

1 there are case reports of individuals who actually did
2 not work around asbestos, but were wives who washed
3 their husbands' clothing that had asbestos on it that
4 developed this rare disease.

5 There are also cases of individuals who
6 lived near plants, who lived near asbestos plants.
7 Never worked in the plants.

8 Just lived nearby, and those individuals as
9 a result of that small dose of asbestos developed this
10 rare and terrible cancer.

11 By a preponderance of the evidence, which is
12 a standard that we have to meet in this case as the
13 plaintiffs, we have the burden of proof in this case.
14 We have to prove our case.

15 What that standard means is that we have to
16 tip the scales ever so slightly in our favor to meet
17 the burden.

18 If my hands were a scale and they are evenly
19 weighed, all that we have to do is just tip the scales
20 ever so slightly in our favor.

21 I contend we will do more than that, but we

1 will meet the burden of proof, and in Mr. Wood's case,
2 as in Mr. Grewe's case, prove to you that the asbestos
3 exposure that he had from Ford brakes is what caused
4 him to develop his mesothelioma.

5 THE LAW CLERK: 10 minutes, counsel.

6 MS. HINES: Thank you.

7 At this time I would like to talk to you a
8 little bit about Ford Motor Company which has already
9 been discussed somewhat with you.

10 Ford Motor Company is a company that made
11 these brakes with the asbestos -- excuse me, with the
12 asbestos in them, and I believe it has already been
13 stated that the asbestos content that was in the Ford
14 brakes that had been in those brake linings ever since
15 they first started manufacturing cars, which was as
16 far back as 1909, that those brakes contained 40 to 60
17 percent asbestos by weight.

18 So what that means, if there is one brake
19 lining, and there are four on a car, that contains
20 four pounds or 16 pounds of brake linings on a
21 vehicle, then half of that weight is asbestos.

1 We also know that Ford maintained a medical
2 library and that is interesting, too, since 1928, and
3 Ford knew that the first case report that was
4 associating asbestos exposure with asbestosis, another
5 disease caused by asbestos, was published in 1907.

6 However, knowing that, no warnings were
7 placed on any Ford brake products until 1980, which is
8 just a little too late for Mr. Wood and Mr. Grewe.

9 We also know Ford prior to Mr. Wood going to
10 work at the United States Post Office garage knew in
11 1948 there was an article entitled, Asbestos Used in
12 the Ford Relation of Brake Lining is a Potential
13 Harmful Compound, and this is before Mr. Wood worked
14 at the garage.

15 Again, from 1949 to 1974, Ford Motor Company
16 was a member of the Industrial Hygiene Foundation, and
17 you will hear more about that organization throughout
18 this trial.

19 The defense will also have some witnesses,
20 and I would like to speak briefly to you about those
21 when you hear those witnesses come in.

1 Those witnesses are going to tell you that
2 you cannot get this asbestos cancer from brake
3 material.

4 I would like you to consider several things
5 when you hear some of those witnesses that will
6 testify for you on behalf of these asbestos companies
7 or on behalf of Ford.

8 One witness is a witness by the name of Dr.
9 Otto Wong.

10 When you hear Dr. Wong testify, I want you
11 to consider and the evidence will show that Dr. Wong
12 has spent his entire life defending the chemical and
13 asbestos industry.

14 You will also hear probably from a Dr. John
15 Craighead and when you hear Dr. John Craighead tell
16 you that asbestos from brakes does not cause asbestos
17 cancer, the evidence will show pointed out on cross-
18 examination that Dr. John Craighead has spent the last
19 10 years of his life testifying for these asbestos
20 companies and in the course of that time he has made
21 somewhere between 1 to \$2 million doing so.