FILE NAME: JT Thorpe & Sons (JTT)

DATE: 1958-1960

DOC#: JTT005

DOCUMENT DESCRIPTION: WC Claim - Zini

INNER/OFFICE COMMUNICATION

Armstrong CONTRACTING

March 25, 1960

To J. E. Zeller, Lancaster

From J. S. Taylor, San Francisco

APR 4 1960

Subject Claim File No. S.F. 186-653
Robert Zini vs. various Contractors

Attached file claim form pertaining to Robert Zini versus various insulation contractors for hospital expenses incurred by the deceased asbestos worker.

You will recall previous correspondence and bills from St. Mary's Hospital were forwarded last year.

DJM

P.S. I assume you will handle this with our Insurance Department.

FORM 31501 1-59

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFORNIA

CLAIM NO. S.F. 186-653

ROBERT ZINI)

Applicant)

vs)

WESTERN ASBESTOS CO., ARMSTRONG CORK CO., LORENTZEN CO., PLANT ASBESTOS CO., J. T. THORPE & SON, CHARLES AYRES CO., DOUGLAS INSULATION, JACKSON HOPKINS CO., STATE COMPENSATION INSURANCE FUND, TRAVELERS INSURANCE COMPANY, INDUSTRIAL INDEMNITY COMPANY, ARGONAUT INSURANCE EXCHANGE, U. S. FIDELITY & GUARANTY COMPANY and ZENITH NATIONAL INSURANCE COMPANY)

Defendants)

FILED
MAR 18 1960
DATE
BY

ORDER JOINING PARTIES

DEFENDANT

GOOD CAUSE APPEARING THEREFOR:

IT IS ORDERED that the following named insurance carriers be, and they are hereby, joined as parties defendant in the above entitled matter:

STATE COMPENSATION INSURANCE FUND

TRAVELERS INSURANCE COMPANY

INDUSTRIAL INDEMNITY COMPANY

ARGONAUT INSURANCE EXCHANGE

U. S. FIDELITY & GUARANTY COMPANY

ZENITH NATIONAL INSURANCE COMPANY

GEORGE W. LANE, Referee
INDUSTRIAL ACCIDENT COMMISSION

GWL:gh
(See attached sheet for service)

ROBERT ZINI, S.F. 186-653

COPY OF ORDER JOINING PARTIES SERVED UPON THE FOLLOWING:
COPY OF APPLICATION FILED JUNE 20, 1958, SERVED ON ALL PARTILS JOINED HEREIN.

St. Mary's Hospital, 2200 Hayes St., San Francisco, Calif.
Associated Indemnity Corp., 433 California St., San Francisco, Calif.
Attn: Marjorie D. Elder
William R. Jennings, 3184 Turk St., San Francisco, Calif.
Smith & Parrish, 501 Financial Center Bldg., Oakland, Calif.
Charles C. Sullivan, 870 Market St., San Francisco, Calif.
Western Asbestos Co., 148 Townsend St., San Francisco, Calif.
Armstrong Cork Co., 304 Shaw Road, South San Francisco, Calif.
Lorentzen Co., Pier 1/2, San Francisco, Calif.
Plant Asbestos Co., 1300 64th, Emeryville, Calif.
J. T. Thorpe & Son, 1351 Ocean Ave., Emeryville, Calif.
Charles Ayres Co., 698 Minnesota, San Francisco, Calif.
Douglas Insulation, 337 Irwin St., San Francisco, Calif.
Jackson Hopkins Co., 115 Oak, Bakersfield, Calif.
State Compensation Ins. Fund, 450 McAllister St., San Francisco, Calif
Travelers Insurance Co., 315 Montgomery St., San Francisco 4, Calif.
Industrial Indemnity Co., 350 Sansome St., San Francisco 6, Calif.
Argonaut Insurance Exch., 210 Sansome St., San Francisco 6, Calif.
U. S. Fidelity & Guaranty Co., 444 California St., San Francisco, Calif
Zenith National Ins. Co., 582 Market St., San Francisco, Calif.
Hanna & Brophy, 1540 San Pablo Ave., Oakland, 12, Calif.
Attn: Ivan A. Schwab

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
INDUSTRIAL ACCIDENT COMMISSION

APPLICATION FILED JUN 20 1958

CASE NO. 58 SF 186-653

ROBERT ZINI — APPLICANT

3184 Turk St., San Francisco Cal — APPLICANT'S ADDRESS

VS.

Social Security No.

various — EMPLOYER

see attached list — EMPLOYER'S ADDRESS

various — EMPLOYER'S INSURANCE CARRIER

INSURANCE CARRIER'S ADDRESS

1. _____ NAME OF EMPLOYEE, 6/23/1904 DATE OF BIRTH, alleges that while employed on May 31 DATE OF INJURY 19 5

as a asbestos worker OCCUPATION AT TIME OF INJURY at San Francisco CITY, TOWN OR PLACE WHERE INJURY OCCURRED, California,

various NAME OF EMPLOYER, he sustained injury arising out of and in the course of the employment, as follo

handling asbestos EXPLAIN HOW INJURY WAS RECEIVED resulting

asbestosis STATE WHAT PARTS OF BODY WERE INJURED AND SUBSEQUENT RESULTS

2. various NAME OF INSURANCE COMPANY OR, IF EMPLOYER WAS NOT INSURED, STATE WHETHER SELF-INSURED OR UNINSURED was the employer's insurance carrier on date of inju

3. May 8, 1958 to date and indefinitely PERIODS OFF WORK DUE TO THE INJURY _____ DATE INJURED RETURNED TO WORK _____ DATE LAST MEDICAL FURNISHE

4. Was compensation paid? no YES OR NO $_____ TOTAL PAID $_____ WEEKLY RATE _____ DATE OF LAST PAYMENT

5. Earnings at time of injury $ max @ _____ MONTH OR WEEK. The basis of pay was _____ STATE PAY PERIOD OR HOURLY RATE, HOURS A DAY AND DAYS A

6. Was medical treatment needed? yes YES OR NO Who furnished treatment? self

James Burton, MD; Francis Campagane, MD GIVE NAMES OF DOCTORS WHO TREATED THE INJURY AND STATE WHO PAID THEIR BILLS

7. This application is filed to determine liability for:

a. Temporary disability yes YES OR NO b. Permanent disability yes YES OR NO c. Medical treatment yes YES OR NO d. Medical costs yes YES OR N

e. Litigation expense yes YES OR NO f. _____ STATE ANY OTHER REASON

8. _____ LIST CASE NUMBERS OF ANY OTHER APPLICATIONS FILED

WHEREFORE, it is requested that a time and place be fixed for hearing and that an award be made granting such relief as m proper under the Workmen's Compensation Laws of California.

Dated at Oakland DATE, California, June 19, 1958 CITY

Hearing requested at Oakland, Calif. CITY

Number of witnesses _____

Estimated time of trial _____

ROBERT ZINI APPLICANT'S SIGNATURE

/s/ Smith & Parrish

Smith & Parrish APPLICANT'S ATTORNEY

501 Financial Center Bldg., Oakland, California ATTORNEY'S ADDRESS AND TELEPHONE NUMBER

Served on:		FOR OFFICE USE ONLY
EE	EEA	
ER	ERA	
INS	INSA	
_____	_____	By _____ Date _____

ROBERT ZINI

Western Asbestos Co. 148 Townsend, San Francisco	July 30, 1935 to Oct. 1954
Armstrong Cork Co. 304 Shaw Road, So.San Francisco	Nov. 1954 - Nov. 1955
Lorentzen Co., Pier 1/2, San Francisco	Jan. and Feb. 1956
Plant Asbestos Co. 1300 64th, Emeryville, Calif.	Mar. 1956 through Nov. 195
J. T. Thorpe & Son 1351 Ocean Ave., Emeryville, Calif.	Dec. 1956
Charles Ayres Co. 698 Minnesota, San Francisco	Dec. 1956
Lorentzen Co., Pier 1/2,San Francisco Ayres Co., 698 Minnesota, San Francisco, Calif	Jan. 1957
Lorentzen Co., Pier 1/2 San Francisco, Calif	Feb. 1957
Douglas Insulation, 337 Irwin St. San Francisco, Calif	July 1957
Western Asbestos, 148 Townsend San Francisco, Calif.	Sept. 1957
Western Asbestos, 148 Townsend Armstrong Cork Co., 304 Shaw Road San Francisco	Oct. 1957
Armstrong Cork, 304 Shaw Road, So. San Francisco	Nov. 1957
Jackson Hopkins Co. Bakersfield, Cal	Dec. 1957
Western Asbestos, 148 Townsend San Francisco, Calif.	Jan. 1958
Western Asbestos, 148 Townsend, SF. Jackson Hopkins, Bakersfield	Feb. 1958
Douglas Insulation, 337 Irwin St. San Francisco, Calif	Apr. and Mar. 1958

Claimant

Robert Zini — San Francisco, California

Initial Claim	Date
Armstrong Cork Company	~~July 1~~ March 18, 196C
Plant Asbestos Company	~~July 1~~ March 18, 196C

INTER/OFFICE COMMUNICATION

Armstrong CONTRACTING

March 25, 1960

To J. E. Zeller, Lancaster

From J. S. Taylor, San Francisco

APR 4 1960 WLH

Subject Claim File No. S.F. 186-653
Robert Zini vs. various Contractors

Attached file claim form pertaining to Robert Zini versus various insulation contractors for hospital expenses incurred by the deceased asbestos worker.

You will recall previous correspondence and bills from St. Mary's Hospital were forwarded last year.

DJM

P.S. I assume you will handle this with our Insurance Department.

FORM 31501 1-59

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFORNIA

CLAIM NO. S.F. 186-653

ROBERT ZINI Applicant vs WESTERN ASBESTOS CO., ARMSTRONG CORK CO., LORENTZEN CO., PLANT ASBESTOS CO., J. T. THORPE & SON, CHARLES AYRES CO., DOUGLAS INSULATION, JACKSON HOPKINS CO., STATE COMPENSATION INSURANCE FUND, TRAVELERS INSURANCE COMPANY, INDUSTRIAL INDEMNITY COMPANY, ARGONAUT INSURANCE EXCHANGE, U. S. FIDELITY & GUARANTY COMPANY and ZENITH NATIONAL INSURANCE COMPANY Defendants	)	FILED MAR 18 1960 DATE gh BY ORDER JOINING PARTIES DEFENDANT

GOOD CAUSE APPEARING THEREFOR:

IT IS ORDERED that the following named insurance carriers be, and they are hereby, joined as parties defendant in the above entitled matter:

STATE COMPENSATION INSURANCE FUND

TRAVELERS INSURANCE COMPANY

INDUSTRIAL INDEMNITY COMPANY

ARGONAUT INSURANCE EXCHANGE

U. S. FIDELITY & GUARANTY COMPANY

ZENITH NATIONAL INSURANCE COMPANY

GEORGE W. LANE, Referee
INDUSTRIAL ACCIDENT COMMISSION

GWL:gh
(See attached sheet for service)

ROBERT ZINI, S.F. 186-653

COPY OF ORDER JOINING PARTIES SERVED UPON THE FOLLOWING:
COPY OF APPLICATION FILED JUNE 20, 1958, SERVED ON ALL PARTILS JOINED HEREIN.

St. Mary's Hospital, 2200 Hayes St., San Francisco, Calif.
Associated Indemnity Corp., 433 California St., San Francisco, Calif.
Attn: Marjorie D. Elder
William R. Jennings, 3184 Turk St., San Francisco, Calif.
Smith & Parrish, 501 Finencial Center Bldg., Oakland, Calif.
Charles C. Sullivan, 870 Market St., San Francisco, Calif.
Western Asbestos Co., 148 Townsend St., San Francisco, Calif.
Armstrong Cork Co., 304 Shew Road, South San Francisco, Calif.
Lorentzen Co., Pier 1/2, San Francisco, Calif.
Plant Asbestos Co., 1300 64th, Emeryville, Calif.
J. T. Thorpe & Son, 1351 Ocean Ave., Emeryville, Calif.
Charles Ayres Co., 698 Minnesota, San Francisco, Calif.
Douglas Insulation, 337 Irwin St., San Francisco, Calif.
Jackson Hopkins Co., 115 Oak, Bakersfield, Calif.
State Compensation Ins. Fund, 450 McAllister St., San Francisco, Calif
Travelers Insurance Co., 315 Montgomery St., San Francisco 4, Calif.
Industrial Indemnity Co., 350 Sansome St., San Francisco 6, Calif.
Argonaut Insurance Exch., 210 Sansome St., San Francisco 6, Calif.
U. S. Fidelity & Guaranty Co., 444 California St., San Francisco, Calif
Zenith National Ins. Co., 582 Market St., San Francisco, Calif.
Hanna & Brophy, 1540 San Pablo Ave., Oakland, 12, Calif.
Attn: Ivan A. Schwab

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
INDUSTRIAL ACCIDENT COMMISSION

APPLICATION FILED JUN 20 1958

CASE NO. 58 SF 186-653

ROBERT ZINI — APPLICANT

3184 Turk St., San Francisco Cal — APPLICANT'S ADDRESS

VS.

Social Security No.

various — EMPLOYER

see attached list — EMPLOYER'S ADDRESS

various — EMPLOYER'S INSURANCE CARRIER

INSURANCE CARRIER'S ADDRESS

1. _____ (NAME OF EMPLOYEE), 6/23/1904 (DATE OF BIRTH), alleges that while employed on May 31 (DATE OF INJURY) 19 5
as a asbestos worker (OCCUPATION AT TIME OF INJURY) at San Francisco (CITY, TOWN OR PLACE WHERE INJURY OCCURRED), California, b
various (NAME OF EMPLOYER), he sustained injury arising out of and in the course of the employment, as follow
handling asbestos (EXPLAIN HOW INJURY WAS RECEIVED) resulting
asbestosis (STATE WHAT PARTS OF BODY WERE INJURED AND SUBSEQUENT RESULTS)

2. various (NAME OF INSURANCE COMPANY OR, IF EMPLOYER WAS NOT INSURED, STATE WHETHER SELF-INSURED OR UNINSURED) was the employer's insurance carrier on date of inju

3. May 8, 1958 to date and indefinitely (PERIODS OFF WORK DUE TO THE INJURY) _____ (DATE INJURED RETURNED TO WORK) _____ (DATE LAST MEDICAL FURNISHED)

4. Was compensation paid? no (YES OR NO) $_____ (TOTAL PAID) $_____ (WEEKLY RATE) _____ (DATE OF LAST PAYMENT)

5. Earnings at time of injury $ max @ _____ (MONTH OR WEEK). The basis of pay was _____ (STATE PAY PERIOD OR HOURLY RATE, HOURS A DAY AND DAYS A W

6. Was medical treatment needed? yes (YES OR NO) Who furnished treatment? self
James Burton, MD; Francis Campagana, MD (GIVE NAMES OF DOCTORS WHO TREATED THE INJURY AND STATE WHO PAID THEIR BILLS)

7. This application is filed to determine liability for:

a. Temporary disability yes (YES OR NO) b. Permanent disability yes (YES OR NO) c. Medical treatment yes (YES OR NO) d. Medical costs yes (YES OR NO)

e. Litigation expense yes (YES OR NO) f. _____ (STATE ANY OTHER REASON)

8. _____ (LIST CASE NUMBERS OF ANY OTHER APPLICATIONS FILED)

WHEREFORE, it is requested that a time and place be fixed for hearing and that an award be made granting such relief as ma
proper under the Workmen's Compensation Laws of California.

Dated at Oakland (DATE), California, June 19, 1958 (CITY)

Hearing requested at Oakland, Calif. (CITY)

Number of witnesses _____

Estimated time of trial _____

ROBERT ZINI (APPLICANT'S SIGNATURE)

/s/ Smith & Parrish

Smith & Parrish (APPLICANT'S ATTORNEY)

501 Financial Center Bldg., Oakland, California (ATTORNEY'S ADDRESS AND TELEPHONE NUMBER)

Served on:
EE EEA
ER ERA
INS INSA
_____ _____ By _____ Date _____

FOR OFFICE USE ONLY

ROBERT ZINI

Western Asbestos Co. 148 Townsend, San Francisco	July 30, 1935 to Oct. 1954
Armstrong Cork Co. 304 Shaw Road, So.San Francisco	Nov. 1954 - Nov. 1955
Lorentzen Co., Pier 1/2, San Francisco	Jan. and Feb. 1956
Plant Asbestos Co. 1300 64th, Emeryville, Calif.	Mar. 1956 through Nov. 1956
J. T. Thorpe & Son 1351 Ocean Ave., Emeryville, Calif.	Dec. 1956
Charles Ayres Co. 698 Minnesota, San Francisco	Dec. 1956
Lorentzen Co., Pier 1/2,San Francisco Ayres Co., 698 Minnesota, San Francisco, Calif	Jan. 1957
Lorentzen Co., Pier 1/2 San Francisco, Calif	Feb. 1957
Douglas Insulation, 337 Irwin St. San Francisco, Calif	July 1957
Western Asbestos, 148 Townsend San Francisco, Calif.	Sept. 1957
Western Asbestos, 148 Townsend Armstrong Cork Co., 304 Shaw Road San Francisco	Oct. 1957
Armstrong Cork, 304 Shaw Road, So. San Francisco	Nov. 1957
Jackson Hopkins Co. Bakersfield, Cal	Dec. 1957
Western Asbestos, 148 Townsend San Francisco, Calif.	Jan. 1958
Western Asbestos, 148 Townsend, SF. Jackson Hopkins, Bakersfield	Feb. 1958
Douglas Insulation, 337 Irwin St. San Francisco, Calif	Apr. and Mar. 1958

BALTIMORE
NEW YORK
CLARKSBURG
TULSA
ST. LOUIS
CHICAGO
LOS ANGELES
ATLANTA
PITTSBURGH
SAN FRANCISCO
NEW ORLEANS
MIAMI
PHILADELPHIA

ALEXANDER & ALEXANDER

INCORPORATED
INSURANCE
AVERAGE ADJUSTERS CONSULTING ACTUARIES
2225 NORTH CHARLES STREET, BALTIMORE 18, MD.

TELEPHON
TUXEDO 9-4
BELL SYSTE
TELETYPE BA
CABLE ADDR
"ALEXBLUE

August 12, 1960.

Mr. William L. Hughes, Manager
Insurance Department
Armstrong Cork Company
Lancaster, Pennsylvania

Travelers Policy No. RUB 6483814

Dear Sir:

Please note disposition made of the following claim:

Date of Accident:	November 22, 1957
Claimant:	Robert Zini
Location:	San Francisco, Calif.
Claim No. :	B 9091328
Disposition:	$ 91.28 Expense

Remarks:

Very truly yours,

ALEXANDER & ALEXANDER, INC.

LOSS DEPARTMENT

Indicate Whether:

Workmen's Comp. X
Auto Liability B.I. _____
P.D. _____
General Liability B.I. _____
P.D. _____

INTER/OFFICE COMMUNICATION

Armstrong CONTRACTING

July 7, 1960

To J. E. Zeller, Lancaster

From A. L. Stokely, San Francisco

Subject Robert Zini 11-22-57
Industrial Accident Commission of Calif.
Claim S.F. 186-653

JUL 13 1960 WLH

Attached are copies of Findings and Order which would appear to terminate this case.

Form indicates that a copy has been sent to Travelers Insurance Company.

You will undoubtedly wish to pass this on to Mr. Schiedt of Armstrong Cork Company's Insurance Department.

DJM

Rob

FORM 31501 1-59

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFO

CLAIM NO. S.F. 186-653

ROBERT ZINI

Applicant

vs

WESTERN ASBESTOS CO., ARMSTRONG CORK CO., LORENTZEN CO., PLANT ASBESTOS CO., J. T. THORPE & SON, CHARLES AYRES CO., DOUGLASS INSULATION, JACKSON HOPKINS CO., STATE COMPENSATION INSURANCE FUND, TRAVELERS INSURANCE COMPANY, INDUSTRIAL INDEMNITY COMPANY, ARGONAUT INSURANCE EXCHANGE, U. S. FIDELITY & GUARANTY COMPANY, and ZENITH NATIONAL INSURANCE COMPANY

Defendants

FINDINGS AND ORDER

Application for hearing having been filed herein, and sai matter having been regularly heard before GEORGE W. LANE, Referee and submitted for decision, said Referee now makes his Findings a Order, as follows:

FINDINGS OF FACT

1. The decedent, Robert Zini, suffered no injury arising out of and in the course of the employment, as alleged herein, an required no medical treatment to cure or relieve from any industr injury.

O R D E R

NOW, THEREFORE,

IT IS ORDERED that applicant lien claimants take nothing reason of their lien claims filed herein.

GEORGE W. LANE, Referee
INDUSTRIAL ACCIDENT COMMISSION

JUL 1 - 1960 Filed and served on parties shown on official address record.

GWL:gh

FORM 297
13928 2-60 12M
SFO

C O P Y

ROBERT ZINI, S.F. 186-653

GEORGE W. LANE, Referee
July 1, 1960 Injury: Asbestosis

REPORT OF REFEREE

The original application was filed herein by the employee who alleged that he was injured as the result of "handling asbestos" resulting in "asbestosis."

That claim was taken off calendar August 8, 1958, because of the death of the employee. Thereafter, certain lien claims were filed herein and the sister and brother-in-law of the deceased filed a claim for reimbursement of medical expense incurred on behalf of the deceased.

The matter came on for hearing on June 13, 1960, at which time the lien claimants appeared through counsel (Smith & Parrish, by John B. Lewis). Testimony was taken as set forth in the Report of Referee dated June 13, 1960, a copy of which is attached hereto and is hereby made a part of this report.

Thereafter, a notice of intention to submit the case issued in accordance with the understanding arrived at the hearing that such a notice would issue and would be served by the Industrial Accident Commission upon Blue Cross at its San Francisco address. This was done. No objection to submission has been received within the time provided, or at all, and the matter is now submitted for decision.

Notice of submission included notice that upon submission decision would issue to the effect that Robert Zini suffered no industrial injury in his employment and that he required no medical treatment to cure or relieve from any industrial injury.

The reason for this rather unusual proceeding was that the parties present were mindful of the state of the medical evidence; in particular, that Zini died as the result of a carcinoma of the lung. (Certificate of death dated August 20, 1959, filed as a part of defendant State Compensation Insurance Fund's Exhibit No. 1.) They were mindful, also, that while the medical file indicates that there were asbestos bodies found in Mr. Zini's lung, there was also evidence "that the mere presence of asbestos particles is not in itself diagnostic of asbestosis." (Report of Brown, M.D., November 19, 1959, page five.)

The reason for service upon Blue Cross was that counsel for St. Mary's Hospital stated that the right of St. Mary's Hospital to reimbursement by Blue Cross depended upon whether decedent suffered an industrial injury which required the medical treatment furnished at St. Mary's

C O P Y

ROBERT ZINI, S.F. 186-653

Hospital. He, therefore, through precaution, desired notice given to Blue Cross to permit it to be heard if it cared to be heard.

FINDINGS OF FACT:

The decedent suffered no injury arising out of and in the course of the employment, as alleged herein, and required no medical treatment to cure or relieve from any industrial injury.

CONCLUSION OF LAW:

That applicant lien claimants take nothing by reason of their lien claims filed herein.

GEORGE W. LANE, Referee

GWL:gh

ROBERT ZINI vs WESTERN ASBESTOS CO., et al

GEORGE W. LANE, Referee
San Francisco
June 13, 1960

Claim No. 58 SF 186-653
Injury: Asbestosis

REPORT OF REFEREE

Appearances and dates of insurance coverage and certain admitted periods of employment are in the official record but will not be set forth in this report because the applicant elected to proceed against Western Asbestos Co. and its insurance carrier, State Compensation Insurance Fund. Attorneys for other defendants elected themselves to leave the hearing room although they did so after being apprised by the Referee that he would not order the case off calendar as to any defendants and after Zenith National Insurance Company's motion for dismissal was denied.

State Compensation Insurance Fund admitted insurance coverage of Western Asbestos Co. during all periods of admitted employment as follows: July 20, 1937 to October 25, 1954; September 7, 1957 to and including October 18, 1957; November 26, 1957 to and including November 29, 1957; January 6, 1958 to and including February 14, 1958.

Richard H. Holmes, called by the applicant, testified that he is an asbestos worker and insulator and part-time Health & Welfare Administrator of the Health & Welfare Plan of the Northern California Asbestos Workers. Knew Mr. Zini and worked with him between 1944 and 1954. Witness was familiar with working conditio at Western Asbestos Co. and believes that the conditions there wer about the same as with all asbestos installation firms. The substances used were magnesium carbonate and fiberglass. The magnesi carbonate is 85% magnesium carbonate, 10% asbestos fibers and 5% other materials. Both this substance and the fiberglass throw off very fine particles when they are sawed. One could see "millions" of particles if the workers' clothing were shaken in a beam of sunlight.

The substances used were used principally for covering hot pipes or boilers although the pipe covering comes molded. It is necessary, however, to saw pieces of it in order to "stagger" the placing of opposing members on the pipe. The magnesium carbonate substance is sawed easily but gives off considerable dust. Magnesium carbonate dust is fine and flies into the air. The cement which is used will also fly around. At the end of a day's work there is much dust visible on the workers' clothes. The conditions and circumstances described above existed during the time that Mr. Zini was doing this work. The work described above occupies about one-half of an asbestos worker's time.

There was no cross-examination of this witness.

Francis Anthony Campagna, M.D., 2166 Hayes Street, called by the applicant (and himself a lien claimant) testified that he is a physician and surgeon licensed in the State of California since 1948, specializing in internal medicine. He is Board certified. Treated Mr. Zini in the months of May, June and July 1958 at St. Mary's Hospital. Had recourse to the hospital records and records of laboratory tests.

Witness was asked whether he had an opinion as to whether asbestos fibers found postmortem in Mr. Zini's lungs were responsible for his need for treatment. Witness answered that he could only answer this question yes and no. He was invited to do so and, in answer, stated substantially that the ultimate cause of death was cancer and that this was determined "in retrospe

On cross-examination by Mr. Sullivan, witness stated that he did diagnose asbestosis in this case, that there is no treatment fo it, that he made the diagnosis on the hospital record and that he concurred with the opinion of two pathologists who joined in this opinion. That, however, since Mr. Zini's death he has made extensive research in the literature concerning connection between carcinoma and asbestosis and that he finds there is a "suggestible relationship" between asbestosis and carcinoma in the literature. In this connection witness mentions that the incidence of carcinoma in asbestos workers has been found to be higher than the average fo the community, that in Germany asbestosis is a compensable disease but that as to Mr. Zini there are so many other unknown factors (on of which was mentioned by the witness to be cigaret smoking) that witness is unable to definitely relate Mr. Zini's carcinoma to his exposure to asbestos.

GEORGE W. LANE
Referee

GWL/dhs

5/11/60

Armstrong CONTRACTING

INTER/OFFICE COMMUNICATION

May 11, 1960

To J. E. Zeller, Lancaster

From A. L. Stokely, San Francisco

Subject Robert Zini vs.
Various Employers
Industrial Accident Commission No. 186-653

Attached are Thermofax copies of the reply to the Industrial Accident Committee made by Industrial Indemnity Company for J. T. Thorpe & Sons, Lorentzen Company, and Plant Asbestos Company.

You may wish to pass this on to Mr. Scheidt. He may be interested in ~~informing~~ recording this information to the insurance company handling our insurance at the time this claim disability took place.

DJM

Rob

FORM 31501 1-59

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION

OF THE STATE OF CALIFORNIA

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION
OF THE STATE OF CALIFORNIA

ANSWER

In Re: I.A.C. No. [illegible]

ROBERT [illegible], vs. DEEPTZEN COMPANY, [illegible] INDUSTRIAL INDEM COMPANY

In answer to the applicant's [illegible] allegations and without waiving the issues checked below (should issues not now known to be proper, shall hereafter develop, the right to raise such additional issues is reserved), in accordance with the provisions of [illegible] rules of the Commission,

- [X] Employment
- [X] Nature and extent of disability
- [X] Liability for medical treatment
- [X] Injury arising out of and occurring in the course of employment
- [X] Statute of limitations
- [X] Medical reports [illegible]
- [ ] Earnings at the time of injury
- [ ] Occupation of claimant
- [ ] Insurance coverage (Employer has been notified to appear and defend)
- [ ]

Disability indemnity has been paid as follows:

Temporary: Beginning [illegible] from [illegible] to and including [illegible] Total $[illegible] @ $[illegible]

Permanent: Beginning [illegible] from [illegible] to and including [illegible] Total $[illegible] @ $[illegible]

We believe that the presentation of our evidence will require a minimum of ALL DAY

Estimated number of witnesses to be called [illegible]

DEEPTZEN COMPANY

By [illegible]

350 SANSOME STREET, SAN FRANCISCO, C[illegible]

Note: A copy of this answer must be served upon applicant's attorney or upon applicant if applicant is not represented by attorney.

Proof of service by mail on reverse side.

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION
OF THE STATE OF CALIFORNIA

ANSWER

In Re: I.A.C. No. SF 108-553

ROBERT ZELL

vs.

PLANT ASBESTOS COMPANY and INDUSTRIAL INDEMNITY COMPANY

In answer to the application, we make allegations and we raise the issues which are checked below. Should (issues not now known to be proper and necessary develop later, we reserve the right to raise such additional iss accordance with the provisions of law and the rules of the Commission.

- [x] Employment
- [x] Nature and extent of disability
- [x] Liability for medical treatment
- [x] Injury arising out of and occurring in the course of employment
- [x] Statute of limitations
- [ ] NO MEDICAL REPORTS
- [x] Medical reports have been served as listed in covering letter
- [ ] Earnings at the time of injury
- [ ] Occupation of claimant
- [ ] Insurance coverage (Employer has been notified to appear and defend)
- [ ]
- [ ]

Disability indemnity has been paid as follows:

Temporary:
Beginning NONE to and including _____ Total $_____ @ $_____ a wee

Permanent:
Beginning NONE to and including _____ Total $_____ @ $_____ a wee

We believe that the presentation of our evidence will require a minimum of ALL DAY

Estimated number of witnesses, if available _____

INDUSTRIAL INDEMNITY COMPANY
Defendant

FRED F. LYNCH
Attorney for Defendant

350 BANSOME STREET, SAN FRANCISCO, CAL
Address

NOTE: A COPY of this Answer shall be served on all adverse parties, or their attorneys, and a notation of such service and served must be made hereon.

Parties served: See Attached

Robert Hint, vs
Various employers
SF 166-653

Parties Served:

St. Mary's Hospital, 2200 Hayes Str., San Francisco, Calif.
Associated Indemnity Corp., 1433 California St., San Francisco, Calif.
William B. Jennings, 3184 Fark St., San Francisco, Calif.
Smith & Parrish, 501 Financial Center Bldg., Oakland, Calif.
Charles C. Sullivan, 870 Market St., San Francisco, Calif.
Western Asbestos Co., 148 Townsend St., San Francisco,
Armstrong Cork Co., 301 Shaw Road, South San Francisco, Calif.
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Douglas Insulation, 337 Levin St., San Francisco, Calif.
Jackson Hopkins Co., 115 Oak, Sacramento, Calif.
State Compensation Ins. Fund, 450 McAllister St., San Francisco, Calif.
Traveler's Insurance Co., 205 Montgomery St., San Francisco 4, Calif.
Argonaut Insurance Comp., 210 Sansome St., San Francisco 6, Calif.
U. S. Fidelity & Guaranty Co., 444 California St., San Francisco, Calif.
Zenith National Ins. Co., 582 Market St., San Francisco, Calif.
Hanna and Brophy, 540 San Pablo Avenue, Oakland, California

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION
OF THE STATE OF CALIFORNIA

ANSWER

In Re: I.A.C. No. SF 100-553

ROBERT ZIEL

vs.

PLANT ASBESTOS COMPANY and INDUSTRIAL INDEMNITY COMPANY

In answer to the application we make allegations and we raise the issues which are checked below. Should issues not now known to be proper and necessary develop later, we reserve the right to raise such additional iss accordance with the provisions of law and the rules of the Commission.

XXX Employment

XXX Earnings at the time of injury

XXX Nature and extent of disability

XXX Occupation of claimant

XXX Liability for medical treatment

XXX Insurance coverage (Employer has been notified to appear and defend)

XXX Injury arising out of and occurring in the course of employment

XXX Statute of limitations

NO MEDICAL REPORTS

XXX Medical reports have been served as listed in covering letter

Disability indemnity has been paid as follows:

Temporary:
Beginning NONE to and including _____, Total $_____ @ $_____ a we

Permanent:
Beginning NONE to and including _____, Total $_____ @ $_____ a we

We believe that the presentation of our evidence will require a minimum of ALL DAY

Estimated number of witnesses, if available _____

INDUSTRIAL INDEMNITY COMPANY
Defendant

By _____
FRED F. LYNCH
Attorney for defendant

350 SANSOME STREET, SAN FRANCISCO, CA
Address

NOTE: A COPY of this Answer shall be served on all adverse parties, or their attorneys, and a notation of such service and served must be made hereon.

Parties served: See Attached

INDUSTRIAL INDEMNITY COMPANY

San Francisco Division: 350 Sansome Street, San Francisco 4, California
Telephone: [illegible]

May 16, 1960

Industrial Accident Commission
455 Golden Gate Avenue
San Francisco, California

Re: Robert Zini vs.
Various employers
Claim No. 60-01-3059, 3058 &
60-51-2357
I.A.C. No. 186-653

Gentlemen:

Enclosed please find Answers in the above entitled matter for Industrial Indemnity Company. There are no medical reports.

Copies of the Answers have been forwarded to the parties listed.

Very truly yours,

Fred P. Lynch
Claims Attorney

FPL:mab
Encl.
pcc: See attached

April 27, 1960

The Travelers Insurance Company
315 Montgomery Street
San Francisco, California

Attention: Mr. A. J. Schaefer
Supervising Adjuster

11-2-57

Subject: IAC Claim No. SF-186-653
Robert Zini vs Western Asbestos Co.,
Armstrong Cork Company etal

Gentlemen:

Confirming our telephone conversation of Wednesday April 20th on this subject.

Your letter of April 13, 1960 requesting information concerning the employment of Robert Zini, appears to be the same information given to your Mr. M. H. Abrey of your Claim Department in Oakland under the subject of B-9091328. This information was contained in a letter dated September 14, 1959 written by Mr. John S. Taylor than District Manager of the Armstrong Contracting & Supply Corporation in San Francisco.

We will assume that the information given in that letter is the information that you desire. Therefore, nothing additional will be done on this until we hear from you.

Very truly yours,

ARMSTRONG CONTRACTING & SUPPLY CORP.

Alan L. Stokely
District Manager

cc: R. C. Schiedt, Jr., Armstrong Cork Company, Lancaster, Pa.
J. E. Zeller, Armstrong Contracting & Supply, Lancaster, Pa.

The Travelers
The Travelers Insurance Company
The Travelers Indemnity Company

CLAIM DEPARTMENT
A. C. WELSH, Claim Manager

BRANCH OFFICE
315 Montgomery Street
SAN FRANCISCO 4, CALIFORNIA
Telephone: DOuglas 2-3600

April 13, 1960

Armstrong Cork Company
304 Shaw Road
South San Francisco, California

Re: IAC Claim No: SF-186-653
Robert Zini vs Western Asbestos Co. ,
Armstrong Cork Company etal

Attn: Mr. Murphy

Gentlemen:

We have been served with an Order Joining Parties Defendant herein on what is described as an asbestosis injury to Mr. Zini.

According to the work sheet filed by his attorney, Mr. Zini worked for Armstrong Cork Company from November of 1954 to November of 1955, and again in November 1957,

We do not have any record of a claim for this man and before we do anything else it is going to be necessary that you secure from us, probably from your Eastern head office, the exact payroll record of this man's employment with the Armstrong Cork Company and/or Armstrong Contracting and Supply Company.

This case has not been set for hearing as yet although the action was filed in June of 1958, and I would very much appreciate it if you can get the information requested as soon as possible and send it to us so that we can assemble a file. Thank you.

Very truly yours,

A. J. Schaefer

A. J. Schaefer
Supervising Adjuster

AJS:ckr

April 6, 1960

Mr. Christopher Hoff
Alexander & Alexander, Inc.
2225 N. Charles Street
Baltimore 18, Md.

Dear Chris:

Subject: Robert Zini - Calif.
Workmen's Compensation - 11/22/57
Claim #B-9091328

We presume Travelers California office received the same Notice of Hearing from the Industrial Accident Commission.

Very truly yours,

R. C. Schiedt, Jr.
Insurance Department

JEZ

Enclosure

STATE OF CALIFORNIA

INDUSTRIAL ACCIDENT COMMISSION

ROBERT ZINI, (Applicant)
and
ST. MARY'S HOSPITAL and ASSOCIATED INDEMNITY CORPORATION (Lien Claimants)

Applicant

vs.

WESTERN ASBESTOS COMPANY, et al

Defendants

NOTICE OF HEARING

Case No. SF58 186-653

You are hereby notified that an application for compensation (a copy of which is attached hereto) has been filed with the Industrial Accident Commission of the State of California. You are further notified that said application has been set for hearing at

455 Golden Gate Ave., Room 2202
San Francisco
June 13, 1960 — 9:00 A.M. - ALL DAY

and that at said time and place the Industrial Accident Commission of the State of California will proceed to hear and dispose of the said application in the manner prescribed by law.

NOTE: The parties are expected to submit all issues in controversy for decision at this hearing; therefore, all necessary witnesses, evidence, documents medical reports, payrolls, and other essential proof must be available and ready for submission at the hearing.

Dated: San Francisco, Calif.
March 29, 1960

INDUSTRIAL ACCIDENT COMMISSION

By

Assistant Secretary

The undersigned certifies that as an employee of the Industrial Accident Commission she served the foregoing notice o the parties hereinafter mentioned, at the time set opposite their respective names, by depositing a copy of said notice attache to a copy of the application therein mentioned, in a sealed envelope in the United States mail on said day, at San Fran California, with the postage thereon fully prepaid, and addressed to the said parties at their last known places of busine or residence, as follows, to wit:

NAMES OF PARTIES SERVED	DATE OF SERVICE
Served all parties as shown on previous Order Joining.	3-29-60

FRED PLEASE HANDLE 3/4

RCS J41

INTER/OFFICE COMMUNICATION

Armstrong
CONTRACTING AND SUPPLY CORPORATION

To J. E. Zellar, Lancaster

March 30, 1960

From J. S. Taylor, San Francisco

Subject Robert Zini
Notice of Hearing
Industrial Accident Commission

Attached Notice of Hearing from Industrial Accident Commission, State of California on Robert Zini.

We assume you will want to file this report to our Insurance Department.

DJM

JST

FORM 33377 12-57

October 9, 1959

Mr. M. M. Abreu
The Travelers
1956 Webster Street
Oakland 12, California

Dear Sir:

Subject: B 9091328
Armstrong Cork Company
re: Robert Zini
d/a 11-22-57

We attach Notice and Request for Allowance of Lien, together with copy of invoice from St. Mary's Hospital, in connection with the above claim. One copy of all papers is also attached.

Your attention to this matter is appreciated.

Very truly yours,

ARMSTRONG CORK COMPANY

Mabel E. Barnet
Insurance Department

Enclosures

J. E. Fannon, A&A, Baltimore
(enclosure)
J. S. Taylor, AC&S, San Francisco
J. E. Zeller, AC&S, Lancaster

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFORNIA

Notice and Request for Allowance of Lien

CASE NO.

St. Mary's Hospital, a corporation — LIEN CLAIMANT

2200 Hayes Street, San Francisco, Cali — ADDRESS

vs.

Robert Zini, now deceased — EMPLOYEE

last address, 3184 Turk Street, San Fr — ADDRESS
California

Western Asbestos Company and various employers — EMPLOYER

475 Townsend Street, San Francisco, Cali — ADDRESS

Associated Indemnity Corporation — INSURANCE CARRIER

433 California Street, San Francisco, California — ADDRESS

The undersigned hereby requests the Industrial Accident Commission to determine and allow as a lien the sum of Two thousand seven hundred and fifty-four and 20/100 Dollars ($ 2,754.20) against any amount now due or which may hereafter become payable as compensation to Robert Zini — EMPLOYEE on account of injury sustained by him on May 8, 1958 to June 19, 1958 and indefinitely — DATE

This request and claim for lien is for: (Cross out parts not applicable)

(1) The reasonable expense incurred by or on behalf of said employee for medical treatment to cure or relieve from the effects of said injury;

~~(2) The reasonable expense of burial not exceeding $ ... incurred by or on behalf of said employee on account of said injury causing death.~~

~~(3) The reasonable expense of board, lodging and nursing furnished said employee during the first 90 days after injury.~~

C. C. Sullivan, attorney for lien claimant

The undersigned declares that he delivered or mailed a copy of this lien claim to each of the above named parties on September 28, 1959 — DATE

St. Mary's Hospital
by Lester M. de Paul
Secretary
C. C. Sullivan, Its attorney
870 Market Street, Suite 478
San Francisco 2, California — LIEN CLAIMANT

EMPLOYEE'S CONSENT TO ALLOWANCE OF LIEN

I consent to the requested allowance of a lien against my compensation.

ATTORNEY FOR EMPLOYEE

EMPLOYEE

FORM 320 (REV. 12-57)

ST. MARY'S HOSPITAL

[illegible] Street

San Francisco 17, California

[illegible] Lober & Zini - 318 Turk Street, San Francisco, California

[illegible] Associated Indemnity Corporation - 455 California Street, San Francisco, California

[illegible] Ralph Ed Farrell - Attorneys for Lober & Zini, Financial Center Building, 404 14th Street, Oakland, California

[illegible] Pacific Coast Company - 149 Jonalon Street, San Francisco, California

[illegible] Forest Fire Company - [illegible] San Francisco, California

Armstrong Cork Company - 301 Clay Street, San Francisco, California

Plant Asbestos Company - 1500 64th Street, Emeryville, California

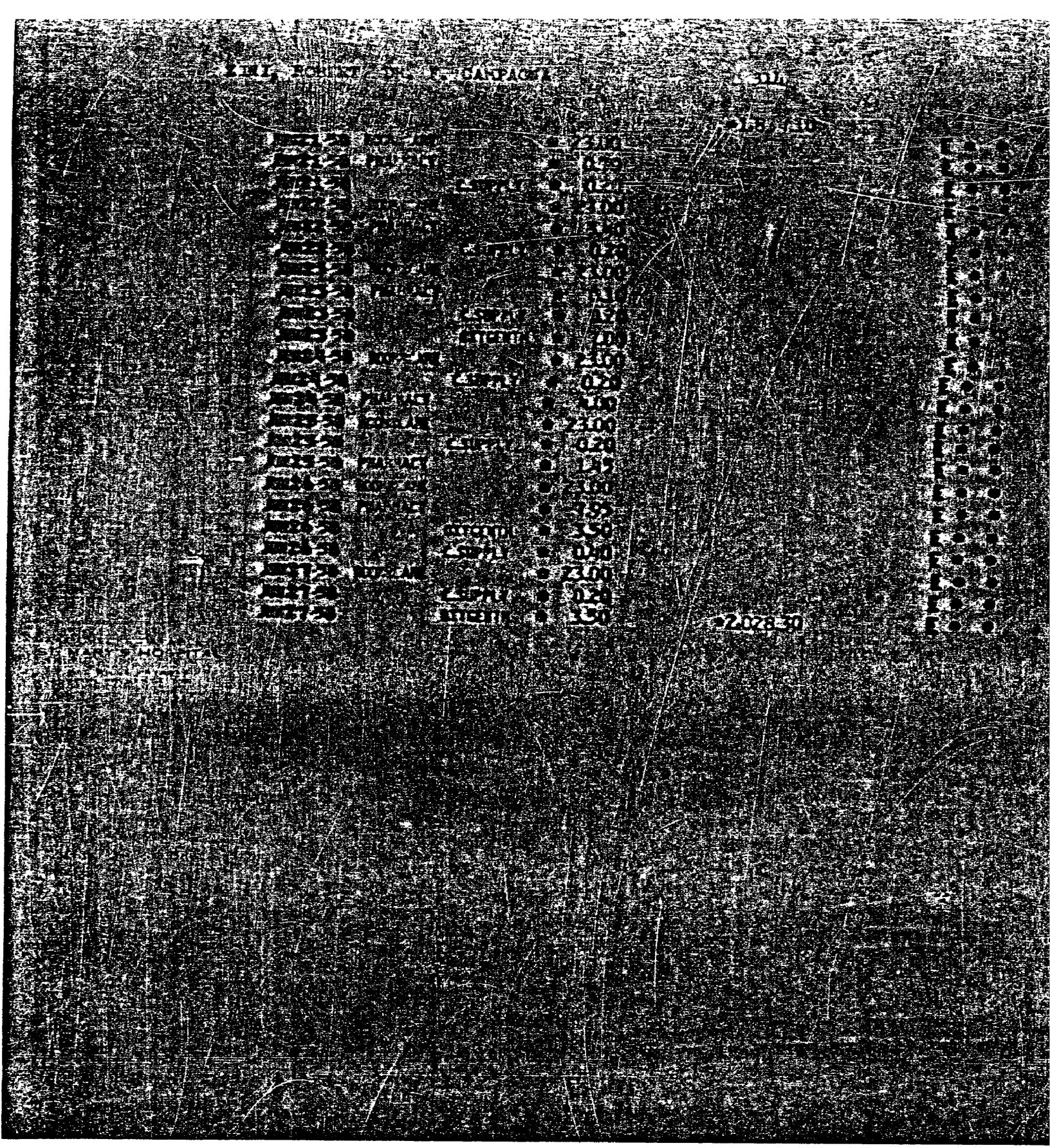
J. T. Thorpe and Son - 1351 Ocean Avenue, Emeryville, California

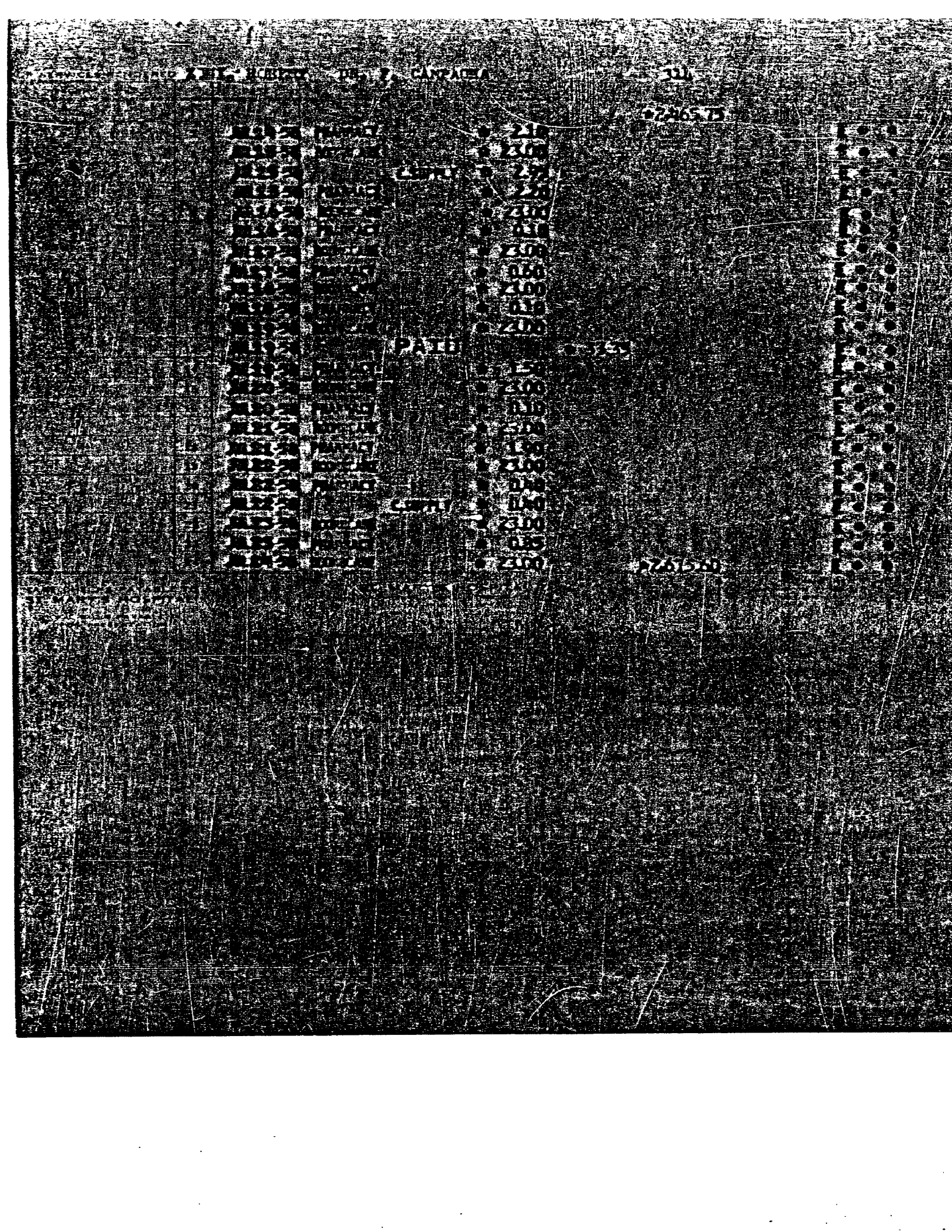
Charles Ayres Company - 698 Minnesota Street, San Francisco, California

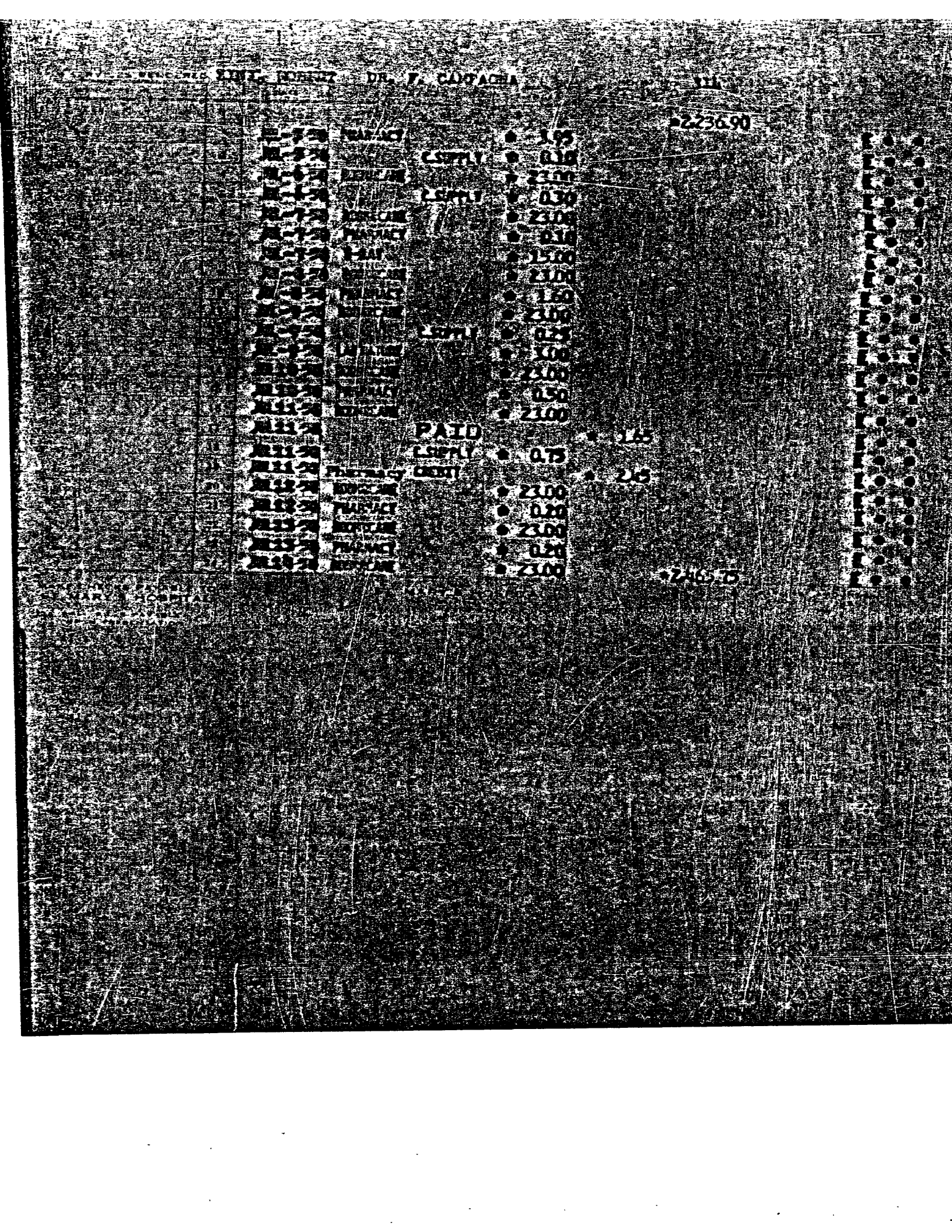
Douglas Insulation Company - 357 Irwin Street, San Francisco, California

Jackson Hopkins Company - 115 Oak Street, Bakersfield, California

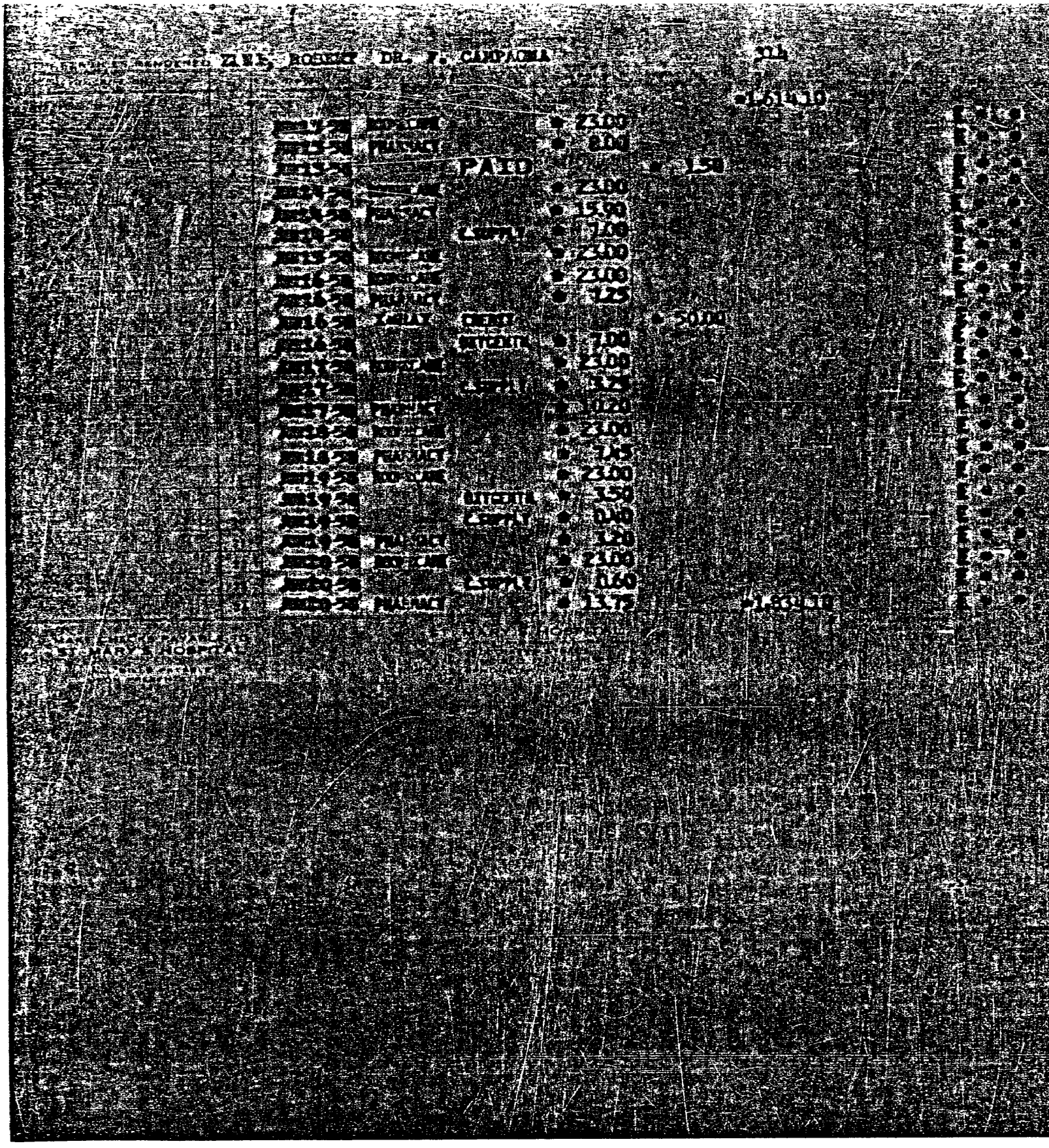
Industrial Indemnity Company - 520 Sansome Street, San Francisco, California

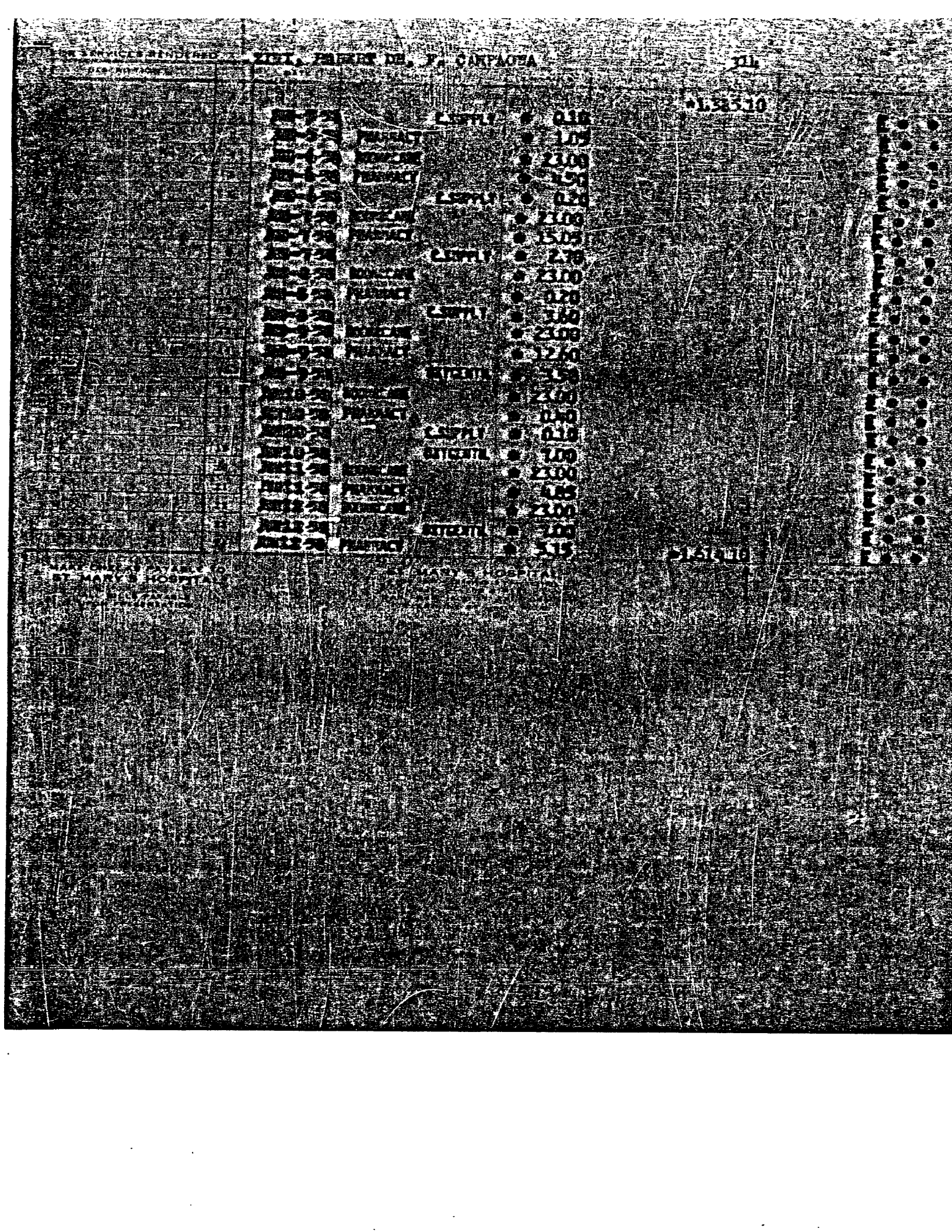


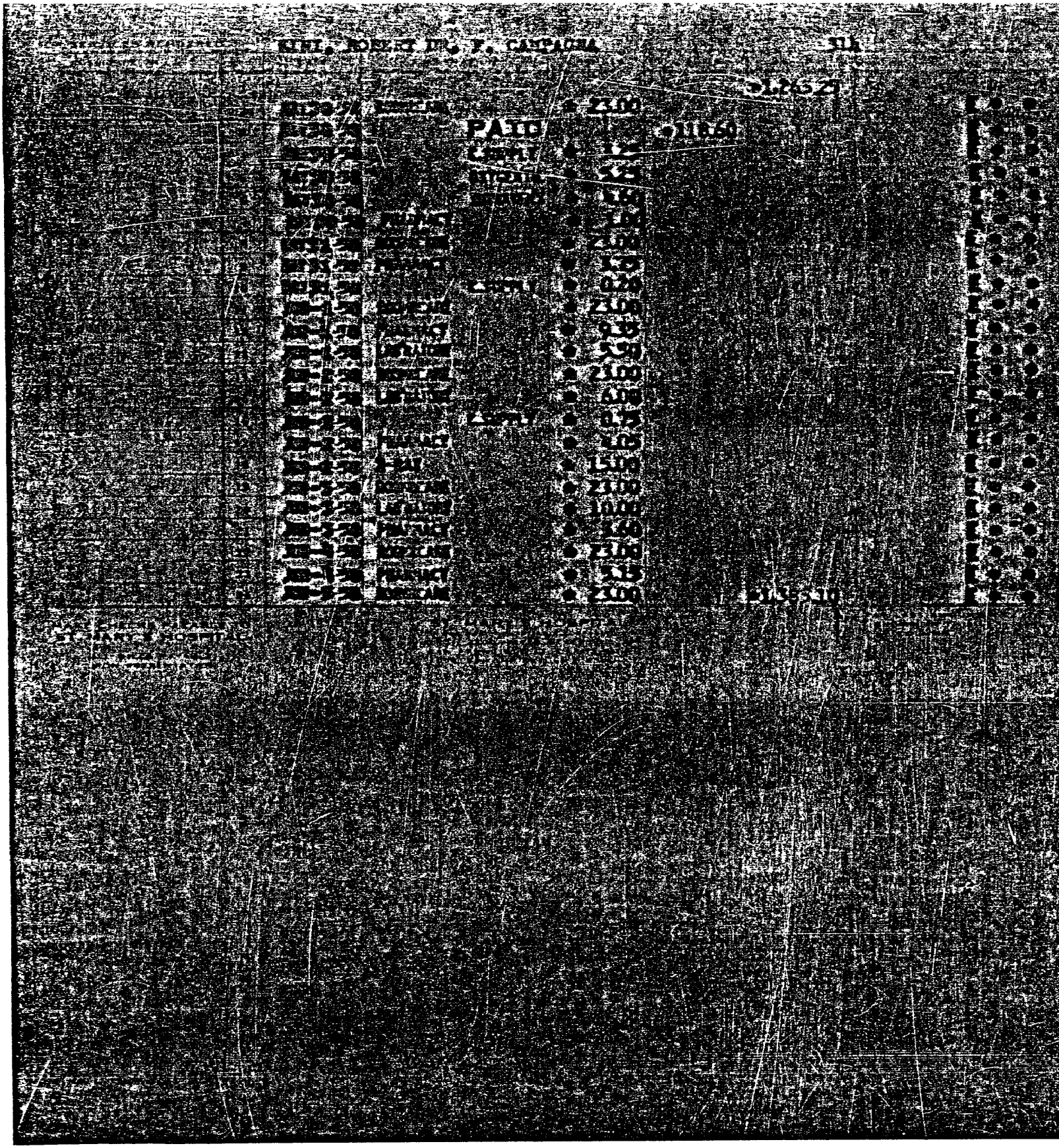


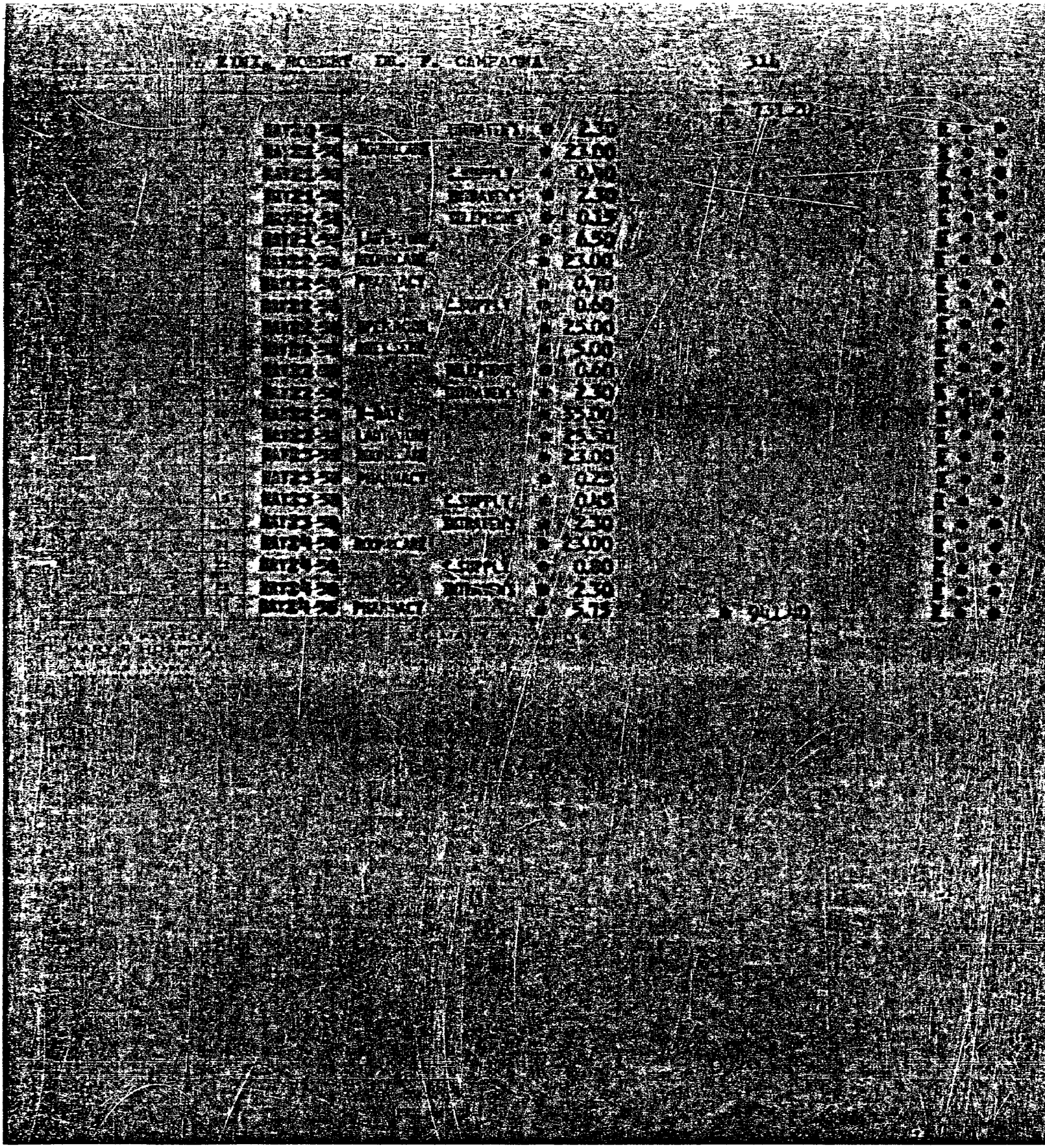


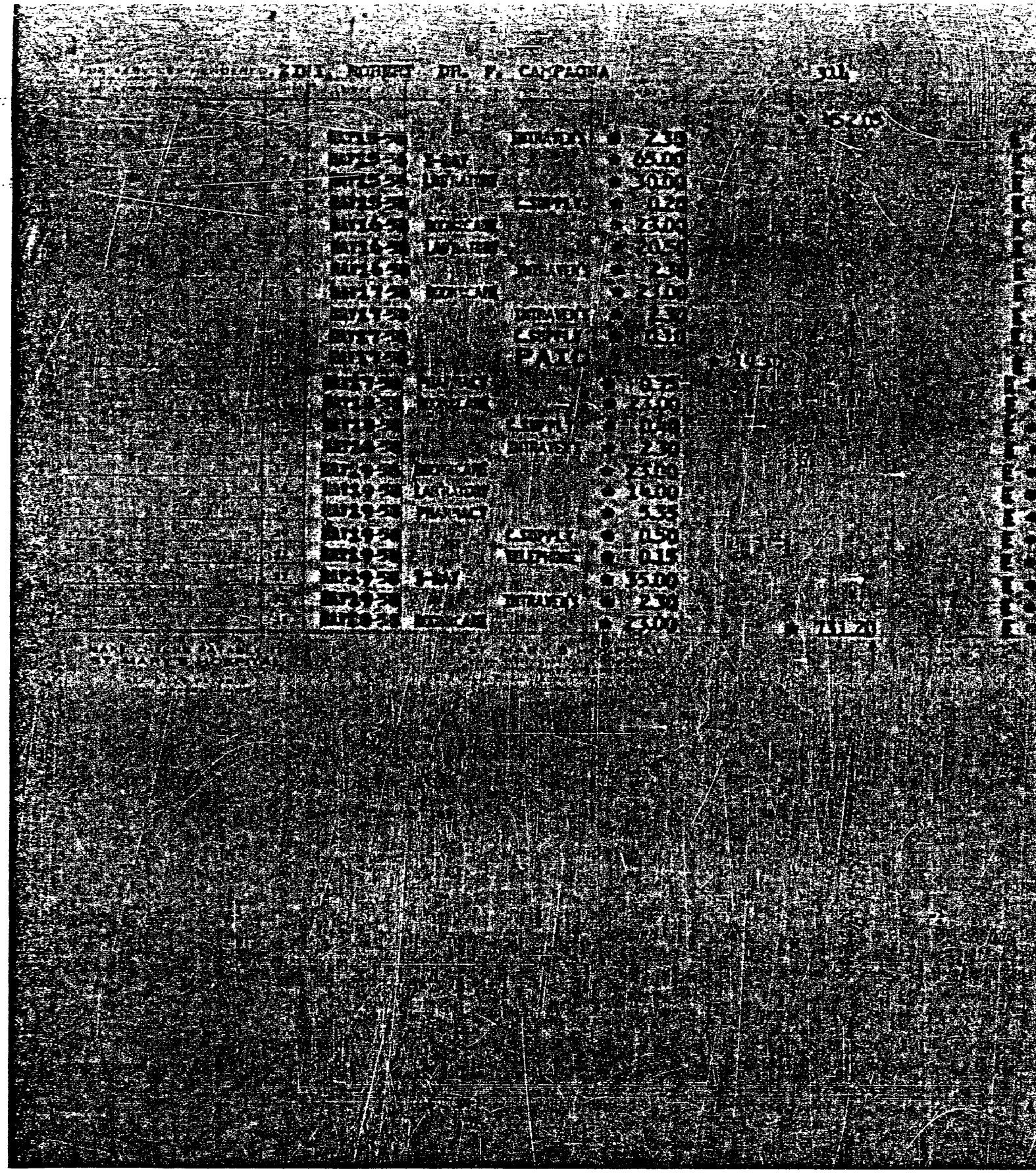
PAID

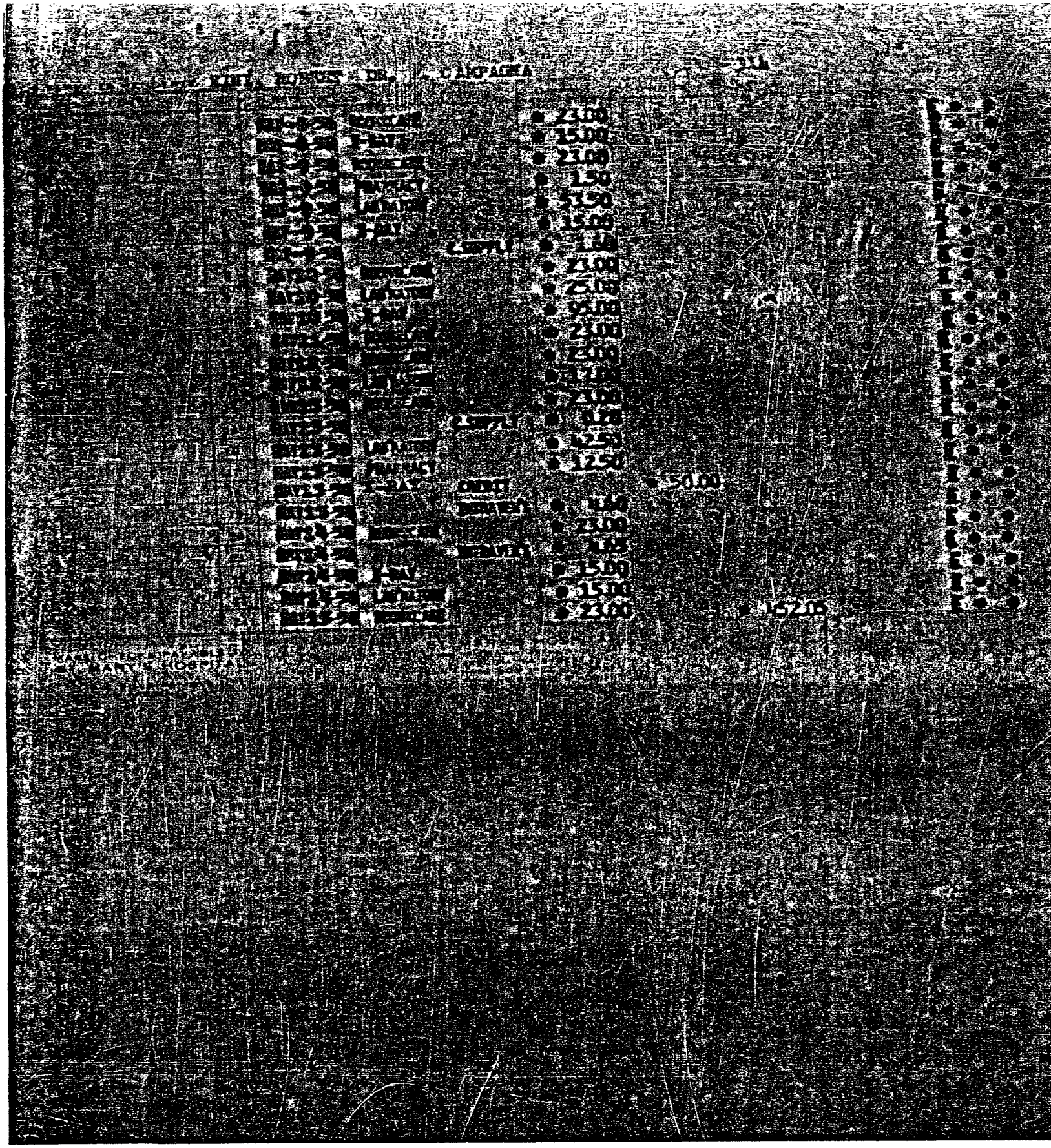

PAID











Armstrong
CONTRACTING AND SUPPLY CORPORATION

TELEPHONE: JUNIPER 4-1404

304 SHAW ROAD
SOUTH SAN FRANCISCO, CALIFORNIA

October 2, 1959

OCT 7 1959

Mr. R. C. Schiedt, Jr.
Insurance Department
Armstrong Cork Company
Lancaster, Pennsylvania

Subject: Robert Zini
Notice and Request for Allowance Of Lien

Dear Mr. Schiedt:

Enclosed Notice and Request for Allowance of Lien in the case of St. Mary's Hospital, versus Robert Zini, (deceased) and Western Asbestos Company and various employers.

Previous information on this case has been forwarded to you when received by this office.

Very truly yours,

ARMSTRONG CONTRACTING & SUPPLY CORP.

John S. Taylor
District Manager

DJM

J. E. Zeller, AC&S, Lancaster

September 14, 1959

Mr. N. H. Abreu
Travelers Insurance Company
Claim Department
1956 Webster St.
Oakland 12, California

Subject: B-9091328
Armstrong Cork Company
Ref: Robert Zini
D/A 11-22-57

Dear Mr. Abreu:

This is in answer to your letter addressed to Mr. R. C. Schiedt, Jr. of Armstrong Cork Company and dated August 20, 1959.

Attached are photostats of the earnings and employment dates, as well as terminations of Robert Zini. In each case, the reason for termination was due to completion of the project on which he worked.

All of his employment by our company was in the capacity of a pipe covering mechanic, and his duties consisted of applying pipe covering (insulation) to hot and cold piping, as well as applying insulation on new ship construction at Bethlehem Pacific Coast Shipyards at San Francisco.

Materials handled by him consisted of: cork pipe covering, fiberglas pipe covering, and 85% Magnesia pipe covering, as well as canvas, adhesives and related sundries. To the best of our knowledge, the only material handled by him that contained the asbestos was the 85% Magnesia pipe covering. This product was manufactured by Keasbey and Mattison Company of Ambler, Pennsylvania, and is described in detail on page 2 of the enclosed brochure published by the manufacturer. You will observe that this material contains approximately 10% asbestos fibe with the remaining composition being basic carbonate of magnesia. In total, approximately 40% of the materials used on the contracts with Bethlehem consisted of 85% Magnesia pipe covering and block insulation. Of this 40%, total the composition was approximately 10% asbestos fiber. The pipe covering is in rigid half section form and is supplied with a canvas jacket over the exterior surface.

In our opinion, the working conditions on the contracts involved were completely normal for new construction, and further the material handled by him is subject to very little dusting under normal conditions

Mr. Zini was employed by our company for a total of fifty seven (57) weeks occurring during the years 1954, 1955, and 1957. It is our understanding that he was 53 years old when he died, and that he had been employed as a pipe covering mechanic for the larger part of his adult years. During his employment by our company, we know of no complaint issued by him concerning the working conditions or tendencies toward allergy to the materials that were specified.

If we can be of any further assistance to you, please let us know.

Very truly yours,

ARMSTRONG CONTRACTING AND SUPPLY CORPORATION

John S. Taylor
District Manager

MR

Copy to: ✓ H. C. Schiedt, Jr., Armstrong Cork Company, Insurance Dept., Lancaster.
J. E. Zeller, Armstrong Contracting & Supply, Lancaster, Pa.

Encl.

Asbestosis

August 25, 1959

Mr. J. S. Taylor
Armstrong Contracting and Supply Corporation
304 Shaw Road
South San Francisco, Calif.

Dear Mr. Taylor:

Subject: Robert Zini
D/A - 11/22/57
Claim #B-9091328 - Calif.

Your letter of July 30 to John Zeller was the first inkling we had of this death claim. Yesterday we received a letter regarding the same claim from Mr. Abreu, Travelers adjuster, Thermo-Fax enclosed.

We are wondering how you fared with the detailed information we sent you covering the Robert F. Cuthbertson asbestosis claim. Considerable time was spent here in Lancaster accumulating the information, with your office taking additional time to complete the details requested by Travelers adjusters. Is it not a fact that a similar pattern would appear if we prepared the same detailed information for any other pipe covering mechanic? Of course, if Travelers feels each claimant's detailed work record is necessary to protect our interests, we will comply.

Apparently the California Industrial Accident Commission accepts the fact that asbestosis is contracted by pipe covering mechanics although we have had very few awards in other states due to asbestosis.

If an award is made for asbestosis, Travelers should see that we pay only our proportionate share of the award. Zini's lifetime employment with Armstrong covered fifty-seven weeks occurring during the years 1954, 1955, and 1957. Since the man was 53 years old when he died, our proportionate share of the award should be relatively small.

We enclose Photostats of his earnings by weeks for 1954, 1955, and 1957. If you find when giving these Photostats to Mr. Abreu that you need additional details, let us know. At the same time, you might inquire about the filing of the enclosed Employer's Report of Injury form since Zini apparently never reported his condition to us.

Very truly yours,

ARMSTRONG CORK COMPANY

R. C. Schiedt, Jr.
Insurance Department

JEZ

Enclosure

J. E. Zeller, AC&S, Lancaster

The Travelers
HOME OFFICE AT HARTFORD, CONNECTICUT

THE TRAVELERS INSURANCE COMPANY • THE TRAVELERS INDEMNITY COMPANY

We are in receipt of advices of an injury to the person named below. If this injury was the result of an accident which occurred while this person was working for you, please furnish us with full report on the attached forms as required by the Compensation Law.

It is necessary that you make this report in duplicate so that we copy with the administrative authorities in your behalf as requ law. Your cooperation in promptly completing and returnin reports will be appreciated.

DATE	RE		
8-19-59	Robert Zini	d/a 11-22-57	B 9091328

Armstrong Cork Company and
Meinecke and Co.

Lancaster, Pa.

Address all replies to:

Claim Department, The Travelers
1956 Webster Street, Oakland 12, Calif.

C-1659 REV. 3-57 PRINTED IN U.S.A.

The Travelers

The Travelers Insurance Company
The Travelers Indemnity Company

CLAIM DEPARTMENT
J. A. JOHNS, Claim Manager

BRANCH OFFICE
1956 Webster Street
OAKLAND 12, CALIFORNIA
Telephone: TEmplebar 2-8200

August 20, 1959

Armstrong Cork Company
Insurance Department
Lancaster, Pennsylvania

Attention: Mr. R. C. Schiedt, Jr.

B 9091328
Armstrong Cork Company
re: Robert Zini
d/a 11-22-57

Gentlemen:

In order properly to defend this claim certain information is urgently needed. We request the following information be compiled and forwarded to this office at the earliest practicable date:

Specific dates of hire and termination, and reason for termination.

Job numbers, locations, and dates of each job on which Zini worked while in your employ; his occupation (title and/or classification) on each job, together with a brief resume of the duties called for by the occupation if not self-evident by ti

Also, and this is extremely vital, we need to know the nature of the materials handled by Zini in his work on these jobs. Your advices in this respect should include trade names, composition of the various materials, and which materials were used on which jobs.

It is alleged that Zini contracted asbestosis, which resulted in his death following extended medical care. If it can be shown that his exposure to asbestos while employed by Armstrong Cork Company was minimal, we will be in a much stronger position with respect to defense of the claim.

Very truly yours,

N. H. Abreu
Adjuster

NHA/pd
cc: Hanna and Brophy (IAS)

August 18, 1959

Mr. Christopher Hoff
Alexander & Alexander, Inc.
2225 N. Charles Street
Baltimore 18, Md.

Dear Chris:

Subject: Robert Zini
San Francisco, Calif.

You may recall we sent you some correspondence on the captioned subject August 6, 1959.

We now send you in duplicate a Thermo-Fax of Smith, Parrish, Paduck & Clancy's letter dated August 6 regarding reimbursement of additional medical expenses.

Will you please handle.

Very truly yours,

R. C. Schiedt, Jr.
Insurance Department

JEZ

Enclosures

MEMBER OF FIRM
EDWIN A. CLANCY, JR.
JOHN B. LEWIS
C. PAUL PADUCK
WM. SHANNON PARRISH
JOSEPH EDWARD SMITH
DEAN W WRIGHT

LAW OFFICES OF
SMITH, PARRISH, PADUCK & CLANCY
FINANCIAL CENTER BUILDING · 405-14TH STREET · OAKLAND 12, CALIFORNIA

August 6, 1959

Industrial Accident Commission
965 Mission Street
San Francisco, California

Attention: Referee Lane

Re: Roberts Zini vs Various Employers and their insurance carriers
IAC Claim No. 186653

Gentlemen:

This is to advise that Mr. and Mrs. William R. Jennings, sister and brother-in-law of the deceased, Robert Zini, also have a claim for reimbursement of medical expense in behalf of the fatal illness of Robert Zini. Their claim is $394.95.

It is respectfully requested that their claim be set for hearing at the same time and place as the claim of the St. Mary's Hospital.

Very truly yours,

John B. Lewis

JBL:fb

cc: Associated Indemnity Corp., 433 California St., S. F.
cc: Western Asbestos Company, 148 Townsend St., S. F.
cc: Lorentzen Company Pier 1/2 San Francisco, California
cc: Armstrong Cork Company, 304 Shaw Road, So. San Francisco
cc: Plant Asbestos Company, 1300 - 64th St., Emeryville, Cal.
cc: J. T. Thorpe & Son, 1351 Ocean Avenue, Emeryville, Cal.
cc: Charles Ayers Company, 698 Minnesota St., San Francisco
cc: Douglas Insulation Company, 337 Irwin St., San Francisco
cc: Jackson Hopkins Company, 115 Oak St., Bakersfield, Cal.
cc: Industrial Indemnity Company, 350 Sansome St., S. F.
cc: St. Mary's Hospital, 2200 Hayes Street, S. F.

INTER/OFFICE COMMUNICATION

August 14, 1959

Armstrong

To J. E. Zeller, Lancaster

From J. S. Taylor, San Francisco

Subject Industrial Accident Commission
State of California
Robert Zini vs. Various Employers

Attached copy of letter from Smith, Parrish, Paduck & Clancy relative to claim of Industrial Accident Commission No. 186653.

Please forward this correspondence to the Armstrong Cork Company.

DJM

DICK: LOOKS LIKE LULLY ONES ON THE BAND WAGON

JT 8/17

FORM 33377 12-57

BALTIMORE
NEW YORK
CLARKSBURG
TULSA
ST. LOUIS
CHICAGO
LOS ANGELES
ATLANTA
PITTSBURGH
SAN FRANCISCO
NEW ORLEANS
MIAMI
PHILADELPHIA

ALEXANDER & ALEXANDER

INCORPORATED

INSURANCE

AVERAGE ADJUSTERS CONSULTING ACTUARIES

2225 NORTH CHARLES STREET, BALTIMORE 18, MD.

TELEPHONE
TUXEDO 9-430
BELL SYSTEM
TELETYPE BA 5
CABLE ADDRES
"ALEXBLUE"

AUG 1 1 1959 WLH

August 10th, 1959

Last day worked
11/27/57

Mr. R. C. Schiedt, Jr.
Insurance Department
Armstrong Cork Company
Lancaster, Pennsylvania

Dear Mr. Schiedt:

re: Robert Zini
San Francisco, Cal.

We have your letter of August 6th, 1959 enclosing letter from Sister M, Philippa of the St. Mary's Hospital, San Francisco, California in connection with injury to the above party.

The information contained in your letter ofAugust 6th has been transmitted to the Travelers Insurance Company in San Francisco, for their investigation. When we have their report, we will again communicate with you.

Sincerely

ALEXANDER & ALEXANDER, INC.

GENERAL ADJUSTER

R

August 6, 1959

Mr. Christopher Hoff
Alexander & Alexander, Inc.
2225 N. Charles Street
Baltimore 18, Md.

Dear Chris:

Subject: Robert Zini
San Francisco, Calif.

The attached letter from Sister M. Philippa is the first inkling we had of Robert Zini's illness and death. Also enclosed are the daily expenses incurred amounting to $2,754.20 while confined in St. Mary's Hospital in San Francisco. The confinement lasted from May 8 to July 27, 1958.

We have no way of telling, but this appears to be another asbestosis case. If so, Armstrong's share of the expense, if any, should be relatively small.

He only worked seven weeks in 1954, forty-four weeks in 1955, and six weeks in 1957. His last day of work for Armstrong was November 22, 1957.

Will you please see that our interests are protected.

Very truly yours,

R. C. Schiedt, Jr.
Insurance Department

JEZ

Enclosures

J. E. Zeller, AC&S, Lancaster
J. S. Taylor, AC&S, San Francisco

INTER/OFFICE COMMUNICATION

Armstrong CONTRACTING

July 30, 1959

To J. E. Zeller, Lancaster

From J. S. Taylor, San Francisco

Subject Robert Zini, Applicant
vs
various employers Weeks '54 - '55 - '57 (7) (44) (6) 11-22-57

Attached copy of letter from St. Mary's Hospital to the Industrial Accident Commission which is of interest to the Armstrong Cork Company.

Please forward this letter along with attachments to the proper individual.

DJM

WALLY
ANOTHER ONE
8/3

J S T

FORM 31501 1-59

ST. MARY'S HOSPITAL

Industrial Accident Commission
965 Mission Street
San Francisco, California

Attention of Edmund J. Thomas
Supervising Referee

Case (SF 18665)
Robert Zini, Applicant

vs.

Various employers
Various employers' insurance carriers

St. Mary's Hospital, a non-profit charitable hospital corporation, and a lien claimant in the sum of $2,754.20, for medical and hospital services rendered to decedent, respectfully requests that the above entitled case (SF 18665) be re-opened for determination of liability for medical service rendered by it to said applicant in the said sum of $2,754.20, and asks a claim for lien in said sum for medical services rendered by it to said applicant.

Dated: July 21, 1959

ST. MARY'S HOSPITAL

Sister Mary Philippa
Vice President

Charles C. Sullivan
Attorney for St. Mary's Hospital
870 Market Street-Suite 478 San Francisco

CC to Robert Zini 3184 Turk Street, San Francisco, California
Associated Indemnity Corporation 433 California Street
San Francisco, California
Smith and Parrish - Attorneys for Robert Zini
Financial Center Building, 404 14th Street,
Oakland, California
Western Asbestos Company 148 Townsend Street
San Francisco, California
Lorentzen Company Mor 1/2 San Francisco, California
Armstrong Cork Company 304 Shaw Road, South San Francisco,
California
Plant Asbestos Company 1300 64th Street, Emeryville, California
J. T. Thorp and Son 1351 Ocean Avenue, Emeryville, California

Industrial Accident Commission
Page 1

Case #g 18653
Robert Bird, Applicant

vs.

Various employers
Various employer's insurance carriers

cc to Charles Ayres Company 690 Mission Street, San Francisco, California
Douglas Insulation Company 557 Irwin Street, San Francisco, California
Jackson Kopelin Company 115 Oak Street, Shorebird, California
Industrial Indemnity Company 350 Bryant Street, San Francisco, California

Robert Zimi 566-01-9959

ay Ending	Hours	Wages
9-15-57	16	113 60
0-27-57	40	142 00
11-3-57	40	142 80
11-10-57	16	58 40
11-17-57	40	146 00
11-24-57	40	146 00
Totals	192	749 80

Robert Zumi 566-01-9959

Pay Ending	Hours	Wages
1-5-55	40	126 00
1-12-55	48	226 80
1-19-55	24	75 60
1-26-55	14	63 00
2-2-55	18 50	91 35
2-9-55	32	100 80
2-16-55	32	100 80
2-23-55	32	100 80
3-2-55	24	75 60
3-9-55	40	126 00
3-16-55	40	126 00
3-23-55	24	75 60
3-30-55	32	100 80
4-6-55	24	75 60
4-13-55	40	126 00
4-20-55	32	100 80
4-27-55	40	126 00
5-4-55	40	126 00
5-11-55	40	126 00
5-18-55	32	100 80
5-25-55	24	75 60
6-1-55	40	126 00
6-8-55	32	100 80
6-15-55	32	100 80
6-22-55	32	100 80
6-29-55	24	75 60
7-6-55	40	126 00
7-13-55	24	75 60
7-20-55	40	126 00
7-27-55	40	126 00
8-3-55	40	126 00
8-10-55	40	127 00
8-17-55	40	127 00
8-24-55	16	50 80
8-31-55	40	127 00
9-7-55	24	76 20
9-14-55	24	76 20
9-21-55	40	127 00
9-28-55	32	101 60
10-5-55	8	25 40
10-12-55	32	101 60
10-19-55	24	76 20
10-26-55	32	101 60
11-2-55	40	127 00
11-9-55	40	127 00
11-16-55	32	101 60
Total	1480½	4802 75

Number 566 01 9997

Name Zint, Robert W.

Date	Termination Date	Pack No.	Pay Period Ends	Hours O.T.	Hours S.T.	Rate O.T.	Rate S.T.	CALIF Ded	CALIF Wages	Ded	Wages	Ded	Wages	Ded	Wages	Ded	Wages	Exempt Wages Federal / F.I.C.A. P.H.	Exempt Wages State	EMPLOYER DEDUCTIONS F.I.C.A.	With-holding	State Unemp.	City	State