ELLIOTT, J.



COURT OF COMMON PLEAS
BUTLER COUNTY, OHIO

ROGER DALE BLAKE, ET AL	:	CASE NO. CV96 01 0191
Plaintiffs	:	
VS.	:	
A-BEST PRODUCTS COMPANY, ET AL	:	
Defendants	:	

DEFENDANT CROWN CORK & SEAL COMPANY'S
SUPPLEMENT TO ANSWERS TO INTERROGATORY NO. 3 AND
INTERROGATORY NO. 4 PLAINTIFFS' MASTER SET OF INTERROGATORIES
PROPOUNDED TO CROWN CORK AND SEAL COMPANY, INC. AND
SUPPLEMENT TO RESPONSE NO. 40 TO REQUEST TO PRODUCE

I am Vice President, General Counsel and Secretary for Crown Cork & Seal Company, Inc. As such, I am Custodian of Records for Crown Cork & Seal Company, Inc. and have access to the records of Crown Cork & Seal Company, Inc. Because of Crown Cork & Seal Company's having been sued as an alleged manufacturer or distributor of asbestos products in "asbestos litigation," I have caused a review of the files of Crown Cork & Seal Company, Inc. to be made to determine whether Crown Cork & Seal Company, Inc. has ever manufactured, sold, processed or distributed asbestos or asbestos-containing products. Crown Cork & Seal Company, Inc. has never manufactured, processed, sold or distributed asbestos or asbestos-containing products. In November of 1963, Crown Cork &

Seal purchased some stock (16,689 shares of 25,000 outstanding, or about 65%) of Mundet Cork Corporation, from the Estate of Joseph J. Mundet, Deceased. At the time of the stock purchase, Mundet Cork Corporation had two divisions: a Cork Products Division and a Thermal Insulation Contract Division. This purchase of stock by Crown Cork & Seal Company, Inc. was done for the purpose of acquiring Mundet Cork Corporation's Cork Products Division, which fit into Crown Cork & Seal's line of business of bottle caps. Crown Cork & Seal Company, Inc. had no interest in acquiring or in having anything to do with the Thermal Insulation Contract Division. The Cork Products Division did not manufacture, process, sell or distribute any asbestos products. Immediately upon acquisition of the Mundet Cork stock, efforts were made by Crown Cork and Seal to sell off the Thermal Insulation Division, and three months later, on February 8, 1964, Mundet Cork Corporation sold the entire Thermal Insulation Contract Division to Baldwin-Ehret-Hill, Inc. Pursuant to that sale, Baldwin-Ehret-Hill, Inc. took over all of the equipment, inventory, contracts and all personal property, including all files and records of the Thermal Insulation Contract Division of Mundet Cork. That sale included all the debts, obligations and liabilities of the Thermal Insulation Contract Division. Crown Cork has no records or

documentation in its files that during the interval November 7, 1963 - February 8, 1964, there was any asbestos activity by the Thermal Insulation section of Mundet Cork Company. Crown Cork does not have documentation in its files that the insulation division of Mundet Cork engaged in any mining of asbestos in the period November 7, 1963 to February 8, 1964. The sale to Baldwin-Ehret-Hill included an assumption by Baldwin-Ehret-Hill of all liabilities and obligations of Mundet Cork Corporation after February 8, 1964 and the closing statement listed a "cut-off date" of February 8, 1964. (Responses To Request to Produce 40)

The Mundet Cork documents attached to Request to Produce No. 40 refer to certain exhibits or schedules attached to a document dated February 8, 1964. The files of Crown Cork & Seal do not contain these exhibits or schedules or whether Mundet Cork's Thermal Insulation Division had any asbestos activity, and, to the best of my knowledge, no employees of Crown Cork & Seal who had any connection with Mundet Cork in the period November 7, 1963 to February 8, 1964, are presently employed by Crown Cork & Seal and I have no knowledge as to whether the Thermal Insulation Division

engaged in any asbestos activity in the period November 7, 1963 to February 8, 1964.

CROWN CORK & SEAL COMPANY, INC.

BY: Richard L. Krzyzanowski
Richard L. Krzyzanowski
Its Vice President
One Crown Way
Philadelphia, PA 19154-4599

Dated: June 19, 1997.

STATE OF PENNSYLVANIA)
) ss:
COUNTY OF PHILADELPHIA)

Richard L. Krzyzanowski, being first duly sworn, deposes and says that he is Vice President of Crown Cork & Seal Company, Inc., that he has read the foregoing DEFENDANT CROWN CORK & SEAL COMPANY'S SUPPLEMENT TO ANSWERS TO INTERROGATORY NO. 3 AND INTERROGATORY NO. 4 PLAINTIFFS' MASTER SET OF INTERROGATORIES PROPOUNDED TO CROWN CORK AND SEAL COMPANY, INC. by him subscribed and knows the contents thereof, and that the foregoing answers are true to the best of his knowledge and belief.

Richard L. Krzyzanowski
Richard L. Krzyzanowski

Subscribed and sworn to before me, a notary public, by Richard L. Krzyzanowski, this 19th day of June, 1997.

Theresa Rausch
Notary Public, Philadelphia County, Pennsylvania

My commission expires:

NOTARIAL SEAL
THERESA RAUSCH, Notary Public
City of Philadelphia, Phila. County
My Commission Expires May 9, 2000

PROOF OF SERVICE

I hereby certify that I have this date mailed a copy of the foregoing DEFENDANT CROWN CORK & SEAL COMPANY'S SUPPLEMENT TO ANSWERS TO INTERROGATORY NO. 3 AND INTERROGATORY NO. 4 PLAINTIFFS' MASTER SET OF INTERROGATORIES PROPOUNDED TO CROWN CORK AND SEAL COMPANY, INC. AND SUPPLEMENT TO RESPONSE NO. 40 TO REQUEST TO PRODUCE to Steven D. Wolens, Esq., Baron & Budd, The Centrum, Suite 1100, 3102 Oak Lawn Avenue, Dallas, Texas 75219; Bruce Carter, Esq., Baron & Budd, 43-B New Garver Road, Monroe, Ohio 45050; and Andrew S. Lipton, Esq., Manley, Burke, Lipton & Cook, 225 West Court Street, Cincinnati, Ohio 45202, Attorneys for Plaintiffs; and notice of filing of these Answers was given to all other defendants and/or their counsel by copy of the Distribution List attached.

Robert L. Davis

ROBERT L. DAVIS (SCT #0014831)
Counsel for Defendant, Crown Cork and Seal Company, Inc.

6-20-97
Date

dr

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June 20, 1997

RE: Asbestos Litigation
Court of Common Pleas, Butler County, Ohio
Roger Dale Blake, etal v. A-Best Products Company, etal
Case No. CV96 01 0191

TO DEFENDANTS and/or DEFENSE COUNSEL OF RECORD:

Please be advised that I am filing Defendant Crown Cork & Seal Company's Supplement to Answers to Interrogatory No. 3 and Interrogatory No. 4 Plaintiffs' Master Set of Interrogatories Propounded to Defendant Crown Cork & Seal Company, Inc. and Supplement to Response No. 40 Request to Produce in the case listed above and all related cases filed or to be filed by Baron & Budd, P.C. in Butler County, Ohio. No copy of said Supplement is enclosed; however, if you desire a copy, please advise.

Very truly yours,

Robert L. Davis

ROBERT L. DAVIS

RLD:dr

cc: Andrew S. Lipton, Esq.
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DISTRIBUTION LIST

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