R.W. Frank
45. J. Garcia
46. B.A. Dahm
47. D.J. Falcon
48. N.E. Wittry
49. V.E. Breckemidge
50. G.E. Pakebusch
51. U.G. Frondorf
52. G.D. Stanton
53. James Bolliger
7401 Bourget Drive
Corpus Christi, Texas 78413-5240
(361) 850-8305
54. R.O. Harrison

55. J.C. Hull
56. A.F. Uehlinger
9302 Moon Beam Trail
Corpus Christi, Texas 78409-2608
(361) 241-2035
57. W.M. Terry
58. K.D. Bosworth
59. J.W. Mason
60. L.H. Owen
61. Daniel Safety
62. Danny Garcia
63. Mike Jewel
64. Kenny Dean
65. Don Jarvis
66. C.J. Romero
67. Mike Wittliff
68. Wayne Buckley
69. W.E. Reagan
70. M.D. Wilton

INTERROGATORY NO. 6:

Please state whether a medical monitoring program, medical examination program or other medical surveillance program ("program") was provided to workers at Defendant's Premises. If such programs were offered, please describe these programs in detail; specify in your response to whom such programs were offered (i.e. contractor employees and Defendant employees); describe the dates that the aforementioned programs were in place, and state what documents concerning the described programs exist.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad, vague, not limited in time nor is it limited to the matters made the basis of this lawsuit, specifically alleged exposure to asbestos fibers and therefore, seeks disclosure of information wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, see:

1. Champlin IOC of July 9, 1986 (CH/W-000603-611).

INTERROGATORY NO. 8:

Have you ever provided safety equipment to persons working on Defendant's Premises? If so, please list the safety equipment provided and indicate when the equipment was first provided, to whom the equipment was provided, and under what circumstances the equipment was provided. Further, identify the person with the most knowledge of your "safety equipment" policies.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad, vague and not limited to the time period relevant in this case nor is it limited to asbestos containing thermal insulation products which presumably is one of the basis of the Plaintiff's claims herein, and therefore, seeks disclosure of information wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, Air Line Respirators were issued for asbestos exposure.

INTERROGATORY NO. 10:

Please state whether any asbestos-containing products in place or in use at Defendant's Premises have been abated at any time. If so, please list each person or company involved with the abatement of asbestos, including address and telephone number, and state the dates and particular locations of each abatement procedure.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad, vague, not limited to the time period relevant in this case nor is it limited to the matters made the basis of this lawsuit, specifically alleged exposure to asbestos fibers and therefore seeks disclosure of information wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, see asbestos abatement and removal documents in response to Plaintiff's Request for Production.

INTERROGATORY NO. 12:

State in detail what tests have been conducted with regard to the quantity, quality, or threshold limit values of asbestos dust or particles to which workers were exposed while using, working with or around, or installing asbestos-containing products in any of your facilities. Please state where and when these tests were conducted, by whom these tests were conducted, and the results of any such test.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad, vague, not limited to the subject premises and not limited to the time period relevant in this case and therefore seeks disclosure of information wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, Occupational Health Consultants performed an asbestos survey on March 23, 1983. No asbestos fibers were detected. (E-000479)

INTERROGATORY NO. 13:

Have you ever had a policy requiring workers on Defendant's premises to use respirators? If so, please state when this policy was implemented; describe this policy in detail; state to whom it applied (i.e. Defendant employees and contractor employees); and describe what types and brand names of respirators were required by you.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory as overly broad, vague and not limited to asbestos or the matters made the basis of this suit. Subject thereto and without waiver of same, see:

1. Respiratory Protection Program, Procedure No. 708.1, issued June 5, 1987. (CHG 01910). Air Line Respirators were indicated;
2. Respirator Application Procedure, Procedure No. 44 (CH/W-001102-4) issued August 1977.

INTERROGATORY NO. 16:

Have you ever warned workers on Defendant's Premises of the hazards of asbestos and asbestos-containing products? If so, describe in detail the methods of such warnings, who you warned and when. Please include in your response a description of any written warnings relating to the hazards of asbestos in place at Defendant's Premises and state when the written warnings were installed, how many were installed, and whether they have been removed.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad, vague and not limited to the time period relevant in this case and therefore seeks disclosure of information wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, see the Champlin Basic Safety Regulations for Contractors and Contract Employees.

INTERROGATORY NO. 17:

Has Defendant ever published or distributed any printed material containing any warnings concerning the possibility of injury resulting from the use of asbestos-containing products or exposure to asbestos? If so, describe the printed material and identify each person responsible for having drafted or issued the warning statements or written materials, and the dates when the printed material was first issued or distributed.

SUPPLEMENTAL ANSWER:

Objection. Defendant Union Pacific Resources Company objects to this interrogatory on the grounds it is overly broad, vague and not limited to the time period relevant in this case and therefore seeks disclosure of information wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, see the Champlin Basic Safety Regulations for Contractors and Contract Employees.

REQUEST FOR PRODUCTION**REQUEST FOR PRODUCTION NO. 4:**

Produce all documents, that relate to any inspections by any regulatory agency for the purpose of ascertaining whether health or safety regulations were being followed or adhered to at any of your plants. This request specifically seeks any and all such documentation referring to dust hazards, including but not limited to asbestos in your plants.

RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the subject premises nor is it limited to the time period relevant in this case. Further, this Defendant would object to this request as not limited to the matters made the basis of this lawsuit, specifically alleged exposure to asbestos fibers and therefore, seeks disclosure of information and/or production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's office at a mutually-convenient date and time. See:

1. The U.S. DOL Citation of April 20, 1984 issued to Goldston Corp.;
2. IOC of August 15, 1986 re: EPA Inspection (CH/W-000601-602);
3. U.S. DOL Complaint to Maintenance Circles Ltd. (CHW-000628).

REQUEST FOR PRODUCTION NO. 5:

Produce all safety meeting minutes or other documents, that refer to the dangers of asbestos safety measures to be used in the vicinity of asbestos at Defendant's Premises.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the time period relevant in this case, and therefore seeks production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, this Defendant would object to this request to the extent it could be construed as seeking production of documentation that would be protected from discovery by virtue of the attorney client privilege, party communication privilege and the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's office at a mutually-convenient date and time. See:

1. Safety Department
Corpus Christi Refinery
Monthly Reports
January 1985-March 1987
(CH/W-000003-103);

2. **Central/Management Safety Committee Meetings**
January 1981 (CH/W-000166) through
December 1985 (CH/W-000203);
3. **Monthly Reports Safety Department**
Corpus Christi Refinery
1984-present
(CH/W-000002-165);
4. **Central Safety Committee Meeting**
March 1, 1984
(E-000931-2);
5. **Safety Audit**
Corpus Christi Refinery
1987
(CH/W-000204-295);
6. **Management Safety Committee Minutes**
January 1986
(CH/W-000451-462);
7. **Safety Meetings**
January 1, 1982-present
(CH/W-000463-506);
8. **West Plant Status/Progress Reports**
(CH/W-000507-544);
9. **Central Safety Committee Meeting Minutes**
(CH/W-001059-1076);
10. **Monthly Reports - Safety Department**
1975-1983
(CH/W-001900-2196);
11. **Central Safety Committee Meetings**
1981-1984
(CH/W-001760-1899); and
12. **Central Safety Committee Minutes**
1975-1980
(CH/W-002197-2504).

REQUEST FOR PRODUCTION NO. 6:

Produce all contracts, or other documents that relate to abatement of asbestos at Defendant's Premises.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the time period relevant in this case nor is it limited to the matters made the basis of this lawsuit, and therefore seeks production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, to the extent necessary, this Defendant objects to this request to the extent it could be construed as seeking production of documentation that would be protected from discovery by virtue of the attorney client privilege, party communication privilege and the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's office at a mutually-convenient date and time. See:

1. Asbestos removal documents (A0001110-2558);
2. IOC of October 11, 1984 re: asbestos seminar (E-000911-22);
3. Champlin IOC of September 10, 1986 (CH/W-000468-470) re: removal contractor, and
4. Environmental Cost Breakdown - asbestos disposal (CH-009321-4).

REQUEST FOR PRODUCTION NO. 8:

Produce all documents that in any way reflect a removal plan or organized written criteria or schedule for the removal of asbestos at Defendant's Premises.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the time period relevant in this case nor is it limited to the matters made the basis of this lawsuit, and therefore seeks production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, to the extent necessary, this Defendant objects to this request to the extent it could be construed as seeking production of documentation that would be protected from discovery by virtue of the attorney client privilege, party communication privilege and the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's office at a mutually-convenient date and time. See:

1. Asbestos removal documents (A0001110-2558);

2. IOC of October 11, 1984 re: asbestos seminar (E-000911-22);
3. Champlin IOC of September 10, 1986 (CH/W-000468-470) re: removal contractor, and
4. Environmental Cost Breakdown - asbestos disposal (CH-009321-4).

REQUEST FOR PRODUCTION NO. 9:

Produce all documents that relate to abatement of asbestos from any of your plants, including but not limited to the Defendant's Premises located in Corpus Christi, Texas.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the time period relevant in this case nor is it limited to the matters made the basis of this lawsuit, and therefore seeks production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, to the extent necessary, this Defendant objects to this request to the extent it could be construed as seeking production of documentation that would be protected from discovery by virtue of the attorney client privilege, party communication privilege and the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's office at a mutually-convenient date and time. See:

1. Asbestos removal documents (A0001110-2558);
2. IOC of October 11, 1984 re: asbestos seminar (E-000911-22);
3. Champlin IOC of September 10, 1986 (CH/W-000468-470) re: removal contractor, and
4. Environmental Cost Breakdown - asbestos disposal (CH-009321-4).

REQUEST FOR PRODUCTION NO. 12:

Produce all documents that reflect the layout of Defendant's Premises, including the location and dimensions of all buildings and the location and placement of asbestos-containing products.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the time period relevant in this case and therefore seeks production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, to the extent necessary, this Defendant objects to this request to the extent it could be construed as seeking production of documentation that this Defendant considers to be proprietary in nature, and therefore would be

protected from discovery by virtue of the trade secret privilege afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's office at a mutually-convenient date and time.

1. Two (2) pages of maps
 - a. Champlin Refinery - West Plant
 - b. Champlin Refinery - East Plant;
2. One (1) page map - Champlin - Corpus Christi (CH-009339); and
3. Various aerial photographs (CH-09365-9372).

REQUEST FOR PRODUCTION NO. 13:

Produce all documents containing any warnings concerning the possibility of injury resulting from the use of asbestos-containing products or exposure to asbestos.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is overly broad, vague, not limited to the time period relevant in this case nor is it limited to the subject premises, and therefore seeks production of documentation wholly irrelevant to any material issue in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, to the extent necessary, this Defendant objects to this request to the extent it could be construed as seeking production of documentation that would be protected from discovery by virtue of the attorney client privilege, party communication privilege and the attorney work product exemption afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's offices, at a mutually-convenient date and time.

1. Champlin Basic Safety Regulations for Contractors and Contract Employees (C-000001-8).

REQUEST FOR PRODUCTION NO. 27:

Produce a copy of all regulations, orders, rules and/or policies which have been used relating to the safety of the Defendant's Premises.

SUPPLEMENTAL RESPONSE:

Objection. Defendant Union Pacific Resources Company objects to this request on the grounds it is clearly overly broad, vague, not limited to the time period relevant in this case nor is it limited to the matters made the basis of this lawsuit specifically alleged exposure to asbestos fibers, and therefore seeks production of documentation wholly irrelevant to any material in this case and not reasonably calculated to lead to the discovery of admissible evidence. Further, this Defendant would object to this request to the extent it seeks production of documentation that is considered proprietary in nature, and therefore protected from discovery by virtue of the trade secret privilege

afforded by the Texas Rules of Civil Procedure and the Texas Rules of Civil Evidence. Subject thereto and without waiver of same, inspection will be permitted at defense counsel's offices at a mutually-convenient date and time. See:

1. Champlin Basic Safety Regulations for Contractors and Contract Employees (L-000001-8);
2. Champlin Safety Procedures (L-000207-464);
3. Champlin Chemical Safety Handbook (L-000033-206);
4. Champlin Safety Assignment for Supervision (CH/W-000296-333);
5. Safety Regulations of Outside Contractors, Procedure No. 1 (CH/W-000446-450);
6. Champlin correspondence re: HazCom Act (CH/W-000619-27)
7. Corpus Christi Refinery and Offices Working Conditions (CH/W-000418-445); and
8. Safety Regulations for Outside Contractors, Procedure No. 1 (CH/W-000446-450).

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SJC
8

HAYS, MCCONN, RICE & PICKERING
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
400 TWO ALLEN CENTER
1200 SMITH STREET
HOUSTON, TEXAS 77002
TELEPHONE (713) 654-1111
TELECOPIER (713) 650-0027

DATE 8/9/99 214-
TO: S. Castillo FAX NO. 520-1181
FAX NO. _____
FAX NO. _____
FAX NO. _____
FAX NO. _____
FAX NO. _____
FAX NO. _____
FAX NO. _____
FROM: Craig S. Wolcott

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If you have difficulty in receiving this telecopy, please contact (713) 654-1111.

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CRAIG S. WOLCOTT
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TEXAS BOARD OF LEGAL SPECIALIZATION

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E-MAIL: CWOLCOTT@HAYSMcCONN.COM

August 6, 1999

Ms. Melissa Hutto
Baron & Budd
3102 Oak Lawn Avenue
Suite 1100
Dallas, Texas 75219

VIA FACSIMILE (214) 529-1181

Attention: Ms. Sylvia Castillo

Re: Cause No. 96-03172-A; *Ramon T. Cedillo, et al. vs. Owens-Corning Fiberglas Corporation, et al.*; In the 28th Judicial District Court of Nueces County, Texas

Dear Melissa:

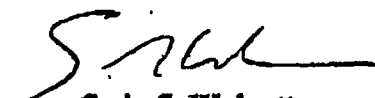
Transmitted herewith please find Defendant Union Pacific Resources Company d/b/a Champlin Petroleum Company, Individually and as Successor by Merger to Pontiac Refining Corporation's Second Supplemental Responses and Objections to the Plaintiff's First Set of Interrogatories and Request for Production.

The documents identified are quite voluminous, and they are available for inspection on or after Monday, August 9, 1999.

Please advise if we can pass the hearing on Plaintiff's Motion to Compel, set for Tuesday, August 10.

Sincerely yours,

HAYS, McCONN, RICE & PICKERING


Craig S. Wolcott

CSW:elp
Enclosure

CSW:elp

*cc: file
SJC*

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Ms. Melissa Huttis
August 6, 1999
Page 2

cc: All other counsel of record (w/encl.)