

NO. 01-5974-G

|                        |   |                                     |
|------------------------|---|-------------------------------------|
| ADOLFO TAMEZ CEDILLO   | § | IN THE DISTRICT COURT OF            |
|                        | § |                                     |
| VS.                    | § | NUECES COUNTY, T E X A S            |
|                        | § |                                     |
| GAF CORPORATION, ET AL | § | 319 <sup>TH</sup> JUDICIAL DISTRICT |

NO. 01-3962-E

|                                  |   |                                     |
|----------------------------------|---|-------------------------------------|
| RICHARD GARZA ARREDONDO, SR. and | § | IN THE DISTRICT COURT OF            |
| MANUEL D. RIOS, SR.              | § |                                     |
|                                  | § |                                     |
| VS.                              | § | NUECES COUNTY, T E X A S            |
|                                  | § |                                     |
| CROWN CORK AND SEAL COMPANY,     | § |                                     |
| INC., ET AL                      | § | 148 <sup>TH</sup> JUDICIAL DISTRICT |

NO. 01-1937-E

|                                |   |                                     |
|--------------------------------|---|-------------------------------------|
| OTTO ALTON KRIEGAL, JR., ET AL | § | IN THE DISTRICT COURT OF            |
|                                | § |                                     |
| VS.                            | § | NUECES COUNTY, T E X A S            |
|                                | § |                                     |
| U.S. GYPSUM COMPANY, ET AL     | § | 148 <sup>TH</sup> JUDICIAL DISTRICT |

**DEFENDANTS SUNOCO, INC. (R&M) AND  
Koch PETROLEUM GROUP, L.P.'S RULE 194 DISCLOSURES**

COME NOW, Defendants Sunoco, Inc. (R&M) and Koch Petroleum Group, L.P., and file their Rule 194.2 Disclosures as follows:

- (a) The correct name of each party to this lawsuit;

**RESPONSE:** The correct names of these Defendants are Sunoco, Inc. (R&M) and Koch Petroleum Group, L.P. Defendants do not have knowledge regarding the correct names of the Plaintiffs or other Defendants in this lawsuit.

- (b) The name, address and telephone number of each potential party;

**RESPONSE:** At this time, Defendants are unaware of any potential parties to this suit.

- (c) The legal theories and factual bases of your claims and defenses;

**RESPONSE:** Plaintiffs have provided little or no factual information regarding his claim against these Defendants; therefore, it is uncertain at this time exactly what defenses Defendants will assert. At this time, Plaintiff has provided no information that he ever worked at premises owned by these Defendants. Even if he did work at premises owned by these Defendants, Defendants deny that they failed to act with reasonable care. There is no evidence that Plaintiff was ever exposed to asbestos at these Defendants' facilities, nor is there any evidence that exposure to asbestos or asbestos containing materials while working at the Defendants' premises was the proximate cause of the Plaintiff's alleged injuries or damages. Further, Plaintiff's claims are barred by the statute of limitations in that Plaintiff failed to bring this suit within two years after he knew or should have known of the alleged connection between the alleged symptom and the alleged exposure. Additionally, the acts of third parties over which these Defendants does not have control were the proximate cause of Plaintiff's injuries, if any. Also, Plaintiff's own negligence caused, in whole or in part, the injuries and any recovery by him should be reduced accordingly. Defendants will supplement this disclosure as discovery progresses, if necessary.

- (e) The name, address and telephone number of each individual having knowledge of facts relevant to this lawsuit and a brief statement as to how each such individual is connected to this case;

**RESPONSE:** See attached Exhibit A, which is made a part hereof for all purposes.

- (f) The following information regarding testifying experts:

1. name, address and telephone number;
2. the subject matter of the expert's testimony;
3. the general substance of the expert's mental impressions and opinions, a brief summary of the basis for such opinions or if the expert is not retained by you or otherwise subject to your control, all documents reflecting the experts' impressions, opinions and the basis therefor.
4. For each expert employed or otherwise controlled by you, produce:
  - (A) all documents, tangible things, reports, models, or data compilations provided to, reviewed by, or prepared by or for each expert in anticipation of such expert's testimony; and
  - (B) each expert's resume and bibliography.

**RESPONSE:** See attached Exhibit B, which is made a part hereof for all purposes.

By cross-reference, this defendant integrates by reference all fact and expert witnesses designated by any other party, but without necessarily adopting or endorsing their veracity, qualifications, knowledge, or the foundation of any opinions they may have in relation to the matters at issue in this litigation.

(g) Any discoverable indemnity and insuring agreements;

RESPONSE: None.

(i) A copy of any witness statements;

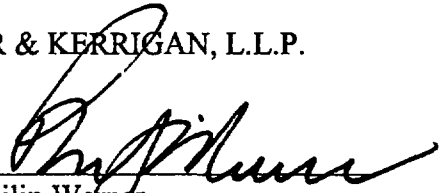
RESPONSE: None in Defendants' possession.

(k) all medical records and bills obtained by the responding party by virtue of an authorization furnished by the requesting party.

RESPONSE: None in Defendants' possession.

Respectfully submitted,

WERNER & KERRIGAN, L.L.P.

By: 

Philip Werner

State Bar No. 21190200

1300 Post Oak Boulevard, Suite 2225

Houston, Texas 77056

Telephone: 713-626-2233

Facsimile: 713-626-9708

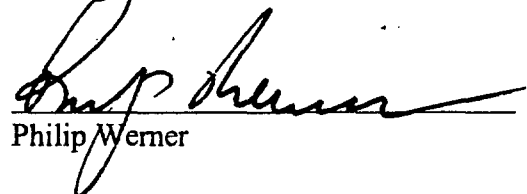
ATTORNEYS FOR DEFENDANTS,

SUNOCO, INC. (R&M) and

KOCH PETROLEUM GROUP, L.P.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded by certified mail, return receipt requested, to Plaintiffs' counsel on this 20<sup>th</sup> day of September, 2001.

  
Philip Werner

## **EXHIBIT A**

The following witnesses are also fact witnesses.

Defendant is not aware of all of the areas of testimony or proof that Plaintiff intends to produce at trial and, therefore, Defendant cannot proffer all expected testimony until it has had the benefit of reviewing all of Plaintiff's experts' reports and opinions. To the extent that a witness expresses an opinion at trial or in discovery that has not been divulged prior to the time that this statement was served on counsel, and which creates a need for additional areas of rebuttal testimony or proof, Defendant reserves the right to supplement this statement.

CVs of all experts are available for copying and/or inspection at the offices of counsel. Alternatively, you may request that copies be sent to you.

All expert witnesses will have access to the discovery and the pleadings in this matter. The complete factual basis of the opinions is better suited for deposition.

### **Pulmonary or Occupational Medicine Specialists:**

Dr. Scott G. Donaldson  
North Texas Pulmonary Associates  
375 Municipal Drive, #140  
Richardson, TX 75080  
972-680-0666

Dr. Donaldson is a specialist in the area of respiratory diseases. Dr. Donaldson may testify as to all matters pertaining to his examination of Plaintiff and/or review of Plaintiff's medical records, x-rays, reports and supplemental reports of Plaintiff's experts; any communications with Plaintiff or Plaintiff's family members; the diagnostic criteria used to diagnose asbestos-related diseases; his opinions as to whether Plaintiff suffers from asbestos-related disease and the basis of such opinions.

Gregory H. Foster, M.D., P.C.C.F.  
North Texas Pulmonary Associates  
375 Municipal Drive, #214  
Richardson, TX 75080  
972-680-0666

Dr. Foster is a specialist in the area of respiratory diseases. Dr. Foster may testify as to all matters pertaining to his examination of Plaintiff and/or review of Plaintiff's medical records, x-rays, reports and supplemental reports of Plaintiff's experts; any communications with Plaintiff or Plaintiff's family members; the diagnostic criteria used to diagnose asbestos-related diseases; his opinions as to whether Plaintiff suffers from asbestos-related disease and the basis of such opinions.

Michael A. Graham, M.D.  
Division of Forensic and Environmental Pathology  
St. Louis University School of Medicine  
1402 Grand Avenue Boulevard  
St. Louis, MO 63104  
314-577-8298

Dr. Graham is a pulmonary pathologist. Based on his review of medical records, including pathology materials, x-rays, reports and supplemental reports of Plaintiff's experts, he may testify about the medical conditions of Plaintiff and the causes of such conditions.

Dr. H. Corwin Hinshaw  
Emeritus Professor of Medicine (Retired)  
University of California School of Medicine  
P. O. Box 546  
Belvedere, CA 94920  
415-435-9512

Testimony will be by deposition given in "*In Re: Related Asbestos Cases*", No. C-83-6251-RFP in the United States District Court for the Northern District of California; "*In Re: Related Shipyard and Applicator Cases: Alameda County Asbestos Litigation*", in the Superior Court of the State of California in and for the County of Alameda; Misc. No. 959, "*In Re: Shipyard and Applicator Cases*" (Clapper & Brayton) Consolidated for Discovery, in the Superior Court of the State of California in and for the County of Solano; and "*In Re: San Francisco Asbestos Complex Litigation*", in the Superior Court of the State of California in and for the City and County of San Francisco. "*Jimmy L. Vaughan v. Johns-Manville, et al*", No. CA3-81-0070-F. Dr. Hinshaw will testify regarding historical review and state of the art of pulmonary medicine and asbestos-related conditions, general and asbestos-related pulmonary medicine and epidemiology relevant thereto.

Dr. Elliott Henkes  
301 North Prairie, #311  
Englewood, CA 90301  
310-674-0050

Dr. Henkes will testify in the field of pulmonary medicine and oncology and the state of knowledge as it existed from time to time relating to the health effects of asbestos exposure.

James Bachman  
Los Angeles, CA

Mr. Bachman may testify regarding industrial hygiene and state-of-the-art issues.

The above-designated witnesses may also give testimony about the historical "state-of-the-art," the development of medical knowledge about asbestos, and presence or absence of medical consequences related to low dose exposure to asbestos emanating from asbestos-containing products. They may offer general testimony relating to the development of asbestos-related diseases, cigarette smoking, cancer of various organs, pneumonia, chronic obstructive lung disease, the pathology of cigarettes and asbestos, the pathogenesis of cigarette-related diseases, and the pathogenesis of asbestos-related diseases. These witnesses may also testify generally about specific abnormalities that might be in the Plaintiff's medical. These witnesses may also testify about the presence or absence of health disease or health risks associated with exposure to low levels of asbestos emanating from asbestos-containing products. They may also testify specifically about diseases, such as chronic obstructive pulmonary disease, even though in some cases they may not have seen Plaintiff or reviewed medical records of the Plaintiff.

I. Allen Feingold, M.D.  
South Miami Hospital  
7400 Southwest 62<sup>nd</sup> Avenue  
Miami, FL

Dr. Feingold is the Chief of the Division of Pulmonary Medicine at South Miami Hospital. He will testify as a state-of-the-art witness generally and with respect to asbestos-containing products. He may also testify concerning the physiological and radiological aspects of asbestos-related lung disease, including etiology, diagnosis, treatment, prognosis and epidemiology; the causes of lung cancer; the history of the medical science concerning our knowledge and understanding of asbestos and asbestos-related disease; fiber types, dose/response and threshold levels needed to produce disease; the relationship of asbestos exposure to other environmental factors and their comparative risks. Dr. Feingold will also testify that work with some asbestos-containing products does not result in dangerous asbestos fiber exposure and that any asbestos exposure from these products played no role in the genesis of Plaintiff's lung disease, if any.

In addition, Dr. Feingold is expected to testify about the various fiber release studies, performed at industrial hygiene laboratories, on the use of asbestos-containing products.

Dr. Feingold may testify, in general, concerning asbestos-related diseases and the effects of exposure to asbestos upon persons in occupational settings, including the epidemiology of asbestos-related diseases and the criteria for diagnosis of an asbestos-related disease. He may also testify regarding the existence or non-existence of any asbestos-related disease in the Plaintiff, including but not limited to, pleural changes, asbestosis, lung cancer, mesothelioma, laryngeal cancer, esophageal cancer and stomach cancer. He may also testify on whether any asbestos-related disease allegedly suffered by Plaintiff was medically or proximately caused by exposure to asbestos-containing gasket and packing products. He may also testify on the existence of a dose/response relationship between exposure to asbestos and asbestos-related disease. He may also testify on increased risk of cancer issues and whether a particular Plaintiff has a reasonable fear of cancer due to exposure to asbestos. He may also testify on the health consequences of smoking.

H. Corwin Hinshaw, M.D.  
Professor Emeritus, U.S. Medical Center  
450 Sutter Street  
San Francisco, CA

Dr. Hinshaw may testify live or by deposition concerning asbestos-related disease, cigarette smoking and lung disease, and generally about the pulmonary system and its functions as well as conditions and diseases of the pulmonary system. Dr. Hinshaw may also be expected to testify about asbestos and its effect on the pulmonary system, including the diagnosis and prognosis of asbestos-related markers and diseases, and the risks associated with developing cancers. Dr. Hinshaw may also testify about any matter raised by experts called by the Plaintiff or Co-defendant, including but not limited to, asbestos-related disease, the state of medical knowledge concerning asbestos, and occupational diseases. Dr. Hinshaw may further testify concerning the state of the available medical knowledge regarding asbestos-related disease at the relevant historical periods of time. Dr. Hinshaw may also testify concerning current medical knowledge regarding Plaintiff's medical condition.

Stephen M. Ayers, M.D.  
Medical College of Virginia  
Box 565, MCV Station  
Richmond, VA 23298

Dr. Ayers may be expected to testify live or by deposition concerning the state of the available medical knowledge regarding asbestos-related disease at the relevant historical periods of time. Dr. Ayers may also testify concerning current medical knowledge regarding Plaintiff's condition and asbestos-related disease.

Dr. Ayers may testify on state-of-the-art and the Saranac papers, to the effect that Defendants could not have known end users were at risk until approximately the late 1960's. He may also testify as to any matter raised by experts called by Plaintiff or any co-defendant.

John G. Weg, M.D.  
Pulmonary & Critical Care Medicine Division  
University Hospital  
University of Michigan  
1150 W. Medical Center No. 6021  
Ann Arbor, MI  
734-764-4554

Dr. Weg will testify concerning the state of the available medical knowledge regarding asbestos-related disease at the relevant historical periods of time and the process by which medical knowledge evolved concerning exposure to asbestos-containing products. Dr. Weg will also testify as to issues of medical causation in certain cases.

James Cimino, M.D., M.P.H.  
Professor and Chairman  
Department of Community Preventive Medicine  
New York College  
50 Willard Avenue

North Tarryton, NY 10591

Dr. Cimino is presently professor and chairman of the Department of Community and Preventive Medicine, New York Medical College, Valhalla, New York. Dr. Cimino may be expected to testify live or by deposition concerning the state of the available medical knowledge regarding asbestos-related disease at the relevant historical periods of time. Dr. Cimino may also testify concerning current medical knowledge regarding Plaintiff's condition and asbestos-related disease.

Dr. Robert Jones  
Tulane University Medical Center  
1430 Tulane Avenue, No. 569  
New Orleans, LA 70112  
(504) 586-3840  
Dr. Jones is a specialist in pulmonary medicine.

Dr. Jones is a pulmonologist who is currently a staff physician at Tulane Medical Center Hospital and a Professor of Medicine at Tulane University School of Medicine in New Orleans, Louisiana. Dr. Jones is expected to testify either live or by deposition concerning Plaintiff's medical condition, cigarette smoking and lung disease, and generally about the pulmonary system and its functions as well as conditions and diseases of the pulmonary system. Dr. Jones may also testify about asbestos and its effect on the pulmonary system, including the diagnosis and prognosis of asbestos-related markers and diseases, and the risks associated with developing cancers. Dr. Jones is also expected to testify about any matter raised by experts called by the Plaintiff or Co-Defendants including, but not limited to, Plaintiff's medical condition, the state of medical knowledge concerning asbestos, asbestos-related disease and other occupational diseases.

Dr. M. Joseph Fedoruk  
333 S. Armita Drive, Ste. 640  
Orange, CA 928680  
714-550-7211

Dr. Fedoruk is board certified in internal medicine and occupational medicine and is a certified industrial hygienist. Dr. Fedoruk practices in Los Angeles, California.

Dr. Fedoruk is expected to testify about the pulmonary aspects of asbestos exposure, including matters such as dose/response, pathogenicity, carcinogenicity, and the potential for asbestos-related disease as a result of exposures to the different types of fibers. Dr. Fedoruk is expected to testify as to general medical issues and physiology.

Dr. Fedoruk is expected to testify about alleged occupational exposures and whether such exposure could be considered a substantial contributing factor to Plaintiff's alleged diseases.

Dr. Fedoruk is expected to testify about the principles of industrial hygiene and the factors that are important to industrial hygiene studies. He is expected to testify to the manner in which medical experts can use industrial hygiene data and how the data should be interpreted in specific cases. Dr. Fedoruk is expected to testify as to the manner in which industrial

hygiene data should be properly considered in evaluating exposures.

Kevin Browne, M.D.  
Leicester House  
North Creake  
Norfolk, England  
NR21 9JP

Dr. Browne is expected to testify regarding all facets of asbestos-related disease, including, without limitation, respiratory system functioning, physiology, state-of-the-art medical knowledge regarding asbestos-related disease, pathology, epidemiology and risk assessment.

Dr. Browne is an occupational medicine specialist with training in epidemiology. He is expected to testify concerning the physical aspects of asbestos and its relationship to human health; asbestos-related disease, diagnosis, treatment, prognosis and epidemiology; the etiology of cancer associated with asbestos exposure; the history of medical science concerning our knowledge and understanding of asbestos and asbestos-related disease; fiber types, dose/response and threshold levels needed to produce disease; and the relationship of asbestos exposure to other environmental and occupational factors and their comparative risks.

He is also expected to testify that the use of some asbestos-containing products does not create an asbestos health hazard and that any asbestos exposure from these products played no role in the genesis of Plaintiff's lung disease, if any.

Dr. Brown may testify about the defense mechanisms of the human lung, including but not limited to, how the lungs protect themselves from foreign substances such as asbestos fibers. Dr. Browne may also testify regarding the mechanisms of asbestos-related disease. In addition, he may testify about threshold levels of asbestos exposure below which there is no known risk of asbestos-related disease. Dr. Browne may opine about the information and conclusions to be drawn from human epidemiological, experimental animal and cellular studies concerning the ability of and circumstances under which asbestos fiber cause disease. Dr. Browne may also testify concerning the respirability and toxicity of different types of asbestos and their relationship, if any, to asbestosis, lung cancer, and mesothelioma.

Dr. Joseph J. Renn  
Internal Medicine Associates, Inc.  
99 J.D. Anderson Drive  
Morgantown, WV 26003  
304-598-2801

Dr. Renn is a pulmonologist. In addition to case specific testimony where applicable, he will testify generally about medical matters related to the chest, asbestos-related diseases, diseases which are related to cigarette smoking, and other pulmonary problems which are often seen either independently or in association with any of the foregoing. Dr. Renn may also testify about the medical literature and its related matters.

Dr. Michael Henderson  
330 Rittiman Road  
San Antonio, TX 78209-2861

Dr. Henderson is a board certified oncologist. He will testify to general concepts regarding carcinogenesis, specifically in relation to asbestos and its alleged association with different forms of cancer.

Dr. William G. Hughson  
UCSD Center for Occupational & Environmental Medicine  
3500 Fifth Avenue, #102  
San Diego, CA 92103-5020

Dr. Hughson is board certified in pulmonology, internal medicine and occupational medicine. Dr. Hughson also is an epidemiologist. Dr. Hughson practices medicine at the University of California, San Diego.

Dr. Hughson is expected to testify about certain encapsulated products (where the asbestos fibers are thoroughly blended and mixed with the encapsulating binder which prevents a significant release of fibers) in that he has reviewed information and studies regarding exposure levels experienced with certain work practices used with encapsulated products, and is familiar with the literature concerning low level exposures.

Dr. Hughson is expected to testify, based upon his review of the literature and of evidence of exposure, that exposure to certain encapsulated products was not a substantial contributing factor to Plaintiff's alleged asbestos-related disease. Dr. Hughson is expected to testify that the literature does not support a causal relationship between exposure to certain encapsulated products and the development of an asbestos-related disease. Dr. Hughson is expected to testify as to the ability of various types of fibers to cause disease and the properties of fibers that are believed to be necessary in order to cause disease.

Dr. Hughson is expected to testify generally about the pulmonary aspects of asbestos exposure, including matters such as dose response. Dr. Hughson is expected to testify about alleged occupational exposure and whether such exposure could be considered a substantial contributing factor to Plaintiff's alleged diseases.

Dr. Hughson is expected to testify about the principles of epidemiology and what is involved in an epidemiologic study. He is expected to testify that studies of particular groups or occupations of people are not necessarily applicable to other groups or occupations. Dr. Hughson is expected to testify as to the information necessary to determine the risks for a group of people or persons contracting an asbestos-related disease, and if it is scientifically possible to attribute a disease to a particular exposure. Dr. Hughson is expected to discuss epidemiological analysis of asbestos and how such analysis may be applied to the facts of a specific individual.

Dr. Gerald R. Kerby  
Kansas University Medical Center  
Pulmonary Division  
Kansas City, KS 66103  
913-588-6045

Dr. Kerby is a pulmonologist at Kansas University Medical Center. He will testify regarding general pulmonary physiology and medicine, including lung cancer and mesothelioma. It is his opinion that, although asbestos may be found in the lung tissue, mesothelioma may not be caused by that asbestos.

Dr. Bernard Gee  
Yale University School of Medicine  
333 Cedar Street  
P. O. Box 3333  
New Haven, CT 06510

Dr. Bernard Gee is a board certified pulmonologist who is expected to testify generally about the wide range of pulmonary diseases and specifically about occupational lung disease. Dr. Gee will testify regarding his vast research in pulmonology which has promulgated some 200 papers, abstracts and chapters in textbooks on pulmonary medicine.

Kathryn Hale, M.D.  
6550 Fannin, #1215  
Houston, TX 77030  
713-790-6492

Robert Ross, M.D.  
17030 Manes, #214  
Houston, TX 77090  
713-383-6100

Drs. Hale and Ross are expected to testify regarding (a) anatomy and function of the respiratory and circulatory systems; (b) nature of asbestos; (c) the nature and extent of medical and scientific knowledge regarding any association of cancer with differing levels of exposure to asbestos fibers; (d) the effect of exposure to substances other than asbestos on the development and manifestation of obstructive and restrictive conditions and diseases of the respiratory system; (e) cigarette smoking and its effects on the lung; and (f) the physical effects of asbestos on Plaintiffs and their condition as shown on their physical examination and/or testing of these individuals. Further, they may also offer opinions and/or rebuttal testimony as necessary to Plaintiffs' experts' claims and related topics.

Dorsett D. Smith  
4310 Colby Avenue  
Everett, WA 98203  
425-259-5171

Dr. Smith will testify in the field of occupational and pulmonary medicine and the state of knowledge as it existed from time to time relating to the health effects of asbestos exposure.

Robert J. Awe, M.D.  
Baylor College of Medicine  
Ben Taub General Hospital  
1504 Taub Loop  
Houston, TX 77030  
713-793-2467

Dr. Awe will testify in the field of internal and pulmonary medicine and the state-of-the-art knowledge as it existed from time to time relating to the health effects of asbestos exposure.

Dr. Robert Jones  
Tulane University Medical Center  
1430 Tulane Avenue  
New Orleans, LA 70112  
(504) 568-6241  
Dr. Jones is a specialist in pulmonary medicine.

Dr. Jones is a pulmonologist who is currently a staff physician at Tulane Medical Center Hospital and a Professor of Medicine at Tulane University School of Medicine in New Orleans, Louisiana. Dr. Jones is expected to testify either live or by deposition concerning Plaintiffs' medical condition, cigarette smoking and lung disease, and generally about the pulmonary system and its functions as well as conditions and diseases of the pulmonary system. Dr. Jones may also testify about asbestos and its effect on the pulmonary system, including the diagnosis and prognosis of asbestos-related markers and diseases, and the risks associated with developing cancers. Dr. Jones is also expected to testify about any matter raised by experts called by the Plaintiff or Co-Defendants including, but not limited to, Plaintiffs' medical condition, the state of medical knowledge concerning asbestos, asbestos-related disease and other occupational diseases.

Brooks Emory, M.D.  
Jefferson Hospital  
1514 Jefferson Highway  
New Orleans, LA 70121  
(504) 842-4055

Dr. Emory is expected to testify either live or by deposition concerning Plaintiffs' medical condition, cigarette smoking and lung disease, and generally about the pulmonary system and its functions as well as conditions and diseases of the pulmonary system. Dr. Emory may also testify about asbestos and its effect on the pulmonary system, including the diagnosis and prognosis of asbestos-related markers and diseases, and the risks associated with developing cancers. Dr. Emory is also expected to testify about any matter raised by experts called by the Plaintiff and Co-defendants, including but not limited to, Plaintiffs' medical condition, the state of medical knowledge concerning asbestos-related diseases and other occupational diseases.

Ben Branscomb, M.D.  
Professor of Medicine  
University of Alabama School of Medicine  
1716 6<sup>th</sup> Avenue  
Birmingham, Al 35233  
(205) 801-8000

Dr. Branscomb is expected to testify either live or by deposition concerning Plaintiffs' medical condition, cigarette smoking and lung disease, and generally about the pulmonary system and its functions as well as conditions and diseases of the pulmonary system. Dr. Branscomb may also testify about asbestos and its effect on the pulmonary system, including the diagnosis and prognosis of asbestos-related markers and diseases, and the risks associated with developing cancers. Dr. Branscomb is also expected to testify about any matter raised by experts called by the Plaintiff and Co-defendants, including but not limited to, Plaintiffs' medical condition, the state of medical knowledge concerning asbestos, asbestos-related disease and other occupational diseases.

James E. Lockey, M.D., M.S.  
Institute of Environmental Health  
University of Cincinnati Medical Center  
Clinical Studies Division  
5251 Medical Science Building, M.L. 182  
231 Bethesda Avenue  
Cincinnati, OH 45267-0182  
and  
556 Meadowcrest Road  
Cincinnati, OH 45231  
513-558-0040

Dr. Lockey is a pulmonologist who is expected to testify either live or by deposition concerning Plaintiffs' medical condition, cigarette smoking and lung disease, and generally about the pulmonary system and its functions as well as conditions and diseases, and the risks associated with developing cancers. Dr. Lockey is also expected to testify about any matter raised by experts called by the Plaintiff and Co-defendants, including but not limited to, Plaintiffs' medical condition, the state of medical knowledge concerning asbestos, asbestos-related disease and other occupational diseases and the state-of-the-art knowledge as it existed from time to time relating to the health effects of asbestos exposure. Dr. Lockey may also be expected to testify concerning the state of the available medical knowledge regarding asbestos-related disease at the relevant historical periods of time.

Venessa Holland, M.D., MPH, P.A.  
Environmental Pulmonary Consultants  
7515 South Main, #670  
Houston, TX 77030  
713-799-2224

Dr. Holland is a specialist in the area of respiratory diseases. Dr. Holland may testify as to all matters pertaining to her examination of Plaintiff and/or review of Plaintiffs' medical

records, x-rays, reports and supplemental reports of Plaintiffs' experts; any communications with Plaintiff or Plaintiffs' family members; the diagnostic criteria used to diagnose asbestos-related diseases; her opinions as to the existence of asbestos-related disease and the basis of such opinions.

Gail D. Stockman, M.D., Ph.D.  
Longview Pulmonary Consultants  
703 East Marshall, #4002  
Longview, TX 75601  
903-753-0787

Dr. Stockman is a specialist in the area of respiratory diseases. Dr. Stockman may testify as to all matters pertaining to her examination of Plaintiff and/or review of Plaintiffs' medical records, x-rays, reports and supplemental reports of Plaintiffs' experts; any communications with Plaintiff or Plaintiffs' family members; the diagnostic criteria used to diagnose asbestos-related diseases; her opinions as to whether Plaintiff suffers from asbestos-related disease and the basis of such opinions.

Dr. Hans Weill  
Board Certified Pulmonary Specialist  
Tulane Medical School  
1700 Perdido Street  
New Orleans, LA  
504-588-5838

Dr. Weill may testify live or by deposition regarding the anatomy and function of the respiratory and circulatory systems; the symptomatology, disease process and diagnosis of asbestosis and cancer of the respiratory system, peritoneum and peritoneal cavity; the nature and extent of medical and scientific knowledge regarding any association of pulmonary disease with asbestos fibers and the effect of exposure to substances other than asbestos in the development and manifestation of diseases of the respiratory system.

Dr. R. Keith Wilson  
Respiratory Consultants of Houston  
6535 Fannin, Mail Station F-907  
Fondren Building, #966  
Houston, TX 77030  
713-790-6250  
and/or  
2753 South Utica  
Tulsa, OK 74114  
918-579-5270

Dr. Wilson is a specialist in the area of respiratory diseases. Dr. Wilson may testify as to all matters pertaining to his examination of Plaintiffs and/or review of Plaintiffs' medical records, x-rays, reports and supplemental reports of Plaintiffs' experts; any communications with Plaintiff or Plaintiffs' family members; the diagnostic criteria used to diagnose asbestos-related diseases; his opinions as to whether Plaintiff suffers from an asbestos-related disease and the basis of such opinions.

William Burgin, M.D.  
2601 Hospital Blvd., Suite 117  
Corpus Christi, Texas 78405  
(361) 884-8209

Dr. Burgin is a medical doctor with a specialty in pulmonary medicine. The subject matter on which this expert is expected to testify concerns the condition of the Plaintiffs who have made claims against Defendants, and may be based upon his examination, x-rays, and tests performed. He will testify about the extent, if any, of Plaintiffs' asbestos-related disease and disabilities related thereto, together with cancer risks associated with likely exposures, and the effects of cigarette smoking on Plaintiffs' lungs.

John R. Holcomb, M.D.  
4410 Medical Drive, Suite 440  
San Antonio, Texas 78229  
(210) 692-9400

Dr. Holcomb is a medical doctor with a specialty in pulmonary medicine. The subject matter on which this expert is expected to testify concerns the condition of the Plaintiffs, and may be based upon examination, x-rays, and tests performed. He will testify about the extent, if any, of Plaintiffs' asbestos-related disease and disabilities related thereto, together with cancer risks associated with likely exposures, and the effects of cigarette smoking on Plaintiffs' lungs.

Dr. Victor Roggli  
Duke University  
Erwin Rd., Room M-263  
Durham, NC 27710  
919-286-0411

Dr. Roggli is expected to testify regarding (a) anatomy and function of the respiratory and circulatory systems; (b) nature of asbestos; (c) the nature and extent of medical and scientific knowledge regarding any association of cancer with differing levels of exposure to asbestos fibers; (d) the effect of exposure to substances other than asbestos on the development and manifestation of obstructive and restrictive conditions and diseases of the respiratory system; (e) cigarette smoking and its effects on the lung; and (f) the physical effects of asbestos on Plaintiffs and their condition as shown on their physical examination and testing of these individuals. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiffs' experts' claims and related topics.

Dr. W.K.C. Morgan  
Chest Diseases Unit  
University Hospital  
339 Windermere Road  
P.O. Box 5339, Postal Station A  
London, Ontario  
Canada N6A 5A5  
(519) 679-2111

Dr. Morgan is a pulmonologist. He will testify about the evolution of asbestos disease, the

diseases involving cigarette smoking, and other diseases which are often seen in association with either of the foregoing.

Dr. Morgan is a professor of medicine and director of chest diseases services at the University of Western Ontario. He was educated in England and Scotland, among other appointments, is a member of the Advisory Board for Occupational Health and Safety Resource Centre at the University of Western Ontario.

Dr. Morgan may testify live or by deposition concerning the state of the available knowledge regarding asbestos-related disease at the relevant historical periods of time. Dr. Morgan may also testify concerning current medical knowledge regarding Plaintiff's condition and claimed asbestos-related disease.

Dr. John E. Craighead  
Chairman  
Department of Pathology  
A249 Given Medical Building  
University of Vermont College of Medicine  
Burlington, VT 05401  
802-425-3480

Dr. Craighead may testify regarding general and asbestos-related pulmonary pathology and epidemiology relevant thereto; cancer issues, including risk of cancer, carcinogenicity of worksites and environmental chemicals and substances and epidemiology; his examination of Plaintiff's medical records and pathology materials; the medical condition of Plaintiff and the relationship, if any, of such condition to Plaintiff's exposure, if any, to asbestos.

Dr. Craighead will testify generally about the evolution of asbestos disease; the pathology of asbestos-related diseases including those named as "Non-Routine"; the "state-of-the-art" of asbestos-related diseases; and will testify about other areas of pulmonary pathology including, but not limited to, emphysema, carcinomas and related matters.

Dr. Craighead will testify regarding the diagnosis and cause of Plaintiff's condition. He will discuss the differing physical, chemical and biological properties of various types of asbestos fibers, and will explain to the jury that chrysotile fibers are incapable of causing, or unlikely to have caused, Plaintiff's alleged condition. Dr. Craighead is expected to provide testimony in the following areas:

1. anatomy and function of the respiratory and circulatory systems and the diagnosis and treatment of disease affecting such systems;
2. the nature of asbestos and asbestosis;
3. the symptomatology, disease process and diagnosis of asbestosis and cancer associated with the respiratory system, peritoneum and peritoneal cavity;

4. the nature and extent of medical and scientific knowledge regarding any association of obstructive pulmonary disease with asbestos fiber exposure;
5. the effect of exposure to substances other than asbestos on the development and manifestation of obstructive and restrictive conditions and diseases of the respiratory system and other causes of obstructive and restrictive disease or defects of the respiratory system;
6. methods of diagnosis of various diseases, particularly means of establishing the differential diagnosis of alleged asbestos-related diseases with other non-asbestos-related diseases;
7. incidence of lung cancer among individuals with asbestosis or asbestos exposure without asbestosis, compared with non-asbestotic asbestos workers, non-asbestos exposed workers, and with the general population;
8. the import of any exhibit (including without limitation, corporate documents of Defendants) introduced as evidence, or any items prepared for use or used for demonstrative purposes by any witness;
9. cigarette smoking and its effect on the lung and other organs;
10. the relative danger of these Defendants' asbestos-containing products;
11. the relationship of cigarette smoking to cancer of the lung and cancers of other sites with reference to epidemiological studies and physiologic effect;
12. difference between impairment and disability;
13. effect of asbestosis, or asbestos exposure without asbestosis, on disability and life expectancy;
14. effect of pleural plaques or other pleural manifestations of asbestos exposure on lung function or life expectancy.

Pathologists:

Dr. Oscar Auerbach, Deceased, by deposition

Dr. Auerbach will not testify in person. Dr. Auerbach testifies generally about pathology, asbestos-related diseases, diseases related to cigarette smoking, and other matters of pulmonary pathology. Dr. Auerbach testifies regarding the "state-of-the-art" of cigarette smoking and its relationship to disease as well as other areas of pulmonary pathology.

Bruce Case  
Department of Pathology  
Faculty of Medicine  
McGill University  
3775 University Street, Room 203  
Montreal, Canada H3A2B4  
(514) 398-7192 ext. 7466

Dr. Case is expected to provide testimony concerning the anatomic structure and functioning of the lung from a pathologic perspective, the defense mechanisms and functioning of the lung in health and otherwise, the responses of the lung to various stimuli, and the role of various components of the respiratory system in the proper functioning of the lung. Dr. Case is expected to describe and distinguish various types of asbestos fibers; to describe the things which affect the ability of asbestos fibers to affect various structures within the respiratory system; and to describe the body's specific responses to fibers of asbestos that are inhaled, whether or not they are retained.

It is further believed that Dr. Case will define and distinguish various conditions, such as asbestosis, pleural changes and other nonmalignant changes that may be attributable in some persons to the results of long term inhalation and retention of some forms of asbestos fiber. Dr. Case is further expected to be able to testify concerning the circumstances under which exposure to certain forms and types of asbestos may be associated with the incidence of some forms of mesothelioma in some persons, and will testify concerning the results of his own experience, the medical and scientific literature, and existing epidemiologic studies concerning associations that are alleged to exist epidemiologically between exposure to asbestos in some populations and the mortality and/or incidence of some forms of cancer.

Dr. Case is further expected to offer testimony concerning the effects of inhaled tobacco smoke and other factors on the occurrence of disease in populations who are also alleged to be exposed to asbestos-containing products, and additionally concerning how the effects of inhaled tobacco smoke and other factors can confound the apparent results of certain epidemiologic studies.

Dr. Case is also expected to testify that it cannot be said, to a reasonable degree of medical probability, that any hypothetical person's alleged "exposure" to products that may have contained asbestos was of importance to that individual, without reference to that specific person's individual work history, medical history, findings on physical examination and pathological examination of tissue, if any, of asbestos-containing product(s) used and/or handled, resolution of questions regarding exposures to substances other than asbestos-containing products, and other known etiologies for whatever conditions are found to exist.

It is further expected that Dr. Case's testimony will generally respond to the pathologic, scientific and epidemiologic testimony which may be offered by plaintiff's experts, and in that sense his testimony is dependent upon the prior testimony of such experts and cannot be specifically predicted.

Sidney Shindell, M.D., LLB  
Medical College of Wisconsin  
8701 Watertown Plank Road  
Milwaukee, WI 53226  
414-556-4500

Dr. Shindell is a physician. He will testify generally about the evolution of asbestos disease; the pathology of asbestos-related diseases including those named as "No-Routine"; the "state-of-the-art" of asbestos-related diseases; and will testify about other areas of pulmonary pathology including, but not limited to, emphysema, carcinomas and related matters.

Dr. Shindell will testify about his personal experience in the development of the history of asbestos-related medicine and the medical literature and his impressions of 1964 being a "watershed" as it relates to asbestos disease.

Dr. Shindell will testify regarding the differing physical, chemical and biological properties of various types of asbestos fibers, and will explain to the jury that chrysotile fibers are incapable of causing, or unlikely to have caused, Plaintiff's alleged condition.

Dr. Shindell may provide testimony in the following areas:

1. anatomy and function of the respiratory and circulatory systems and the diagnosis and treatment of disease affecting such systems.
2. the nature of asbestos and asbestosis;
3. the symptomatology, disease process and diagnosis of asbestosis and cancer associated with the respiratory system, peritoneum and peritoneal cavity;
4. the nature and extent of medical and scientific knowledge regarding any association of obstructive pulmonary disease with asbestos fiber exposure;
5. the effect of exposure to substances other than asbestos, such as tobacco, on the development and manifestation of obstructive and restrictive conditions and diseases of the respiratory system and other causes of obstructive and restrictive disease or defects of the respiratory system;
6. methods of diagnosis of various diseases, particularly means of establishing the differential diagnosis of alleged asbestos-related diseases with other non-asbestos-related diseases;
7. incidence of lung cancer among individuals with asbestosis or asbestos exposure without asbestosis, compared with non-asbestotic asbestos workers, non-asbestos exposed workers, and with the general population;
8. the import of any exhibit (including without limitation, corporate documents of Defendants) introduced as evidence, or any items prepared for use or used

for demonstrative purposes by any witness;

9. cigarette smoking and its effect on the lungs and other organs;
10. the relative danger of these Defendants' asbestos-containing products;
11. the relationship of cigarette smoking to cancer of the lung and cancers of other sites with reference to epidemiological studies and physiologic effect;
12. difference between impairment and disability;
13. effect of asbestos, or asbestos exposure without asbestos, on disability and life expectancy;
14. effect of pleural plaques or other pleural manifestations of asbestos exposure on lung function or life expectancy;
15. the relative carcinogenicity of chrysotile asbestos relative to the other forms of asbestos.

Dr. Shindell is expected to testify as to the ability of various types of fibers to cause disease and the properties of fibers that are believed to be necessary in order to cause disease. He is expected to testify that chrysotile asbestos fibers are not expected to produce an increased risk to mesothelioma.

Dr. Shindell is expected to testify about certain encapsulated products (where the asbestos fibers are thoroughly blended and mixed with the encapsulating binder which prevents a significant release of fibers) in that he has reviewed information and studies regarding exposure levels experienced with certain work practices used with encapsulated products, and is familiar with the literature concerning low level exposures.

Dr. Shindell is expected to testify, based upon his review of the literature and of evidence of exposure, that exposure to certain encapsulated products was not a substantial contributing factor to Plaintiff's alleged asbestos-related disease. Dr. Shindell is expected to testify that the literature does not support a causal relationship between exposure to certain encapsulated products and the development of an asbestos-related disease.

Dr. Shindell is expected to testify generally about the pulmonary aspects of asbestos exposure, including matters such as dose/response. Dr. Shindell is expected to testify about alleged occupational exposure and whether such exposure could be considered a substantial contributing factor to Plaintiff's alleged diseases.

Dr. Shindell is expected to testify that as exposures to asbestos have diminished since the inception of the OSHA standards, the extent and number of cases of asbestosis have been and are expected to continue to diminish.

Dr. Shindell is expected to testify about the principles of epidemiology and what is involved in an epidemiologic study. He is expected to testify that studies of particular groups or occupations of people are not necessarily applicable to other groups or occupations. Dr. Shindell is expected to testify as to the information necessary to determine the risks for a group of people or persons contracting an asbestos-related disease, and if it is scientifically possible to attribute a disease to a particular exposure. Dr. Shindell is expected to discuss epidemiological analysis of asbestos and how such analysis may be applicable to the facts of a specific individual.

Dr. Shindell is expected to testify that cigarette smoking is the chief cause of lung cancer, that almost all of the lung cancers in America occur in present or ex-smokers, and that one cannot develop lung cancer related to asbestos exposure unless there is underlying asbestosis.

Dr. Shindell is expected to testify that the earlier exposures to asbestos are, if sufficient, the principal cause of the disease and not later exposures.

Dr. Shindell is expected to testify that in at least 33% of mesotheliomas, asbestos exposure cannot be found.

Dr. Russell Harley  
Musc-Pathology  
17 Ashley Avenue  
Charleston, SC 29425  
843-792-4444

Dr. Harley is expected to provide testimony concerning the anatomic structure and functioning of the lung from a pathologic perspective, the defense mechanisms and functioning of the lung in health and otherwise, the responses of the lung to various stimuli, and the role of various components of the respiratory system in the proper functioning of the lung. Dr. Harley is expected to describe and distinguish various types of asbestos fibers; to describe the things which affect the ability of asbestos fibers to affect various structures within the respiratory system; and to describe the body's specific responses to fibers of asbestos that are inhaled, whether or not they are retained.

It is further believed that Dr. Harley will define and distinguish various conditions, such as asbestosis, pleural changes and other non-malignant changes that may be attributable in some persons to the results of long term inhalation and retention of some forms of asbestos fiber. Dr. Harley is further expected to be able to testify concerning the circumstances under which exposure to certain forms and types of asbestos may be associated with the incidence of some forms of mesothelioma in some persons, and will testify concerning the results of his own experiences, the medical and scientific literature and existing epidemiologic studies concerning associations that are alleged to exist epidemiologically between exposure to asbestos in some populations and the mortality and/or incidence of some forms of cancer.

Dr. Harley is further expected to offer testimony concerning the effects of inhaled tobacco smoke and other factors on the occurrence of disease in populations who are also alleged to be exposed to asbestos-containing products, and additionally concerning how the effects of

inhaled tobacco smoke and other factors can confound the apparent results of certain epidemiologic studies.

Dr. Harley is also expected to testify that it cannot be said, to a reasonable degree of medical probability, that any hypothetical person's alleged "exposure" to products that may have contained asbestos was of importance to that individual, without reference to that specific person's individual work history, medical history, findings on physical examination and pathological examination of tissue, if any, information concerning the individual's use of protective equipment, specific types of asbestos-containing product(s) used and/or handled, resolution of questions regarding exposures to substances other than asbestos-containing products, and other known etiologies for whatever conditions are found to exist.

It is further expected that Dr. Harley's testimony will generally respond to the pathologic, scientific and epidemiologic testimony which may be offered by Plaintiff's experts, and in that sense his testimony is dependent upon the prior testimony of such experts and cannot be specifically predicted. In expressing his opinions, Dr. Harley will rely on his own training, education, experience, research and publications, as well as the published medical and scientific literature that has been available to him over his career.

Dr. Harley may testify as to the general medical aspects of the diagnosis and treatment of asbestos-related disease and the pathological effect of asbestos on the lung. He may also testify as to the relationship of asbestos exposure and the incidence of cancer.

Dorsett Smith  
Chest Diseases, Inc.  
4310 Colby Avenue, #201  
Everett, WA 98203  
425-259-5171

Dr. Smith will testify about the pathology of asbestos-related diseases, his research into asbestos-related diseases, the carcinogenicity of various fiber types, and the relationship, if any, between asbestos and various diseases. Dr. Smith will testify about the epidemiology of asbestos-related diseases, latency, state-of-the-art, and other related matters. Dr. Smith will testify about case specific testimony, where applicable. He will testify about the evolution of asbestos disease, cigarette-related diseases, and other respiratory or systemic conditions, specifically carcinomas, seen either independently or in connection with either of the foregoing. Dr. Smith will testify about the various fiber types of asbestos and, if necessary, about apportionment between product usage.

Andrew Churg, M.D.  
1229 West 7<sup>th</sup> Avenue  
Vancouver, British Columbia  
Canada V6H 1B7  
604-732-0186

Dr. Churg will testify about the pathology of asbestos-related diseases, his research into asbestos-related diseases, the carcinogenicity of various fiber types, and the relationship, if any, between asbestos and various diseases. Dr. Churg is a specialist in the pathology of

occupational lung disease.

He is also expected to testify that some asbestos-containing products do not create a health hazard and that any asbestos exposure from these products played no role in the genesis of plaintiffs' lung diseases, if any.

Dr. Churg may testify, either live or by deposition, regarding general pathology and the pathology of Plaintiffs. He may also testify as to any matter raised by experts called by Plaintiffs or any Co-defendants.

In addition, Dr. Churg may testify regarding general medical issues, including but not limited to the following:

1. the anatomy and function of the respiratory and circulatory systems, including the protective systems of the body with regards to the inhalation and retention of dust, and the diagnosis and treatment of disease affecting such systems;
2. the nature of asbestos and asbestos-related disease;
3. the symptomatology, disease process and diagnosis of asbestosis and cancer associated with the respiratory system, peritoneum and peritoneal cavity;
4. the nature and extent of medical and scientific knowledge regarding any association of obstructive pulmonary disease with asbestos fiber exposure;
5. the effective of exposure to substances other than asbestos on the development and manifestation of obstructive and restrictive conditions and diseases of the respiratory system and other causes of obstructive and restrictive disease or defects of the respiratory system;
6. methods of diagnosis of various diseases with other non-asbestos-related diseases;
7. incidence of lung cancer among individuals with asbestosis or asbestos exposure as compared to non-asbestotic asbestos workers, non-asbestos exposed workers and to the general population;
8. cigarette smoking and its effects on the lungs and other organs;
9. the relationship of cigarette smoking to cancer of the lung and cancers of other body parts with reference to epidemiology studies and physiologic effect;
10. the difference between impairment and disability;

11. the effect of asbestosis or other asbestos-related disease, or asbestos exposure without asbestosis or other asbestos-related disease, on disability and life expectancy;
12. the lack of relationship between the presence of pleural plaques and a later development of any form of cancer;
13. the history of evolution and knowledge of asbestos-related diseases;
14. the import of any exhibit introduced as evidence, or any items prepared for use or used for demonstrative purposes by any witness;
15. cancer incidence in the general population and among asbestos workers and its potential causes;
16. the incidence of mesothelioma among various kinds of workers exposed to asbestos; and the relative importance of various fiber types and the cause of mesothelioma;
17. to the extent not covered above, asbestos medicine in general.

Dr. Churg will express his opinion that the only established association concerning lung cancers and asbestos exposure is the association of asbestosis and lung cancers; that the association of occupational asbestos exposure and lung cancers is really the association of the specific disease, asbestosis and lung cancers; that only the confirmed presence of asbestosis establishes asbestos as a contributing cause of lung cancers in a person with a significant smoking history; that absent asbestosis, asbestos does not cause an increased risk of lung cancers. Dr. Churg may testify that occupational exposure to asbestos without a confirmed diagnosis of asbestosis, provides no information about the cause of lung cancers and is not information supporting a conclusion that asbestos was a contributing factor in lung cancer. Dr. Churg may testify that pleural plaques, fiber burden counts and asbestos bodies also provide no information about the cause of lung cancers. Dr. Churg may testify as to what is asbestosis, whether there is an asbestos exposure threshold for asbestosis, and what constitutes that threshold for asbestosis.

Dr. Edward A. Gaensler  
63 Eucalyptus Knoll Road  
Mill Valley, CA 94941

Dr. Gaensler will testify about the pathology of asbestos-related diseases, his research into asbestos-related diseases, the carcinogenicity of various fiber types, and the relationship, if any, between asbestos and various diseases. Dr. Gaensler will testify about the epidemiology of asbestos-related diseases, his statistical research, latency, state-of-the-art, and other related matters. Dr. Gaensler will testify about case specific testimony, where applicable. He will testify about the evolution of asbestos diseases, cigarette related diseases, and other respiratory or systemic conditions, specifically carcinomas, seen either independently or in connection with either of the foregoing.

Harry B. Demopoulos, M.D.  
N.Y.U. Medical Center  
Department of Pathology  
550 First Avenue  
New York, NY 10016

Dr. Demopoulos is a professor of pathology at New York University and Medical Center. Dr. Demopoulos may be expected to testify live or by deposition concerning the state of the available medical knowledge regarding asbestos-related disease at the relevant historical periods of time. Dr. Demopoulos may also testify concerning current medical knowledge regarding Plaintiffs' condition and asbestos-related disease.

Dr. Phillip T. Cagle  
Baylor College of Medicine, Department of Pathology  
One Baylor Plaza  
Houston, TX 77030  
713-798-4661

Dr. Cagle is a board-certified pathologist. If called to testify, either live or by deposition, Dr. Cagle may testify as to all matters pertaining to his review of Plaintiffs' medical records, pathology materials, x-rays and reports and supplemental reports of Plaintiffs' experts; any communications with Plaintiff or Plaintiffs' family members; the diagnostic criteria used to diagnose asbestos-related diseases; his opinions as to whether Plaintiff suffers from asbestos-related disease and the basis of such opinions.

Mark Wick  
University of Virginia Health Systems  
Department of Pathology  
Box 214  
OMS-Bldg., Room 3882  
Charlottesville, VA 22908  
(804) 924-9038

Dr. Wick is expected to provide testimony concerning the anatomic structure and functioning of the lung from a pathologic perspective, the defense mechanisms and functioning of the lung in health and otherwise, the responses of the lung to various stimuli, and the role of various components of the respiratory system in the proper functioning of the lung. Dr. Wick is expected to describe and distinguish various types of asbestos fibers; to describe the things which affect the ability of asbestos fibers to affect various structures within the respiratory system; and to describe the body's specific responses to fibers of asbestos that are inhaled, whether or not they are retained.

It is further believed that Dr. Wick will define and distinguish various conditions, such as asbestosis, pleural changes and other nonmalignant changes that may be attributable in some persons to the results of long term inhalation and retention of some forms of asbestos fiber. Dr. Wick is further expected to be able to testify concerning the circumstances under which exposure to certain forms and types of asbestos may be associated with the incidence of some forms of mesothelioma in some persons, and will testify concerning the results of his own experience, the medical and scientific literature, and existing epidemiologic studies

concerning associations that are alleged to exist epidemiologically between exposure to asbestos in some populations and the mortality and/or incidence of some forms of cancer.

Dr. Wick is further expected to offer testimony concerning the effects of inhaled tobacco smoke and other factors on the occurrence of disease in populations who are also alleged to be exposed to asbestos-containing products, and additionally concerning how the effects of inhaled tobacco smoke and other factors can confound the apparent results of certain epidemiologic studies.

Dr. Wick is also expected to testify that it cannot be said, to a reasonable degree of medical probability, that any hypothetical person's alleged "exposure" to products that may have contained asbestos was of importance to that individual, without reference to that specific person's individual work history, medical history, findings on physical examination and pathological examination of tissue, if any, of asbestos-containing product(s) used and/or handled, resolution of questions regarding exposures to substances other than asbestos-containing products, and other known etiologies for whatever conditions are found to exist.

It is further expected that Dr. Wick's testimony will generally respond to the pathologic, scientific and epidemiologic testimony which may be offered by plaintiffs' experts, and in that sense his testimony is dependent upon the prior testimony of such experts and cannot be specifically predicted.

Stacey Mills  
University of Virginia Health Systems  
Department of Pathology  
Box 214  
OMS-Bldg., Room 3882  
Charlottesville, VA 22908  
(804) 924-9192

Dr. Mills is expected to provide testimony concerning the anatomic structure and functioning of the lung from a pathologic perspective, the defense mechanisms and functioning of the lung in health and otherwise, the responses of the lung to various stimuli, and the role of various components of the respiratory system in the proper functioning of the lung. Dr. Mills is expected to describe and distinguish various types of asbestos fibers; to describe the things which affect the ability of asbestos fibers to affect various structures within the respiratory system; and to describe the body's specific responses to fibers of asbestos that are inhaled, whether or not they are retained.

It is further believed that Dr. Mills will define and distinguish various conditions, such as asbestosis, pleural changes and other nonmalignant changes that may be attributable in some persons to the results of long term inhalation and retention of some forms of asbestos fiber. Dr. Mills is further expected to be able to testify concerning the circumstances under which exposure to certain forms and types of asbestos may be associated with the incidence of some forms of mesothelioma in some persons, and will testify concerning the results of his own experience, the medical and scientific literature, and existing epidemiologic studies concerning associations that are alleged to exist epidemiologically between exposure to

asbestos in some populations and the mortality and/or incidence of some forms of cancer.

Dr. Mills is further expected to offer testimony concerning the effects of inhaled tobacco smoke and other factors on the occurrence of disease in populations who are also alleged to be exposed to asbestos-containing products, and additionally concerning how the effects of inhaled tobacco smoke and other factors can confound the apparent results of certain epidemiologic studies.

Dr. Mills is also expected to testify that it cannot be said, to a reasonable degree of medical probability, that any hypothetical person's alleged "exposure" to products that may have contained asbestos was of importance to that individual, without reference to that specific person's individual work history, medical history, findings on physical examination and pathological examination of tissue, if any, of asbestos-containing product(s) used and/or handled, resolution of questions regarding exposures to substances other than asbestos-containing products, and other known etiologies for whatever conditions are found to exist.

It is further expected that Dr. Mills' testimony will generally respond to the pathologic, scientific and epidemiologic testimony which may be offered by plaintiffs' experts, and in that sense his testimony is dependent upon the prior testimony of such experts and cannot be specifically predicted.

Dr. Forde McIver, Deceased, by Deposition

Dr. McIver, Deceased, was a pathologist in Charleston, south Carolina, who will testify by videotape.

Dr. Darryl Carter  
Yale University  
Department of Pathology  
310 Cedar Street  
New Haven, CT 06510  
203-785-2786

Dr. Carter is expected to be able to testify concerning the circumstances under which exposure to certain forms and types of asbestos may be associated with the incidence of some forms of mesothelioma in some persons, and will testify concerning the results of his own experiences, the medical and scientific literature, and existing epidemiologic studies concerning associations that are alleged to exist epidemiologically between exposure to asbestos in some populations and the mortality and/or incidence of some forms of cancer.

Dr. Carter is further expected to offer testimony concerning the effects of inhaled tobacco smoke and other factors on the occurrence of disease in populations who are also alleged to be exposed to asbestos-containing products, and additionally concerning how the effects of inhaled tobacco smoke and other factors can confound the apparent results of certain epidemiologic studies.

Dr. Carter is expected to testify that it cannot be said, to a reasonable degree of medical probability, that any hypothetical person's alleged "exposure" to products that may have

contained asbestos was of importance to that individual, without reference to that specific person's individual work history, medical history, findings on physical examination and pathological examination of tissue, if any, information concerning the individual's use of protective equipment, specific types of asbestos-containing product(s) used and/or handled, resolution of questions regarding exposures to substances other than asbestos-containing products, and other known etiologies for whatever conditions are found to exist.

It is further expected that Dr. Carter's testimony will generally respond to the pathologic, scientific and epidemiologic testimony which may be offered by Plaintiff's experts, and in that sense his testimony is dependent upon the prior testimony of such experts and cannot be specifically predicted.

In expressing his opinions, Dr. Carter will rely on his own training, education, experience, research and publications, as well as the published medical and scientific literature that has been available to him over his career.

Dr. Carter may testify as to the general medical aspects of the diagnosis and treatment of asbestos-related disease and the pathological effect of asbestos on the lung. He may also testify as to the relationship of asbestos exposure and the incidences of cancer. Dr. Carter is expected to provide testimony in the following areas:

1. anatomy and function of the respiratory and circulatory systems and the diagnosis and treatment of disease affecting such systems;
2. the nature of asbestos and asbestosis;
3. the symptomatology, disease process and diagnosis of asbestosis and cancer associated with the respiratory system, peritoneum and peritoneal cavity;
4. the nature and extent of medical and scientific knowledge regarding any association of obstructive pulmonary disease with asbestos fiber exposure;
5. the effect of exposure to substances other than asbestos on the development and manifestation of obstructive and restrictive disease or defects of the respiratory system;
6. methods of diagnosis of various diseases, particularly means of establishing the differential diagnosis of alleged asbestos-related diseases with other non-asbestos-related diseases;
7. incidence of lung cancer among individuals with asbestosis or asbestos exposure without asbestosis, compared with non-asbestotic asbestos workers, non-asbestos exposed workers, and with the general population;

8. the importance of any exhibit (including without limitation, corporate documents of Defendants) introduced as evidence, or any items prepared for use or used for demonstrative purposes by any witness;
9. cigarette smoking and its effect on the lung and other organs;
10. the relative danger of this Defendant's asbestos-containing products;
11. the relationship of cigarette smoking to cancer of the lung and cancers of other sites with references to epidemiological studies and physiologic effect;
12. difference between impairment and disability;
13. effect of asbestosis, or asbestos exposure without asbestosis, on disability and life expectancy; effect of pleural plaques or other pleural manifestations of asbestos exposure on lung functions or life expectancy;
14. the lack of a relationship between presence of pleural plaques and a later development of any form of cancer;
15. cancer incidence in the general population and among asbestos workers and its potential causes;
16. the history of evolution and knowledge of asbestos-related diseases;
17. the fiber types and exposure levels considered to be substantial in causing asbestos-related disease, specifically mesothelioma.

Additionally, Dr. Carter may testify concerning the diagnosis of the Plaintiff. Dr. Carter may also testify as to his findings and diagnosis after examination and analysis of tissue, slides or other pathologic materials, medical records, reports, radiographs and Plaintiff's work history. He may give testimony concerning his review of any report purported to be diagnostic of any oncological conditions and the methods of and procedures for conducting fiber counts. He may give testimony regarding malignancies associated with asbestos exposure or cigarette abuse and other malignancies from which they must be differentiated, the appropriate protocols for diagnosis of those conditions, prognosis and information relating to the known causes of those malignancies. He may testify concerning the texts and other literature relevant to any malignancy purported to be asbestos-related and any other malignancy from which it must be distinguished, including data relevant to contentions of increased risk of asbestos-related disease or cancer, prognosis, the relevant standards of care and considerations relating to medical monitoring. His testimony may include discussion of any relevant epidemiology, anatomy and physiology.

Dr. Richard Fraser  
Montreal Chest Hospital Center  
Department of Pathology  
3650 St. Urbain  
Montreal, Quebec  
Canada H2X 2P4

Dr. Fraser is a pulmonary pathologist. He has written extensively on the pathology of chest diseases. He is expected to testify generally about pathologic concepts of disease, the etiology and course of disease processes both related to asbestos and non-asbestos causes. He will also testify case specifically on his analysis of tissue samples and medical records.

Dr. S. Donald Greenberg  
Professor of Pathology  
Baylor College of Medicine  
Houston, TX 77030  
713-798-4775

Dr. Greenberg is a professor of pathology at the Baylor College of Medicine in Houston, Texas. Included in his field of scientific interests are occupational lung diseases, and he has made over 250 presentations concerning pathology, and has authored or co-authored over 200 publications including those regarding asbestos-associated lung disease. His opinion holds that there may be alternative causation of malignant mesothelioma other than asbestos, and he is expected to testify accordingly.

Dr. Greenberg is a board certified pathologist who may give testimony regarding he pathological diagnosis of the medical condition of any Plaintiff and, in the case of a deceased Plaintiff, may give testimony on the medical condition which caused Plaintiff's death. He will further testify as to whether any given Plaintiff or Plaintiff's decedent had a condition or illness caused by asbestos exposure. He may also testify on the latency period related to various asbestos-related diseases and the carcinogenic properties of different types of asbestos fibers.

Dr. Jerome Kleinerman  
Department of Pathology  
Cleveland Metropolitan General Hospital  
3395 Scranton Road  
Cleveland, OH 44109

Dr. Kleinerman will testify about pulmonary pathology including, but not limited to, asbestos disease, tumors related to cigarette smoking and other related matters.

Dr. Marvin Kushner  
Dean, Medical School  
Health Sciences Center  
SUNY, Stone Brook  
Stony Brook, NY 11794  
631-444-2241

Dr. Kushner is a pathologist. He will testify about the evolution of the pathology regarding asbestos, the evolution of the pathology regarding lung cancers, potential explanations for the development of cancer, and other questions. Dr. Kushner may also testify about "state-of-the-art" matters as they relate to asbestos-associated diseases.

Dr. Brooke T. Mossman  
Pathology Department  
Medical Alumni Building  
University of Vermont, Room A151  
Burlington, VT 05405

Dr. Mossman is a Ph.D. who engages in research in Burlington, Vermont, where she is associated with the University of Vermont. She has performed substantial research into questions relating to the interaction between human lung tissue and asbestos. Specifically, she has performed in vitro studies on human lung tissue and asbestos both within and without the presence of cigarette carcinogens. She will testify about that research and her conclusions and operations related thereto.

Dr. Nathaniel F. Rodman  
West Virginia University School of Medicine  
Office of the Chairman  
Department of Pathology, Room 2187  
Morgantown, WV 26506

Dr. Rodman is a pathologist. He will testify about the evolution of asbestos disease, diseases related to cigarette smoking, and diseases which were seen often, but not necessarily, in relation to the foregoing.

Dr. Peter W.J. Bartrip  
Centre for Socio-Legal Studies  
Wolfson College  
Linton Road  
Oxford OX2 6UD  
United Kingdom

Dr. Bartrip has a Ph.D. in history. He is expected to testify generally about the development of the 1931 Asbestos Industry Regulations in the United Kingdom. He is expected to testify about the consultations among officials from the Factory Inspectorate, representatives of manufacturers and representatives of organized labor prior to the promulgation of the Regulations.

Morton Corn, Ph.D.  
Director, Division of Environmental Health Engineering  
The Johns Hopkins University  
Baltimore, MD 21205

Dr. Corn is expected to testify regarding the history and development of regulations and government documents concerning asbestos. He may testify about the dissemination and availability of information related to asbestos.

Dr. Corn is a Professor and the Division Director at the Johns Hopkins University, Department of Environmental Health Sciences, Division of Environmental Health Engineering and holds a Ph.D. in Industrial Hygiene and Sanitary Engineering from Harvard University. Dr. Corn will testify regarding exposure issues related to the handling of some asbestos-containing products as well as the relative risks, governmental regulations and feasibility of engineering controls. He may discuss and testify about levels of asbestos exposure experienced in various occupations and trades, fiber-emitting propensities of products, factors affecting levels of exposure, and industrial hygiene practices. Dr. Corn will also testify that the reasonably foreseeable use of some asbestos-containing electrical products does not create a health hazard. Dr. Corn may base his opinions regarding use of such asbestos-containing products on various fiber release studies performed at industrial hygiene laboratories.

Dr. Corn may also testify regarding the history of governmental regulation of asbestos and the rule-making process for such regulation.

John M.G. Davis, M.D.  
Institute of Occupational Medicine Ltd.  
8 Roxburgh Place  
Edinburgh, Scotland  
EH8 9SU

Dr. Davis is expected to testify concerning the development of knowledge of asbestos-related diseases as a result of in vitro and in vivo experimentation. Dr. Davis is expected to testify concerning fiber size, fiber clearance and other aspects of asbestos-related pathology. Dr. Davis is also expected to testify concerning the views of Dr. Brody.

R.C. Austin  
Faculty of Laws  
University College London  
Bentham House  
Endsleigh Gardens  
London WC1H OE6  
England

Dr. Austin will testify about the procedures by which industrial regulations have been drafted and implemented in the United Kingdom. He will testify about the role of consultation among government, industry and labor in the creation of such regulations.

Richard J. Lee, Ph.D.  
R.J. Lee Group, Inc.  
350 Hochberg Road  
Monroeville, PA 15146

Dr. Lee is expected to testify about the development of scientific knowledge and techniques regarding the measurement of levels of asbestos in the air and in lung tissue. Dr. Lee may comment upon techniques used by plaintiffs' experts to generate and analyze air, dust and lung tissue samples and conclusions drawn therefrom. Dr. Lee may also testify concerning the propensity of gasketing materials to release fibers and the specific fiber levels generated

therefrom during normal use.

Dr. Raymond Weiss  
Rockville, Maryland

Dr. Weiss is board certified in internal medicine and oncology. Dr. Weiss practices in Rockville, Maryland.

Dr. Weiss is expected to testify about the alleged carcinogenic aspects of asbestos exposure, including matters such as dose/response, epidemiology, and the types of cancer that are medically accepted as causally associated with exposure to asbestos. Dr. Weiss is expected to testify as to general medical issues and carcinogenicity.

Russell Sherwin  
Department of Pathology  
USC School of Medicine  
Los Angeles, California

Upon review of Plaintiff's medical records and pathology materials, Dr. Sherwin may testify about Plaintiffs' medical conditions and its causes. His testimony may include a discussion of asbestos and its effects on human health generally and on the Plaintiffs' conditions specifically and the effect of other substances on human health generally and on the Plaintiffs' condition specifically. Dr. Sherwin may testify regarding the increased risk of cancer faced by individuals who smoke cigarettes or other tobacco products and the link between smoking and cancer. He may testify about the relationship between asbestos exposure and cancer and the methods by which it can be determined whether a particular cancer is related to asbestos exposure. He may apply these principles to Plaintiffs' cases.

Dr. Sherwin may also testify in the field of pulmonary medicine and the results of his examination of the records and radiographs regarding Plaintiff. He will testify as to whether the alleged mesothelioma can be attributed to asbestos exposure or not based on the medical and scientific literature.

#### Industrial Hygienists and Toxicologists:

Jack E. Peterson, P.E.  
Peterson Associates  
2830 Via Viejas Oeste  
Alpine, CA 91901  
619-445-9668

Mr. Peterson will testify in the field of industrial hygiene and the state of knowledge as it existed from time to time relating to the health effects of asbestos exposure.

Sheldon Rabinovitz  
Sandler Occupational Associates  
966 Hungerford Drive, #20  
Rockville, MD 20852

301-217-0868

Dr. Rabinovitz is a certified industrial hygienist and toxicologist. He is employed at SOMA, and is a past employee of EPA and NIOSH.

Dr. Rabinovitz is expected to testify about the principles of industrial hygiene and the factors that are important to industrial hygiene studies both currently and historically. He is expected to testify as to the manner in which experts can use current and historical industrial hygiene data and how the data should be interpreted in specific cases.

Dr. Rabinovitz has reviewed available documents, depositions and exhibits with respect to Armstrong World Industries, Inc., and is expected to testify as to the reasonableness of the industrial hygiene practices employed by AWI in the past to protect its workers. Dr. Rabinovitz is familiar with the historical state-of-the-art practices and the information available in the medical and scientific literature. Dr. Rabinovitz is expected to testify as to the reasonableness of the industrial hygiene practices employed by AWI in relation to the historical knowledge of the scientific and medical communities. Dr. Rabinovitz is expected to testify that in the past AWI acted reasonably in the manufacture and sale of its products.

Mr. Charles Blake  
Atlanta, Georgia

Mr. Blake is a certified industrial hygienist. Mr. Blake is employed in Atlanta, Georgia.

Mr. Blake is expected to testify about alleged occupational exposures of Plaintiff and whether such exposure could be considered as creating a scientifically significant amount of risk for the development of an asbestos-related disease.

Mr. Blake is expected to testify about the principles of industrial hygiene and the factors that are important to industrial hygiene studies. He is expected to testify as to the manner in which experts can use industrial hygiene data and how the data should be interpreted in specific cases. Mr. Blake is expected to testify as to the manner in which industrial hygiene data should be properly considered in evaluating exposures.

Mr. Blake will be provided with copies of the testing data of experts retained by counsel for Plaintiff and will be asked to comment on the methods used in the studies as well as the results of the studies, as compared to published studies and work performed by Mr. Blake in the past.

Francis W. Weir, Ph.D.  
5629 FM 1960 West, Suite 340  
Houston, Texas 77069  
(281) 893-4003

Dr. Weir is an expert industrial hygienist and toxicologist who may testify generally, among other related subjects, on the subjects of toxicology and industrial hygiene as they relate to asbestos; dose response characteristics of asbestos and similar dust; the state of knowledge (or state of the art) among scientists, doctors and industry about the effects of asbestos on humans as it has developed in the last one hundred years; the American Congress of

Industrial Hygiene standards, the OSHA standards and similar standards, together with changes therein and reasons for such changes over the years; the effects of cigarette smoking on the human body; the links between asbestos and disease and the causal nexus between any asbestos exposure and the complaints and/or diseases of which Plaintiffs complain in this case; industrial hygiene practices during the relevant time periods relating to asbestos in refinery and similar environments; dose response as related to asbestos exposure; the placement of responsibility for worker safety upon employers by OSHA and similar workplace safety standards; the practices and marketing efforts of manufacturers of asbestos products over the years; the specific safety practices of defendants at their various facilities during the applicable time and the adequacy thereof; other possible causes of any disability or condition claimed by Plaintiffs; and whether and to what extent Plaintiffs' risk of cancer has been increased by any possible exposure to asbestos at any location.

J. Leroy Balzer, Ph.D.  
408 Horse Trail Court  
Walnut Creek, CA 94595

Dr. Balzer is an expert industrial hygienist and toxicologist who may testify generally, among other related subjects, on the subjects of toxicology and industrial hygiene as they relate to asbestos; dose response characteristics of asbestos and similar dust; the state of knowledge (or state of the art) among scientists, doctors and industry about the effects of asbestos on humans as it has developed in the last one hundred years; the American Congress of Industrial Hygiene standards, the OSHA standards and similar standards, together with changes therein and reasons for such changes over the years; the effects of cigarette smoking on the human body; the links between asbestos and disease and the causal nexus between any asbestos exposure and the complaints and/or diseases of which Plaintiffs complain in this case; industrial hygiene practices during the relevant time periods relating to asbestos in refinery and similar environments; dose response as related to asbestos exposure; the placement of responsibility for worker safety upon employers by OSHA and similar workplace safety standards; the practices and marketing efforts of manufacturers of asbestos products over the years; the specific safety practices of defendants at their various facilities during the applicable time and the adequacy thereof; other possible causes of any disability or condition claimed by Plaintiffs; and whether and to what extent Plaintiffs' risk of cancer or other claimed asbestos related disease has been increased by any possible exposure to asbestos at any location.

Dr. Robert Sawyer  
149 Prospect Avenue  
Guilford, CT 06437

Dr. Sawyer is an expert industrial hygienist and toxicologist who may testify generally, among other related subjects, on the subjects of toxicology and industrial hygiene as they relate to asbestos; dose response characteristics of asbestos and similar dust; the state of knowledge (or state of the art) among scientists, doctors and industry about the effects of asbestos on humans as it has developed in the last one hundred years; the American Congress of Industrial Hygiene standards, the OSHA standards and similar standards, together with changes therein and reasons for such changes over the years; the effects of cigarette smoking on the human body; the links between asbestos and disease and the causal nexus between any

asbestos exposure and the complaints and/or diseases of which Plaintiffs complain in this case; industrial hygiene practices during the relevant time periods relating to asbestos in refinery and similar environments; dose response as related to asbestos exposure; the placement of responsibility for worker safety upon employers by OSHA and similar workplace safety standards; the practices and marketing efforts of manufacturers of asbestos products over the years; the specific safety practices of defendants at their various facilities during the applicable time and the adequacy thereof; other possible causes of any disability or condition claimed by Plaintiffs; and whether and to what extent Plaintiffs' risk of cancer has been increased by any possible exposure to asbestos at any location.

James O. Rasmuson  
Chemistry and Industrial Hygiene, Inc.  
4251 Kipling, #110  
Wheat Ridge, CO 80033  
303-420-8242

Mr. Rasmuson will testify in the field of industrial hygiene and toxicology and may testify generally, among other related subjects, on the subjects of toxicology and industrial hygiene as they relate to asbestos; dose response characteristics of asbestos and similar dust; the state of knowledge (or state of the art) among scientists, doctors and industry about the effects of asbestos on humans as it has developed in the last one hundred years; the American Congress of Industrial Hygiene standards, the OSHA standards and similar standards, together with changes therein and reasons for such changes over the years; the effects of cigarette smoking on the human body; the links between asbestos and disease and the causal nexus between any asbestos exposure and the complaints and/or diseases of which Plaintiffs complain in this case; industrial hygiene practices during the relevant time periods relating to asbestos in refinery and similar environments; dose response as related to asbestos exposure; the placement of responsibility for worker safety upon employers by OSHA and similar workplace safety standards; the practices and marketing efforts of manufacturers of asbestos products over the years; the specific safety practices of defendants at their various facilities during the applicable time and the adequacy thereof; other possible causes of any disability or condition claimed by Plaintiffs; and whether and to what extent Plaintiffs' risk of cancer has been increased by any possible exposure to asbestos at any location.

Sharon M. D'Orsie, Ph.D.  
Eagle Environmental Health, Inc.  
2600 Southwest Freeway, #810  
Houston, TX 77098-4614  
713-523-2453

Dr. D'Orsie will testify in the field of industrial hygiene and may testify generally, among other related subjects, on the subjects of toxicology and industrial hygiene as they relate to asbestos; dose response characteristics of asbestos and similar dust; the state of knowledge (or state of the art) among scientists, doctors and industry about the effects of asbestos on humans as it has developed in the last one hundred years; the American Congress of Industrial Hygiene standards, the OSHA standards and similar standards, together with changes therein and reasons for such changes over the years; the effects of cigarette smoking on the human body; the links between asbestos and disease and the causal nexus between any

asbestos exposure and the complaints and/or diseases of which Plaintiffs complain in this case; industrial hygiene practices during the relevant time periods relating to asbestos in refinery and similar environments; dose response as related to asbestos exposure; the placement of responsibility for worker safety upon employers by OSHA and similar workplace safety standards; the practices and marketing efforts of manufacturers of asbestos products over the years; the specific safety practices of defendants at their various facilities during the applicable time and the adequacy thereof; other possible causes of any disability or condition claimed by Plaintiffs; and whether and to what extent Plaintiffs' risk of cancer has been increased by any possible exposure to asbestos at any location.

Elizabeth L. Green, P.E.  
Eagle Environmental Health, Inc.  
2600 Southwest Freeway, #810  
Houston, TX 77098-4614  
713-523-2453

Dr. Green will testify in the field of industrial hygiene and may testify generally, among other related subjects, on the subjects of toxicology and industrial hygiene as they relate to asbestos; dose response characteristics of asbestos and similar dust; the state of knowledge (or state of the art) among scientists, doctors and industry about the effects of asbestos on humans as it has developed in the last one hundred years; the American Congress of Industrial Hygiene standards, the OSHA standards and similar standards, together with changes therein and reasons for such changes over the years; the effects of cigarette smoking on the human body; the links between asbestos and disease and the causal nexus between any asbestos exposure and the complaints and/or diseases of which Plaintiffs complain in this case; industrial hygiene practices during the relevant time periods relating to asbestos in refinery and similar environments; dose response as related to asbestos exposure; the placement of responsibility for worker safety upon employers by OSHA and similar workplace safety standards; the practices and marketing efforts of manufacturers of asbestos products over the years; the specific safety practices of defendants at their various facilities during the applicable time and the adequacy thereof; other possible causes of any disability or condition claimed by Plaintiffs; and whether and to what extent Plaintiffs' risk of cancer has been increased by any possible exposure to asbestos at any location.

Lawrence R. Birkner  
McIntyre, Birkner & Associates, Inc.  
2026 El Monte Drive  
Thousand Oaks, CA 91362-1822  
(805) 494-8173

Dr. Birkner will testify in the field of industrial hygiene and the state of the art knowledge as it existed from time to time relating to the health effects of asbestos exposure.

John A. Pendergrass  
6700 Milkhouse Court  
Mobile, AL 36695  
(334)607-0946

Dr. Pendergrass will testify in the field of industrial hygiene and the state of the art knowledge as it existed from time to time relating to the health effects of asbestos exposure.

Mr. Pendergrass is an engineer and certified industrial hygienist and safety professional who will testify about the most likely high exposure to asbestos which Plaintiffs may have had based on work history, the responsibility of the employers of Plaintiffs to safeguard safety, the relative responsibility of the owners of premises where Plaintiffs were employed, the state of the regulation and industry knowledge about the carcinogenesis of asbestos with specific regard to mesothelioma, and state of the art in the refining industry with regard to asbestos.

Walter Greer  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811

Mr. Greer is an employee of Koch who works as an industrial hygienist at the refinery in question and will testify in the field of industrial hygiene as it relates to asbestos and the facilities at issue. He may also testify concerning the knowledge of industrial hygiene practices as it has existed from time to time.

William L. Dyson, PhD, CIH  
Workplace Hygiene, LLC  
1022 Jefferson Road  
P. O. Box 49176  
Greensboro, NC 27410  
336-297-1642

Dr. Dyson is an industrial hygienist who will testify concerning the state of the knowledge concerning industrial hygiene practices concerning asbestos as it has existed from time to time.

Radiologists/ "B" Readers:

John Fennessey, M.D.

Dr. John Fennessey is a practicing radiologist and a B-reader certified by NIOSH. His testimony will relate to his interpretation of chest films taken of the Plaintiff. It is anticipated by Dr. Fennessey will testify generally as to his interpretation of the Plaintiff's chest films, the presence of any asbestos-related condition as evidenced on the chest film, and the presence of other abnormalities or conditions unrelated to any exposure to asbestos.

Dr. Peter M. Barrett, M.D.  
68 Russell Pk.  
Quincy, MA 02169  
(617) 471-1360

Dr. Barrett is currently a Staff Radiologist and former Chairman of Radiology Department and President of the medical staff at Quincy City Hospital, Quincy, Massachusetts. He is also Director of Radiologic Services at the Massachusetts Respiratory Hospital in Braintree. He is board certified in diagnostic radiology and nuclear medicine and has been a "B" reader from NIOSH since 1984. He is a fellow of the American College of Radiology and a member of the American Roentgen Ray Society, the American Thoracic Society, and the Massachusetts Radiological Society in which he has held several offices including the president 1977-1978. He has been a consultant to the U.S. Government regarding asbestos concerns and a consultant to the Department of Labor Black Lung Program.

Dr. Barrett will also testify concerning the significance of asbestos related abnormalities and neoplastic disease, that asbestos related pleural plaques have no relationship to any type of neoplasm and do not represent asbestosis. He will testify based upon his review of the radiographs as to the presence or absence of radiographic abnormalities related to asbestos in Plaintiffs and that not all alleged mesotheliomas and/or cancers can be attributed to asbestos exposure, but that some mesotheliomas and/or cancers are in fact idiopathic in nature. He will testify concerning the dose needed to cause malignant mesothelioma in general and the difficulty in making pathologic diagnosis of mesothelioma.

Sam Cade, M.D.  
Texas Diagnostic Imaging  
3535 Worth Street #110  
Dallas, TX 75246  
214-820-3219

Dr. Cade is a "B" reader and may testify regarding the radiographs of the Plaintiffs. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiffs' experts' claims and related topics.

Dr. Robert Shephard  
University of Texas Medical Branch at Tyler  
11937 U.S. Hwy 271  
Tyler, TX  
903-877-7100

Dr. Shephard is a "B" reader and may testify regarding the radiographs of the Plaintiffs. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiffs' experts' claims and related topics.

Dr. William Weiss  
144 Mundy Street  
Wilkes Barre, PA 18702  
(570) 288-1449

Dr. William Weiss is expected to testify about the evolution of asbestos disease, his knowledge of pulmonary lung disease of all varieties, the "state-of-the-art" of the development of knowledge regarding cigarettes and disease, the relationship between cigarette smoking and pulmonary fibrosis, the nature and the evolution of x-ray work, his

knowledge of x-rays as a "B" reader and related matters.

Dr. Peter Barrett  
Chief of Radiology  
Quincy City Hospital  
Quincy, MA 02169

Dr. Barrett is a radiologist/*B*-Reader. He is expected to testify generally about radiologic concepts and evaluation and its relation to the diagnosis of pulmonary diseases. He will testify specifically regarding his evaluation of x-rays in the diagnosis of occupational pneumoconiosis.

He is expected to testify generally about radiologic concepts and evaluation and its relation to the diagnosis of pulmonary diseases. He will testify specifically regarding his evaluation of x-rays in the diagnosis of occupational pneumoconiosis. Dr. Barrett will testify that some asbestos-containing products are not hazardous and that any possible asbestos exposure from such asbestos-containing products could not have caused any of the Plaintiffs' alleged illnesses.

Dr. Barrett is a practicing radiologist and a *B*-reader certified by NIOSH. His testimony will relate to his interpretation of chest films taken of the Plaintiffs, as disclosed in reports produced, if any, and will be made available to the Plaintiffs. It is anticipated that Dr. Barrett will testify generally as to his interpretation of the Plaintiffs' chest films, the presence of any asbestos-related condition as evidenced on the chest film, and the presence of other abnormalities or conditions unrelated to any exposure to asbestos.

Patrick N. Conoley, M.D.  
Kelsey Seybold Clinic  
6624 Fannin, Suite 1800  
Houston, Texas 77030  
(713) 442-2576  
and/or  
2727 West Holcomb  
Houston, TX 77024  
713-442-0000

Dr. Conoley is a radiologist and *B*-Reader who may testify about the findings seen on Plaintiffs' x-rays; the extent of asbestos damage, if any, seen on such x-rays; the nature of damage caused in human lungs by excessive exposure to asbestos and similar dust; the diseases and conditions that may develop in humans as a result of asbestos exposure; which, if any, of Plaintiffs' claimed medical problems are related to excessive asbestos exposure; the functioning of the human lung and how excessive asbestos exposure interferes with that functioning; the effects of tobacco smoking; the general interpretation of chest films; the effective devices that the human body has to either exclude or expel harmful asbestos fibers from the lungs; the physiology of the respiratory process; the proper standards and criteria for the diagnosis of various asbestos-related diseases based on x-rays, pulmonary functions, and other tests, and the factors to be considered with respect to any disease and whether it may or might be linked to potential asbestos exposure; and the dose response relationship

as applicable to the effects of asbestos on the human lungs.

Dr. Robert Shephard  
University of Texas Medical Branch at Tyler  
11937 U.S. Highway 271  
Tyler, TX  
903-877-7100

Dr. Shephard is a "B" reader and may testify regarding the radiographs of the Plaintiffs. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiffs' experts' claims and related topics.

#### **EXPERT TESTIMONY DESIGNATED BY DEPOSITION**

Without limiting the above designations, Defendant also designates the following expert testimony by way of deposition:

1. Dr. Corwin Hinshaw, December 18 and 19, 1990, videotape deposition; U.S. District Court for the Southern District of Mississippi; *Lelos Wedgeworth v. Armstrong Cork, et al*, Civil Action No. J78-002(N) and other cases consolidated therewith.
2. Dr. Alton Ochsner, September 11 and 12, 1980, deposition; U.S. District Court for the Southern District of Mississippi, Southern Division; *L.T. Chapin, et al v. AC&S*, Civil Action No. 579-0272.
3. Dr. Forde A. McIver, February 26, 1980, videotape deposition; U.S. District Court, District of South Carolina, Charleston Division; *In Re: Asbestosis*.
4. Dr. Nicholas Sargent, August 1, 1986, videotape deposition; Pasadena, California.
5. Dr. James Pearle, July 31, 1986, videotape deposition; Anaheim, California
6. Willis Hazard, February 112, 1981, deposition; Toledo, Ohio.
7. Deposition of Forde A. McIver, M.D., dated September 15, 1978 (Vols. I and II); *Lollie Hendrix, Widow of Eugene Hendrix, and as Administratrix of the State of Eugene Hendrix, Deceased v. Combustion Engineering, Inc., et al*; United States District Court for the Southern District of Georgia, Augusta Division; Civil Action No. CV 177-167.
8. Deposition of Henry C. Barron, Jr., dated October 15, 1980; *Ralph G. Watson, et al v. The Celotex Corporation, et al*; United States District Court for the Southern District of Georgia, Augusta Division; Civil Action No. CV179-240.

9. Deposition of Henry C. Barron, Jr., dated October 16, 1980; *Ralph G. Watson, et al v. The Celotex Corporation, et al*; United States District Court for the Southern District of Georgia, Augusta Division; Civil Action No. CV179-240.
10. Deposition of Henry C. Barron, Jr., dated December 11, 1980; *Ralph G. Watson, et al v. The Celotex Corporation, et al*; United States District Court for the Southern District of Georgia, Augusta Division; Civil Action No. CV179-240.
11. Deposition of H. Clarence Barron, Jr., dated September 15, 1981; *In Re: Asbestosis Cases*; United States District Court for the Southern District of Georgia, Savannah Division; Civil Action Nos. CV479-267, CV479-312, CV479-326, CV479-332, CV480-97, CV479-287, CV479-313, CV479-327 and CV479-334.
12. Deposition of Andrew T. Haas, dated August 22, 1980; *In Re: Asbestos Cases*; United States District Court for the Northern District of Georgia, Atlanta Division; Civil Action Nos. CV79-1385A, CV77-633-A, CV77-111-A, CV77-632-A and CV79-2036-A; *In Re: Asbestos Cases*; United States District Court for the Southern District of Georgia, Augusta Division; Civil Action No. CV176-166; and *In Re: Asbestos Cases*; United States District Court for the Southern District of Georgia, Savannah Division.
13. Deposition of Roy J. Steinfurther, dated August 12, 1980 (two volumes); *In Re: Asbestos Cases*; United States District Court for the Southern District of Georgia, Augusta Division; Civil Action No. CV176-166; United States District Court for the Northern District of Georgia, Atlanta Division, Civil Action Nos. CV79-1385-A, CV77-633-A, CV77-111-A, CV77-632-A, CV79-2036-A, and United States District Court for the Southern District of Georgia, Savannah Division.
14. Trial testimony of August Pocius; *Carol Louise Tuten v. Johns-Manville Sales Corporation, et al*; Circuit Court of the Fourth Judicial Circuit, in and for Duval County, Florida; Case No. 77-13991-CA, Division K.
15. Trial testimony of Dr. Edward A. Gaensler; *John Daniel Davis v. Armstrong World Industries, et al*; Circuit Court of Monongalia County, West Virginia; Civil Action No. 86-C-763.
16. Trial testimony of Dr. W.K.C. Morgan; *John Daniel Davis v. Armstrong World Industries, et al*; Circuit Court of Monongalia County, West Virginia; Civil Action No. 86-C-763.
17. Trial testimony of Dr. Andrew Churg; *In Re: Baltimore City Personal Injury and Wrongful Death Asbestos Cases*; Circuit Court for Baltimore City,

Consolidated File No. 89236704.

Dr. James Crapo  
4650 South 4<sup>th</sup> Street  
Englewood, CO 80110  
303-221-6695

Dr. Crapo may testify as to all matters pertaining to his examination of Plaintiff and/or review of Plaintiff's medical records, x-rays and reports and supplemental reports of Plaintiff's experts; any communications with Plaintiff or Plaintiff's family members; the diagnostic criteria used to diagnose asbestos-related diseases; his opinions as to whether Plaintiff suffers from asbestos-related disease and the basis of such opinions.

Safety Expert:

Phillip Nessler  
507 Bora Bora  
Galveston, Texas 77554  
(409) 938-8366

Mr. Nessler may testify regarding the content and application of certain OSHA regulations and any related worker safety, compliance or corporate/industry practice issues.

James T. Knorpp  
Knorpp Safety Services  
1249 Misty's Run  
Keller, Texas 76248  
817-379-0840

Mr. Knorpp is a professional engineer. He will testify concerning OSHA's requirements and that those requirements are the responsibility of the employer to protect the worker.

Epidemiologists:

Janet Hughes, Ph.D.  
Tulane University Medical Center  
Section of Environmental Medicine SL 15  
1430 Tulane Avenue  
New Orleans, LA 70112

Dr. Hughes is expected to testify regarding the epidemiological and statistical analyses performed by herself and by others with respect to asbestos-related diseases.

Edward B. Illgren, M.D.  
Conwyn Apartments  
830 Montgomery Avenue  
Bryn Mawr, PA 19010

Dr. Illgren is expected to testify regarding all facets of asbestos-related disease, including, without limitation, respiratory system functioning, physiology, state-of-the-art medical knowledge regarding asbestos-related disease, pathology, epidemiology and risk assessment.

Dr. Illgren is expected to testify regarding risk assessment and epidemiological studies conducted by him and by others.

Dr. Jonathan M. Samet  
Pulmonary Division  
Department of Medicine  
University of New Mexico  
Albuquerque, NM 87131  
505-272-4751

Dr. Samet is an internist and epidemiologist. He is expected to testify generally about the relationships between asbestos, cigarette smoking and lung cancer, and generally about the epidemiology of disease.

Janet Hughes, Ph.D.  
Tulane University Medical Center  
Section of Environmental Medicine SL 15  
1430 Tulane Avenue  
New Orleans, LA 70112

Dr. Hughes is expected to testify regarding the epidemiological and statistical analyses performed by herself and by others with respect to asbestos-related diseases.

Otto Wong, Sc.D., F.A.C.E.  
Applied Health Science, Inc.  
181 Second Avenue, #628  
San Mateo, CA 94401

Dr. Wong is a board certified epidemiologist and a fellow of the American College of Epidemiology. He is expected to testify regarding the history and development of scientific and medical knowledge about asbestos-related disease, the epidemiology of asbestos diseases, and increased risk of cancer and life-shortening problems not related to asbestos exposure. He is also expected to testify as to the status of epidemiological studies regarding asbestos-related diseases.

Other:

Arthur Langer, Ph.D.  
Institute of Applied Sciences  
Brooklyn College of the City University  
New York, New York  
(718) 981-4793

Dr. Langer is a mineralogist with a Ph.D. from Columbia University. Dr. Langer is a Professor of Mineralogy at City University, New York, New York, and Director of the Environmental Sciences Laboratory of the Institute of Applied Sciences, Brooklyn College of the City University of New York.

Dr. Langer is expected to identify and describe the various methods by which inorganic material, from aerosols, bulk samples, or tissue, may be analyzed chemically, crystallographically, and structurally.

Dr. Langer is expected to testify about the various types of asbestos fiber, the geographic locations where the fibers can be found, the potential biologic activity of the various fibers in the human lung (including inorganic toxicity), the physical and chemical characteristics of the various asbestos fibers, and the identification and characterization of asbestos fibers.

Dr. Langer is expected to testify as to the types of inorganic minerals found in the lung tissue of persons with malignant mesothelioma and which are associated with the incidence of malignant mesothelioma in humans. Dr. Langer is expected to identify the types of fiber that have been shown to create an increased risk for malignant mesothelioma. Dr. Langer is expected to testify as to the physical and chemical characteristics of the fibers that have been shown to create an increased risk of malignant mesothelioma.

Dr. Langer is expected to testify as to the potential for certain finished asbestos-containing products to be contaminated with inorganic minerals and the amounts of the types of trace contaminants that may be found in the products. Dr. Langer is expected to offer testimony as to the amount of contaminants that are found in finished asbestos-containing products, if any, and the chemical, crystallographic, and structural composition of the contaminants. Dr. Langer is expected to testify as to the levels of airborne contaminants that can be generated from a finished product, if any.

Dr. Langer is expected to testify, based upon his review of the literature and of evidence of exposure, that exposure to certain encapsulated products did not result in a release of any contaminants sufficient to cause disease in persons such as plaintiff. Dr. Langer is expected to testify that his work, and the literature, do not establish that certain encapsulated products are contaminated with tremolite asbestos.

Robert Murray  
Guilford Institute  
Ward Street  
Guildford GUI LH  
England

Dr. Murray will testify about the development of knowledge concerning the health effects of asbestos and about practices with respect to asbestos and health in the United Kingdom. He will testify live or by deposition, consistent with his depositions *In Re: Asbestosis School Litigation*, U.S.D.C., Eastern District of Pennsylvania, No. 83-0268, November 19, 1990; or *Cimino, et al v. Raymark Industries, Inc., et al*, U.S.D.C., Eastern District of Texas, No. B-86-0456-CA, January 30, 1990; or *John L. May, Archbishop of St. Louis, et al v. AC&S, Inc., et al*, U.S.D.C., Eastern District of Missouri, 88-0386-C-5, July 16, 1992.

Mark Lehto, Ph.D.  
Purdue University  
Purdue, IN

Dr. Lehto will testify about the history of warnings and the proper content of product warnings.

Dorsett Smith  
Chest Diseases, Inc.  
4310 Colby Avenue, #201  
Everett, WA 98203  
425-259-5171

Dr. Smith will testify about the pathology of asbestos-related diseases, his research into asbestos-related diseases, the carcinogenicity of various fiber types, and the relationship, if any, between asbestos and various diseases. Dr. Smith will testify about the epidemiology of asbestos-related diseases, latency, state-of-the-art, and other related matters. Dr. Smith will testify about case specific testimony, where applicable. He will testify about the evolution of asbestos disease, cigarette-related diseases, and other respiratory or systemic conditions, specifically carcinomas, seen either independently or in connection with either of the foregoing. Dr. Smith will testify about the various fiber types of asbestos and, if necessary, about apportionment between product usage.

Mr. Dohrman Byers  
12060 Lawnview Avenue, #6  
Cincinnati, OH

Mr. Byers' testimony may be presented by way of deposition taken on October 21, 1985, in *Brandt v. Owens-Illinois, Inc.*, Case No. 605-147, Milwaukee Circuit Court, Wisconsin. Mr. Byers testified as to the interpretation and application of the Threshold Limit Value by the U.S. Public Health Service.

Douglas Fowler, Ph.D.  
643 Blair Island Road, Number 305  
Redwood City, CA 94863

Dr. Fowler is an industrial hygienist who may testify live or by deposition concerning issues relating to Plaintiff's theories of "fiber drift," issues relating to the Threshold Limit Value, protective measures, Plaintiff's level of exposure to asbestos, and other industrial hygiene-related issues.

Dr. Pat Hessel  
Alberta Asthma Center  
P. O. Box 4033  
Edmonton, Alberta  
Canada T6E 6K2

Dr. Hessel may testify live or by deposition concerning the epidemiology of asbestos-related diseases among various populations.

Henry C. Field, M.D.  
Virginia Beach, VA

Mr. Field may testify live or by deposition about the construction, overhaul and repair of ships. Based upon his training, background, experience and documents he has reviewed, he will testify as to when various asbestos-related products may have been used in ship construction or in overhaul and repair work. He will also testify regarding seamen's various job functions and any exposures in the course of those activities.

Henry J. Silverman, M.D.

Dr. Henry J. Silverman may testify, in general, concerning asbestos-related diseases and the effects of exposure to asbestos upon persons in occupational settings, including the epidemiology of asbestos-related diseases and the criteria for diagnosis of an asbestos-related disease.

He may also testify regarding the existence or non-existence of any asbestos-related disease in the Plaintiff, including but not limited to, pleural changes, asbestosis, lung cancer, mesothelioma, laryngeal cancer, esophageal cancer and stomach cancer. He may also testify on whether any asbestos-related disease allegedly suffered by Plaintiff was medically or proximately caused by exposure to asbestos-containing gasket and packing products. He may also testify on the existence of a dose/response relationship between exposure to asbestos and asbestos-related disease. He may also testify on the increased risk of cancer issues and whether a particular Plaintiff has a reasonable fear of cancer due to exposure to asbestos. He may also testify on the health consequences of smoking.

With respect to a particular Plaintiff, he may testify as to review and interpretation of x-ray films, review and interpretation of pulmonary function testing, the nature and extent of any impairment or disability, whether the condition is progressive and whether other disease or conditions are present in Plaintiff. Dr. Silverman's testimony will be based on his training, experience, education and review of the medical literature concerning asbestos-related disease.

Robert W. Morgan, M.D.

Dr. Morgan may testify, in general, concerning asbestos-related diseases and the effects of exposure to asbestos upon persons in occupational settings, including the epidemiology of asbestos-related diseases and the criteria for diagnosis of any asbestos-related disease. He may also testify regarding the existence or non-existence of any asbestos-related disease in the Plaintiff, including but not limited to, pleural changes, asbestosis, lung cancer, mesothelioma, laryngeal cancer, esophageal cancer and stomach cancer. He may also testify on whether any asbestos-related disease allegedly suffered by Plaintiff was medically or proximately caused by exposure to asbestos-containing gasket and packing products. He may also testify on the existence on a dose/response relationship between exposure to asbestos and asbestos-related disease.

He may also testify on increased risk of cancer issues and whether a particular Plaintiff has a reasonable fear of cancer due to exposure to asbestos. He may also testify on the health consequences of smoking. With respect to a particular Plaintiff, he may testify as to review and interpretation of x-ray films, review and interpretation of pulmonary function testing, the nature and extent of any impairment or disability, whether the condition is progressive and

whether other disease or conditions are present in Plaintiff.

Dr. Morgan's testimony will be based on his training, experience, education, and review of the medical literature concerning asbestos-related disease.

Terrence Moisan, M.D.

Dr. Moisan may testify, in general, concerning asbestos-related diseases and the effects of exposure to asbestos upon persons in occupational settings, including the epidemiology of asbestos-related diseases and the criteria for diagnosis of any asbestos-related disease. He may also testify regarding the existence or non-existence of any asbestos-related disease in the Plaintiff, including but not limited to, pleural changes, asbestosis, lung cancer, mesothelioma, laryngeal cancer, esophageal cancer and stomach cancer. He may also testify on whether any asbestos-related disease allegedly suffered by Plaintiff was medically or proximately caused by exposure to asbestos-containing gasket and packing products. He may also testify on the existence on a dose/response relationship between exposure to asbestos and asbestos-related disease.

He may also testify on increased risk of cancer issues and whether a particular Plaintiff has a reasonable fear of cancer due to exposure to asbestos. He may also testify on the health consequences of smoking. With respect to a particular Plaintiff, he may testify as to review and interpretation of x-ray films, review and interpretation of pulmonary function testing, the nature and extent of any impairment or disability, whether the condition is progressive and whether other disease or conditions are present in Plaintiff.

Dr. Moisan's testimony will be based on his training, experience, education, and review of the medical literature concerning asbestos-related disease.

Stanley Fiel, M.D.

Dr. Fiel may testify, in general, concerning asbestos-related diseases and the effects of exposure to asbestos upon persons in occupational settings, including the epidemiology of asbestos-related diseases and the criteria for diagnosis of any asbestos-related disease. He may also testify regarding the existence or non-existence of any asbestos-related disease in the Plaintiff, including but not limited to, pleural changes, asbestosis, lung cancer, mesothelioma, laryngeal cancer, esophageal cancer and stomach cancer. He may also testify on whether any asbestos-related disease allegedly suffered by Plaintiff was medically or proximately caused by exposure to asbestos-containing gasket and packing products. He may also testify on the existence on a dose/response relationship between exposure to asbestos and asbestos-related disease.

He may also testify on increased risk of cancer issues and whether a particular Plaintiff has a reasonable fear of cancer due to exposure to asbestos. He may also testify on the health consequences of smoking. With respect to a particular Plaintiff, he may testify as to review and interpretation of x-ray films, review and interpretation of pulmonary function testing, the nature and extent of any impairment or disability, whether the condition is progressive and whether other disease or conditions are present in Plaintiff.

Dr. Fiel's testimony will be based on his training, experience, education, and review of the medical literature concerning asbestos-related disease.

**Michael Graham, M.D.**

Dr. Michael Graham is a board certified pathologist who may give testimony regarding the pathological diagnosis of the medical condition of any Plaintiff and in the case of a deceased Plaintiff, may give testimony as to the cause of death. He will further testify as to whether any given Plaintiff or Plaintiff's decedent had a condition or illness caused by asbestos exposure. He may also testify on the latency period related to various asbestos-related diseases and the carcinogenic properties of different types of asbestos fibers.

**Ronald G. Crystal, M.D.**

Bruce Webster Professor of Internal Medicine  
Cornell University Medical College  
520 East 70<sup>th</sup> Street, Starr #505  
New York, NY 10021  
212-746-2258

Dr. Crystal may testify regarding the different types of asbestos, asbestos-related health effects, the functioning of the respiratory system, lung defense mechanisms, and lung fiber burden. Dr. Crystal may also testify regarding risk assessment, state-of-the-art medical knowledge regarding asbestos, and other related medical and scientific subjects. Dr. Crystal may testify regarding levels of asbestos exposure below which no disease has been found. He may also quantify high levels of exposure and differentiate those from low levels of exposure, exposure in buildings, materials and ambient air. Dr. Crystal may comment regarding studies, epidemiological or animal data, articles or other materials relied upon by experts in the field. His testimony will be based upon his education, experience and the literature in his fields of expertise.

**John Addison**

25 Haddington Place  
Edinburgh, Scotland EH7 4AF

John Addison is a mineralogist with particular expertise in asbestos mineralogy. Dr. Addison may express opinions specific to Plaintiff based upon actual analysis of tissue. He may also proffer case-specific opinions even if he has not conducted separate tissue content analysis and quantification. Dr. Addison may proffer opinions from the perspective of a mineralogist about the causation of any medical condition diagnosed by physicians in these matters. Dr. Addison may testify about the physical, chemical and aerodynamic aspects, as well as biological effects of all minerals pertinent to these matters, including asbestos. He may testify about the analytical methods utilized over time to identify and quantify mineral dusts and the role of various minerals in causing mesothelioma and that commercially available chrysotile probably does not cause or contribute to cancer.

**Jonathan M. Haas**

1765 Preserve Point Terrace  
Orange Park, Florida 32073  
904-264-7939

Mr. Haas may testify regarding Sun's corporate industrial hygiene and safety rules and procedures. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Alan Gillie  
Industrial Hygienist  
Sun Pipe Line Company  
Ten Penn Center  
1801 Market Street  
Philadelphia, PA 19103

Mr. Gillie may testify regarding Sun's industrial hygiene and safety rules and procedures. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Gus Ruggiero  
Industrial Hygienist  
Sun Company, Inc.  
Ten Penn Center  
1801 Market Street  
Philadelphia, PA 19103

Mr. Ruggiero may testify regarding Sun's industrial hygiene and safety rules and procedures. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Defendants reserve the right to supplement their expert witness disclosure, once Plaintiffs disclose the identity of their experts and identity of their trial witnesses and/or the nature of each of their expert witness' testimony.

Defendants reserve the right to call any and all expert witnesses designated by any defendant in this case, and adopt such co-defendants' designations by reference.

Defendants reserve by designation the right and privilege to call to testify the experts which may in the future be designated by Plaintiffs, but without necessarily adopting or endorsing any of their opinions, and without waiving Defendants' right to challenge Plaintiffs' experts on any issues, including without limitation qualifications, conclusions and opinions. Further, Defendants reserve the right to cross-examine Plaintiffs' expert witnesses and reserve the right to use Plaintiffs' experts' documents and/or depositions in the cross-examination of Plaintiffs' experts and direct examination

of experts.

Defendants further reserve the right to call undesignated expert witnesses in rebuttal, whose identities and testimony cannot reasonably be foreseen until Plaintiffs' named experts have written reports in this case and/or have presented evidence at trial.

Defendants reserve the right to withdraw the designation of expert witnesses and aver positively that any such previously designated expert will not be called as an expert witness at trial, and to re-designate same as consulting expert who cannot be called by opposing counsel.

Defendants hereby tender each expert designated above for deposition, to be arranged at a time and place to be determined based on the schedules of Plaintiffs' counsel, the undersigned and the witness in question.

## EXHIBIT B

Unless otherwise noted, the following persons have knowledge of the use, installation and remediation of asbestos-containing products at Defendants' facilities and relationships with contractors, including safety measures and supervisory responsibilities.

Wayne Stewart, M.D.  
Sun Company, Inc.  
Ten Penn Center  
1801 Market Street  
Philadelphia, Pennsylvania 19103  
Medical Director

Jack Stein, M.D.  
Sun Company, Inc.  
Ten Penn Center  
1801 Market Street  
Philadelphia, Pennsylvania 19103  
Medical Director

J. Ronald Ficke, M.D.  
Sun Company, Inc.  
Ten Penn Center  
1801 Market Street  
Philadelphia, Pennsylvania 19103  
Medical Director

Marc K. Powell  
8200 San Diego  
Odessa, Texas 79765  
Industrial Hygiene and Safety Department

Jonathan M. Haas  
1765 Preserve Point Terrace  
Orange Park, Florida 32073  
(904) 264-7939  
Industrial Hygiene and Safety Department

J. L. Laird  
7545 Sweetwind Circle  
Boerne, Texas 78004  
830-981-5106

Mr. Laird is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

Leland Glasgow  
5302 Wentworth  
Corpus Christi, Texas 78401  
361-993-4569

Mr. Glasgow is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

John Kampfhinkel  
1308 Circle Lane  
Bedford, Texas 76022  
817-685-8476

Former employee of Sun with knowledge of refining operations and environmental engineering.

N. M. Clements  
14837 Quaterdeck Drive  
Corpus Christi, Texas  
(361) 949-0167

Former employee of Sun and Koch who worked as the plant nurse.

Harry F. Hansler  
1400 Ocean Drive  
Corpus Christi, Texas  
(361) 888-4828  
Maintenance Foreman

Former employee of Koch.

Chico Flores  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811

Former employee of Koch.

Robert E. Fleming  
Human Resources Department  
9625 Paula Drive  
Corpus Christi, Texas  
(361) 241-7371

Mr. Fleming is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

R. C. (Roger) Reyes  
Lead Refinery Project Engineer  
4802 Eider Drive  
Corpus Christi, Texas 78413

Mr. Reyes is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

James Hershel Alston  
Senior Project Engineer  
114 Sharon Drive  
Boerne, Texas 78006  
(830) 249-6209

Mr. Alston is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

R. E. Martiello  
Safety Engineer and Fire Chief  
11101 Leopard  
Box 1035  
Corpus Christi, Texas 78401  
(361) 241-8331

Mr. Martiello is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

H. H. Schaefer  
Route 2, Box 152  
Alice, Texas 78332  
(361) 664-1201

Mr. Schaefer is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

Patti Carrell  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811

Ms. Carrell is an employee of Koch with knowledge of purchasing.

Willis Jernigan  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811

Mr. Jernigan is an employee of Koch with knowledge of safety and health policies.

Dan Shisler  
Koch Industries, Inc.  
P. O. Box 2256  
Wichita, Kansas 67201  
316-828-5026

Mr. Shisler is an employee of Koch with knowledge of claims and insurance.

Gary Carriger  
Koch Industries, Inc.  
P. O. Box 2256  
Wichita, Kansas 67201  
316-828-5026

Mr. Carriger is an employee of Koch with knowledge of records retention and availability at the Corpus Christi facility.

H. Allan Caldwell  
Koch Industries, Inc.  
P. O. Box 2256  
Wichita, Kansas 67201  
316-828-5026  
Attorney for Koch

Mr. Caldwell is an attorney employee of Koch with knowledge of the terms of the purchase of the refineries in Nueces County now owned by Koch. By way of designation, we are not waiving any attorney-client or work product privilege.

Walter Greer  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811  
Corporate representative

Mr. Greer is an employee of Koch who works as an industrial hygienist at the refinery in question.

Walter Tyler  
1401 South Hanley  
St. Louis, MO 63144  
(314) 768-4100

Mr. Tyler is a former employee of Koch Refinery, Corpus Christi, Texas

Mark K. Powell  
8200 San Diego  
Odessa, Texas 79765

Mr. Powell is in the Industrial Hygiene and Safety Department

Edward Derry  
110 E. Janin Circle  
Portland, Texas  
361-643-2701  
Head Mechanical Engineer

Mr. Derry is a former Suntime Refinery employee. He was Head Mechanical Engineer.

Mickey Johnson  
Corpus Christi, Texas  
361-241-4701  
Purchasing Agent

J. D. Johnson  
(Address unknown)  
Former Manager of Maintenance

D. K. (Ken) Coker  
4533 Silver Hollow Dr.  
Corpus Christi, Texas  
(361) 850-8212  
Purchasing Agent

Tom R. Hayes  
P. O. Box 260910  
Corpus Christi, Texas  
(361) 241-4584  
Second Lead Refinery Project Engineer

Mr. Hayes is a former employee of Sun and Koch who has knowledge of refinery operations in Corpus Christi, the relationship between those companies and independent contractors, such as Thorpe Insulation, and related information.

E. R. "Pete" Hall  
Box 215A  
Orange Grove, Texas 78372  
(361) 384-2549  
Maintenance Foreman

Robert E. Fleming  
9625 Paula Drive  
Corpus Christi, Texas  
(361) 241-7371  
Human Resources Department

N. M. Clements  
14837 Quaterdeck Drive  
Corpus Christi, Texas  
(361) 949-0167  
Nurse

C. Milburn  
(Address unknown)  
Supervisor of Loss Control

Michael J. Kerr  
(Address unknown)  
Industrial Hygiene Technician

B. L. (Ben) Graves  
P. O. Box 8  
Dinero, Texas 78350  
(361) 547-6701  
Safety Inspector

R. L. (Roy) Delahoussaye  
Route 1, Box 188  
Odem, Texas 78370  
Operating Superintendent

B. J. (Jack) Roberson  
4741 Willowick  
Corpus Christi, Texas 78413  
(361) 850-8808  
Shift Foreman

E. W. Free, Jr.  
Route 3, Box 208-E  
Corpus Christi, Texas 78415  
(361) 853-3035  
Shift Foreman

Roy Crossland  
Painting and Insulation Department  
Corpus Christi  
(361) 387-2309  
Foreman/Supervisor (retired)

The aforementioned people may have knowledge of refinery operations and may have information concerning Plaintiffs' employment history.

Rus Barnes  
Rural Route 8, Box 1825  
Beaumont, Texas 77705-9808  
(409) 794-1567  
Former employee

Jonathan M. Haas  
1765 Preserve Point Terrace  
Orange Park, Florida 32073  
904-264-7939

Mr. Haas may testify regarding Sun's corporate industrial hygiene and safety rules and procedures. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Gus Ruggiero  
Sun Company, Inc.  
Ten Penn Center  
1801 Market Street  
Philadelphia, PA 19103  
Industrial Hygienist

Mr. Ruggiero may testify regarding Sun's industrial hygiene and safety rules and procedures. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Edith F. Coen  
Manager-Health, Environmental and Safety  
Sun Pipe Line Company  
P. O. Box 2039  
Tulsa, OK 74102-2039  
918-586-6000

Ms. Coen may testify regarding industrial hygiene, health and safety issues. Further, she may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Wilbur "Bucky" Crisp  
Sun Pipe Line company  
Nederland, Terminal  
P.O. Box 758  
Highway 347  
Nederland, TX 77627  
409-727-2301

Mr. Crisp may testify regarding operation of Sun's Nederland Terminal. Further, he may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Lajaunda Williams  
Sun Pipe Line Company  
Nederland, Terminal  
P. O. Box 758  
Nederland, TX 77627  
409-727-2301

Ms. Williams may testify regarding operation of Sun's Nederland Terminal. Further, she may also offer opinions and/or rebuttal testimony as necessary to Plaintiff's experts' claims and related topics.

Loyse E. Jacob  
719 Lantana, No. 96  
Corpus Christi, Texas 78408  
(361) 289-0324

Mr. Jacob is a former employee of Koch in Corpus Christi.

Dale Janes  
122 Crestwood  
DeQueen, AR 71832  
570-642-2062

Mr. Janes is a former industrial hygienist who was employed by Sun Company and later Koch.

Jim Cline  
P.O. Box 2608  
Corpus Christi, Texas 78403  
Route 1 Suntide Road  
Corpus Christi, Texas 78409  
(361) 242-8711  
Maintenance Manager

Jay Poszy  
P.O. Box 2608  
Corpus Christi, Texas 78403  
(512) 242-4713  
Support Services Manager

Carl Newlin  
(Address unknown)  
Corpus Christi, Texas  
(361) 985-2891

Mr. Newlin is a former employee at the Suntide Refinery.

Bill Richardson  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811  
Purchasing Agent

J.P. Hoffman  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811  
Manager of Operations

J. L. Lawrence  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811  
Maintenance Supervisor

Bill Alkadem  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811

Richard Owen  
Koch Petroleum Group  
P. O. Box 2608  
Corpus Christi, TX 78403  
361-241-4811  
Purchasing Agent

Royce Reeves  
7401 Lake Como  
Corpus Christi, Texas 78413  
(361) 850-8870

Steve Strasma  
Marathon Ashland Petroleum LLC  
1320 Loop 197 South  
P.O. Box 1191  
Texas City, Texas 77592-1191  
Phone: (409) 945-2331

Former employee of Koch with knowledge of safety policies.

Jesus Chavera  
c/o of his attorneys, Baron & Budd, P.C.  
3102 Oak Lawn Avenue, Suite 1100  
Dallas, Texas 75219  
(214) 521-3605

Sam Celum

Willis Journeyman

Roger Wilkens

Melvin Proctor  
c/o W. Miller Thomas  
Fairchild, Price  
413 Shelbyville Street  
Center, Texas 75935-1336  
936-598-3317

Frank Sheldon, Jr.  
4950 Post Oak Timber  
Houston, Texas 77056  
(713) 622-7602

Judith Fritsch  
Sun Oil Company  
1801 Market Street  
Philadelphia, Pennsylvania

Ms. Fritsch is an employee of Sunoco with knowledge of corporate history, sale of Suntide and spinoff of Oryx.

**WERNER AND KERRIGAN, L.L.P.**

PHILIP WERNER  
BOARD CERTIFIED IN CIVIL TRIAL AND  
PERSONAL INJURY TRIAL LAW  
TEXAS BOARD OF LEGAL SPECIALIZATION

ATTORNEYS AT LAW  
1300 POST OAK BOULEVARD  
SUITE 2225  
HOUSTON, TX 77056

[PWERNER@WERNERKERRIGAN.COM](mailto:PWERNER@WERNERKERRIGAN.COM)  
TELEPHONE (713) 626-2233  
FAX (713) 626-9708

**CERTIFICATE OF WRITTEN DISCOVERY**

September 20, 2001

TO: Mr. Oscar Soliz, District Clerk  
Nueces County Courthouse  
901 Leopard Street  
Corpus Christi, TX 78401

RE: Cause No. 01-5974-G; *Adolfo Tamez Cedillo v. GAF Corporation, et al*; In the 319<sup>th</sup> District Court of Nueces County, Texas

Cause No. 01-3962-E; *Richard Garza Arredondo, Sr. and Manuel D. Rios, Sr. v. Crown Cork and Seal Company, Inc., et al*; In the 148<sup>th</sup> District Court of Nueces County, Texas

Cause No. 01-1937-E; *Otto Alton Kriegal, Jr. v. U.S. Gypsum Company, et al*; In the 148<sup>th</sup> District Court of Nueces County, Texas

Dear Mr. Soliz:

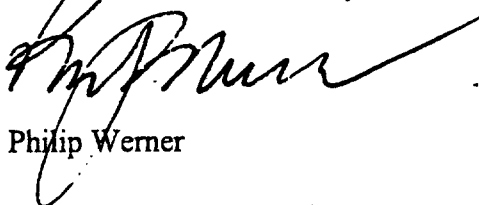
This is to certify that the following discovery was served upon Plaintiffs' counsel pursuant to the Texas Rules of Civil Procedure:

Defendants Koch Petroleum Group, L.P. and Sunoco, Inc. (R&M)'s Rule 194 Disclosures; and Defendants Koch Petroleum Group, L.P. and Sunoco, Inc. (R&M)'s Request for Disclosure to Plaintiffs.

Please file-mark the enclosed copy of this letter and return same to me via the enclosed self-addressed and postage paid envelope. All known counsel of record are being served with a copy of the enclosed.

Very truly yours,

WERNER & KERRIGAN, L.L.P.



Philip Werner

PW/rg

cc: Ms. Mary Skelnik  
BARON & BUDD

By Certified Mail