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EXHIBIT B

STATE OF NEW YORK
SEVENTH JUDICIAL DISTRICT

In Re Seventh Judicial District
Asbestos Litigation

SEVENTH JUDICIAL DISTRICT
ASBESTOS LITIGATION

This Document Applies to:

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ONTARIO

ANNE M. TINKER, Executrix of the
Estate of TIMOTHY W. TINKER, Deceased,
and Individually as the Surviving
Spouse of TIMOTHY W. TINKER,

Index No. 83778

Plaintiffs,

vs.

A.E. CLEVITE, INC.,
et al.

Defendants.

**DEFENDANTS', KENWORTH TRUCK COMPANY
AND PACCAR, INC., Individually and through its Division,
PETERBILT MOTORS CO., ANSWERS TO
PLAINTIFF'S FIRST SET OF INTERROGATORIES
(VEHICLE AND ENGINE DEFENDANTS)**

INTERROGATORY NO. 1:

DATA SOURCES

A. Identify each person with whom you consulted or who provided information used in answering these Interrogatories and specify the Interrogatory for which information was given.

B. Identify each person's:

(1) Address;

(2) Position with the Defendant.

ANSWER TO INTERROGATORY NO. 1:

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Dave Bissonnette
Manager, Industrial Hygiene and Safety
Paccar, Inc.
777-106 Sixth Avenue, N.E.
Bellevue, Washington 98004-5001

INTERROGATORY NO. 2:

CORPORATE INFORMATION

State the following:

- A. Defendant's correct corporate name;
- B. State of your incorporation;
- C. Address of your principal place of business;
- D. Dates and time period during which defendant held a certificate of authority to do business in the state of New York;
- E. Dates and time period during which defendant regularly conducted business in New York.

ANSWER TO INTERROGATORY NO. 2:

- A. Paccar, Inc.
- B. Delaware
- C. 777-106 Sixth Avenue, N.E., Bellevue, Washington 98004-5001
- D. Defendant does not have and has no record of having had a certificate of authority to do business in the State of New York.
- E. Defendant objects to this interrogatory as vague in that "regularly conducted business" is not defined. Defendant has an agent for service of process in New York.

INTERROGATORY NO. 3:

CORPORATE HISTORY

A. Describe in detail Defendant's complete corporate or business history for all business entities that were involved, in any manner, in the sale, manufacture, and/or distribution of asbestos and/or asbestos-containing products.

B. State whether or not you have or have had subsidiary or predecessor corporation(s), and if so:

- (1) The name of the subsidiary and/or predecessor;
- (2) Its date(s) of incorporation, if a corporation;
- (3) Its state(s) of incorporation;
- (4) Its corporate purposes;
- (5) Whether the subsidiary or predecessor was involved in any manner in the sale, manufacture, and/or distribution of asbestos-containing products:
 - (a) The years that the subsidiary or predecessor was involved in the sale, manufacture, and/or distribution of asbestos-containing products.
 - (b) A description of the nature or type of asbestos that the subsidiary or predecessor sold, manufactured, or distributed.

ANSWER TO INTERROGATORY NO. 3:

Defendant objects to this Interrogatory to the extent it requests information about entities other than over-the-road vehicles. Kenworth Truck Company and Peterbilt Motors Co. have been unincorporated divisions of Paccar, Inc. during the 1970 to 1980 timeframe at issue in this

case up to the present. Paccar has owned entities that manufacture other types of products, but they are not at issue in this case.

INTERROGATORY NO. 4:

PURCHASE OF ASBESTOS COMPONENT PARTS

List the name, principal place of business of every manufacturer or remanufacturer, and years from whom you purchased the following asbestos-containing component parts for any of your vehicles (except automobiles) or engines during the years 1970-1980.

- A. Any clutch products, including, but not limited to clutches, clutch assemblies and clutch facings
- B. Any brake products, including, but not limited to brake shoes and brake linings, brake assemblies, or brake pads
- C. Gaskets

ANSWER TO INTERROGATORY NO. 4:

A. Clutches. Lipe-Rollaway and Spicer-Dana were the predominant power train clutch suppliers during the years 1970-1980. Some clutches were purchased from Rockford.

Lipe-Rollaway Bearing Company
P.O. Box 4827
Sercacus, New York 13221

Rockford Power Train, Inc.
1200 Winsor Road
Rockford, Illinois 61132

Dana Corporation-Spicer Clutch
Division
Fifth and Brandon Streets
Auburn, Indiana 46706

Fan Clutches. Fan clutches are devices that control the engine cooling fans. These clutches utilize a friction material to activate and deactivate the engine cooling fan as engine temperature demands. The two brands of fan clutches used during the time frame 1970-1980 that use a friction material design are Horton and Bendix. It is not known if the friction material used in these components has ever included asbestos. Because it is a clutch friction material and it is possible that at one time asbestos may have been used, they have been included.

Horton Industries, Inc.
1170-15th Avenue, S.E.
Minneapolis, Minnesota 55414

Allied Signal/Bendix Automotive
901 Cleveland Street
Elyria, Ohio 44036

B. Brakes. Brake friction material has historically been provided by the brake suppliers to Paccar as a component of the brake assemblies. The brake assemblies during the years 1970-1980 were supplied by the following companies:

Eaton Corporation
P.O. Box 4008
Kalamazoo, Michigan 49003

Rockwell International Corp.
2135 West Maple Road
Troy, Michigan 48064

C. Gaskets. Kenworth/Peterbilt has not assembled engines and therefore did not install engine gaskets. Gaskets were used to seal the hubs. The suppliers were:

Chicago Rawhide
735 Tollgate Road
Elgin, Illinois 60123

Eaton Corporation
P.O. Box 4008
Kalamazoo, Michigan 49003

Rockwell International Corp.
2135 West Maple Road
Troy, Michigan 48084

Stemco Inc.
P.O. Box 1989
Longview, Texas 75606

INTERROGATORY NO. 5:

MANUFACTURE OF ASBESTOS COMPONENT PARTS

State whether and what years Defendant manufactured or remanufactured any of the following asbestos-containing parts for any of your vehicles (except automobiles) or engines during the years 1970-1980.

A. Any clutch products, including, but not limited to clutches, clutch assemblies and clutch facings

B. Any brake products, including, but not limited to brake shoes and brake linings, brake assemblies, or brake pads

C. Gaskets

ANSWER TO INTERROGATORY NO. 5:

- A. Kenworth/Peterbilt does not manufacture or remanufacture any clutch products.
- B. Kenworth/Peterbilt does not manufacture or remanufacture any brake products.
- C. Kenworth/Peterbilt does not manufacture or remanufacture any gaskets.

INTERROGATORY NO. 6:

SALE OF ASBESTOS COMPONENT PARTS

State whether Defendant sold any of the asbestos-containing component parts during the years 1970-1980 listed in Interrogatory No. 4, either directly or through any of your agents or independent dealers.

If so, state: (1) which component parts you or your agents or independent dealers sold, (2) state the years these component parts were sold, and (3) the trade name(s) under which the component parts were sold.

ANSWER TO INTERROGATORY NO. 6:

Kenworth/Peterbilt during the years 1970-1980 sold some clutch assemblies, clutch plates (but no clutch facings to remanufacture clutches), some brake kits, brake assemblies, brake linings and gaskets which may have contained asbestos. These components were principally supplied by the original manufacturer, usually direct-shipped to the independent dealers. The independent dealer purchased the majority of their clutch, brake and gasket components from other sources. The companies supplying

the clutches were Lipe-Rollaway, Rockford Power Train, Inc. and Spicer-Dana. Brake suppliers were Eaton Corporation and Rockwell International Corporation. For brake linings, the companies were Raybestos and Abex. The gaskets were supplied by Chicago-Rawhide, Eaton, Rockwell and Stemco. Names/addresses as previously noted for all except the following:

Abex Corporation
Cooper Industries
Abex Friction Products
Heavy Duty Headquarters
3001 West Big Beaver Road
Suite 710
Troy, Michigan 48084

Raybestos-Manhattan (it was indicated Raybestos-Manhattan is now a part of PMI)
PMI (Prattville Manufacturing, Inc.)
101 Echlin Boulevard
Prattville, Alabama 36067

INTERROGATORY NO. 7:

**MANUFACTURE OF VEHICLES/ENGINES CONTAINING ASBESTOS
COMPONENT PARTS**

Has Defendant engaged from 1970 through 1980 in the manufacture or remanufacture of any vehicle (except automobiles) or engine containing any of the asbestos component parts listed in Interrogatory No. 4? If so, state:

- A. Which asbestos-containing part;
- B. The amount of asbestos (%) and fiber type;
- C. The years during which such activity took place;
- D. If such activity was terminated, the reason why.

ANSWER TO INTERROGATORY NO. 7:

Kenworth/Peterbilt manufactured vehicles from 1970-1980 with components which may have contained asbestos. Kenworth/Peterbilt does not manufacture engines.

A. The components which potentially contained asbestos were clutch assemblies, brake assemblies and gaskets.

B. The amount of asbestos and fiber type in the components is not known. This would need to be referred to the original brake, clutch and gasket manufacturers.

C-D. It is not known when asbestos started being used in brakes, clutches and gaskets. The power train clutch material was changed to a non-asbestos, ceramic material some time in the 1978 to 1984 timeframe due to environmental reasons and the need for higher torque capacity; brake lining material was changed in 1987 for environmental reasons. The hub gasket material is still made from asbestos sheeting.

INTERROGATORY NO. 8:

SALE OF VEHICLES/ENGINES CONTAINING ASBESTOS COMPONENT PARTS

Has Defendant engaged from 1970 through 1980 in the sale of any vehicles (except automobiles) or engines containing any of the asbestos component parts listed in Interrogatory No. 4? If so, state:

- A. Which asbestos-containing part;
- B. The amount of asbestos (%) and fiber type;
- C. The date such activity began;
- D. The date when such activity was terminated.

ANSWER TO INTERROGATORY NO. 8:

Kenworth/Peterbilt sold vehicles to independent dealers.

A-D. See responses to Interrogatory No. 7A through D.

INTERROGATORY NO. 9:

RELABELLING OF ASBESTOS COMPONENT PARTS

Has Defendant from 1970 through 1980 engaged in the relabelling or rebranding of any of the asbestos component parts listed in Interrogatory No. 4 manufactured in whole or in part by an unrelated business entity? If so, state:

- A. Which asbestos-containing part;
- B. The name of the unrelated business entity which manufactured the component part;
- C. The component's part's original trade and/or brand name;
- D. Who performed the physical relabelling or rebranding and where it was accomplished;
- E. The years during which such activity took place;
- F. The brand name and/or trade name after the product was rebranded;
- G. The amount of asbestos (%) and fiber type;
- H. Whether the rebranded or relabelled parts were ever placed in any of the Defendant's vehicles or engines.

ANSWER TO INTERROGATORY NO. 9:

Kenworth/Peterbilt has not engaged in relabelling or rebranding any of the asbestos component parts listed in Interrogatory No. 4 from 1970 through 1980.

INTERROGATORY NO. 10:

TESTING

Were any tests conducted on any asbestos-containing component parts identified in Interrogatory No. 4, 5, 6, 7, 8, or 9 to determine:

- A. The identity of each individual or firm who conducted such tests;
- B. The date, purpose, and result of each such test;
- C. Identify and produce all documents relating to such tests.

ANSWER TO INTERROGATORY NO. 10:

Kenworth/Peterbilt knows of no test conducted on asbestos-containing parts identified previously.

INTERROGATORY NO. 11:

KNOWLEDGE/ASBESTOSIS - LUNG CANCER - MESOTHELIOMA

State whether Defendant obtained, prior to 1980, any knowledge concerning the association, if any, between the inhalation of asbestos fibers and: (1) asbestosis; (2) lung cancer; (3) mesothelioma. If so, state as to: (1) asbestosis; (2) lung cancer; (3) mesothelioma:

- A. When this knowledge was first acquired, how it was acquired, identify by whom it was acquired, and state the substance of the knowledge acquired;

B. Identify all documents relevant to your acquisition of knowledge concerning the disease and the custodian thereof.

ANSWER TO INTERROGATORY NO. 11:

A. Dave Bissonnette, Manager of Industrial Hygiene & Safety for Paccar Inc. reports the following on information and knowledge of asbestos, lung cancer and mesothelioma:

As Corporate Industrial Hygienist, I have opportunities to review information on asbestos health effects, OSHA regulations, etc. In 1976, Assistant Professor Peter A. Breysse of the University of Washington School of Public Health and Community Medicine, presented a session on asbestos health hazards based on the studies of Dr. Irving Sellikoff at Mt. Sinai Health Center for Paccar Safety and Health staff. Additional information may have been provided to various safety and medical staff for manufacturing operations over those years.

B. Documents relevant to those years have been disposed of as new documents have become available.

INTERROGATORY NO. 12:

WARNING/DESCRIPTION

For each of the component parts listed in Interrogatory No. 4 which contained asbestos and which were placed in your vehicles (except automobiles) or engines during the period between 1970-1980, state whether you placed any caution, warning or hazard statement or explanation involving asbestos on either the component part, the vehicle or engine in which the component part was placed.

If so, provide as to each component part the following information as to the caution, warning or hazard statement:

- A. Its precise wording;
- B. Where was it located on the product, packaging, and what was the size and color of the lettering;
- C. Has the wording or its presentation ever been altered, and if so, how and when;
- D. The years during which each version of a caution, warning or hazard statement appeared on each component part;
- E. Identify all documents relating to the warning.

ANSWER TO INTERROGATORY NO. 12:

It is not known if warnings or explanations were placed in the vehicles during the years 1970-1980.

INTERROGATORY NO. 13:

WARNING/INSERT

If you sold or resold any of the component parts listed in Interrogatory No. 4 which contained asbestos, either directly or through any of your independent dealers, did you ever place any form of package insert or informative brochure in the container accompanying the component part explaining the hazards of asbestos?

If so, state as to each such insert or brochure:

- A. When was it first placed in containers and for what years thereafter;

- B. What products had the insert or brochure included;
- C. Provide a verbatim statement of the insert;
- D. Identify all documents relating to the warning.

ANSWER TO INTERROGATORY NO. 13:

If any component parts were sold, it is not known if warnings or explanations were included with the parts during the years 1970-1980.

INTERROGATORY NO. 14:

WARNING/MASK

If you sold or manufactured any asbestos-(sic) containing component parts listed in Interrogatory No. 6 and/or 7, did you ever place any form of disposable face mask or respirator in a container for later use by persons who would handle and/or be exposed to such parts? If so, please state:

- A. The parts covered by the practice;
- B. The year this practice began and the years it was implemented;
- C. Describe the type of face mask or respirator included in the container.

ANSWER TO INTERROGATORY NO. 14:

Kenworth/Peterbilt did not manufacture any asbestos-containing component. No face mask or respirator was included with the vehicles during the years 1970-1980.

INTERROGATORY NO. 15:

TRADE ASSOCIATION

A. State the names and addresses of all professional, industrial, health and safety organizations to which you have belonged which have anything to do with the health effects of asbestos, the proper methods of working with asbestos, methods of controlling asbestos dust, setting of standards or regulations, information, lobbying, research, engineering, or use of asbestos products, materials, or fibers.

B. As to each trade association, state the date of membership.

ANSWER TO INTERROGATORY NO. 15:

Dave Bissonnette, Paccar, Inc.'s Manager of Industrial Hygiene and Safety, states that the trade associations and industrial health and safety organizations to which he (as Manager of Industrial Hygiene and Safety for Paccar, Inc.) has belonged to include:

- A. The National Safety Council
The American Industrial Hygiene Association
The American Society of Safety Engineers
Local Sections of such organizations
- B. The dates of members were 1974-1980.

INTERROGATORY NO. 16:

WORKMEN COMPENSATION CLAIMS

Have you had any claims of employees alleging injury due to asbestos exposure?

If so, state:

- A. The date the claim was filed;
- B. The type and description of the injury claimed;
- C. The name of the claimant;
- D. The disposition of the claim;
- E. Identify and produce all documents relating to each workmen compensation claim.

ANSWER TO INTERROGATORY NO. 16:

Defendant objects to this Interrogatory to the extent it requests information on workers' compensation claims unrelated to the component parts at issue in this case. Defendant has no record of any worker compensation claim alleging injury due to asbestos exposure to component parts.

Dated: Buffalo, New York
February 4, 1997

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TINKER DEFENSE COUNSEL LIST

Updated 1/8/97

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VERIFICATION

STATE OF NEW YORK)
COUNTY OF ERIE) ss:
CITY OF BUFFALO)

Peter S. Marlette, Esq., being duly sworn, deposes and says that he is a member of Damon & Morey LLP, attorneys for the defendants, Kenworth Truck Company and Paccar, Inc., herein; that he has read the foregoing Answers to Plaintiffs' First Set of Interrogatories and knows the contents thereof; that the same is true to deponent's knowledge except as to the matters therein stated to be alleged upon information and belief, and as to those matters, he believes same to be true.

The reason this verification is made by deponent and not by the defendants is that neither Defendant Kenworth Truck Company nor Defendant Paccar, Inc. is a corporation within the County of Erie where deponent resides and the members of his firm have their offices. The sources of deponent's information and the grounds for belief are reports and correspondence from representatives of the defendants presently in the file of this case in deponent's office.



Peter S. Marlette

Sworn and subscribed to before me this
4th day of February, 1997.


Notary Public

MARGARET LAMOND-MOSS
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES AUGUST 31, 1997