

106 1 Sayers 2 permit him to make any statements he wishes 3 to make about that later. 4 As long as we're off the record, then, 5 I understand what we're going to do when we 6 go back on the record is have the 7 videographer make a zoom-in of the card and 8 the bag. We're not going to ask any 9 questions. 10 Then after the videographer has zoomed 11 in on the bag, then we're going to put that 12 back in the envelope, we'll go off the 13 record, and then we'll resume the 14 questioning. 15 MR. LANIER: Nothing is going on 16 questioning-wise. We're going to step up, 17 and you get your close up. 18 MR. WILL: That's what I just said. 19 We have to go back on the record for the 20 videotape. 21 MR. LANIER: Right. But you're not 22 going to be questioning him. You're just 23 going to get a close-up. Then you will put 24 it in a sealed envelope. You tell us, and 25 we'll come back in.	108 1 Sayers 2 MR. WILL: I'll make a record, but 3 this is something that Mr. Sayers had in his 4 personal possession. It wasn't in the 5 possession of Union Carbide. We'll lay that 6 foundation. 7 MR. POLK: Okay. 8 (Sayers Exhibit 8, photocopy of bag 9 and card of RG-144, marked for 10 identification, as of this date.) 11 MR. WILL: I'm going to indicate for the 12 record that I have now placed the card, the 13 original card, in an envelope, as requested 14 by Mr. Lanier. I'm going to take that out 15 of the room. And we have marked as Exhibit 16 8 photocopies of the card with the bag down 17 and then a photocopy of -- the second page 18 is a copy of the card with the bag up so you 19 can read all of the writing. 20 MR. LANIER: At this point in time I'm 21 walking back in the room. I'm a little bit 22 amazed to see there's typing going on, which 23 means it looks like there was some kind of 24 statements and speeches being made while I 25 was gone. So I would ask the court reporter
107 1 Sayers 2 MR. WILL: Yeah. 3 THE VIDEOGRAPHER: The time is 11:43 4 a.m. We're back on the record. 5 MR. WILL: That's fine. We can go off 6 the record. 7 THE VIDEOGRAPHER: The time is 11:43 8 a.m. We're going off the record. 9 MR. BROWNSON: On the record, I would 10 just like to say that we object to Exhibit 8 11 because it was not previously disclosed. 12 MR. WILL: And for the record, there 13 was no obligation to disclose it, no request 14 or anything else. 15 MR. POLK: I disagree with that. Mike 16 Polk on behalf of Minnesota asbestos injury 17 plaintiffs. That's never been discussed. 18 In 15 years of litigation -- I believe that 19 that document is, in fact, responsive to 20 numerous requests, including various 21 requests for production of documents and 22 samples specifically requested in the 23 uniform request for production of documents 24 that governed the conduct of asbestos 25 litigation in Minnesota.	109 1 Sayers 2 to pause for a minute so I can read the 3 record and see what happened while I left. 4 MR. WILL: There was colloquy among 5 the Minnesota counsel that relates only to 6 the Minnesota cases, and there was nothing 7 that I think affected what your concerns 8 were. 9 MR. LANIER: I appreciate that legal 10 advice from you, but unless you're going to 11 be my lawyer, I'm going to go back and read 12 the record. 13 MR. WILL: That's fine. I was just 14 trying to give you a sense of what had 15 transpired. You can ask Mr. Brownson or 16 Mr. Polk since they're the ones who were 17 here. 18 MR. LANIER: It's on the record. I 19 can read it. 20 (Recess taken from 11:45 to 11:55.) 21 THE VIDEOGRAPHER: The time is 11:55 22 a.m. We're back on the record. 23 Q. Mr. Sayers, have we marked now as 24 Exhibit 8 a photocopy of the card and the plastic 25 bag that you showed earlier on the video?