

FILE NAME: Raybestos-Manhattan (RBM)

DATE: 1936 Nov 23

DOC#: RBM107

DOCUMENT DESCRIPTION: Letter from J-M to R-M RE Asbestos Dust
Experiments with Memo of Agreement Attached

JOHNS-MANVILLE CORPORATION

TWENTY-TWO EAST FORTIETH STREET
NEW YORK, N.Y.

EXECUTIVE OFFICES

November 23, 1936



Mr. S. Simpson, President,
Raybestos-Manhattan, Inc.,
Bridgeport, Conn.

Re: Asbestos Dust Experiments

Dear Mr. Simpson:

You agreed with me last Thursday as to the advisability of having some simple Memorandum of Agreement signed by the various manufacturers who agreed to participate in the underwriting of Dr. Gardner's experiments. I have, accordingly, prepared and am enclosing herewith a copy of such memorandum, which has been signed by Johns-Manville Corporation. I believe it was your idea to have Mr. Schluter of Thermoid obtain the signatures of the other participating companies and, accordingly, I would suggest that you sign on behalf of your Company and forward to him for further handling with the others. I think it might be well, also, for you to suggest that as many signatures as possible be obtained before it is sent to Gatke or to Union Asbestos & Rubber Company. Those companies may be more inclined to go along if they have tangible evidence that numerous other companies are participating.

My thought was that we would have only one original which would eventually be returned to me and that I would then have photostatic copies made for each of the participating companies.

You will note that only nine companies have been listed by name, although space is provided for the insertion of three more in the event you or Mr. Schluter desire to add to the list.

00809

RM 250-22

I am enclosing for your file an unsigned copy of the memorandum.

Very truly yours,

Vandiver Brown
Vandiver Brown
General Attorney

VB:T
Enclosure



00810



MEMORANDUM OF AGREEMENT

November 20, 1936

THE UNDERSIGNED hereby agree to underwrite certain experiments with asbestos dust to be conducted by Dr. LeRoy U. Gardner at the Saranac Laboratory, Saranac Lake, New York.

The general nature of these experiments and the cost thereof were explained at the meeting of certain brake lining manufacturers held in New York City on November 19, 1936.

The purpose of this memorandum is to confirm the agreement between the Undersigned to underwrite the cost of these experiments amounting to \$5,000 per year for a period of three (3) years, or a total of \$15,000.

The Undersigned agree to share equally the costs of said experiments. For example, if ten parties sign this Agreement, the annual contribution of each will be \$500. It may be more or less, depending on whether the number of those signing is more or less than ten.

It is understood that payments to Dr. Gardner will, for the sake of convenience, be made directly by Johns-Manville Corporation or by Raybestos-Manhattan, Incorporated, and that the others of the Undersigned will reimburse Johns-Manville

00816

R. M. 327D²² 3-777

Corporation or Raybestos-Manhattan, Incorporated for their pro
rata share of such payments as made.

AMERICAN BRAKE BLOCK CORPORATION
(Limited to \$250.00 per annum)

By W. H. C. Cullen
Vice President

ASBESTOS MANUFACTURING COMPANY

By L. H. Cullen, Treas.

GATKE CORPORATION
(Limited to \$250.00 per annum)

By Charles H. Gatke, Pres.

JOHNS-MANVILLE CORPORATION

22 By G. M. Dore
Vice-President

KEASBEY & KATTISON

By J. H. Kattison
Vice President

RAYBESTOS-MANHATTAN, INCORPORATED

By A. S. S. S. S.

RUSSELL MANUFACTURING COMPANY

By F. S. S. S.

THERMOID RUBBER COMPANY

By _____

UNION ASBESTOS & RUBBER COMPANY
(Limited to \$250.00 per annum.)

By T. J. S. S.
Secretary-Treasurer

UNITED STATES GYPSUM COMPANY
(Limited to \$250.00 per annum)

By C. A. S. S.
Secretary-Treasurer

By _____

By _____



00817

- 3 -

00818

THE FROID COMPANY
By *J. H. H. H. H.*
SOUTHERN ASBESTOS COMPANY
By *Wm. J. Grable, Pres.*

PLAINTIFF'S
EXHIBIT
14

216

JOHNS-MANVILLE CORPORATION

TWENTY-TWO EAST FORTIETH STREET

NEW YORK, N.Y.

EXECUTIVE OFFICES

September 29, 1937.

Mr. S. Simpson,
President,
Raybestos-Manhattan, Inc.,
Bridgeport, Connecticut.

Dear Mr. Simpson:

I wish to acknowledge receipt of your interesting letter of September 27th.

I have heard nothing from Dr. Gardner concerning his experience with the asbestos sample sent him by the Harvard College Laboratory which, upon injection, caused immediate death of the experimental animals. I agree with you that this sounds strange. The sample in question must have come from Russia, which I am sure you will agree exports poison in a variety of forms. Anyhow, I trust it wasn't from Canada.

In regard to the copy of your letter from Dr. Hyde, referring to the work being done by certain people with aluminum dust as a counter-agent to free silica, I believe you will be interested in knowing that these experiments were conducted by two Canadian doctors and a metallurgical engineer. A preliminary report on the subject was presented before the Academy of Medicine at Toronto on June 15, 1937 and printed in the Canadian Medical Association Journal. If you or anyone in your company is interested, you can obtain a reprint of this report from Air Hygiene Foundation. In fact, I am surprised you have not already received one, since obviously news of this character must be welcome to the eminent industrial sponsors of Mellon Institute.

With kindest personal regards, I am

Sincerely yours,

7. 12