bcc: Messrs. H. S. Bergen, Jr.
H. H. Bible
R. B. Chapman
W. R. Corey
R. Harris/W. E. McCurdy/W. A. Bla
~~W. B. Papageorge~~
R. A. Stohr
J. F. Stapleton

Monsanto

MAR 18 1974

EDWIN J. PUTZELL, JR.
Vice President
General Counsel and Secretary

Monsanto Company
800 N. Lindbergh Boulevard
St. Louis, Missouri 63166
(314) 694-2825

15 March 1974

Mr. Walter A. Schlotterbeck
Vice President and Corporate Counsel
General Electric Company
570 Lexington Avenue
New York, New York 10022

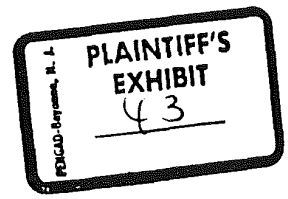
Dear Mr. Schlotterbeck:

This is to advise you that on March 8, 1974, we received notification from our registered agent that on March 5, 1974, we had been served with pleadings naming Monsanto Company, along with General Electric Company and others, as defendants in two separate actions in the Circuit Court for Roane County, Tennessee.

Ralph Hickey, Grace Hickey, Hugh Hickey, et al
v. General Electric, Moss Trucking Company,
Monsanto Company and Larry Pressley
Circuit Court for Roane County, Tenn. No. 4548

George L. Galyon and Dorothy Galyon v. General
Electric, Moss Trucking Company, Monsanto Company
and Larry Pressley
Circuit Court of Roane County, Tenn. No. 4549

Copies of pleadings in these cases are enclosed. These cases are based on an incident allegedly occurring on or about March 5, 1973 in Roane County, Tennessee, involving the alleged leakage of dielectric fluids containing polychlorinated biphenyls from a GE transformer in transit.



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Pursuant to the "Special Undertaking By Purchasers of Polychlorinated Biphenyls" agreement between our companies dated January 21, 1972, Monsanto requests that you assume the defense of Monsanto in these actions and indemnify and hold Monsanto harmless from any judgment which may be obtained against us.

Please note that we believe an answer is due on our behalf in these cases within thirty days of date of service on us, which was March 5, 1974.

In accordance with our agreement we stand ready to provide reasonable assistance to G.E. in the defense of these actions. We have advised our insurance carrier, The Travelers Insurance Company, of the pendency of these suits. We have also advised an attorney long associated with Monsanto on many matters and who previously had investigated certain aspects of this incident, Lon P. MacFarland, MacFarland, Colley, Blank & Jack, Middle Tennessee Bank Building, P. O. Box 1004, Columbia, Tennessee 38401, of the pendency of these cases. We recommend before answering or reaching any decision on local counsel or removal that you contact Mr. MacFarland, who will be coordinating matters on these cases for Monsanto.

We request and will look to you and your attorneys to work out satisfactory lines of communications with Mr. MacFarland, for keeping Monsanto and the Travelers informed of developments in these cases, and to obtain from us and from Travelers such reasonable assistance as we can give to the defense of these actions.

Should you need to make contact directly with Monsanto on matters pertaining to the defense of Monsanto in these cases, will you please contact Wayne Withers here at our St. Louis offices.

Best regards.

Sincerely,

Edwin J. Putzell, Jr.

cc: Mr. Robert F. Conlon
The Travelers Insurance Company, Hartford, Connecticut

Mr. Karl F. Meyer
The Travelers Insurance Company, St. Louis, Missouri

Mr. Lon P. MacFarland

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