

FILE NAME: Norfolk & Southern - WC Case - Ancel Wheeler (NS)

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September 20, 1951

Ancel Wheeler vs. Norfolk and Western Railway Company

Harrison M. Fuerst, Esq.
Fuerst and Fuerst
543 Society for Savings Building
Cleveland 14, Ohio

Dear Harrison:

I wrote you yesterday with reference to the above case setting up arrangements for a physical examination at Good Samaritan Hospital on September 27.

At the time you were in my office you raised a question about the use of information obtained in such an examination in the trial of this matter if such becomes necessary. The Railway Company advised me that they would not want to agree not to use Drs. Skavlem or Freyhof as witnesses if they thought it necessary in later litigation. In other words, they are simply attempting to find out Wheeler's exact physical condition and if it would become necessary to present this information to the Court they are of the opinion that such information should, of course, be available.

Yours very sincerely,

John W. Hudson

JWH:daf