

ETHYL GASOLINE CORPORATION

25 BROADWAY

NEW YORK April 5, 1929.

INTER-OFFICE
CORRESPONDENCE

Dr. Robert A. Kehoe,

Dear Dr. Kehoe:

We have your letter of the 2nd enclosing results of analyses in the case of [REDACTED] of Dallas, Texas, who was employed at Abilene, and are pleased to note that they do not indicate any evidence of lead absorption greater than that found in ordinary workmen.

A copy of Dr. Machle's report was sent to Mr. E. S. Karstedt, vice president of the Continental Oil Company at Denver on the 3rd instant.

Yesterday (obviously before the receipt of the copy of Dr. Machle's report) we received a telegram from Mr. Karstedt, as follows:

"Regarding claim of [REDACTED] at Abilene, Texas, [REDACTED] has started suit in state court at Abilene against us for \$50,000 damages alleging total permanent disability stop Assume you desire to direct defence of suit or cooperate with us in same stop Suit is removable to federal court and it is our impression such removal is advisable stop Forwarding copy petition and other details air mail stop Removal if desired will probably have to be done by 15th instant stop Wire us how you wish case handled"

Today we received a further wire from Mr. Karstedt, reading:

"Regarding claim of [REDACTED] at Abilene, Texas, please wire nature Doctor Machle's opinion"

We have made this reply:

"Mailed you copy Dr. Machle's report on third stop His opinion is that Ethyl Gasoline not responsible in any manner for [REDACTED] condition stop We will be glad cooperate with you in defense of suit stop In matters this nature it would seem advisable have it federal court unless good cause shown contrary stop Will communicate further on receipt petition and other details you are forwarding"

There is apparently nothing in the contract we have with the Continental Oil Company, which is our standard form, that obligates us either to defend or be responsible for any damages that may have been sustained in a case of this kind unless it is established that the Ethyl Gasoline Corporation was negligent

Dr. Robert A. Kehoe - #2

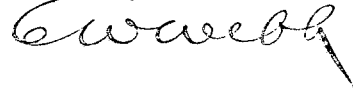
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in some manner. However, the interests of Continental and ourselves are so closely related in a matter of this nature as to make it most desirable for the fullest cooperation between us.

Upon receipt of the petition to which reference is made in the correspondence, Mr. Reid of the Travelers will probably suggest that certain Texas attorneys whom they regularly employ shall get in touch with Continental's attorneys and assist them in any manner they can in the defense of the suit. Such attorneys--if so referred to by Mr. Reid--will appear to the Continental Oil Company as our attorneys and not as representatives of the Travelers Insurance Company. You can well appreciate the reason for such appearance.

Either Mr. Reid or I will keep you advised as to developments.

Yours very truly,



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