

LAW OFFICES OF
RICE, HANNIS, RICE & WAGNER
THE OLD NATIONAL BANK BUILDING
MARTINSBURG, WEST VIRGINIA 25401

LACY I. RICE
HERBERT E. HANNIS
LACY I. RICE, JR.
JOSEPH F. WAGNER
JOHN M. MILLER
RICHARD L. DAILEY

TELEPHONE 263-0836
AREA CODE 304

September 5, 1967

Dr. Robert A. Kehoe
College of Medicine
University of Cincinnati
Cincinnati, Ohio 45219

Dear Dr. Kehoe:

Thank you very much for your recent letter, which was in reply to my letter to you of August 1, 1967, concerning our client, National Fruit Product Company.

I have conferred with Company officials and we are agreeable to your fee of \$100.00 per day for time spent out of your office, plus any expenses associated with travel.

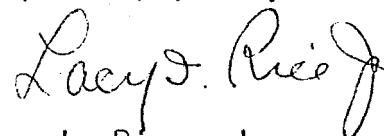
As yet this matter has not been set for hearing and, of course, I will contact you as soon as I am so advised.

I am enclosing herewith a photocopy of a letter I received from National Fruit Product Company, which specifically shows the exposure of [REDACTED] to lead arsenate. I am sure this information will be helpful to you when and if it is necessary to call upon you for expert advice and testimony.

It is now my opinion that this matter may be drawn out over a long period of time and, of course, there is a possibility the claim may be dropped or dismissed before we would need your services.

In any event, I will keep you advised and appreciate your agreeing to assist us in this matter.

Very truly yours,



Lacy I. Rice, Jr.

LIR, JR:rsm

Encl.

cc. Mr. Frank Armstrong III

N 5242

WHITE HOUSE
FOOD PRODUCTS

NATIONAL FRUIT PRODUCT COMPANY

INCORPORATED

GENERAL OFFICES
WINCHESTER, VIRGINIA 22601

August 30, 1967
(Dict. 8/29/67)

Mr. Lacy I. Rice, Jr.
Rice, Hannis, Rice & Wagner
The Old National Bank Building
Martinsburg, West Virginia 25401

RE: [REDACTED] Compensation Claim

Dear Mr. Rice:

We have made a careful review of our spraying record during the calendar year 1965 and found that this employee was exposed to power spray drift from the following quantities of Lead Arsenate and water premixed by other employees and taken to him for power application: May 8, 1965 - Ten tank loads of premixed spray material, each consisting of 15 lbs. of Lead Arsenate and 500 gallons of water.

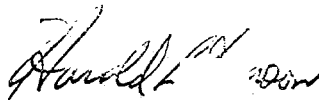
He was also exposed to these same quantities on May 9, May 10, May 22, May 23, and May 24, 1965.

Therefore, his total exposure during 1965 was from May 8 through May 10, 1965 and from May 22 through May 24, 1965 and consisted of 900 lbs. of Lead Arsenate premixed with 30,000 gallons of water.

Regarding your request for Cyprex and Oil labels, we have made a second request to our suppliers, but to-date, they have not been sent to us. As soon as these are sent, we will forward them to you. Should you require additional information, please advise.

Yours very truly,

NATIONAL FRUIT PRODUCT COMPANY, INC.


Harold L. Dawson

HLD:mar

cc: Frank Armstrong III
C. S. Toan
H. J. Slonaker

CIDER AND DISTILLED VINEGAR

CANNED APPLES

APPLE SAUCE

APPLE BUTTER

JELLIES

FRUIT PECTIN

BAKED APPLES

CANNED PEACHES

APPLE JUICE

SPICED PEACHES