



PORT HURON, MI
TIMES-HERALD
D. 24,982-S. 33,530
DETROIT METROPOLITAN AREA

MAR 30 1984

Farm unsanitary, PCB maker says

BAD AXE (AP) — A Huron County farmer suing the Monsanto Co. about PCB contamination had been ordered by the state to clean up unsanitary conditions on his dairy farm, a company lawyer says.

Roger Haley was cross-examined Thursday as testimony continued in the Haley family's \$4.3 million lawsuit against Monsanto and two silo builders. Huron County Circuit Judge M. Richard Knoblich recessed the trial until Monday.

Haley and his family claim they suffered poor health and financial losses because their farm products were contaminated with polychlorinated biphenyls made by Monsanto and used in a silo at his farm site.

Monsanto claims Haley's losses were due to poor management. Company lawyer William Jungerhold said a 1980 state inspection report showed no milking operation violations before Haley purchased the farm near Owendale, but that later reports listed several deficiencies in the operation after Haley moved onto the farm in April 1982.

A state milk inspector also warned Haley about high bacteria

levels in his raw dairy milk in September 1982. Jungerhold told the nine-woman jury. He said the report also told Haley to remove garbage from the dairy operation and clean walls and ceilings in the milking area.

Haley had testified previously that he began losing cattle and suffering a drop in milk production in fall of 1975.

Jungerhold also cited an April 1974 report that said Haley agreed to clean a milk storage tank and a February 1974 report said that tests and studies on the farmer's cattle were not being continued properly.

The lawsuit seeks \$225,000 in damages for loss of value to the home. Jungerhold on Thursday cited a bank loan application Haley made in December 1981 in which he listed the value of the 125-acre farm at \$257,000. Haley testified that the figure was based on market values of surrounding farms, but that he would not be able to sell his farm for that amount.

The St. Louis-based Monsanto manufactured PCBs marketed under the name APO-CLOR 1264, which was used in silo silencers by Michigan Silo Co. and C&S Silo Co., both of Charlotte.

MONS 019541