EXHIBIT

CC184033

February 23, 1965

Dewey & Almy Chemical Division
W. R. Grace & Co.
62 Whittemore Avenue
Cambridge, Massachusetts 02143

ATTENTION: Charles F. Dugan

Re: Lilas D. Welch vs.
W. R. Grace & Co.,
Zonolite Division

Dear Mr. Dugan:

I have today directed a final report to Maryland Casualty Company, providing them with a summary of the information developed at the Hearing on this matter, and subsequent developments leading up to final settlement in the sum of $10,000.00, and we are at this time closing our file.

As you are of course aware, The Occupational Disease Act of Montana, unlike the Workmen's Compensation Act, simply makes no provision for a compromise settlement of cases involving occupational disease.

Our own case seems to be a trail blazer in the field, and we have little precedent to rely upon. The Industrial Accident Board informed that the only method of concluding settlement in which it could concur would involve a withdrawal of claim by claimant, coupled with a general release prepared [illegible] calculated to protect the interests of the employer and [illegible] and we of course proceeded along these lines.

We prepared a formal Withdrawal of Claim, which was properly subscribed by claimant Welch, and forwarded it along to the Industrial Accident Board, which in turn will issue an Order dismissing the claim. We did in addition draft and prepare a release for signature of claimant and his wife, which has been executed in duplicate by Lilas D. and Christine Welch, and is now awaiting [illegible] at this time.

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As there are no minor beneficiaries involved in the instant case, it is my feeling that this Release, subscribed as it is by Mrs. Welch, and including as it does an indemnity and hold harmless provision, does provide complete protection.

It should however be pointed out that in the event a similar case involving minor beneficiaries is encountered, further thought must be given toward disposing, on a final basis, of the possible claims of any such minors.

I enjoyed very much meeting you, and appreciated your assistance and advice, and shall look forward to meeting you again.

With best personal regards.

Sincerely,

S. Y. Larrick

SYL/nk

Enclosure: Executed Copy, Release

