

Sample Deposition Document + Summary to
be dictated by deposing atty for TNB

MEMORANDUM

TO: File
FROM: Deborah Mailander
RE: Attached documents
DATE: February 17, 1993

During the deposition of Gene Miller, Monsanto introduced these documents, apparently to show they told GE to Warn the buyers. Paul Merrell got Gene Miller to agree that Westinghouse knew by 1971 that PCB were hazardous to lifeforms and the environment.

← Copies should go in Gene Miller's TNB Section
DNM:bms as A and R fact witness; McClain's TNB
Section; and for upcoming 30(b)(6) depos.

Merged File

Name: (last, first) Miller, Gene
Witness Type: (fact or expert) Fact
Employer: Westinghouse
Position: Marketing Manager
Address: unknown
Phone: unknown at this time

Summary of Testimony:

There is no doubt Westinghouse knew PCBs were deliterious to life forms and the environment in general by October 1971.

Depositions to Date: (date taken, whether summarized)
February 16, 1993, not summarized yet

Open

Trial Exhibits for this Witness: (Exhibit number, bates number, title, and author)

Other Documents:

Monsanto introduced exhibits against Westinghouse which show both parties knew of dangers and Monsanto attempted to shift duty to warn to Westinghouse

Trial Notebook Section Completed: (yes or no) no

Contacts made: (Willing to testify at trial, date, and summary)

Follow-up required: Summarize deposition, Holly needs to ensure documents from deposition are bates numbered and put into trial notebook. Need to add phone number and address above.

*****end Record*****

Name: (last, first) Jones, Jane
Witness Type: (fact or expert) Expert
Employer: Knowitall Inc.
Position: Toxicology of PCBs
Address: 101 1st st
Phone: (101) 111-1111

Summary of Testimony:

PCBs are bad

Depositions to Date: (date taken, whether summarized)
none

Open

Trial Exhibits for this Witness: (Exhibit number, bates number,

title, and author)
none to date

Other Documents:
none to date

Trial Notebook Section Completed: (yes or no) no

Contacts made: (Willing to testify at trial, date, and summary)
yes, Debbie called on January 1st. Jones is probably willing to testify.

Follow-up required: Contact Jones by letter describing basics of case and asking what her rates are and what documents she needs. Follow up with phone call and set date to interview

*****end Record*****

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Name: (last, first) 1~
Witness Type: (fact or expert) 2~
Employer: 3~
Position: 4~
Address: 5~
Phone: 6~

Summary of Testimony:
7~

Depositions to Date: (date taken, whether summarized)
8~

Open9~

Trial Exhibits for this Witness: (Exhibit number, bates number,
title, and author)
10~

Other Documents:
11

Trial Notebook Section Completed: (yes or no) 12~

Contacts made: (Willing to testify at trial, date, and summary)
13~

Follow-up required: 14~

*****end Record*****

secondary in witness SF

Name: (last, first)~Witness Type: (fact or expert)~Employer~Position or expertise~Address~Phone~Summary of Testimony~Depositions to Date (date, whether summarized)~Open~Trial Exhibits (exhibit number, bates number, title, and author)~Other documents~Trial Notebook section completed: (yes or no)~Contact made (date, summary, willingness to testify at trial)~Follow-up required:~~

Miller, Gene

Fact ---

Westinghouse

Marketing Manager

unknown

unknown at this time

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February 16, 1993, not summarized yet

Monsanto introduced exhibits against Westinghouse which show both parties knew of dangers and Monsanto attempted to shift duty to warn to Westinghouse

no

Summarize deposition, Holly needs to ensure documents from deposition are bates numbered and put into trial notebook. Need to add phone number and address above.

Jones, Jane
Expert
Knowitall Inc.
Toxicology of PCBs
101 1st st
(101) 111-1111
PCBs are bad
none

none to date
none to date
no

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Contact Jones by letter describing basics of case and asking what her rates are and what documents she needs. Follup up with phone call and set date to interview