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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

JOAN MAERTIN, Executrix of the Estate of Lothar Maertin, JOAN MAERTIN, individually and in her OWN RIGHT, MARQUERITE CERIMELE Executrix of the Estate of Robert Campo, HAROLD LEEDY, Executor of the Estate of Elizabeth Leedy, JAMES STEWART, JOHN HOPEN, WILLIAM WHITE, ROBERT SCULLY and MARCIA SCULLY, his wife, THOMAS THOMPSON and LILLIAN THOMPSON, his wife VINCENT SOLLIMO and PATRICIA SOLLIMO, his wife, ARMEN GNEPP, MARY ANN STETS, CLAIRE CORREALE, GABRIELLE NAPPO and FRANK NAPPO, her husband HARRY SCHMOLL,PATRICIA BARNES, DOUGLAS MELEGARI, MARY ANN YUENGLING, KATHLEEN SWEENEY, BARBARA MAKUCH EDMUND MAKUCH, JOHN E. SMITH, CAROLE JENSEN, CHARLES PERRONE, JAMES CUNNINGHAM: CHARLES SAVANA, STANLEIGH AYRES, BENNIE WOODS, JACQUE VAIL, SANDRA KAELIN, C. DEWITT PETERSON, SAMUEL MOYER,: WILLIAM HATCHER, PERRY KAUFMAN, WILLIAM VEIT, GENEVA KOHLER, JUDITH NELSON, PATRICIA DILLER THOMAS HOUCK, NANCY WHEELER, KAREN WOODWARD, HAINES DAVIS LEON HAGEMAN, JUDITH NELSON, PATRICIA KALATA and COLLEEN HOLLAND, Executrix of The Estate of Bernard Holland Jr., deceased Plaintiff(s) vs.	:CIVIL ACTION NO. :95-CV-2849 (JBS) :SEVENTH AMENDED COMPLAINT :AND JURY DEMAND

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ARMSTRONG WORLD INDUSTRIES, INC. :
:
Defendant(s) :

Plaintiffs, as stated in caption of this Complaint, resided at various addresses and various counties, including Camden County, in the State of New Jersey, by way of complaint say:

FIRST COUNT

1. In or about 1970 defendant, Armstrong World Industries Inc., hereinafter referred to as Armstrong, was engaged in the business of manufacturing, designing, assembling and/or distributing certain ceiling tiles, coated with Aroclor 1254, throughout the United States.

2. In or about 1970 the defendant, Armstrong, did design, manufacture, assemble and/or otherwise distribute or caused to be distributed, the aforesaid ceiling tiles. Said ceiling tiles were caused to be installed in various areas at the Burlington County College, Burlington, New Jersey.

3. The ceiling tiles that defendant, Armstrong, made available were not safe for their intended use in that they were improperly designed, contained no instructions for their proper use and no warnings about their improper use and were otherwise defective.

4. As a direct and proximate result of the aforegoing, plaintiff's decedent, Lothar Maertin, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued

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to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

5. As a further direct and proximate result and effect of the aforegoing, plaintiff's decedent, Lothar Maertin, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

6. Plaintiff's decedent, Lothar Maertin, was a professor at Burlington County College and after being exposed to the ceiling tiles he contracted cancer.

WHEREFORE, plaintiff, Joan Maertin, Executrix of the Estate of Lothar Maertin, deceased demands judgment against the defendant, Armstrong, for such sums as would reasonably and properly compensate the Estate of Lothar Maertin for his damages in accordance with the laws of the State of New Jersey, together with interest and costs of suit.

SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the previous counts but for the sake of brevity same are not set forth herein at length.

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2. The plaintiff, Joan Maertin, is the wife of the plaintiff, Lothar Maertin, deceased, and is entitled to his services and society.

3. The plaintiff, Joan Maertin, was deprived of her husband's consortium, society and services.

4. The plaintiff, Joan Maertin, had been caused to incur great expenses for medical treatment in an effort to cure her husband of the injuries caused him by the defendant's negligence.

WHEREFORE, plaintiff, Joan Maertin, demands judgment against the defendant, Armstrong, for damages plus interest and cost of suit.

THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First, and Second counts but for the sake of brevity the same are not set forth herein at length.

2. Lothar Maertin left him surviving his wife Joan Maertin, and one son, Eric, a minor, two years of age.

3. This action is commenced within two years from the date of death of Lothar Maertin.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Lothar Maertin, plaintiff, Joan Maertin and Eric Maertin, a minor have suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and were otherwise damaged.

WHEREFORE, plaintiff, Joan Maertin, Executrix of the

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Estate of Lothar Maertin, deceased, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Joan Maertin was a professor at the Burlington County College and as a result of being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of contracting cancer in the future as a result of her exposure.

3. WHEREFORE, plaintiff, Joan Maertin, demands judgment against the defendant, Armstrong, for such sums as would reasonably and properly compensate her for her damages in accordance with the laws of the State of New Jersey, together with interest and costs of suit.

FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity are not set forth herein at length.

2. Plaintiff's decedent, Robert Campo was a professor at the Burlington County College and as a result of his exposure to the defendant's, Armstrong's ceiling tiles which were coated with Aroclor 1254, he contracted cancer and died.

3. As a direct and proximate result of the aforegoing, plaintiff's decedent, Robert Campo, sustained severe, permanent and crippling injuries; has suffered great pain and

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anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct an proximate result and effect of the aforegoing, plaintiff's decedent, Robert Campo, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Marguerite Cerimele, Executrix of the Estate of Robert Campo, demands judgment against the defendant, Armstrong, for damages plus interest and costs of suit.

SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Fifth Counts but for the sake of brevity same are not set forth herein at length.

2. Robert Campo left him surviving his sister, Marguerite Cerimele.

3. This action is commenced within two years from the

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date of the death of Robert Campo.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Robert Campo plaintiff, Marguerite Cerimele, has suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and was otherwise damaged.

WHEREFORE, plaintiff, Marguerite Cerimele, Executrix of the Estate of Robert Campo, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity are not set forth herein at length.

2. Plaintiff's decedent, Elizabeth Leedy, was an employee at the Burlington County College and as a result of her exposure to the defendant, Armstrong's ceiling tiles which were coated with Aroclor 1254, she contracted cancer and died.

3. As a direct and proximate result of the aforegoing, plaintiff's decedent, Elizabeth Leedy, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect

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of the aforegoing, plaintiff's decedent, Elizabeth Leedy, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Harold Leedy, Executor of the Estate of Elizabeth Leedy, demands judgment against the defendant, Armstrong, for damages plus interest and costs of suit.

EIGHTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Seventh Counts but for the sake of brevity same are not set forth herein at length.

2. The plaintiff, Harold Leedy, is the husband of the plaintiff, Elizabeth Leedy, deceased and is entitled to her services and society.

3. The plaintiff, Harold Leedy, was deprived of his wife's consortium, society and services.

4. The plaintiff, Harold Leedy, has been caused to incur great expenses for medical treatment in an effort to cure his wife of the injuries caused her by the defendant's negligence.

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WHEREFORE, plaintiff, Harold Leedy, demands judgment against the defendant, Armstrong, for damages plus interest and costs of suit.

NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Eighth Counts but for the sake of brevity same are not set forth herein at length.

2. Elizabeth Leedy left her surviving her husband, Harold Leedy, and 2 daughters and one son, Robin D. Burdumi, Sheila Ann Laws and Harold S. Leedy, III, being over the age of eighteen years, and this action is being instituted on their behalf.

3. This action is commenced within two years from the date of death of Elizabeth Leedy.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Elizabeth Leedy, plaintiffs, Harold Leedy, Robin D. Burdumi, Sheila Ann Laws and Harold S. Leedy, III, have suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and were otherwise damaged.

WHEREFORE, plaintiff, Harold Leedy, Executor of the Estate of Elizabeth Leedy, deceased, demand judgment against the defendant, Armstrong, for damages, interest and costs of suit.

TENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of

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brevity same are not set forth herein at length.

2. Plaintiff, James Stewart, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles, which were coated with Aroclor 1254 he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, James Stewart, sustained severe, permanent and crippling injuries; has suffered is suffering and may in the future suffer great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, James Stewart, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced to expend and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, James Stewart demands judgment

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against the defendant, Armstrong, for damages, interest and costs of suit.

ELEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, John Hopen, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, John Hopen, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, John Hopen, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered is suffering and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and

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has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, John Hopen, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

TWELFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, William White, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, William White, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, William White, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced and may in the future be forced to expend large sums of

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money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, William White, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

THIRTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Robert Scully, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Robert Scully, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Robert Scully, was caused to

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suffer certain and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A 2A:58C-1. et seq.

WHEREFORE, plaintiff, Robert Scully, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

FOURTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Thirteenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Marcia Scully, was and is the wife of Plaintiff, Robert Scully, and as such is entitled to his services and society.

3. The plaintiff, Marcia Scully, was deprived of her husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE, plaintiff, Marcia Scully, demands judgment against the defendant, Armstrong, for damages plus interest and costs of suit.

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FIFTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Thomas Thompson, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Thomas Thompson, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment, continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Thomas Thompson, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et

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seq.

WHEREFORE, plaintiff, Thomas Thompson, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

SIXTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Fifteenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Lillian Thompson, was and is the wife of plaintiff, Thomas Thompson, and as such is entitled to his services and society.

3. The plaintiff, Lillian Thompson, was deprived of her husband's consortium, society and services as a result of the negligence of the defendant as aforesaid.

WHEREFORE, the plaintiff, Lillian Thompson demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

SEVENTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Vincent Sollimo, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Vincent Sollimo, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of

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mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Vincent Sollimo, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Vincent Sollimo, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

EIGHTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Seventeenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Patricia Sollimo, was and is the wife of Plaintiff, Vincent

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Sollimo, and as such is entitled to his services and society.

3. The plaintiff, Patricia Sollimo was deprived of her husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE the plaintiff, Patricia Sollimo, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

NINETEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Armen Gnepp, was a professor at the Burlington County College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Armen Gnepp, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Armen Gnepp, was caused to suffer certain and permanent personal injuries as hereinabove set forth; has suffered is suffering and may in the future suffer great pain, discomfort and mental anguish, has been and

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may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1 et seq.

WHEREFORE, plaintiff, Armen Gnepp, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

TWENTIETH-COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Mary Ann Stets, was a professor at the Burlington County College and as a result of her exposure to defendant, Armstrongs' ceiling tiles which were coated with Aroclor 1254, she has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Mary Ann Stets, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect

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of the aforegoing, plaintiff, Mary Ann Stets, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered is suffering and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Mary Ann Stets, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

TWENTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Claire Correale , is a professor at the Burlington County College and as a result of her exposure to defendant, Armstrongs' ceiling tiles which were coated with Aroclor 1254, she has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Claire Correale, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal

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activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Claire Correale, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered is suffering and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. Et seq.

WHEREFORE, plaintiff, Claire Correale, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

TWENTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Gabrielle Nappo, was a professor at the Burlington County College and as a result of her exposure to defendant, Armstrong's ceiling tiles she has contracted cancer.

3. As a direct and proximate result of the aforegoing,

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plaintiff, Gabrielle Nappo, sustained severe, permanent and crippling injuries; has suffered is suffering and may in the future suffer great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Gabrielle Nappo, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced to expend and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendant, Armstrong, is liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Gabrielle Nappo, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

TWENTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Twenty-second Count but for the sake of brevity same are not set forth herein at

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length.

2. Plaintiff, Frank Nappo, was and is the husband of plaintiff, Gabrielle Nappo, and as such is entitled to her services and society.

3. The plaintiff, Frank Nappo, was deprived of his wife's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE, plaintiff, Frank Nappo, demands judgment against the defendant, Armstrong, for damages plus interest and costs of suit.

TWENTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Harry Schmoll, is employed as a professor at the Burlington County College and as a result of his being exposed to the ceiling tiles which were coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Harry Schmoll, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

TWENTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Patricia Barnes, is employed as a nurse at the Burlington County College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor

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1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Patricia Barnes, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

TWENTY-SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Douglas Melegari, was employed as a professor at Burlington County College and as a result of being exposed to the ceiling tiles which were coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Douglas Melegari, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

TWENTY-SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Mary Ann Yuengling, was employed as a teacher at the Burlington County College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Mary Ann Yuengling, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

TWENTY-EIGHTH COUNT

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1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Kathleen Sweeney, is employed as a professor at the Burlington County College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Kathleen Sweeney, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

TWENTY-NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Barbara Makuch, was employed as a secretary at the Burlington County College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Barbara Makuch, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTIETH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Edmund Makuch, was employed as a teachee

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at the Burlington County College and as a result of his being exposed to the ceiling tiles which were coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Edmund Makuch, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, John E. Smith, was employed as a professor at the Burlington County College and as a result of his being exposed to the ceiling tiles which were coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, John E. Smith, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Carole Jensen, was employed at the Burlington County College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Carole Jensen, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

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THIRTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Charles Perrone, was employed as a librarian at the Burlington County College and as a result of him being exposed to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Charles Perrone, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, James Cunningham, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, James Cunningham, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Charles Savana, is employed as a professor at the Burlington County College and as a result of

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his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Charles Savana, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Stanleigh Ayres, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Stanleigh Ayres, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Bennie Woods, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Bennie Woods, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-EIGHTH COUNT

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1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Jacque Vail, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Jacque Vail, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

THIRTY-NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Sandra Kaelin, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Sandra Kaelin, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTIETH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, C. Dewitt Peterson, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he

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has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, C. Dewitt Peterson, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Samuel Moyer, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Samuel Moyer, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, William Hatcher, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, William Hatcher, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every

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allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Perry Kaufman, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Perry Kaufman, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, William Veit, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, William Veit, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Geneva Kohler, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

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WHEREFORE, Plaintiff, Geneva Kohler, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Patricia Diller, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Patricia Diller, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Thomas Houck, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Thomas Houck, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-EIGHTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of

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brevity same are not set forth herein at length.

2. Plaintiff, Nancy Wheeler, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Nancy Wheeler, demands judgment against the defendant, Armstrong, for damages, interest and cost of suit.

FORTY-NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Karen Woodward, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Karen Woodward, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

FIFTIETH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Haines Davis, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Haines Daivs, demands judgment

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against the defendant, Armstrong, for damages, interest and costs of suit.

FIFTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Leon Hageman, is employed as a professor at the Burlington County College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Leon Hageman, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

FIFTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Judith Nelson, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Judith Nelson, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

FIFTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

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2. Plaintiff, Patricia Kalata, is employed as a professor at the Burlington County College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Patricia Kalata, demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

FIFTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First County but for the sake of brevity same are not set forth herein at length.

2. Plaintiff's decedent, Bernard J. Holland, Jr., was a professor at the Burlington County College and as a result of his exposure to the defendant, Armstrong's ceiling tiles which were coated with Aroclor 1254, he contracted cancer and died.

3. As a direct and proximate result of the aforegoing, plaintiff's decedent, Bernard J. Holland, Jr., sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body, was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment, continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff's decedent, Bernard J. Holland, Jr., was caused to suffer certain severe and permanent

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personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damages for which defendant, Armstrong, are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Colleen Holland, Executrix of the Estate of Bernard J. Holland, Jr., demands judgment against the defendant, Armstrong, for damages plus interest and costs of suit.

FIFTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Fifty-fourth Counts but for the sake of brevity same are not set forth herein at length.

2. The plaintiff, Colleen Holland, is the wife of the plaintiff, Bernard J. Holland, Jr., deceased and is entitled to his services and society.

3. The plaintiff, Colleen Holland, has been caused to incur great expenses for medical treatment in an effort to cure her husband of the injuries caused him by the defendant's negligence.

WHEREFORE, plaintiff, Colleen Holland, Executrix of the Estate of Bernard Holland, Jr., deceased, demands judgment against the defendant, Armstrong, for damages, interest and

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cost of suit.

FIFTY-SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Fifty-Fourth Counts but for the sake of brevity the same are not set forth herein at length.

2. Bernard J. Holland, Jr., left him surviving his wife, Colleen, two sons, Christopher Holland and Bernard Holland III, being over the age of 18 and one daughter, Leigh Ann Holland, a minor 16 years of age.

3. This action is commenced within two years from the date of death of Bernard J. Holland, Jr.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Bernard J. Holland, Jr., plaintiff, Colleen Holland, Christopher Holland, Bernard Holland and Leigh Ann Holland, a minor have suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and were otherwise damaged.

WHEREFORE, plaintiff, Colleen Holland, Executrix of the Estate of Bernard J. Holland, Jr., deceased demands judgment against the defendant, Armstrong, for damages, interest and costs of suit.

FIFTY-SEVENTH COUNT

1. Plaintiffs repeat and incorporate each and every allegation contained in the First through Fifty-Sixth Counts but for the sake of brevity same are not set forth herein at length.

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2. In or about 1970 the defendant, Armstrong World Industries Inc., knew or should have known of the potential health risks to people exposed to the Aroclor 1254. Despite this knowledge the defendant, Armstrong World Industries Inc. failed to notify its customers of the potential health risks.

3. The failure of defendant, Armstrong World Industries, Inc., to notify its customers was reckless, intentional, willful and in wanton disregard of the health and well being of its customers and people exposed to the product containing Aroclor 1254 and resulted in the continuous exposure of these plaintiffs, Joan Maertin, Lothar Maertin, deceased, Robert Campo, deceased, Elizabeth Leedy, deceased, James Stewart, John Hopen, William White, Robert Scully, Douglas Melegari, Thomas Thompson, Vincent Sollimo, Armen Gnepp, Mary Ann Stets, Harry Schmoll, Claire Correale, Patricia Barnes, Mary Ann Yuengling, Kathleen Sweeney, Barbara Makuch, Edmund Makuch, John E. Smith, Carole Jensen, Charles Perrone, James Cunningham, Charles Savana, Stanleigh Ayres, Bennie Woods, Jacque Vail, Sandra Kaelin, C. Dewitt Peterson, Samuel Moyer, William Hatcher, Perry Kaufman, William Veit, Geneva Kohler, Patricia Kalata, Judith Nelson, Patricia Diller, Thomas Houck, Gabrielle Nappo, Karen Woodward, Nancy Wheeler, Leon Hageman and Haines Davis, Bernard Holland, Jr., deceased.

WHEREFORE, the plaintiffs, Joan Maertin, Executrix of the Estate of Lothar Maertin, Joan Maertin, individually and in her own right, Marquerite Cerimele, Executrix of the Estate of Robert Campo, Harold Leedy, Executor of the Estate of

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lizabeth Leedy, James Stewar[illegible] John Hopen, William White, Robert Scully, Douglas Melegari Thomas Thompson, Lillian Thompson, his wife, Vincent Sollimo, Patricia Sollimo, his wife, Armen Gnepp, Mary Ann Stets, Claire Correale, Gabrielle Nappo, Frank Nappo, her husband, Harry Schmoll, Patricia Barnes, Douglas Melegari, Mary Ann Yuengling, Kathleen Sweeney, Barbara Makuck, Edmund Makuch, Carole Jensen, Charles Perrone, James Cunningham, Charles Savana, Stanleigh Ayres, Bennie Woods, Jacque Vail, Sandra Kaelin, C. Dewitt Peterson, Samuel Moyer, William Hatcher, Perry Kaufman, William Veit, Geneva Kohler, Patricia Diller, Thomas Houck, Nancy Wheeler, Karen Woodward, Haines Davis, Leon Hageman, Judith Nelson, Patricia Kalata and Colleen Holland, Executrix of the Estate of Bernard Holland, Jr., deceased demand judgment against the defendant, Armstrong World Industries, Inc., for such sums as would punish and deter the defendant, Armstrong, from engaging in such conduct and for punitive damages in accordance with the laws of the State of New Jersey, together with interest and costs of suit.

LAW OFFICES GARY D. GINSBERG

BY: _____

GARY D. GINSBERG, ESQ.

HARTOLDMON0095495

JURY DEMAND

Plaintiffs hereby demand a trial by jury as to all issuescontained herein.

LAW OFFICES GARY D. GINSBERG

BY: _____

GARY D. GINSBERG, ESQ.

HARTOLDMON0095496

CERTIFICATION

GARY D. GINSBERG, Esquire, hereby certifies that there are no other actions or arbitrations pending involving the subject matter at this time and there are no additional known parties who should be joined to the present action at this time. I certify the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.

LAW OFFICES GARY D. GINSBERG

BY: _____
GARY D. GINSBERG, ESQ.

Dated: April 17, 1997

HARTOLDMON0095497

JS 44C
(Rev. 1 /84)

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I (a) PLAINTIFFS

JOAN MAERTIN, et al

DEFENDANTS

ARMSTRONG WORLD INDUSTRIES, INC., ET AL

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Ocean
(EXCEPT IN U.S. PLAINTIFF CASES)

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT Lancaster
(IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Law Offices Gary D. Ginsberg
Atrium II, Suite 101
3000 Atrium Way
Mt Laurel, New Jersey 08054
609-727-1991

ATTORNEYS (IF KNOWN)
Duane, Morris & Heckscher
51 Haddonfield Road, Suite 340
Cherry Hill, New Jersey 08002-4810
609-488-7300

II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (For Diversity Cases Only)

(PLACE AN x IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

	PTF	DEF		PTF	DEF
Citizen of This State	☒ 1	☐ 1	Incorporated or Principal Place of Business in This State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☐ 2	Incorporated and Principal Place of Business in Another State	☐ 5	☒ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

Plaintiffs exposed to ceiling tiles coated with Aroclor 1254

V. NATURE OF SUIT (PLACE AN x IN ONE BOX ONLY)

CONTRACT
- ☐ 110 Insurance
- ☐ 120 Marine
- ☐ 130 Miller Act
- ☐ 140 Negotiable Instrument
- ☐ 150 Recovery of Overpayment & Enforcement of Judgment
- ☐ 151 Medicare Act
- ☐ 152 Recovery of Defaulted Student Loans (Excl. Veterans)
- ☐ 153 Recovery of Overpayment of Veteran's Benefits
- ☐ 160 Stockholders' Suits
- ☐ 190 Other Contract
- ☐ 195 Contract Product Liability

REAL PROPERTY
- ☐ 210 Land Condemnation
- ☐ 220 Foreclosure
- ☐ 230 Rent Lease & Ejectment
- ☐ 240 Torts to Land
- ☐ 245 Tort Product Liability
- ☐ 290 All Other Real Property

TORTS

PERSONAL INJURY
- ☐ 310 Airplane
- ☐ 315 Airplane Product Liability
- ☐ 320 Assault, Libel & Slander
- ☐ 330 Federal Employers' Liability
- ☐ 340 Marine
- ☐ 345 Marine Product Liability
- ☐ 350 Motor Vehicle
- ☐ 355 Motor Vehicle Product Liability
- ☐ 360 Other Personal Injury

PERSONAL INJURY
- ☐ 362 Personal Injury-Med Malpractice
- ☒ 365 Personal Injury Product Liability
- ☐ 368 Asbestos Personal Injury Product Liability

PERSONAL PROPERTY
- ☐ 370 Other Fraud
- ☐ 371 Truth in Lending
- ☐ 380 Other Personal Property Damage
- ☐ 385 Property Damage Product Liability

CIVIL RIGHTS
- ☐ 441 Voting
- ☐ 442 Employment
- ☐ 443 Accommodations
- ☐ 444 Welfare
- ☐ 440 Other Civil Rights

PRISONER PETITIONS
- ☐ 510 Motions to Vacate Sentence 28 USC 2255
- ☐ 530 Habeas Corpus
- ☐ 540 Mandamus & Other
- ☐ 550 Civil Rights

FORFEITURE/PENALTY
- ☐ 610 Agriculture
- ☐ 620 Food & Drug
- ☐ 630 Liquor Laws
- ☐ 640 R.R. & Truck
- ☐ 650 Airline Regs
- ☐ 660 Occupational Safety/Health
- ☐ 690 Other

LABOR
- ☐ 710 Fair Labor Standards Act
- ☐ 720 Labor/Mgmt. Relations
- ☐ 730 Labor/Mgmt. Reporting & Disclosure Act
- ☐ 740 Railway Labor Act
- ☐ 790 Other Labor Litigation
- ☐ 791 Empl. Ret. Inc. Security Act

BANKRUPTCY
- ☐ 422 Appeal 28 USC 158
- ☐ 423 Withdrawal 28 USC 157

PROPERTY RIGHTS
- ☐ 820 Copyrights
- ☐ 830 Patent
- ☐ 840 Trademark

SOCIAL SECURITY
- ☐ 861 HIA (1395ff)
- ☐ 862 Black Lung (923)
- ☐ 863 DIWC (405(g))
- ☐ 863 DIWW (405(g))
- ☐ 864 SSID Title XVI
- ☐ 865 RSI (405(g))

FEDERAL TAX SUITS
- ☐ 870 Taxes
- ☐ 871 IRS-Third Party 26 USC 7609
- ☐ 875 Customer Challenge 12 USC 3410

OTHER STATUTES
- ☐ 400 State Reapportionment
- ☐ 410 Antitrust
- ☐ 430 Banks and Banking
- ☐ 450 Commerce/ICC Rates/etc.
- ☐ 460 Deportation
- ☐ 810 Selective Service
- ☐ 850 Securities/Commodities/ Exchange
- ☐ 891 Agricultural Acts
- ☐ 892 Economic Stabilization Act
- ☐ 893 Environmental Matters
- ☐ 894 Energy Allocation Act
- ☐ 895 Freedom of Information Act
- ☐ 900 Appeal of Fee Determination Under Equal Access to Justice
- ☐ 950 Constitutionality of State Statutes
- ☐ 890 Other Statutory Actions

VI. ORIGIN (PLACE AN x IN ONE BOX ONLY)

- ☐ 1 Original Proceeding
- ☒ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from another district (specify)
- ☐ 6 Multidistrict Litigation
- ☐ 7 Appeal to District Judge from Magistrate Judgment

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION ☐ UNDER F.R.C.P. 23

DEMAND $

Check YES only if demanded in complaint:
JURY DEMAND: ☒ YES ☐ NO

VIII. RELATED CASE(S) IF ANY (See Instructions):

JUDGE _____ DOCKET NUMBER _____

DATE 5/23/96

SIGNATURE OF ATTORNEY OF RECORD Gary D. Ginsberg

UNITED STATES DISTRICT COURT

HARTOLDMON0095498

LAW OFFICES GARY D. GINSBERG
ATRIUM II, Suite 101
3000 Atrium Way
Mt Laurel, New Jersey 08054
Attorneys for the Plaintiffs
(609) 727-1991

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

JOAN MAERTIN, Executrix of the Estate of Lothar Maertin, JOAN MAERTIN, individually and in her OWN RIGHT, MARQUERITE CERIMELE Executrix of the Estate of Robert Campo, HAROLD LEEDY, Executor of the Estate of Elizabeth Leedy, JAMES STEWART, JOHN HOPEN, WILLIAM WHITE, ROBERT SCULLY and MARCIA SCULLY, his wife, DOUGLAS MELEGARI and DIANE MELEGARI, his wife THOMAS THOMPSON and LILLIAN THOMPSON, his wife, VINCENT SOLLIMO and PATRICIA SOLLIMO, his wife, ARMEN GNEPP, MARY ANN STETS, HARRY SCHMOLL, RITA SCHMOLL, his wife, CLAIRE CORREALE, PATRICIA BARNES, MARY ANN YUENGLING, KATHLEEN SWEENEY, BARBARA MAKUCH EDMUND MAKUCH, JOHN E. SMITH, CAROLE JENSEN, CHARLES PERRONE, JAMES CUNNINGHAM, CHARLES SAVANA, STANLEIGH AYRES, BENNIE WOODS, JACQUE VAIL, SANDRA KAELIN, C. DEWITT PETERSON, SAMUEL MOYER, WILLIAM HATCHER, PERRY KAUFMAN, WILLIAM VEIT, GENEVA KOHLER, PATRICIA KALATA, JUDITH NELSON, PATRICIA DILLER THOMAS HOUCK, GABRIELLE NAPPO, KAREN WOODWARD, NANCY WHEELER, LEON HAGEMAN and HAINES DAVIS Plaintiff(s) vs. ARMSTRONG WORLD INDUSTRIES, INC.	CIVIL ACTION NO. 95-CV-2849 (JBS) FIFTH AMENDED COMPLAINT AND JURY DEMAND

HARTOLDMON0095499

JOHN DOE(S) fictitious name(s) A-Z as manufacturer, RICHARD ROE(S) (fictitious names(s) A-Z as distributor, JOHN SMITH(s) (fictitious name(s) A-Z as wholesaler

Defendant(s)

Plaintiffs, as stated in caption of this Complaint, resided at various addresses and various counties, including Camden County, in the State of New Jersey, by way of complaint say:

FIRST COUNT

1. In or about 1970 defendants, Armstrong World Industries Inc., hereinafter referred to as Armstrong, John Doe(s) (fictitious name(s) A-Z as manufacturer, hereinafter referred to as John Doe, Richard Roe(s) (fictitious name(s) A-Z as distributor, hereinafter referred to as Richard Roe, John Smith(s) (fictitious name(s) A-Z as wholesaler, hereinafter referred to as John Smith, were engaged in the business of manufacturing, designing, assembling and/or distributing certain ceiling tiles, coated with Aroclor 1254, throughout the United States.

2. In or about 1970 the defendants, Armstrong, John Doe, Richard Roe and John Smith, did design, manufacture, assemble and/or otherwise distribute or caused to be distributed, the aforesaid ceiling tiles. Said ceiling tiles were caused to be installed in various areas at the Burlington County Community College, Burlington, New Jersey.

3. The ceiling tiles that defendants, Armstrong, John Doe, Richard Roe and John Smith made available were not safe

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for their intended use in that they were improperly designed, contained no instructions for their proper use and no warnings about their improper use and were otherwise defective.

4. As a direct and proximate result of the aforegoing, plaintiff's decedent, Lothar Maertin, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

5. As a further direct and proximate result and effect of the aforegoing, plaintiff's decedent, Lothar Maertin, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

6. Plaintiff's decedent, Lothar Maertin, was a professor at Burlington County Community College and after being exposed to the ceiling tiles he contracted cancer.

WHEREFORE, plaintiff, Joan Maertin, Executrix of the

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Estate of . . thar Maertin, deceased der)ds judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith, for such sums as would reasonably and properly compensate the Estate of Lothar Maertin for his damages in accordance with the laws of the State of New Jersey, together with interest and costs of suit.

SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the previous counts but for the sake of brevity same are not set forth herein at length.

2. The plaintiff, Joan Maertin, is the wife of the plaintiff, Lothar Maertin, deceased, and is entitled to his services and society.

3. The plaintiff, Joan Maertin, was deprived of her husband's consortium, society and services.

4. The plaintiff, Joan Maertin, had been caused to incur great expenses for medical treatment in an effort to cure her husband of the injuries caused him by the defendant's negligence.

WHEREFORE, plaintiff, Joan Maertin, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages plus interest and cost of suit.

THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First, and Second counts but for the sake of brevity the same are not set forth herein at length.

2. Lothar Maertin left him surviving his wife Joan

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Maertin, a one son, Eric, a minor, t years of age.

3. This action is commenced within two years from the date of death of Lothar Maertin.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Lothar Maertin, plaintiff, Joan Maertin and Eric Maertin, a minor have suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and were otherwise damaged.

WHEREFORE, plaintiff, Joan Maertin, Executrix of the Estate of Lothar Maertin, deceased, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith, for damages, interest and cost of suit.

FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Joan Maertin was a professor at the Burlington County Community College and as a result of being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of contracting cancer in the future as a result of her exposure.

3. WHEREFORE, plaintiff, Joan Maertin, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith, for such sums as would reasonably and properly compensate her for her damages in accordance with the laws of the State of New Jersey, together with interest and costs of suit.

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FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity are not set forth herein at length.

2. Plaintiff's decedent, Robert Campo was a professor at the Burlington County Community College and as a result of his exposure to the defendant's, Armstrong's ceiling tiles which were coated with Aroclor 1254, he contracted cancer and died.

3. As a direct and proximate result of the aforegoing, plaintiff's decedent, Robert Campo, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct an proximate result and effect of the aforegoing, plaintiff's decedent, Robert Campo, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong,

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John Doe, chard Roe and John Smith re liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Marguerite Cerimele, Executrix of the Estate of Robert Campo, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages plus interest and costs of suit.

SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Fifth Counts but for the sake of brevity same are not set forth herein at length.

2. Robert Campo left him surviving his sister, Marguerite Cerimele.

3. This action is commenced within two years from the date of the death of Robert Campo.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Robert Campo plaintiff, Marguerite Cerimele, has suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and was otherwise damaged.

WHEREFORE, plaintiff, Marguerite Cerimele, Executrix of the Estate of Robert Campo, demands judgment against the defendants, Armstrong, John Doe, Richard Roe, and John Smith, for damages, interest and costs of suit.

SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity are not set forth herein at length.

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2. Plaintiff's decedent, Elizabeth Leedy, was an employee at the Burlington County Community College and as a result of her exposure to the defendant, Armstrong's ceiling tiles which were coated with Aroclor 1254, she contracted cancer and died.

3. As a direct and proximate result of the aforegoing, plaintiff's decedent, Elizabeth Leedy, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff's decedent, Elizabeth Leedy, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; had suffered great pain, discomfort and mental anguish, had been forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; had been prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Harold Leedy, Executor of the Estate of Elizabeth Leedy, demands judgment against the

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defendants, Armstrong, John Doe, Richard Roe and John Smith for damages plus interest and costs of suit.

EIGHTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Seventh Counts but for the sake of brevity same are not set forth herein at length.

2. The plaintiff, Harold Leedy, is the husband of the plaintiff, Elizabeth Leedy, deceased and is entitled to her services and society.

3. The plaintiff, Harold Leedy, was deprived of his wife's consortium, society and services.

4. The plaintiff, Harold Leedy, has been caused to incur great expenses for medical treatment in an effort to cure his wife of the injuries caused her by the defendant's negligence.

WHEREFORE, plaintiff, Harold Leedy, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages plus interest and costs of suit.

NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Eighth Counts but for the sake of brevity same are not set forth herein at length.

2. Elizabeth Leedy left her surviving her husband, Harold Leedy, and 2 daughters and one son, Robin D. Burdumi, Sheila Ann Laws and Harold S. Leedy, III, being over the age of eighteen years, and this action is being instituted on their behalf.

3. This action is commenced within two years from the

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date of de h of Elizabeth Leedy.

4. As a result of the negligence of the defendants as aforesaid, and as a result of the death of Elizabeth Leedy, plaintiffs, Harold Leedy, Robin D. Burdumi, Sheila Ann Laws and Harold S. Leedy, III, have suffered pecuniary loss including but not limited to loss of income, loss of companionship and loss of advice and guidance and were otherwise damaged.

WHEREFORE, plaintiff, Harold Leedy, Executor of the Estate of Elizabeth Leedy, deceased, demand judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith, for damages, interest and costs of suit.

TENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, James Stewart, was a professor at the Burlington County Community College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles, which were coated with Aroclor 1254 he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, James Stewart, sustained severe, permanent and crippling injuries; has suffered is suffering and may in the future suffer great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury

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and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, James Stewart, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced to expend and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, James Stewart demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

ELEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, John Hopen, was a professor at the Burlington County Community College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, John Hopen, sustained severe, permanent and

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crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, John Hopen, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered is suffering and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, John Hopen, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWELFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, William White, was a professor at the Burlington County Community College and as a result of his

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exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, William White, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, William White, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, William White, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

THIRTEENTH COUNT

1. Plaintiff repeats and incorporates each and every

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allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Robert Scully, was a professor at the Burlington County Community College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Robert Scully, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Robert Scully, was caused to suffer certain and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A 2A:58C-1. et seq.

WHEREFORE, plaintiff, Robert Scully, demands judgment

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against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

FOURTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Thirteenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Marcia Scully, was and is the wife of Plaintiff, Robert Scully, and as such is entitled to his services and society.

3. The plaintiff, Marcia Scully, was deprived of her husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE, plaintiff, Marcia Scully, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages plus interest and costs of suit.

FIFTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Douglas Melegari, was a professor at the Burlington County Community College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Douglas Melegari, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became

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seriously incapacitated and restricted in his normal activities; had to undergo medical treatment, continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Douglas Melegari, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Douglas Melegari, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

SIXTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Fifteenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Diane Melegari, was and is the wife of plaintiff, Douglas Melegari, and as such is entitled to his services and society.

3. The plaintiff, Diane Melegari, was deprived of her

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husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE, the plaintiff, Diane Melegari demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith, for damages, interest and costs of suit.

SEVENTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Thomas Thompson, was a professor at the Burlington County Community College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Thomas Thompson, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Thomas Thompson, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an

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effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Thomas Thompson, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

EIGHTEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Seventeenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Lillian Thompson, was and is the wife of Plaintiff, Thomas Thompson, and as such is entitled to his services and society.

3. The plaintiff, Lillian Thompson, was deprived of her husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE the plaintiff, Lillian Thompson, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

NINETEENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Vincent Sollimo, was a professor at the

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Burlington County Community College and as a result of his exposure to defendant's, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Vincent Sollimo, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Vincent Sollimo, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has and may be in the future forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Vincent Sollimo, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWENTIETH-COUNT

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1. Plaintiff repeats and incorporates each and every allegation contained in the First and Nineteenth Counts but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Patricia Sollimo, was and is the wife of Plaintiff, Vincent Sollimo, and as such is entitled to his services and society.

3. The plaintiff, Patricia Sollimo, was deprived of her husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE the plaintiff, Patricia Sollimo, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

TWENTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Armen Gnepp, is a professor at the Burlington County Community College and as a result of his exposure to defendant, Armstrong's ceiling tiles he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Armen Gnepp, sustained severe, permanent and crippling injuries; has suffered is suffering and may in the future suffer great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical

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and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Armen Gnepp, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced to expend and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Armen Gnepp, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWENTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Mary Ann Stets, was a professor at the Burlington County Community College and as a result of her exposure to defendant, Armstrong's ceiling tiles she has contracted cancer.

3. As a direct and proximate result of the aforegoing,

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plaintiff, Mary Ann Stets, sustained severe, permanent and crippling injuries; has suffered is suffering and may in the future suffer great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Mary Ann Stets, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced to expend and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1. et seq.

WHEREFORE, plaintiff, Mary Ann Stets, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWENTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of

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brevity sam are not set forth herein at length.

2. Plaintiff, Harry Schmoll, was a professor at the Burlington County Community College and as a result of his exposure to defendant, Armstrongs' ceiling tiles which were coated with Aroclor 1254, he has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Harry Schmoll, sustained severe, permanent and crippling injuries; has suffered great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in his normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Harry Schmoll, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has and may be in the future forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to his normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A:58C-1 et. seq.

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WHEREFORE, plaintiff, Harry Schmoll, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWENTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First and Twenty-Third Count but for the sake of brevity same are not set forth herein at length.

2. At all times herein mentioned, the plaintiff, Rita Schmoll, was and is the wife of plaintiff, Harry Schmoll, and as such is entitled to his services and society.

3. The plaintiff, Rita Schmoll, was deprived of her husband's consortium, society and services as a result of the negligence of the defendants as aforesaid.

WHEREFORE, the plaintiff, Rita Schmoll, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWENTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Claire Correale, was a professor at the Burlington County Community College and as a result of her exposure to defendant, Armstrong's ceiling tiles she has contracted cancer.

3. As a direct and proximate result of the aforegoing, plaintiff, Claire Correale, sustained severe, permanent and crippling injuries; has suffered is suffering and may in the

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future suffer great pain and anguish of mind and body was confined for a long period of time; became seriously incapacitated and restricted in her normal activities; had to undergo medical treatment; continued to endure much physical and mental pain and suffering, disability and permanent injury and has otherwise been damaged.

4. As a further direct and proximate result and effect of the aforegoing, plaintiff, Claire Correale, was caused to suffer certain severe and permanent personal injuries as hereinabove set forth; has suffered and may in the future suffer great pain, discomfort and mental anguish, has been forced to expend and may in the future be forced to expend large sums of money for hospitalization, medical treatment and nursing care in an effort to cure said injuries; has been and may in the future be prevented from attending to her normal daily, economic and social pursuits, thereby resulting in a loss of income; and has otherwise been damaged for which defendants, Armstrong, John Doe, Richard Roe and John Smith are liable in strict liability pursuant to N.J.S.A. 2A;58 C-1 et. seq.

WHEREFORE, plaintiff, Claire Correale, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

TWENTY-SIXTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Patricia Barnes, is a nurse at the

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Burlington County Community College and as a result of being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Patricia Barnes, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

TWENTY-SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First County but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Mary Ann Yuengling, was employed as a teacher at the Burlington County Community College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Mary Ann Yuengling, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

TWENTY-EIGHTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Kathleen Sweeney, is employed as a professor at the Burlington County Community College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Kathleen Sweeney, demands

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judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

TWENTY-NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Barbara Makuch, was employed as a secretary at the Burlington County Community College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Barbara Makuch, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTIETH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Edmund Makuch, was employed as a teacher at the Burlington County Community College and as a result of his being exposed to the ceiling tiles which were coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Edmund Makuch, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every

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allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, John E. Smith, was employed as a professor at the Burlington County Community College and as a result of his being exposed to the ceiling tiles which were coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, John E. Smith, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Carole Jensen, was employed at the Burlington County Community College and as a result of her being exposed to the ceiling tiles which were coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Carole Jensen, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Charles Perrone, was employed as a librarian at the Burlington County Community College and as a

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result of him being exposed to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Charles Perrone, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, James Cunningham, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, James Cunningham, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Charles Savana, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Charles Savana, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-SIXTH COUNT

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1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Stanleigh Ayres, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Stanleigh Ayres, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Bennie Woods, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Bennie Woods, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-EIGHTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Jacque Vail, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he

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has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Jacque Vail, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

THIRTY-NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Sandra Kaelin, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Sandra Kaelin, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTIETH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, C. Dewitt Peterson, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, C. Dewitt Peterson, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-FIRST COUNT

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1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Samuel Moyer, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Samuel Moyer, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, William Hatcher, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, William Hatcher, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Perry Kaufman, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with

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Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Perry Kaufman, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, William Veit, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, William Veit, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-FIFTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Geneva Kohler, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Geneva Kohler, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-SIXTH COUNT

1. Plaintiff repeats and incorporates each and every

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allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, M. Patricia Kalata, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, M. Patricia Kalata, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-SEVENTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Judith Nelson, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Judith Nelson, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-EIGHTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Patricia Diller, is employed as a professor at the Burlington County Community College and as a

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result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, Plaintiff, Patricia Diller, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and cost of suit.

FORTY-NINTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Thomas Houck, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Thomas Houck, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

FIFTIETH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Gabrielle Nappo, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Gabrielle Nappo, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and

HARTOLDMON0095533

John Smith for damages, interest and costs of suit.

FIFTY-FIRST COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Karen Woodward, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Karen Woodward, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

FIFTY-SECOND COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Nancy Wheeler, is employed as a professor at the Burlington County Community College and as a result of her exposure to the ceiling tiles coated with Aroclor 1254 she has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Nancy Wheeler, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

FIFTY-THIRD COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

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2. Pla' tiff, Leon Hageman, is emp' yed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Leon Hageman, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

FIFTY-FOURTH COUNT

1. Plaintiff repeats and incorporates each and every allegation contained in the First Count but for the sake of brevity same are not set forth herein at length.

2. Plaintiff, Haines Davis, is employed as a professor at the Burlington County Community College and as a result of his exposure to the ceiling tiles coated with Aroclor 1254 he has a fear of developing cancer in the future.

WHEREFORE, plaintiff, Haines Davis, demands judgment against the defendants, Armstrong, John Doe, Richard Roe and John Smith for damages, interest and costs of suit.

FIFTY-FIFTH COUNT

1. Plaintiffs repeat and incorporate each and every allegation contained in the First through Fifty-Fourth Counts but for the sake of brevity same are not set forth herein at length.

2. In or about 1970 the defendant, Armstrong World Industries Inc., knew or should have known of the potential health risks to people exposed to the Aroclor 1254. Despite this knowledge the defendant, Armstrong World Industries Inc. failed to notify its customers of the potential health risks.

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3. The ilure of defendant, Armstr j World Industries, Inc., to notify its customers was reckless, intentional, willful and in wanton disregard of the health and well being of its customers and people exposed to the product containing Aroclor 1254 and resulted in the continuous exposure of these plaintiffs, Joan Maertin, Lothar Maertin, deceased, Robert Campo, deceased, Elizabeth Leedy, deceased, James Stewart, John Hopen, William White, Robert Scully, Douglas Melegari, Thomas Thompson, Vincent Sollimo, Armen Gnepp, Mary Ann Stets, Harry Schmoll, Claire Correale, Patricia Barnes, Mary Ann Yuengling, Kathleen Sweeney, Barbara Makuch, Edmund Makuch, John E. Smith, Carole Jensen, Charles Perrone, James Cunningham, Charles Savana, Stanleigh Ayres, Bennie Woods, Jacque Vail, Sandra Kaelin, C. Dewitt Peterson, Samuel Moyer, William Hatcher, Perry Kaufman, William Veit, Geneva Kohler, Patricia Kalata, Judith Nelson, Patricia Diller, Thomas Houck, Gabrielle Nappo, Karen Woodward, Nancy Wheeler, Leon Hageman and Haines Davis.

WHEREFORE, the plaintiffs, Joan Maertin, Executrix of the Estate of Lothar Maertin, Joan Maertin, individually and in her own right, Marquerite Cerimele, Executrix of the Estate of Robert Campo, Harold Leedy, Executor of the Estate of Elizabeth Leedy, James Stewart, John Hopen, William White, Robert Scully, Marcia Scully, his wife, Douglas Melegari, Diane Melegari, his wife, Thomas Thompson, Lillian Thompson, his wife, Vincent Sollimo, Patricia Sollimo, his wife, Armen Gnepp, Mary Ann Stets, Harry Schmoll, Rita Schmoll, his wife, Claire Correale, Patricia Barnes, Mary Ann Yuengling, Kathleen

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Sweeney, Barbara Makuch, Edmund Makuch, John E. Smith, Carole Jensen, Charles Perrone, James Cunningham, Charles Savana, Stanleigh Ayres, Bennie Woods, Jacque Vail, Sandra Kaelin, C. Dewitt Peterson, Samuel Moyer, William Hatcher, Perry Kaufman, William Veit, Geneva Kohler, Patricia Kalata, Judith Nelson, Patricia Diller, Thomas Houck, Gabrielle Nappo, Karen Woodward, Nancy Wheeler, Leon Hageman and Haines Davis demand judgment against the defendant, Armstrong World Industries, Inc., for such sums as would reasonably and properly compensate the plaintiffs for punitive damages in accordance with the laws of the State of New Jersey, together with interest and costs of suit.

LAW OFFICES GARY D. GINSBERG

BY: _____
GARY D. GINSBERG, ESQ.

JURY DEMAND

Plaintiffs hereby demand a trial by jury as to all issues contained herein.

LAW OFFICES GARY D. GINSBERG

BY: _____
GARY D. GINSBERG, ESQ.

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CERTIFICATION

GARY D. GINSBERG, Esquire, hereby certifies that there are no other actions or arbitrations pending involving the subject matter at this time and there are no additional known parties who should be joined to the present action at this time. I certify the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.

LAW OFFICES GARY D. GINSBERG

BY: _____
GARY D. GINSBERG, ESQ.

Dated: May 23, 1996

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