

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
98-CVS-9679

GARY ROBERT ALBRIGHT, et al.

Plaintiffs,

v.

HNA HOLDINGS, INC., also known as
TREVIRA, INC. formerly HOECHST
CELANESE, INC. and FIBER
INDUSTRIES, INC.,

Defendants.

PLAINTIFF'S EXHIBIT

CEL-1376

**THE DEFENDANT'S RESPONSES
TO THE PLAINTIFF'S COURT
ORDERED INTERROGATORIES
DIRECTED TO CHARLES LAUBLY**

Pursuant to Rules 26 and 33 of the North Carolina Rules of Civil Procedure, the defendant HNA Holdings, Inc. responds to the plaintiffs' court ordered interrogatories directed to Charles Laubly as follows:

INTERROGATORY NO. 1: Please state your full name, current home address and current work address.

ANSWER: Charles Laubly
2225 North Tucson Boulevard
Tucson, Arizona 85716

INTERROGATORY NO. 2: Please provide the name(s) of your employer(s) since 1965.

ANSWER:

1. Lumbermens Insurance - July 1949 to March 1966
 - a. Industrial hygienist
 - b. Visited various insured's facilities and consulted with insureds on industrial hygiene issues.
2. Celanese Corporation - March 1966 to August 1979
 - a. Industrial hygienist and corporate manager of industrial hygiene

- b. Overall responsibility for industrial hygiene issues for Celanese Corporation.

INTERROGATORY NO. 3: For each employer above, provide the:

- (a) Name of your title, position with said employer;
- (b) The date(s) you occupied/held such position and/or title;
- (c) The plant(s) where you worked; and
- (d) The plant(s) which you oversaw, supervised or were part of your job responsibility.

ANSWER: See response to Interrogatory number 2. Mr. Laubly did not work out of any plant, but he visited Celanese plants from time to time to consult with plant personnel on industrial hygiene issues. He had overall responsibility for industrial hygiene at the corporate level. He did not implement industrial hygiene policies at the plant level.

INTERROGATORY NO. 4: For each title/position stated above, provide a brief but inclusive description of your job responsibilities.

ANSWER: See responses to Interrogatory numbers 2 and 3.

INTERROGATORY NO. 5: Did your job titles or positions entail or encompass in any way the Salisbury fiber plant, including but not limited to:

- (a) The purchase of materials, construction and/or construction;
- (b) Supervision of the plant;
- (c) The health, safety and welfare of any plant worker;
- (d) The drafting, implementation or dissemination of any corporate policy, bylaw or rule affecting said plant of any plant worker.

ANSWER:

- a. No.
- b. No
- c. See responses to Interrogatory numbers 2 and 3.
- d. See responses to Interrogatory numbers 2 and 3.

INTERROGATORY NO. 6: Please outline your education background, including any degrees obtained and/or any licensing, certification and official titles held or obtained.

ANSWER:

1. B.S. in industrial management - Georgia Institute of Technology - 1949

INTERROGATORY NO. 7: When were you first made aware of any hazards to human health associated with exposure to asbestos-containing materials.

ANSWER: Sometime in the 1950s while working for Lumbermens Insurance, Mr. Laubly learned that asbestos exposure at certain levels and for a sufficient duration, frequency, and length of exposure could potentially cause asbestosis.

INTERROGATORY NO. 8: In regards to your answer above, identify the source of said communication or information and the manner in which you received it.

ANSWER: See answer to Interrogatory number 7.

INTERROGATORY NO. 9: Please identify the name(s), current and last known address, title and/or position of the person with the most knowledge concerning worker health and safety issues at the Salisbury fiber plant in:

- (a) 1965
- (b) 1975
- (c) 1985
- (d) 1995

ANSWER:

a. Mr. Laubly does not know the name of the person with the most knowledge of worker health and safety issues at the Salisbury Fiber plant in 1965. He was not with the company at that time.

b. Sam Swearingen

c. Mr. Laubly does not know the names of the persons with the most knowledge concerning worker health and safety issues at the Salisbury Fiber plant in 1985 since he was retired at that time.

d. Mr. Laubly does not know the names of the persons with the most knowledge concerning worker health and safety issues at the Salisbury Fiber plant in 1995 since he was retired at that time.

INTERROGATORY NO. 10: Please identify the person(s) with the most knowledge concerning the corporate defendant knowledge, policies and/or procedures involving actual or potential hazards associated with asbestos-containing materials at any corporate location or plant in:

- (a) 1965
- (b) 1975
- (c) 1985
- (d) 1995

ANSWER: The defendant objects to Interrogatory Number 10 on the grounds that it is overly broad, unduly burdensome, and seeks the discovery of information that is not reasonably calculated to lead to the discovery of relevant, admissible evidence. Subject to and without waiving the foregoing objections, the defendant responds to Interrogatory Number 10 as follows:

a. Mr. Laubly does not know the name of the person with the most knowledge concerning the corporate defendant's knowledge about policies and procedures involving actual or potential hazards associated with asbestos-containing materials in 1965. Mr. Laubly first worked for Celanese Corporation in March 1966. The corporate director of safety at Celanese Corporation in 1965 was Glenn Fleming, who is now deceased.

b. Mr. Laubly does not know the name of the person with the most knowledge concerning the corporate defendant's knowledge about policies and procedures involving actual or potential hazards associated with asbestos-containing materials in 1975. Mr. Laubly would certainly have some knowledge on that subject. Mr. Kolodner was the corporate director of safety in 1975. Charles Laubly was the corporate industrial hygienist in 1975. Dr. Ernest Dixon was the corporate medical director in 1975.

c. Mr. Laubly does not know the name of the person with the most knowledge concerning the corporate defendant's knowledge about policies and procedures involving actual or potential hazards associated with asbestos-containing materials in 1985 since he was retired at that time.

d. Mr. Laubly does not know the name of the person with the most knowledge concerning the corporate defendant's knowledge about policies and procedures involving actual or potential hazards associated with asbestos-containing materials in 1995 since he was retired at that time.

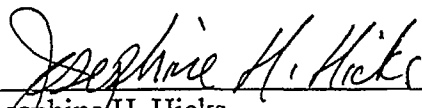
INTERROGATORY NO. 11: Please identify the person(s) in charge of, or with primary responsibility to oversee worker health and safety at the Salisbury fiber plant from:

- (a) 1965-1975
- (b) 1975-1985
- (c) 1985-1995
- (d) 1995-present

ANSWER:

- a. Sam Swearingen
- b. Sam Swearingen and Dow Perry
- c. Mr. Laubly does not know the name of the person in charge of or with primary responsibility for worker health and safety at the Salisbury fiber plant from 1985 to 1995 since he was retired during that period.
- d. Mr. Laubly does not know the name of the person in charge of or with primary responsibility for worker health and safety at the Salisbury fiber plant from 1995 to present since he was retired at that time.

This 1st day of June, 1999.



Josephine H. Hicks
Attorney for Defendant
HNA Holdings, Inc.

OF COUNSEL:

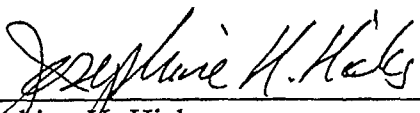
PARKER, POE, ADAMS & BERNSTEIN L.L.P.
2500 Charlotte Plaza
Charlotte, N.C. 28244
(704)372-9000

CERTIFICATE OF SERVICE

This is to certify that on this date I served the foregoing by depositing a copy thereof in the United States mail, postage prepaid, and addressed as follows:

Christopher D. Mauriello, Esq.
Wallace and Graham
525 North Main Street
Salisbury, NC 28144

This 1st day of June, 1999.



Josephine H. Hicks

OF COUNSEL:

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