

FILE NAME: Reddaway Manufacturing (REDD)

DATE: 2012 Apr 13

DOC#: REDD011

DOCUMENT DESCRIPTION: Legal – Deposition – Todd Walker

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF PENNSYLVANIA
3 - - - - -
4 ERIK ROSS PHILLIPS and EDPA FILE NO.
5 TINA LANDERS, Spouse 2:11-CV-600074
6 vs CIVIL ACTION NO.
7 MDL 975
8 ALBANY INTERNATIONAL
9 CORPORATION, et al.
10 - - - - -

11 - - -

12 Friday, April 13, 2012

13 - - -

14 Videotaped Deposition of TODD WALKER,
15 was taken pursuant to Notice at the law offices of
16 COZEN O'CONNOR, 457 Haddonfield Road, Suite 300,
17 LibertyView, Cherry Hill, NJ 08002 on the above date
18 before DEBRA G. JOHNSON-SPALLONE, CCR, RPR, Delaware
19 CSR, Notary Public in and for the States of
20 Pennsylvania, New Jersey, and Delaware, and a
21 Federally Approved Reporter of the United States
22 District Court commencing on or about 10:12 a.m.
23
24
25

Pages 2..5

Huseby, Inc.
1230 West Morehead Street, #408, Charlotte, NC 28208

ERIK ROSS PHILLIPS, ET AL vs ALBANY INTERNATIONAL CORP., ET AL.

Todd Walker on 04/13/2012

Pages 6..9

Page 6	Page 8
1 EXHIBITS (Continued),	1 - - - - -
2 Ex. 25 Defendant Reddaway Manufacturing	2 P R O C E E D I N G S
3 Co., Inc.'s Answers to Plaintiffs'	3 - - - - -
4 Master Interrogatories to all	4 - - -
5 Defendants 194	5 (It is stipulated and agreed by and
6 Ex. 26 Friction Materials Standards	6 between counsel that reading, signing, sealing, and
7 Institute, Inc. 196	7 certification of the within deposition be waived; and
8 Ex. 27 Answers of Reddaway Mfg. Co.,	8 that all objections, except as to the form of the
9 Inc. To Plaintiff's	9 question, be reserved until the time of trial.)
10 Interrogatories and Request	10 - - -
11 For Production of Documents 208	11 VIDEO TECHNICIAN: This is the
12 Ex. 28 Redco, List Prices for Molded	12 beginning of tape one, volume one in the deposition
13 Flat Sheet Stock 210	13 of Todd Walker in the matter of Erik Ross Phillips
14 Ex. 29 Defendant Reddaway Manufacturing	14 and Tina Landers, Spouse, versus Albany International
15 Co., Inc.'s Initial Disclosures	15 Corporation, et al. Civil action number MDL 875 in
16 Pursuant to Federal Rule of	16 the United States District Court for the Eastern
17 Civil Procedure 26(A) 212	17 District of Pennsylvania.
18 Ex. 30 Redco, In Compliance with	18 Today's date is Friday, April 13,
19 O.S.H.A. Citation #G1688-050,	19 2012, and the time on the monitor is 10:13 a.m.
20 the following Respiratory	20 My name is Alan Paller, the
21 Protection has become Effective	21 videotape specialist with Huseby Court Reporting, and
22 Immediately 215	22 the court reporter is Debra Johnson, also with
23 Ex. 31 Redco Brochure 215	23 Huseby.
24 Ex. 32 Redco Brake Block Industrial	24 At this time, counsel, please
25 Set Group Listing 218	25 introduce yourselves, after which the court reporter
Page 7	Page 9
1 EXHIBITS (Continued),	1 will swear in the witness.
2 Ex. 33 Redco, Product Information	2 MR. HUGHES: John Hughes for the
3 Sheet, Type RNAW (Reddaway	3 plaintiffs.
4 Non-Asbestos Woven) Brake	4 MR. HAMILTON: Dexter Hamilton for
5 Lining 221	5 Reddaway, and representing the witness.
6 Ex. 34 Letter from Ralph L. Lanz to	6 MR. BOUCH: Tim Bouch for
7 Mr. Vincent LaCarrubba dated	7 Pneumo-Abex.
8 November 11, 1975 226	8 MS. DRAYTON: Amy Drayton for
9 Ex. 35 Reddaway Manufacturing Company,	9 defendant, PEMCO on the phone.
10 Inc., Invoice File Copy 229	10 VIDEO TECHNICIAN: At this time the
11	11 court reporter will please swear in the witness.
12	12 - - - - -
13	13 TODD WALKER, after having been first
14	14 duly sworn as a witness, testified as follows:
15	15 - - - - -
16	16 VIDEO TECHNICIAN: Proceed.
17	17 - - - - -
18	18 EXAMINATION
19	19 - - - - -
20	20 BY MR. HUGHES:
21	21 Q. Sir, I'm going to be taking your
22	22 deposition today.
23	23 Have you been deposed before?
24	24 A. Yes.
25	25 Q. How many times?

Page 10	Page 12
1 A. Once. 2 Q. Was that in 1993, the North 3 Dakota -- 4 A. Yes. 5 Q. Have you ever testified at trial? 6 A. No. 7 Q. I'm going to ask you a series of 8 questions. If you don't understand a question, tell 9 me. I'll try to rephrase it. 10 If you want to take a break, tell 11 me. We'll take a break. 12 All right? 13 A. Okay. 14 Q. You understand that your answers 15 today are going to be on behalf of Reddaway 16 Corporation? 17 A. Yes. 18 Q. Okay. 19 - - - 20 (At which time a Second Amended 21 Notice of Deposition of Reddaway 22 Manufacturing Company was received and 23 marked as Deposition Exhibit 1 for 24 identification by the court reporter.) 25 - - -	1 A. That's all we had. 2 Q. That's all you could find? 3 A. That's all that is in the plant. We 4 searched everywhere, and there was no other 5 documents. 6 Q. All right. 7 Have you talked to any present or 8 former Reddaway employees to get ready for the 9 deposition? 10 A. No, I have not. 11 Q. What's your understanding of what 12 this case is about? 13 A. It's a lawsuit. Somebody has 14 asbestosis. 15 Q. And do you have any understanding of 16 what their allegations are against Reddaway in terms 17 of exposure to products that may have originally been 18 manufactured by Reddaway? 19 A. Yes. 20 Q. What's your understanding? 21 A. Repeat that again. 22 Q. What's your understanding in that 23 regard? 24 A. I'm missing the question. 25 Q. Okay.
Page 11	Page 13
1 CONTINUATION 2 BY MR. HUGHES: 3 Q. I'm going to hand you what we marked 4 as Exhibit-1. That is the Notice of Deposition. 5 Let me ask you; what have you done 6 to get ready for the deposition? 7 A. Basically met with my lawyers. 8 Q. Okay. 9 Did you look at any documents? 10 A. Yes, I did. 11 Q. What did you look at? 12 A. The -- the exhibits from the past 13 deposition. 14 Q. Anything else? 15 A. Everything that -- in trying to find 16 all the records, we went through all that stuff which 17 you guys had asked for. 18 Q. Okay. 19 In that regard, when I went up to 20 the Reddaway facility we were not able to locate a 21 folder of 1986 sales records as to Abex. 22 A. Okay. 23 Q. Subsequently a few sales records for 24 '86 were produced. 25 Do you know if that --	1 A. I thought it was a yes or no 2 question. 3 Q. All right. 4 Do you understand that, in this 5 case, the plaintiff, Mr. Phillips, he alleges that he 6 worked around brake linings -- 7 A. Yes. 8 Q. -- that were manufactured by 9 Reddaway for Abex? 10 A. Okay. Yes. 11 Q. Okay. 12 Have you reviewed any depositions in 13 the case? 14 A. My previous deposition. 15 Q. All right. 16 Are you still working for Reddaway 17 today? 18 A. Yes, I am. 19 Q. What's your position there? 20 A. President. 21 Q. Okay. 22 And you started with Reddaway back 23 in 1987? 24 A. Yes. 25 Q. And that was after you got a college

Page 14 1 degree in business? 2 A. Yes. 3 Q. Okay. 4 So, when you started at Reddaway, is 5 it correct that Reddaway was completely out of the 6 asbestos business -- 7 A. Yes, it is. 8 Q. -- at that time? 9 A. Yes. 10 Q. And the description of Reddaway's 11 business today would be manufacturer of non-asbestos 12 friction materials for industrial use? 13 A. Woven friction materials. 14 Q. Okay. 15 But molded -- and so, there's two 16 types of woven friction linings; right? 17 A. Yes. 18 Q. There's the woven -- 19 A. Yes. 20 Q. -- and the molded? 21 A. Yes. 22 Q. And both of those used to be 23 asbestos -- 24 A. Yes. 25 Q. -- right, or in part --	Page 16 1 And does RNAW stand for Reddaway 2 non-asbestos woven? 3 A. Yes. 4 Q. Okay. 5 For a period of time, is it correct 6 that Reddaway sold both the non-asbestos woven and 7 the asbestos woven? 8 A. Yes, it was, but when we converted 9 in 1983 to the non-asbestos, those sizes, which were 10 the smaller industrial sizes, we never went back to 11 asbestos. We continued the larger sizes in the oil 12 field. 13 Q. Okay. 14 When you say "smaller sizes," can 15 you be more specific? 16 A. 1/4 inch, 5/16's, 3/8's and a half. 17 Those looms were changed over to the non-asbestos, 18 and they had to be changed over early '80's in order 19 for them to have inventory in 1983. 20 Q. So, you said 1/4 inch? 21 A. 5/16's. 22 Q. 5/16's? 23 A. 3/8's and a half. 24 Q. Okay. 25 And those measurements, what do they
Page 15 1 A. Yes. 2 Q. -- and now they're not? 3 A. Yes. 4 Q. Okay. 5 And at all times as to the molded, 6 Reddaway would purchase that from Raybestos? 7 A. Yes. 8 Q. Okay. 9 And as to the woven, Reddaway would 10 manufacture that itself? 11 A. Yes. 12 Q. Okay. 13 And once -- when was the date that 14 Reddaway switched to non-asbestos? 15 A. Basically, they switched in 1983. 16 Q. Okay. 17 Now, in 1983, Reddaway introduced 18 the RNAW -- 19 A. Yes. 20 Q. -- product. 21 Is that right? 22 A. Yeah. They actually started 23 manufacturing it years prior, and they actually 24 started selling it in 1983. 25 Q. Okay.	Page 17 1 -- if I have a roll of woven brake lining, does that 2 -- the width, the depth, what is that? 3 A. Thickness. 4 Q. Thickness. 5 Did the rolls always come in a 6 standard length? 7 A. 25 feet. 8 Q. And so, the thickness -- the width 9 would be from one end to the other from side to side? 10 A. The width, yes. 11 Q. And you're talking about thickness, 12 that would be from, say, the top to the bottom? 13 A. Top face to the bottom face. 14 Q. Okay. 15 A. Yes. 16 Q. Okay. 17 - - - 18 (At which time an Abex Corporation 19 Purchase Order dated 2/13/84 was received 20 and marked as Deposition Exhibit 2 for 21 identification by the court reporter.) 22 - - - 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. Okay.

Page 18	Page 20
1 I've handed you Exhibit Number-2, 2 and I'll represent that I went to the Reddaway 3 facility and flagged a bunch of folders of sales 4 records regarding Abex, and then they were 5 subsequently released to me, and you'll see a number 6 on the bottom right. 7 Do you see the number? 8 It says Reddaway580. 9 A. Yes. 10 Q. Okay. 11 Now, let me ask you; this invoice, 12 am I correct it's -- hang on. 13 This is dated February 13th, 1984; 14 right, on the top right? 15 A. Yes. 16 Q. And this is reflecting an order from 17 Abex to Reddaway; correct? 18 A. Yes. 19 Q. And what -- can you tell from 20 looking at the order what it appears that they are 21 ordering? 22 A. They ordered five by a 1/4, 250 23 feet. That came in 25 foot rolls. They ordered 100 24 feet of three by 3/8's, and it says, the following 25 heavy duty woven lining.	1 Q. Okay. 2 It shows that it's going to be 3 delivered to Abex. 4 That's stamped on there; right? 5 A. Yes, it is. 6 Q. Okay. 7 Now, what it says is two packages or 8 two bales of asbestos brake lining. 9 Do you see that? 10 A. Yes. 11 Q. Okay. 12 Now, is it your contention that this 13 wasn't asbestos brake lining? 14 A. I would assume it's non-asbestos. 15 We probably did not change these forms until, I would 16 -- I would assume '86, '87. 17 Q. Give me -- well, first of all, you 18 will agree with me that what the form says on its 19 face is two bales of asbestos brake lining; correct? 20 A. Correct. 21 Q. Okay. 22 But your testimony is, you believe 23 that, even though the form says that, that it was 24 really non-asbestos. 25 Is that what you are saying?
Page 19	Page 21
1 Q. Okay. 2 And where it says, Part Number 258, 3 do those part numbers have any meaning to you? 4 A. I have no idea what that is. 5 Q. So, perhaps those may be Abex part 6 numbers? 7 A. Yes. It's not our number. 8 Q. Okay. 9 Now, go in a few pages to the page 10 that's bottom right, Reddaway584. 11 A. 584. 12 Q. Okay. 13 What is this document, if you know? 14 A. I would assume the Bill of Lading. 15 It's part of the paperwork. 16 Q. Right. 17 Does it appear to be dated 18 April 3rd, 1984? 19 A. Yes, it does. 20 Q. Okay. 21 And this is a Reddaway form; right? 22 It says, Reddaway on the top right. 23 A. Yes, it is. 24 Q. Then there's the tradename, Redco. 25 A. Yes.	1 A. Yes. 2 Q. Tell me -- 3 A. And the reason I'm saying that is in 4 early 1983, we were in full production of the 5 non-asbestos. We turn our inventory three times a 6 year. So, this would mean there would be no more 7 asbestos in those sizes. 8 Q. Okay. 9 And when you say "those sizes" -- 10 A. The thickness, the 1/4 and the 11 3/8's. 12 Q. Okay. 13 Are there any documents that would 14 support your contention that Reddaway switched to 15 non-asbestos for these sizes prior to 1984? 16 Are there any documents? 17 A. Yes, there is. 18 Q. What documents would support that? 19 A. There's a price -- there's new 20 pricing on it. 21 Q. Where would you have those 22 documents? 23 If you need to take a break to talk 24 to your lawyer, you're welcome to do it. 25 Okay?

Page 22	Page 24
1 A. Okay. 2 Q. When you say "pricing documents," 3 what do you mean? 4 A. Sent to all of the customers. 5 There was a new pricing and a new -- 6 a new sheet on the non-asbestos material, and it's 7 dated early 1983, and it says it will be replacing 8 the asbestos in the sizes I had given you. 9 Q. When's the last time you saw this 10 document? 11 Have you ever seen it? 12 A. Yes. 13 Q. And when did you see it? 14 A. Week ago. One week ago. 15 Q. Okay. 16 MR. HUGHES: Dexter, do you know if 17 that's been produced? 18 MR. HAMILTON: I would have to look 19 through the production. I assume that, you know, it 20 was available whenever you wanted to pull. So, I 21 would have to look at the production. 22 MR. HUGHES: Okay. 23 MR. HAMILTON: Let's take a break, 24 and I can see if -- see if -- can we take a break? 25 MR. HUGHES: Sure, let's take --	1 The first page of Exhibit-3, tell me 2 what that is. 3 A. Basically, this is a spec sheet on 4 non-asbestos, RNAW, woven brake lining. 5 Q. Okay. 6 And then the document behind it, the 7 page behind it, what's that, if you know? 8 A. That's just pricing. Discount 9 pricing. 10 Q. Okay. 11 And the second page, I don't see any 12 prices on it. 13 I do see -- for example, on the top 14 right it says, less 80-30 percent from list RNAW-1. 15 A. Yeah. They have -- they'd have a 16 full price list of all these, and that's the discount 17 that they would take -- 18 Q. Okay. 19 A. -- and this would be for a Regional 20 Warehouse Distributor. 21 Q. And that's what's on the top left? 22 A. Yes. 23 Q. Right. 24 A. Yes. 25 Q. Okay.
Page 23	Page 25
1 let's go off a few minutes. 2 VIDEO TECHNICIAN: Off the record. 3 The time is 10:20. 4 - - - 5 (Discussion held off the record.) 6 - - - 7 VIDEO TECHNICIAN: Back on the 8 record. 9 The time is 10:29. 10 - - - 11 (At which time a Reddaway 12 Manufacturing Co., Inc., Product Information 13 Sheet and a Redco Private Brand Sheet was 14 received and marked as Deposition Exhibits 3 15 and 4 for identification by the court 16 reporter.) 17 - - - 18 CONTINUATION 19 BY MR. HUGHES: 20 Q. Sir, if you would look at what I 21 have marked as Exhibit-3. 22 A. Yes. 23 Q. Do you see that? 24 A. Yes. 25 Q. Okay.	1 Now, the full price list, do you 2 know if that still exists? 3 A. No, that would not exist. 4 Q. Okay. 5 Now, going back to the first page. 6 Tell me where on this document it 7 indicates that Reddaway will no longer be selling the 8 -- the RBW. 9 A. It does not indicate that, but these 10 looms took six months to a year to change over. 11 There's thousands of spools of yarn on them that had 12 to be retrofitted for the new yarn. So, they 13 couldn't be -- you couldn't just go back and forth 14 with the asbestos and the non-asbestos. It would be 15 impossible. Once they were changed over, that was 16 it. 17 Q. Okay. 18 So, now -- and you weren't at the 19 company when this happened. 20 So, where -- where did you get this 21 information? 22 A. Through Bill Barton, F.W. Barton and 23 Warren Conway. 24 Q. Bill Barton, is he still alive? 25 A. He's deceased.

Page 26	Page 28
1 Q. When did you get the information 2 from him with regard to what you're stating in terms 3 of switching to non-asbestos? 4 A. From the time I started working at 5 Reddaway, until the point he -- he passed away, I got 6 information from him on a daily basis. 7 Q. Okay. 8 And what is it that your testimony 9 -- what's your testimony in terms of what Bill Barton 10 told you about the switching to non-asbestos? 11 A. He -- he told me when we changed 12 over, why we did the sizes that we did first, and 13 that there was still a big demand in Canada for the 14 oil field. So, they ran that until the end. Those 15 oil field sizes are 3/4's, inch, inch and an 1/8. 16 MR. BOUCH: You said 3/4's. 17 I'm sorry, would you repeat that? 18 The oil field sizes are 3/4's -- 19 THE WITNESS: Well, the big oil 20 field sizes are one inch, and an inch and an 1/8, and 21 then there was some 3/4's used in the oil field. 22 - - - 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. Okay.	1 Barton? 2 A. Yeah. 3 Q. Okay. 4 When did he pass away, if you know? 5 If you don't know -- 6 A. I don't have that exact date. 7 Q. Okay. 8 Warren Conway, is he still alive? 9 A. He's deceased also. 10 Q. Okay. 11 What was Mr. Barton's position at 12 the company? 13 A. President. 14 Q. And what was Mr. Conway's position? 15 A. Vice President. 16 Q. Okay. Okay. 17 So, you mentioned the one inch 18 thick. 19 So, what you're saying is, it was 20 offered through 1985 to '86, not sure the exact 21 cutoff, but believes the last of it went to Canada? 22 A. Yes. 23 Q. That's because there were oil fields 24 in Canada? 25 A. Yes.
Page 27	Page 29
1 So, if it was an inch thick, it was 2 not -- well, strike that. 3 How long are you saying that 4 Reddaway offered the inch thick -- 5 A. The inch thick? 6 Q. -- asbestos version of the woven? 7 A. Until '86. 8 Q. Okay. 9 And it was offered right up through 10 November of '86? 11 A. I wouldn't know exactly the -- the 12 cutoff point. 13 Q. Okay. 14 A. I do know that the last of it went 15 to Canada. 16 Q. So, it was offered through sometime 17 in '86, is what you think? 18 A. '85, '86. In that -- in that range. 19 Q. And the last of it went to Canada? 20 A. Yes. 21 Q. And what's your basis for saying 22 that the last of it went to Canada? 23 A. Through conversations with Warren 24 Conway and F.W. Barton. 25 Q. F.W. Barton is the same as Bill	1 Q. And your basis for that is talking 2 to Mr. Barton and Mr. Conway? 3 A. Yes. 4 Q. Okay. 5 Have you seen any documents to 6 support that part of what you're saying? 7 A. There is a document. It's -- could 8 have been a Reddaway Newsletter. 9 Q. Okay. 10 A. It was -- it was given to you. 11 Q. What did it say, if you remember? 12 A. It said that we're ceasing 13 production of asbestos lining. 14 Q. Okay. 15 That was one of those 1986 16 documents? 17 A. Yes. 18 Q. Okay. 19 Like the Facts and Fiction? 20 A. Yes. 21 Q. Okay. 22 Then -- 23 A. It also said on that, that our 24 Canada customers were using it to the end, or 25 something to that effect.

Page 30			Page 32		
1	Q.	Okay.	1	Q.	That many?
2	A.	It does mention the Canadian	2	A.	Yes.
3		customers on there.	3	Q.	So, you would have 4000 or 5000 --
4	Q.	Okay.	4	A.	Yes.
5		Going back, you said an inch and an	5	Q.	-- spools of yarn --
6		1/8. Would that be in the category that was offered	6	A.	Yes.
7		through '85 or '86?	7	Q.	-- on the machine?
8	A.	Yes.	8	A.	Yes.
9	Q.	Okay.	9	Q.	How big would the machine be?
10		And was it the same reason, because	10	A.	Size of this room --
11		it was being used for oil fields?	11	Q.	Okay.
12	A.	Yes.	12	A.	-- with everything.
13	Q.	And you said 3/4's inch?	13	Q.	Do you all still have any of those
14	A.	Yes.	14		machines?
15	Q.	Was that also in this group that you	15	A.	Yes.
16		were saying was offered through 1985, '86?	16	Q.	So, for the 3/4 inch -- for the 3/4
17	A.	Yes.	17		inch, are we talking about one machine or more than
18		I'm sure that the 3/4's was phased	18		one?
19		out before the inch, an inch and an 1/8. Each one of	19	A.	One.
20		these is made in a separate loom, separate machine.	20	Q.	One machine.
21	Q.	Okay.	21		All right.
22		So -- all right. Okay.	22		And so, what steps did Reddaway have
23		So, I guess, taking the 3/4 inch,	23		to go through for the 3/4 inch --
24		walk me through the machinery that it was made on	24	A.	Okay.
25		that's pertinent to the switching to non-asbestos.	25	Q.	-- to get it to non-asbestos?
Page 31			Page 33		
1	A.	Okay.	1	A.	It's the same for all of the looms,
2	Q.	You mentioned a loom, and you're	2		but on the 3/4, what they -- what they did, they ran
3		going to have to forgive my ignorance on this one.	3		a complete -- ran all of the asbestos yarn out --
4		So, the asbestos -- Reddaway bought	4	Q.	Yes, sir.
5		yarn --	5	A.	-- and then once the asbestos yarn
6	A.	Yes.	6		was run out, they'd run it -- they'd run all of the
7	Q.	-- as a raw material.	7		spools down to the minimum, which is as low as they
8		Never bought powder; right?	8		could run it. Then they would tie all of the new
9	A.	No.	9		non-asbestos yarn in to pull it through --
10	Q.	Okay.	10	Q.	Okay.
11		And the yarn comes in spools --	11	A.	-- and then at that point it didn't
12	A.	Yes.	12		work.
13	Q.	-- right?	13	Q.	Okay.
14		And now, tell me what, for the 3/4	14	A.	So, we had big problems because the
15		inch, what would you do -- how would you turn those	15		yarns were different, the tensions were different.
16		spools into the product?	16		Everything was different about them.
17	A.	Okay.	17	Q.	Okay.
18		On the 3/4 inch, that -- that	18	A.	So, they thought that maybe -- they
19		machine only made 3/4 inch, one thickness.	19		really weren't sure how it was going to go. It went
20	Q.	What machine?	20		terribly.
21	A.	It's called a 3/4 inch machine or	21		So, springs had to be changed.
22		loom.	22		Research and development through all this had -- had
23	Q.	Okay.	23		to be changed, and they got the new yarn in it and to
24	A.	Then on that machine, there's,	24		run in the machines.
25		roughly, between four and 5,000 spools of yarn.	25		So, once they did that, there was a

Page 34 1 lot of parts that had to be changed, they couldn't go 2 backwards. 3 Q. Now -- 4 A. None of the machines ever used 5 asbestos after they went to non-asbestos, because 6 they had to do too much work to get them to change 7 them to run the new yarn. 8 Q. Okay. 9 So, what you're saying is, when -- 10 when the company switched to non-asbestos, it turned 11 out that the yarn had different qualities -- 12 A. Yes. 13 Q. -- in terms of things like the 14 tension that needed to be maintained, and you all had 15 to modify or retrofit -- 16 A. Yes. 17 Q. -- the loom machinery -- 18 A. Yes. 19 Q. -- to accommodate the non-asbestos 20 yarn? 21 A. Yes. 22 Q. I suppose that -- would that problem 23 have first been noticed when you were trying to make 24 the first change to non-asbestos on one of these 25 machines?	Page 36 1 Q. Okay. 2 A. -- back then. 3 They definitely started with the 4 much smaller thickness, though. 5 Q. How do you know that, again? 6 A. I was told that. 7 Q. By Mr. Conway and Mr. Barton? 8 A. Yes. There's less yarn in the -- in 9 the 1/4 inch versus the 5/16's and versus the 3/8's. 10 So, that would be the first loom that they changed 11 over, and then they -- they just kept going up the 12 line. 13 Q. Okay. 14 So, there would -- so, if it is a 15 1/4 inch thick, presumably it uses less yarn to 16 produce. 17 A. Yes. Less spools of yarn on it. 18 Q. To produce the same length? 19 A. Yes. 20 Q. Okay. 21 So, would the machine for the 1/4 22 inch have less spools on it? 23 A. Yes. 24 Q. Would it have thousands of spools? 25 A. Let me -- let me explain.
Page 35 1 A. Yes. That's why, in the late '70's, 2 they actually started this process. Maybe early 3 '80's. 4 Q. So, in the late '70's or early '80's 5 is when you're saying the process of switching to 6 non-asbestos started? 7 A. Yes. 8 Q. And when do you believe -- when 9 would have been the first time that Reddaway 10 physically started trying to run non-asbestos yarn 11 for any of its sizes? 12 A. It had to be early '80's, because in 13 1983, they actually had a stock of it. It was ready 14 to be sold. 15 Q. And so, when the conversion's being 16 made in the early '80's, would that have been for, 17 for example, the 1/4 inch thickness? 18 A. Yes. 19 Q. And then you mentioned 5/16's. 20 Would that have been -- 21 A. Yes. 22 Q. Now, would those be two different 23 looms, one for 1/4 inch and one for 5/16's or do you 24 know? 25 A. Wouldn't know on that --	Page 37 1 Q. Okay. 2 A. Okay. 3 Let's take 1/4 inch and 1/2 inch, 4 just round numbers, say 1/4 inch loom has 2000 spools 5 of yarn on it. 6 Q. Yeah. 7 A. 1/2 inch would have 4000. 8 Those aren't the numbers, but that's 9 just, you know, it would double by thickness. 10 Q. Okay. 11 A. It's probably, say, 1000 -- say 1000 12 spools on the 1/4 and 2000 on the 1/2. 13 In those ranges. 14 Q. Okay. 15 Now, the switch -- so you are saying 16 -- now you mentioned -- I wrote down earlier -- 1/4 17 inch, 5/16's, 3/8's and 1/2 inch. 18 A. Yes. 19 Q. Are you saying all four -- all of 20 those four sizes were switched at the same time, or 21 were they switched sequentially, or do you know? 22 A. Do not know. 23 Q. Okay. All right. 24 Do you believe that all four of 25 those sizes were switched in the same early '80's

Page 38	Page 40
1 time period? 2 A. Yes. 3 Q. And is that because you're saying 4 that, by 1983, Reddaway had stock of those four 5 sizes? 6 A. Yes. 7 Q. Okay. 8 A. That sheet, Exhibit-3 -- 9 Q. Right. 10 A. -- that just confirms what I was 11 told. 12 Q. Okay, and that's what I was looking 13 for. 14 Okay. 15 Now, if I look at Exhibit-3, page 16 one, it says, sizes available, thickness, 1/4, 17 5/16's, 3/8's and one half; right? 18 A. Yes. 19 Q. Okay. 20 And is the reason why Reddaway 21 switched those sizes first, did it have to do with 22 there being less spools in the machine or had to do 23 with the market with regards to oil fields or 24 something different? 25 A. This was not an oil field size.	1 Q. Because when you set out your 2 product information sheet on April 1, 1983, you 3 already had stock ready to sell? 4 A. Yes. 5 Q. Okay. 6 Now, what is your basis for saying 7 that there wasn't a period of time when Reddaway 8 wasn't selling, say, the 1/4 inch non-asbestos and 9 also the 1/4 inch asbestos? 10 Are you saying that would take two 11 separate looms to make if you wanted to do them both? 12 A. Yeah. They never did both. 13 Q. Okay. 14 A. Once they changed the loom over, 15 that was it. 16 Q. And they would have one loom for -- 17 so for 1/4 inch -- 18 A. Yes. 19 Q. -- there would be one particular 20 loom that would make it -- 21 A. Yes. 22 Q. -- and not two looms? 23 A. One loom. 24 Q. Okay. 25 And Reddaway at all times just had
Page 39	Page 41
1 This was an industrial size. 2 Q. Right. 3 A. So, the industrial got switched 4 before the oil field. 5 Q. But was the thing that was driving 6 it you're saying was the fact that it was less spools 7 on the loom or something else? 8 A. It could have been that, and then 9 also that it was the industrial sizes that they 10 switched over first. 11 Q. Okay. 12 A. It was the demand. The industrial 13 side of it went to non-asbestos before the oil field 14 side of it. 15 Q. But why? 16 What would be the driver for that? 17 A. That's -- that's just how it was. 18 Q. But your testimony under oath is 19 that from Mr. Barton and Mr. Conway, your 20 understanding is that those -- the sizes, from a 1/4 21 inch to 1/2 inch were switched first? 22 A. Yes. 23 Q. And that happened prior to April 1, 24 1983? 25 A. Yes, it did.	1 one facility? 2 A. Yes, that's it. 3 Q. And manufacturing and the office are 4 in the same facility? 5 A. Yes. 6 Q. Okay. 7 The looms -- machines -- so the 8 looms say that had to be -- strike that. 9 So, for the 1/4 inch, would that 10 loom have had to have the alterations because of the 11 tensions being different? 12 A. Every -- every loom had to be 13 changed over. 14 Q. Okay. 15 Would there be records that would 16 show those changes, for example, drawings or engineer 17 -- 18 A. No. 19 Q. -- or anything like that? 20 A. No. 21 Q. How do you know there aren't any? 22 A. I searched for them. 23 Q. Okay. 24 So that the machine that makes the 25 1/4 inch, is that machine still at Reddaway today?

Page 42 1 A. Yes. 2 Q. What's it called? 3 Does it have a little brand name? 4 A. No. 5 Q. You never named it? 6 A. Nope. 7 Q. Do you know who made it originally? 8 A. They are all handmade, probably in 9 the early or in the late 1800's, right in the 10 factory. They were built into the floors. 11 Q. Oh, really. 12 A. Yeah. 13 Q. So -- 14 A. These -- these looms were all, like, 15 1890. 16 Q. Wow. Okay. 17 A. We're not a real modern facility. 18 Q. Okay. 19 Now -- 20 (Pause) 21 MR. HUGHES: Let me find something. 22 Actually, let's do this. 23 Let's go off for a second. 24 VIDEO TECHNICIAN: Off the record. 25 The time is 10:48.	Page 44 1 will see it towards the bottom of the page you're 2 being asked about the switch and November, 1986, says 3 the date when your company is completely out of 4 asbestos. 5 Do you see that? 6 A. Yes. 7 Q. Okay. 8 And look at the top of page 66. 9 What you said in your answer there 10 was, "basically, November, '86, we were completely 11 out of it. We started purging the system prior to 12 that year. That was the deadline. We wanted 13 everything out of the plant. All asbestos products 14 in any way, shape or form. And we were already in 15 the process. We already had our non-asbestos out 16 back in 1985, we were running the non-asbestos 17 lining." 18 Do you see that? 19 A. Yes. 20 Q. Okay. 21 Now, in that answer it refers to 22 1985, as being the year when there was some amount of 23 asbestos. 24 Are you now saying that there was 25 non-asbestos being produced prior to 1985?
Page 43 1 - - - 2 (Discussion held off the record.) 3 - - - 4 (At which time a Gipp vs. Abex 5 11-8-93, Deposition Transcript of William 6 Todd Walker was received and marked as 7 Deposition Exhibit 5 for identification by 8 the court reporter.) 9 - - - 10 VIDEO TECHNICIAN: Back on the 11 record. 10:58. 12 - - - 13 CONTINUATION 14 BY MR. HUGHES: 15 Q. Sir, I've handed you a transcript 16 from your deposition back in the 1993 case. 17 A. Yes. 18 Q. Okay. 19 Let me ask you first to go to page 20 65, and there's four pages on each page. It's kind 21 of confusing, but on the top right it will say page 22 65. 23 A. Okay. Yes. 24 Q. Okay. 25 Now, if -- if you look there, you	Page 45 1 MR. HAMILTON: Objection to the 2 form. 3 THE WITNESS: What was the question? 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. Well, why did you say 1985 in this 8 deposition, in the 1993 deposition? 9 A. The non-asbestos already on hand. 10 The non-asbestos. Okay. 11 In 1985 we were running the 12 non-asbestos lining. I never said we weren't -- we 13 weren't running asbestos. 14 What was the question again? 15 Q. Well, here you're saying we had 16 non-asbestos out in 1985; right? 17 A. Yes. 18 Q. Okay. 19 But what you're saying now is the 20 company actually switched to non-asbestos for some of 21 its lining even before 1983; right? 22 A. Yes. 23 Q. Okay. 24 If you look at page -- look at page 25 83.

Page 46 1 All right. 2 At page 83 -- at the bottom of page 3 82, you're asked what is the RNAW, and that is the 4 non-asbestos woven; right? 5 A. Yes. 6 Q. Then you're asked, what's the RBW. 7 That's the Redco bonded woven. 8 That's the asbestos. 9 A. Yes. 10 Q. Okay. 11 And then at the bottom of page 83 12 there's the question; "so, both were being 13 manufactured prior to that time?" 14 And you said, yes; right? 15 Do you see that at the bottom of the 16 page? 17 A. Non-asbestos being manufactured 18 prior -- wait -- wait. 19 Q. It says, "was non-asbestos being 20 manufactured prior to November 18, '86?" 21 You said, "yes." 22 A. Yes. 23 Q. And then -- so both were being 24 manufactured prior to that time? 25 A. Yes.	Page 48 1 switch from asbestos to non-asbestos in the lining? 2 A. I wouldn't know that. 3 Q. Okay. 4 The product information sheet that's 5 Exhibit-3, was that internal or was that sent outside 6 of the company? 7 Do you know? 8 A. I don't have three. 9 Q. It's probably underneath there. 10 A. Oh, three. 11 No. This would have been sent to 12 our customers. 13 Q. Okay. 14 If you know, was the non-asbestos, 15 the RNAW, was that able to hold up under the same 16 conditions as the RBW, the asbestos version? 17 A. Yes. 18 Q. Okay. 19 A. It was a direct replacement. 20 Q. Okay. 21 Did Reddaway publicize to its 22 customers when it was switching to non-asbestos for 23 any given run of these widths of the woven line or 24 did Reddaway just do it, didn't say anything about 25 it, because they both work the same?
Page 47 1 Q. Okay. 2 But what you're saying now is, when 3 both were being manufactured, what that meant was, 4 say, the 1/4 inch might have switched to 5 non-asbestos -- 6 A. Yes. 7 Q. -- but the one inch was still on 8 asbestos, because you hadn't fixed the loom yet? 9 A. Yes. 10 Q. Is that what you're saying? 11 A. Yes. 12 Q. Okay. 13 Let me show you some more of these 14 invoices. 15 Let see. 16 If you go -- go back to Exhibit-2, 17 which is the one with the invoices, or the sales 18 record -- 19 A. Okay. 20 Q. -- and then Exhibit-3, the Product 21 Information Sheet. 22 Would something have been sent to 23 Abex, if you know? 24 Would anything have been sent from 25 Reddaway to Abex informing Abex that there was a	Page 49 1 A. I wouldn't know. 2 Q. You don't know? 3 A. Couldn't answer that. 4 Q. All right. 5 So, you don't know when, if ever, 6 Abex might have learned that the lining it was buying 7 no longer had asbestos in it? 8 A. I wouldn't know that either. 9 Q. Okay. 10 And just to go back to this last 11 page of Exhibit-3. 12 When was a price list first issued 13 that showed the RNAW on it? 14 Do you know? 15 A. I wouldn't know that either. 16 Q. Have you ever seen the actual price 17 list that's being referenced on the last page of 18 the -- 19 A. No, I have not. 20 Q. Okay. 21 Do you know if that price list 22 showed prices for both asbestos containing and 23 non-asbestos containing products? 24 Do you know one way or the other? 25 A. I wouldn't know, because I've never

Page 50	Page 52
1 seen it. 2 Q. Okay. I'm just checking. 3 And then on Exhibit-4 -- 4 A. Okay. 5 Q. -- it's a one-page exhibit. 6 A. Here it is. Yeah. 7 Q. Yeah, that says private brand. 8 Is that the same thing as 9 re-branding or no? 10 Or, do you know? 11 A. I don't understand that question. 12 Q. Okay. 13 Is it correct that some of the woven 14 lining Reddaway sold, it was the Reddaway brand; 15 right? 16 A. People sold it as the Reddaway 17 brand. 18 Q. Yeah. 19 A. Yes. 20 Q. And it would be in a burlap bag 21 typically; right? 22 A. Yes. 23 Q. Okay. 24 But then for Abex, Reddaway would 25 sell it to Abex with the idea that Abex is going to	1 Q. Okay. 2 A. It went out exactly the same way. 3 If you looked at two different 4 accounts, it would be -- you wouldn't be able to know 5 which was what. It had the tags on it. Everything 6 was identical. 7 Q. Okay. 8 So, if you had Abex ordering some 9 rolls and then -- and they are going to end up 10 selling it as Abex, and then another company orders 11 it just the Reddaway -- 12 A. Yes. 13 Q. -- it's going to look the same? 14 A. Exactly the same. 15 Q. Okay. 16 Either way? 17 And typically it was in a bag -- a 18 burlap bag? 19 A. Yes. 20 Q. Okay. 21 And did the burlap bag have a 22 warning on it or a caution statement? 23 A. Yes, it did. 24 Q. How do you know that? 25 A. To this day we still put on warnings
Page 51	Page 53
1 sell it under its own brand -- 2 A. Yes. 3 Q. -- right? 4 A. Yes. 5 Q. And that was also done for S.K. 6 Wellman, I think? 7 A. It could have been, yes. 8 Q. Okay. 9 And was there a company called SECO. 10 A. Yes. 11 Q. Was it done for SECO? 12 A. Yes. 13 Q. Let me ask you this first. 14 What was the, if you know, what was 15 the difference between -- if I saw a roll of the 16 lining -- 17 A. There was no difference. 18 Q. Okay. 19 Did it have anything different in 20 terms of the -- the -- anything printed or -- 21 A. No. 22 Q. -- put on the roll? 23 A. It was the pricing. 24 Q. It was the price? 25 A. That was the only difference.	1 that say, non-asbestos. Fiberglass could cause harm 2 if you breath -- breath it. They were very -- very 3 firm about these labels -- putting these labels on. 4 Q. Okay. 5 When was the caution statement first 6 put on? 7 A. 1972. 8 Q. And what's your basis for that? 9 A. OSHA. We followed all of the OSHA 10 rules. 11 Q. Okay. 12 But who told you that? 13 For example, did Mr. Barton tell 14 you? 15 A. Oh, yeah. They were very -- told me 16 that constantly. 17 Q. Okay. 18 A. I asked them what -- there was no 19 asbestos when I first started working for them. But 20 I asked them, you know, with these labels, "why are 21 we required to put these Fiberglass labels on?" 22 They said, "we're not required to, 23 but we're going to put them on just in case 24 Fiberglass does the same thing that asbestos does." 25 So, to this -- to this day we still

Page 54 1 put them on everything. 2 Q. Okay. 3 A. I think we're the only ones in the 4 industry that do that. 5 - - - 6 (At which time a Redco, Process and 7 Procedure for Packing using Burlap was 8 received and marked as Deposition Exhibit 6 9 for identification by the court reporter.) 10 - - - 11 CONTINUATION 12 BY MR. HUGHES: 13 Q. Exhibit-6, have you seen this 14 document before? 15 A. Yes, I have. 16 Q. And this is showing how the rolls 17 would be packaged up? 18 A. Yes. 19 Q. Okay. 20 Looking at the photo on the first 21 page, is the caution label on there? 22 A. Yes. Caution label is the larger 23 label. 24 Q. You've got -- let's see. 25 There's two white labels. Sort of	Page 56 1 received and marked as Deposition Exhibit 7 2 for identification by the court reporter.) 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Okay. 7 You're looking at Exhibit-7. 8 Is that the caution label that you 9 are talking about? 10 A. Yes. This is the caution label that 11 was put on all of the asbestos lining. 12 Q. Okay. 13 Now, are you saying that when 14 Reddaway switched to non-asbestos, they would still 15 use a caution label that says asbestos? 16 A. No,, the caution label would say 17 Fiberglass -- 18 Q. Okay. 19 A. -- at that point. 20 Q. So -- but where it refers to 21 asbestos, it would change to Fiberglass? 22 A. Yes. 23 Q. And -- so, when -- and you're saying 24 Reddaway switched for the 1/4 inch to the 1/2 inch in 25 the early '80's, that's what you are saying; right?
Page 55 1 the skinnier rectangular one and a more square one 2 underneath it. 3 A. Yes. The more square one underneath 4 is it the caution label -- 5 Q. Okay. 6 A. -- and the label above that, which 7 went on every product, had the size of the material. 8 Q. Okay. 9 And would you have expected that, 10 for sales to Abex, what we see in Exhibit-6, is 11 typically how it would have been packaged? 12 A. Exactly the same. 13 Q. Okay. 14 The caution label -- are you saying 15 the same caution label language was continued after 16 it switched to non-asbestos? 17 A. Yes. 18 MR. HAMILTON: Objection to form. 19 No, that's fine. 20 MR. HUGHES: He has to object once 21 in awhile to preserve the objection, but you can 22 still answer, unless he tell's you not to. 23 MR. HAMILTON: Right. 24 - - - 25 (At which time Caution Labels were	Page 57 1 A. Yes. Started manufacturing it, yes. 2 Q. Okay. 3 But they had it in stock by 1983? 4 A. Yes. 5 Q. Okay. 6 So, are you saying that this -- the 7 material they had in stock by 1983, would have had 8 the caution label saying Fiberglass, or do you know? 9 A. I wouldn't know. 10 - - - 11 (At which time a Reddaway File Copy 12 Invoice dated 1/27/88 was received and 13 marked as Deposition Exhibit 8 for 14 identification by the court reporter.) 15 - - - 16 MR. HAMILTON: Number eight? 17 COURT REPORTER: Yes. 18 - - - 19 CONTINUATION 20 BY MR. HUGHES: 21 Q. Okay. Looking at Exhibit-8. 22 The top page appears to be a sales 23 document from 1988; right? 24 A. Yes. 25 Q. Okay.

Page 58 1 And that one says, unbranded 2 non-asbestos woven brake lining -- 3 A. Yes. 4 Q. -- right? 5 A. Yes. 6 Q. That says 5/16's? 7 A. Yes. 8 Q. Now, if you compare the earlier -- 9 the 1984 sales records -- 10 A. Yes. 11 MR. HAMILTON: Exhibit-2? 12 MR. HUGHES: Yes. 13 Okay. 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. On Exhibit-2, go to page Reddaway 18 585. 19 A. Okay. 20 Q. Okay. 21 And that's -- that's a Reddaway 22 invoice dated April 30, 1984; right? 23 A. Yes. 24 Q. And at the top there it says, 25 50 feet of three inch by 1/4 inch unbranded heavy	Page 60 1 have been non-asbestos? 2 A. It -- it's hard to say, because in 3 '83 they changed over. There's no way really to 4 tell. 5 Q. Okay. 6 Well, the invoice dated April 30, 7 1984, which refers to 50 feet of three inch by 1/4 8 inch unbranded heavy duty woven brake lining; right? 9 A. Yes. 10 Q. Okay. 11 Would that have been asbestos 12 containing, non-asbestos or don't know? 13 A. Don't know. 14 Q. Okay. 15 How come you don't know? 16 I thought what you were saying 17 earlier is, for 1/4 inch, the company had changed the 18 loom to non-asbestos before 1984. 19 A. We did change the loom. 20 Q. Okay. 21 Could you have still had asbestos 22 lining in stock? 23 A. That's what I don't know. 24 Q. Okay. All right. 25 Do you know -- let's see.
Page 59 1 duty woven brake lining; right? 2 A. Yes. 3 Q. Okay. 4 Then the one in Exhibit-8, the 5 invoice from 1988 says, unbranded non-asbestos woven 6 brake lining -- 7 A. Yes. 8 Q. -- right? 9 A. Yes. 10 Q. Okay. 11 If the invoice from 1984 was 12 non-asbestos, how come it doesn't say that on it? 13 A. In -- in looking through some of 14 these invoices, it seems like there was -- there's no 15 -- it looks like after 1986 everything said 16 non-asbestos, RNAW, or non asbestos or the word 17 non-asbestos in it. 18 Prior to that it -- I don't know 19 what -- I don't know who typed the orders, what they 20 did. I don't know. 21 It says, unbranded heavy duty woven. 22 It doesn't say RBW. It doesn't say RNAW. 23 Q. Okay. 24 But the one from 1984, it's for the 25 1/4 inch, it's still your testimony that that would	Page 61 1 Do you have any idea how much of the 2 asbestos woven lining would have still been in stock 3 as of April, 1984? 4 A. No, I don't. 5 Q. Okay. 6 And would there be any records that 7 would tell us? 8 A. No records. 9 Q. Okay. 10 Do you know one way or the other 11 whether there was some of the asbestos lining still 12 in stock in 1985? 13 A. I wouldn't -- wouldn't know that 14 either. 15 Q. Okay. 16 A. I was told that most of it was gone, 17 but what sizes, I don't know. 18 Q. Okay. 19 In the time period from, say, 1983 20 through -- well, after November, 1986, Reddaway flat 21 out didn't sell any asbestos products; right? 22 A. Yes. 23 Q. In other words, after November, 24 1986, not only did Reddaway stop manufacturing 25 products with the asbestos, but they wouldn't sell

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Todd Walker on 04/13/2012

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1 stock that had asbestos if there were any leftover 2 stock that -- 3 A. I came in '87. There was nothing in 4 the building -- 5 Q. Okay. 6 A. -- at all. 7 Q. So, it was all gone by then? 8 A. Yes. 9 Q. Okay. 10 But sitting here today, you don't 11 know one way or the other whether Reddaway still had 12 some of the asbestos woven brake lining in stock for 13 say the 1/4 inch size in 1985? 14 A. Wouldn't know. 15 Q. Okay. 16 And that would be the same answer 17 for 1986 up through November? 18 A. Yes. 19 Q. Okay. 20 What you know is that, when you came 21 in 1987, there was nothing in there that had 22 asbestos? 23 A. No. 24 Q. Okay. 25 And when exactly did you come in	1 RBW. It doesn't say RNAW. It just says heavy duty 2 woven, Yes, sir. 3 Q. All right. 4 And that -- that appears to be a 5 Reddaway form invoice; right? 6 A. Which one? 7 Q. The Reddaway 585. 8 A. 0585. 9 Q. Yeah, it's on Exhibit-2. 10 A. Yes, that is. 11 Q. Okay. All right. 12 Let's see. The next page, that's 13 another Reddaway form. Looks like a shipping form; 14 right, Reddaway 586? 15 A. Yeah, it's just another copy. 16 Q. Okay. 17 If you go to Reddaway 589, a few 18 more pages -- Reddaway 589, where it says at the top, 19 225 feet. 20 So, would that be a series of rolls? 21 A. Yes. 22 Q. Okay. 23 Once again, we can't tell from that 24 whether it was asbestos or not; right? 25 A. Nope.
Page 63	Page 65
1 1987; was it more towards the beginning of the year, 2 the end the year, or don't know? 3 A. I'd have to look. I don't -- I 4 don't even know. 5 Q. Okay. Fair enough. 6 But you graduated in '87 -- 7 A. Yes. 8 Q. -- and that's how you remember the 9 date. 10 A. Yeah. So, I'm sure it's middle -- 11 past the middle. 12 Q. All right. 13 A. Yeah. 14 Q. That would make sense. 15 A. Okay. 16 Q. So, just to dot the I on this. 17 On the Exhibit-2, the April 30, 1984 18 invoice, Reddaway 585, sitting here today, you don't 19 know one way or the other whether that was the 20 asbestos version that was being sold out of stock or 21 whether it was the non-asbestos that was being 22 produced on the altered loom, you just don't know? 23 A. Don't know. 24 Q. Okay. 25 A. It doesn't say -- it doesn't say	1 Q. Okay. 2 Looking at Reddaway 593, same thing 3 again. 4 Can't tell if it's asbestos or 5 non-asbestos; right? 6 A. Same -- same thing. 7 Q. Okay. 8 Let me ask you. 9 Was it the same prices? 10 Could you tell from the price 11 whether it was asbestos or non-asbestos? 12 A. I don't have any idea. 13 Q. Okay. 14 And on that one I'd ask through your 15 lawyer that you all go and check, because that would 16 be important. 17 For example, look at Reddaway 594 -- 18 A. 594? 19 Q. Another page or two. 20 On that one, you see where it has 21 the at sign and it says, for example, 1295? 22 A. No. Where? 23 1295. Okay. 24 Q. Do you see that? 25 A. Yeah.

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Page 66 1 Q. Does that look like a per unit or 2 per foot price or do you know? 3 A. I wouldn't know on that. 4 Q. Okay. Okay. 5 A. Well, wait a minute. 6 It would have to be -- it would have 7 to be per foot, because if you have times. A hundred 8 feet times 12.95, wouldn't that give you 1295? 9 Q. Yeah. 10 A. It's got to be per foot. 11 Q. Yeah. Okay. 12 Sitting here today, you don't know 13 whether the 12.95 per foot could help us rule out one 14 way or the other whether it was the asbestos or 15 non-asbestos? 16 A. Wouldn't have any idea -- 17 Q. Okay. 18 A. -- what -- what the pricing was back 19 then. 20 Q. All right. 21 If Reddaway is able to figure that 22 out, reverse engineer, that way to figure out whether 23 that was asbestos or not as we proceed in the case? 24 A. There would be no way to figure that 25 out.	Page 68 1 they changed that form. 2 Q. Okay. 3 How do you know -- are you certain 4 that, back in 1984, the form that said asbestos would 5 be used whether the order was being filled with 6 asbestos or non-asbestos? 7 A. I don't have that answer. 8 Q. Okay. 9 VIDEO TECHNICIAN: Go ahead. 10 - - - 11 CONTINUATION 12 BY MR. HUGHES: 13 Q. And are you certain, in 1984, 14 whether Reddaway had generated a non -- a form that 15 said non-asbestos as of 1984? 16 Do you know one way or the other? 17 A. I don't know. I don't know that 18 information either. 19 Q. Okay. 20 Would there be anybody that you can 21 think of that would know? 22 A. I would be the only one. 23 Q. Okay. 24 (Pause) 25 Q. All right.
Page 67 1 Q. Well, if you could find a price 2 list, couldn't you figure it out that way? 3 A. We don't have one, though. 4 Q. Okay. 5 Then look at Reddaway 601, just a 6 few more pages in. 7 A. 601. 8 Q. So, this is another Bill of Lading 9 now. It should be Reddaway 601. 10 A. Yeah. 11 Q. This is another Bill of Lading, a 12 shipping document -- 13 A. Yep. 14 Q. -- right? 15 A. Huh-huh. 16 Q. All right. 17 And it's showing delivery to Abex in 18 the Winchester plant. 19 A. Yes. 20 Q. Okay. 21 So, once again, the form indicates 22 six -- it says six bales asbestos brake lining; 23 right? 24 A. Yeah. That was our standard form. 25 I don't know when they changed. I don't know when	Page 69 1 When Reddaway was producing the RBW 2 with the asbestos, am I correct that Reddaway does 3 not know -- can not provide a complete list of its 4 raw material suppliers? 5 A. We don't have any of that 6 information anymore. 7 Q. Okay. 8 And from the time period of say, 9 towards the end from, say, 1980 through 1986, are you 10 able -- is Reddaway able to tell me a complete list 11 of all the possible asbestos yarn suppliers? 12 A. No, I'm not. 13 Q. Okay. 14 In the later years, am I correct 15 that Amatex was a major supplier of the yarn -- 16 A. Yes. 17 Q. -- from a facility, an ore mine in 18 Mexico? 19 A. I don't know that. 20 Q. Okay. 21 A. I just know the name Amatex. 22 Q. Oh, but because of lack of records, 23 Reddaway is unable to say under oath that Amatex was 24 the only supplier of the yarn in that time period? 25 MR. BOUCH: Object to the form of

Page 70 1 that question. 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. Okay. 6 Was Amatex the only supplier of yarn 7 in that time period? 8 A. I wouldn't know that. 9 Q. Okay. 10 What is your understanding of how 11 Reddaway would have gone about ordering yarn? 12 A. Verbally. 13 Q. Just pick up the phone? 14 A. Pick up the phone. 15 Q. Okay. 16 Are you aware one way or the other 17 of whether asbestos yarn was ever sold on the market 18 that had crocidolite or amosite in it? 19 A. I wouldn't know any of that. 20 Q. Okay. 21 So, do you know whether any of the 22 yarn that Reddaway used from the time period 1980 to 23 1986, had crocidolite or amosite in it? 24 A. I wouldn't know that. 25 Q. Okay.	Page 72 1 if I had a test result that purported to show that 2 the brake lining was tested in the 1980's, and it 3 showed the presence of crocidolite or amosite in the 4 sample, am I correct then that Reddaway would have no 5 basis to dispute that either way? 6 MR. HAMILTON: Objection to the 7 form. 8 MR. BOUCH: Object to the form. 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. Am I correct? 13 MR. HAMILTON: You can answer. 14 MR. HUGHES: In other words, 15 Reddaway -- 16 THE WITNESS: I wouldn't -- wouldn't 17 have any idea. 18 - - - 19 CONTINUATION 20 BY MR. HUGHES: 21 Q. Okay. 22 And is it correct that Reddaway 23 itself never tested the asbestos brake lining to see 24 what kind of asbestos was in it? 25 A. We did not.
Page 71 1 Is there anybody at Reddaway that 2 would know? 3 A. No, there's not. 4 Q. Okay. 5 When Reddaway was ordering raw 6 material, it was always yarn; it was never -- 7 A. It was always yarn. 8 Q. Okay. 9 And we just don't have records 10 anymore that -- 11 A. No. 12 Q. -- would completely account for 13 those orders? 14 A. We don't have any records that go 15 back that far. 16 Q. Okay. 17 - - - 18 (At which time a Friction Products 19 by Redco Brochure was received and marked as 20 Deposition Exhibit 9 for identification by 21 the court reporter.) 22 - - - 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. Before I get to this exhibit, if --	Page 73 1 Q. Okay. 2 Roughly, what percentage of total 3 sales in the '80's of Reddaway products would consist 4 of the woven lining? 5 Was that the primary product? 6 A. Yes. Yes. 7 Q. That was the product? 8 A. Yes. 9 Q. Okay. 10 The exhibit put in front of you, 11 Number-9, have you seen that before? 12 A. Yes. 13 Q. Okay. 14 And looking just on the front there 15 -- actually, let's go in a page. 16 If you go in a page, do you see -- 17 is that actually a picture of what the -- the woven 18 brake lining looked like? 19 A. Yes. 20 Q. Okay. 21 Is that how it would be -- well, 22 strike that. 23 The way it would have been shipped 24 to Abex, would it look like that, except it would be 25 put into a burlap bag --

Page 74 1 A. Yes. 2 Q. -- is that right? 3 A. Yes. 4 Q. Okay. 5 Would there have been any labeling? 6 Now, you told me about the label 7 that was on the burlap bag. 8 A. Yes. 9 Q. Would there have been any labeling 10 on the roll of lining itself? 11 A. Yes. 12 Q. Okay. 13 What would have been on the roll of 14 lining? 15 A. A warning label. 16 Q. Okay. Go ahead. 17 A. A warning label, and then the other 18 size label above it. 19 Q. Okay. 20 In a prior deposition, one of the 21 witnesses indicated it was speculation in terms of 22 whether there was actually a second label that was on 23 the roll itself. 24 A. There was always a label on both. 25 Q. How do you know that?	Page 76 1 Q. And you're saying that both of the 2 labels that we see on the burlap bag on Exhibit-6, 3 both of those labels have would been put physically 4 on the roll? 5 A. Yes. 6 Q. Okay. 7 Would the labels that we see on 8 Exhibit-6 on the bag, would either of those labels 9 have said Reddaway or Redco on it? 10 A. Yes. 11 Q. Okay. Then help me out. 12 In a case of where Reddaway is 13 selling the roll to Abex -- 14 A. Okay. 15 Q. -- and Abex is re-branding it and 16 selling it as an Abex product, are you testifying 17 that, in that case, it would still have a label on it 18 that said Reddaway? 19 MR. HAMILTON: Objection to the 20 form. 21 You can answer. 22 THE WITNESS: I -- I don't know what 23 they do with it after they got it. 24 I know how it went out of our plant. 25 - - -
Page 75 1 A. I was told that from Bill Barton and 2 Warren Conway, and to this day we still do it the 3 same way with the Fiberglass labels. We put one on 4 the outside, and we put one on every roll. 5 Q. Okay. 6 So, your testimony is that there 7 would have been a label on the burlap bag; right? 8 A. Yes. 9 Q. And there also would be a label 10 physically on the roll? 11 A. On the roll. 12 Q. Okay. 13 A. Each roll. We had special tacks 14 that we -- the labels were self adhesive, and then we 15 actually tacked them on also. They weren't easy to 16 get off. 17 Q. Okay. 18 A. The other thing we do; the labels 19 were placed on the roll in a certain place. 20 If you look at the little flap where 21 it comes around, like, when you roll something up, we 22 put it right by that flap so if it ever did rub up 23 against anything it couldn't take the label off. It 24 was, like, protected. 25 We do it the same way today.	Page 77 1 CONTINUATION 2 BY MR. HUGHES: 3 Q. Okay. 4 But you weren't there prior to '87; 5 right? 6 A. No, but we do it the same way to 7 this day. 8 Q. Okay. 9 So, let me ask you this. 10 After 1987, is it correct that 11 Reddaway still sold the roll lining to Abex under the 12 re-branding agreement; right? 13 MR. HAMILTON: Objection to the 14 form. 15 - - - 16 CONTINUATION 17 BY MR. HUGHES: 18 Q. Or Reddaway -- how long did Reddaway 19 continue to sell the rolls of lining to Abex, if you 20 know? 21 A. I don't have an exact date. 22 Q. Okay. 23 A. I don't have that memorized. 24 Q. Okay. 25 The invoices that you all produced,

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Page 78 1 I think it went into at least the early '90's. 2 A. That was the last date. 3 Q. Okay. 4 So, what is your testimony in terms 5 of; if I looked at one of those rolls that was being 6 sold to Abex say in 1989 or 1990, the later years, 7 are you saying it would have a label on it that said 8 Reddaway? 9 A. The label could -- it said -- it 10 could have said bonded woven. It have could have 11 said woven lining, but it was our label. 12 Q. Okay. 13 A. Everybody knew what our label looked 14 like, because it was, like, a hard, little manila 15 label. 16 Q. Okay. 17 But -- and you're saying that that 18 label actually said Reddaway or Redco on it? 19 A. I wouldn't know exactly -- it could 20 have said woven. At that time period, I don't know. 21 I know at one point it did say -- it 22 just said Redco on it. I know at one point it just 23 said heavy duty woven. I know at one point it said 24 woven. 25 I don't know the different points of	Page 80 1 had a -- it had the warning on it, too, the caution 2 statement? 3 A. Yes, but they were Fiberglass 4 caution labels. 5 Remember, I wasn't there with the 6 asbestos. 7 Q. All right. 8 You never saw a roll of lining being 9 sold to Abex that had the asbestos caution on it 10 because when you got there -- 11 A. True. 12 Q. -- the company had switched. 13 Is that correct? 14 A. True. 15 Q. Okay. 16 The copy of your old deposition, 17 Exhibit-5, can you go to page 24? 18 A. Okay. 19 Q. Okay. 20 Now, in this deposition -- I'm going 21 to start halfway down that page. 22 The question was, "when you say 23 baled or boxed." 24 Answer, "we put a burlap sack over 25 it."
Page 79 1 -- of when they changed it -- 2 Q. Okay. 3 A. -- but it was the same little manila 4 label that everybody knew. 5 Q. Okay. 6 A. Like, if I saw a lining in 7 somebody's plant, I knew it was mine just by the 8 label. 9 Q. Did you physically see rolls that 10 were sold to Abex that had the labels on them? 11 A. Repeat that. 12 That Reddaway shipped out? 13 Q. Yeah -- 14 A. Yes. 15 Q. -- to Abex. 16 A. To Abex. 17 Q. You saw some of those rolls? 18 A. Yes. 19 Q. Okay. 20 And what did you see? 21 Did they have the labels on them? 22 A. It had a manila little label on it 23 that had the size on it. 24 Q. Okay. 25 And you are saying that it had -- it	Page 81 1 Do you see that? 2 A. Where are you at? 3 Q. Halfway down on page 24. 4 A. Okay. 5 Q. Do you see where it says, "and these 6 stickers would have been on the burlap bag?" 7 Is that correct? 8 A. "And these stickers would have been 9 on the burlap bag?" 10 Yes. 11 Q. And the answer is yes; right? 12 A. Yes. 13 Q. Okay. 14 And then you say, "so everybody -- 15 they were visible for everybody to see." 16 A. Yes. 17 Q. Okay. 18 Next question was; "were they ever 19 actually placed on the friction block themselves?" 20 Answer, "they could have been." 21 A. Okay. 22 You are talking a friction block. 23 That's a whole different -- that's not a roll of 24 lining. 25 Q. Okay.

Page 82 1 So, as to the friction block then, 2 the question is; "you're speculating at this time?" 3 Answer, "yes." 4 So, the way I read that is, you're 5 not sure whether a label was actually put on the 6 friction blocks? 7 A. That's a friction block. 8 MR. HAMILTON: Objection to the 9 form. 10 MR. HUGHES: Okay. 11 THE WITNESS: That's not a roll of 12 lining. 13 - - - 14 CONTINUATION 15 BY MR. HUGHES: 16 Q. Okay. 17 First tell me the difference. 18 A. Okay. 19 A friction block is just a block of 20 lining. 21 Q. Okay. 22 Would it be woven or molded? 23 A. Yeah. Okay. 24 What would happen -- okay -- 25 Q. Just walk me through it in your own	Page 84 1 A. There could have been on each block, 2 but there was always one on the outside of the box 3 because it was packaged in a box. 4 Q. Okay. 5 But as to the rolls of lining, 6 you're saying -- you are sure there was a label each 7 one? 8 A. Every lining had -- roll of lining 9 had a label on it. 10 You got to remember, a block is a 11 finished product drilled ready to bolt on. There's 12 no cutting. No drilling. There's nothing that has 13 to be done to that. 14 A roll of lining has to be cut. 15 Therefore, OSHA regulations state that it has to have 16 the tag on every roll of lining. 17 Q. Okay. 18 A. We technically didn't even have to 19 put it on the box, but we put it on the box of every 20 brake block that went out, even though it was 21 completely -- no drilling, no cutting to be done. 22 Q. Okay. 23 And your testimony is, you believe 24 that the asbestos warning was actually put on the 25 roll itself --
Page 83 1 words. 2 A. Let me read this. Okay. 3 This is comp -- okay. 4 First of all, friction block didn't 5 -- didn't go in burlap. 6 Q. Okay. 7 A. See, they changed it. They -- you 8 were talking about rolls, then they started talking 9 about blocks. Blocks are packaged in a box. 10 Q. Okay. 11 A. We never sold blocks to Abex or 12 anything. 13 Q. Right. 14 Because all you sold to Abex was the 15 rolls; right? 16 A. Yeah. This was an oil field -- 17 Q. One of the oil field products? 18 A. Yes. 19 Q. Okay. 20 A. Yes. 21 Q. So, what you're saying is, after 22 those friction blocks, you're not sure if there is a 23 label on it or not? 24 A. On the friction blocks? 25 Q. Right, on the friction blocks.	Page 85 1 A. Yes. 2 Q. -- even when it was sold to Abex -- 3 A. Yes. 4 Q. -- under a re-branding arrangement? 5 A. Yes. 6 MR. HAMILTON: Object to the form. 7 MR. HUGHES: All right. 8 Let me ask you this. 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. If you look at Exhibit-9 again, will 13 you agree that the picture of the roll -- of the 14 woven lining on page two, it doesn't show a label on 15 it; right? 16 A. Well, that wouldn't show a label. 17 That's just for somebody to see the roll. That's not 18 ready to be shipped. 19 Q. Okay. 20 Well, looking at that picture, where 21 are you saying the label would be put on here? 22 A. Label was always put -- see the 23 little flap? It was always put right under the flap 24 so that if it ever rubbed against anything, there's 25 no way the label could be scraped off or the warning

Page 86 1 scraped off. 2 Q. Okay. 3 A. If you put it on top and it rubbed 4 against something, you know, it was a chance of that 5 happening, that's why we always put them in a certain 6 place. 7 And they were self adhesive and 8 tacked on. We had special tacks, and then when the 9 pneumatic staple guns came out, they were stapled on. 10 Q. Okay. 11 But you, yourself, did not 12 personally see an asbestos caution statement on a 13 roll of lining that was going to Abex? 14 A. We didn't have asbestos when I 15 worked there. 16 Q. I understand. 17 Just to make it clear on the record. 18 A. Yes, sir. 19 Q. So, you'll agree that you, yourself, 20 never personally saw -- 21 A. I never personally saw. 22 Q. -- a roll of lining with an asbestos 23 label -- 24 A. Correct. 25 Q. -- with asbestos caution on it?	Page 88 1 your testimony as to when it -- well, did it switch 2 from asbestos to non-asbestos? 3 A. Yes. Everything switched. 4 Q. Okay. 5 So, as to the molded rolls of lining 6 which were bought from Raybestos, can you tell me 7 when it would have switched? 8 A. I wouldn't -- I wouldn't have any of 9 that information. 10 Q. Okay. 11 A. That was such a small -- we bought 12 very little of that. That was almost nothing. 13 Q. Okay. 14 So, if the evidence would show that 15 Abex was purchasing some of the molded rolls of 16 lining in the time period 1984 through 1986 -- 17 A. I was told they never purchased. 18 MR. HAMILTON: Let him finish the 19 question. 20 - - - 21 CONTINUATION 22 BY MR. HUGHES: 23 Q. I'm asking you, if -- if the 24 evidence showed that they did purchase some of the 25 rolls --
Page 87 1 A. True. 2 Q. Still looking at Exhibit-9, the next 3 page. 4 That's the flexible molded rolls on 5 the bottom left; right? 6 A. Yes. 7 Q. Okay. 8 Is it your testimony that that 9 product as well would have a label? 10 A. Yes. 11 Q. Okay. 12 And affixed in the same way? 13 A. Yes. 14 Q. All right. 15 And that's the product that 16 Reddaway, instead of manufacturing, they would 17 purchase it from Raybestos? 18 A. Yes. 19 Q. If you know when the molded rolls 20 would come in from Raybestos, do you know if they had 21 any particular labeling or packaging? 22 A. I wouldn't have any idea on that. I 23 know when it went out of our plant that it did. 24 Q. Okay. 25 And as to the molded lining, what is	Page 89 1 A. Oh, if they did, okay. 2 Q. You wouldn't be able to tell me from 3 the time period of '84 to '86, whether it was 4 asbestos or non-asbestos? 5 MR. HAMILTON: Objection to the 6 form. 7 MR. BOUCH: Object to the form. 8 MR. HUGHES: That's fine. 9 You can answer. 10 THE WITNESS: What's that? 11 I don't know what that means. 12 MR. HAMILTON: Just something we're 13 doing. You should answer his question, unless I tell 14 you not to. 15 THE WITNESS: Okay. 16 MR. BOUCH: It's a question the 17 Judge will rule on, because we've said -- 18 THE WITNESS: Okay. 19 MR. BOUCH: -- he's trying to call 20 for speculation, and we are putting your testimony 21 against the other, and he has no foundation for if. 22 THE WITNESS: Okay. 23 Thank you. 24 MR. HUGHES: That's the alleged 25 reason.

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1 - - - 2 CONTINUATION 3 BY MR. HUGHES: 4 Q. Okay. 5 Now, I think you were saying a 6 minute ago -- let me ask you. 7 Did Reddaway ever sell the molded 8 rolls of lining to Abex? 9 A. No. We did not. 10 Q. How do you know that you didn't? 11 A. They made their own. 12 They were a molded manufacturer. 13 They weren't going to buy that from us. 14 Q. Okay. 15 So, your understanding is, Abex was 16 able to manufacture the molded rolls of lining? 17 A. I really don't know. 18 I mean, they're a molded plant. 19 Q. Okay. 20 A. So, I don't know what they did, 21 but -- 22 Q. But what you're telling me is that, 23 if I looked through all of the Reddaway sales 24 records, I'm not going to see -- 25 A. It's all woven.	1 Deposition Exhibit 10 for identification by 2 the court reporter.) 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Sir, Exhibit-10. 7 Have you seen that document before? 8 A. Yes, I have. 9 Q. Okay. 10 And your understanding that is a 11 Material Safety Data Sheet -- 12 A. Yes, it is. 13 Q. -- or what some people call an MSDS? 14 A. Yes. 15 Q. Okay. 16 What was, if you know, Reddaway's 17 policy on providing MSDS sheets to its customers? 18 A. When a new customer bought from us, 19 they would always get a packet and it would always 20 have the Material Safety Data Sheet in it. 21 Q. Okay. 22 A. Every couple of years we just send 23 out, to all of our customers, a new, updated one 24 every time we updated it. It could have been two or 25 three years.
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1 Q. All woven? 2 A. All woven. 3 Q. No molded? 4 A. No molded. 5 VIDEO TECHNICIAN: Okay. 6 Five minutes on the tape. 7 MR. HUGHES: All right. 8 Let's take a break. 9 VIDEO TECHNICIAN: This concludes 10 tape number one of the videotape deposition of 11 Todd Walker. 12 The time is 11:40. 13 We are off the record. 14 - - - 15 (Recess was taken at this time.) 16 - - - 17 VIDEO TECHNICIAN: This begins tape 18 number two of the videotape deposition of Todd 19 Walker. 20 The time is 11:50. 21 We're on the record. 22 - - - 23 (At which time a U.S. Department of 24 Labor, Material Safety Data Sheet, Reddaway 25 Mfg. Co., Inc. was received and marked as	1 Sometimes a customer required, on 2 every shipment, they'd want a Material Safety Data 3 Sheet. So they were -- if they asked us for that, 4 then every shipment they got would have one in the 5 packing slip. 6 Q. Okay. 7 As to Abex, and you understand Abex 8 in the past has also been known as Pneumo-Abex -- 9 A. Yes. 10 Q. -- and American Brake Lining? 11 A. Yes. 12 Q. I think that Reddaway first was 13 selling to Abex in the '60's. 14 Does that sound right? 15 A. Yes. 16 Q. Okay. 17 Do you have any knowledge as to what 18 -- what Reddaway would have been doing with Abex in 19 terms of sending MSDS sheets? 20 MR. BOUCH: Objection to the form. 21 THE WITNESS: It would have been 22 exactly the same. If they requested one in every 23 shipment, they would have got one on every shipment. 24 Abex, basically, on their Material 25 Safety Data Sheets, you know, they got -- the product

Page 94 1 didn't change. 2 MR. HUGHES: Okay. 3 THE WITNESS: Our products, you 4 know, our RBW was the same for however many years we 5 manufactured it. 6 MR. HUGHES: Okay. 7 So -- 8 THE WITNESS: And we also followed, 9 in '72, OSHA's regulation, and we followed those 10 steps to what they wanted with -- with the Material 11 Safety Data Sheets. 12 - - - 13 CONTINUATION 14 BY MR. HUGHES: 15 Q. Okay. 16 That leads to my next question. 17 When did -- if you know, did 18 Reddaway first put out an MSDS sheet for the RBW? 19 A. I know that we had it in 1972. 20 Prior to that, I wouldn't have that 21 information. 22 Q. Okay. 23 And Exhibit-10 on the bottom right 24 it says, Form OSHA-20. Then underneath it says, Rev. 25 or revised May, '72; right?	Page 96 1 Q. How do you know that the MSDS sheet 2 we've marked as Exhibit-10 was sent to Abex? 3 A. It was our policy. We sent it to 4 all of our customers. 5 Q. Okay. Let's see. 6 So, this a MSDS sheet, this is for 7 the product, RBW, the woven brake lining rolls; 8 right? 9 A. Yes. 10 Q. Okay. 11 And the raw material yarn would be 12 about 75 percent asbestos? 13 MR. HAMILTON: Objection to the 14 form. 15 MR. HUGHES: Just in reading old 16 depositions of 30(b)(6) witnesses for Reddaway, I 17 read that the yarn's raw material would have about 18 75 percent asbestos, and then once it was turned into 19 the RBW, it would go down to about 50 percent 20 asbestos. 21 MR. HAMILTON: Objection to the 22 form. 23 MR. BOUCH: Objection to the form. 24 - - - 25 CONTINUATION
Page 95 1 A. Yes. 2 Q. So, is it your testimony that 3 Exhibit-10 that list, MSDS sheet may have dated back 4 to 1972? 5 MR. BOUCH: Object to the form of 6 that question. 7 THE WITNESS: Let me read this. 8 Yes. 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. Okay. 13 Do you know if this MSDS sheet, 14 Exhibit-10, if this form of MSDS sheet was ever sent 15 to Abex? 16 A. Yes, it was. It was sent to all of 17 our customers. 18 Q. Okay. 19 When it was sent, do you know 20 whether anything was sent with it? 21 A. Sometimes they sent just the 22 Material Safety Data Sheets to all of the customers. 23 Like, if we updated it, basically, it was the date, 24 because we didn't change anything on it. Then they 25 would have been sent a new one at that time.	Page 97 1 BY MR. HUGHES: 2 Q. Is that your understanding? 3 A. I wouldn't have any information on 4 that. I don't have the knowledge. 5 Q. Okay. 6 So, as to the amount of asbestos in 7 the yarn roll material, you don't know how much of it 8 was asbestos? 9 A. I -- I wouldn't have any idea. 10 Q. Okay. 11 A. It's not -- not those amounts, 12 though, in talking to Bill Barton. It was lower 13 amounts. 20's, 30's in the percentage wise. 14 Q. In the yarn? 15 A. Yeah. I never heard 70, yeah. I've 16 never heard 75. 17 Q. So -- 18 A. It would be impossible for it to be 19 75, because half of the material is resins. The 20 other half is yarn. 30 percent of the yarn -- or 21 30 percent of the yarn is brass. So, right there 22 puts it at a completely different ratio. 23 Q. In your deposition from 1993, 24 Exhibit-5, if you go to page 48. 25 A. Okay.

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1 Q. Okay. 2 Look at what you said on the top of 3 page 48. 4 A. This was a common yarn in the 5 industry. Anybody in our industry bought the same 6 yarn. It was called a commercial grade asbestos. It 7 was 75 percent asbestos, and 25 percent organic. 8 Okay. Okay. Okay, so -- okay. 9 So, so put it at 75 percent, but 10 then the other -- the other fit, so that would still 11 put it at 35, 40 percent, just what I just said. 12 Q. Okay. 13 Well -- 14 A. See, because you're going by the 15 MSDS sheet which has the resins and the yarn 16 together. 17 Q. Right. 18 The MSDS sheet reflects what's in 19 the final product, the RBW product that Reddaway 20 would manufacture -- 21 A. Okay. 22 Q. -- right? 23 A. 50 to 60 percent of the product is 24 resin. So, if the yarn was 100 percent, that would 25 still only put it at 40 or 50 percent asbestos, but	1 I got it. 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. What's the percentage of asbestos -- 6 well, do you have any understanding as to the 7 percentage of the finished product that was asbestos? 8 A. Just going by these percentages -- 9 Q. Okay. 10 A. -- roughly 30 percent, to the best 11 of my knowledge. 12 Q. Okay. 13 So, first looking back at the MSDS 14 sheet, what's the MSDS sheet say? 15 A. That says 50 percent asbestos. 16 Q. Okay. 17 Are you saying under oath the MSDS 18 sheet was wrong? 19 A. No. 20 MR. BOUCH: Objection to form. 21 Calling on the witness. 22 MR. HAMILTON: Objection to the 23 form. 24 MR. HUGHES: Okay. 25 THE WITNESS: It would be 30, 40,
Page 99	Page 101
1 the yarn actually has 30 percent brass in it. It's 2 just one of the ingredients. So, that knocks it down 3 -- that knocks the yarn down that much more. 4 See what I'm saying? 5 Q. Okay. We're getting there. 6 So, the yarn itself, when the yarn 7 would come in on spools -- 8 A. Yes. 9 Q. -- is it correct that the yarn would 10 be 75 percent asbestos, 25 percent organic? 11 A. Yes. 12 Q. Okay. 13 And I can tell you in Mr. Barton's 14 deposition in 1995, that's what he said as well. 15 A. Yes. 16 Q. Okay. 17 MR. BOUCH: Objection to the form. 18 THE WITNESS: But then when you add 19 the resin -- now, say that's 40 percent of the whole 20 product. 21 MR. HUGHES: Right. 22 THE WITNESS: So, now you've got it 23 -- that brings it down to what I -- I'm going by the 24 finished product. 25 MR. HUGHES: Okay.	1 50 percent. It's not 75, though. 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. Okay. 6 But would you -- the MSDS sheet 7 indicates 50 percent asbestos -- 8 A. Yes. 9 Q. -- Correct? 10 A. Yes. 11 Q. And 50 percent aromatic 12 hydrocarbons -- 13 A. Yes. 14 Q. -- which would include resin -- 15 A. Yes. 16 Q. -- phenolic resin; right? 17 A. Yes. 18 Q. Okay. 19 So, would you agree with me that up 20 to 50 percent of the RBW product could be asbestos? 21 A. I would agree. 22 MR. BOUCH: Objection. 23 MR. HAMILTON: Objection. 24 - - - 25 CONTINUATION

Page 102 1 BY MR. HUGHES: 2 Q. And that's what the MSDS sheet says; 3 right? 4 MR. HAMILTON: Objection to the 5 form. 6 MR. BOUCH: Objection. 7 MR. HAMILTON: You can answer it. 8 THE WITNESS: Yes. 9 - - - 10 (At which time a Videotaped 11 Deposition of F. William Barton was received 12 and marked as Deposition Exhibit 11 for 13 identification by the court reporter.) 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. I mentioned earlier the deposition 18 of William Barton from 1995. 19 I put a copy in front of you. 20 A. Okay. 21 Q. First of all, have you ever seen 22 this deposition before? 23 A. Yes, I have. 24 Q. Okay. Go to page 15. 25 A. Okay.	Page 104 1 Do you agree with that testimony? 2 MR. BOUCH: Objection to form. 3 MR. HAMILTON: Objection to form. 4 MR. BOUCH: Back in the '30's and 5 '40's. Not the '80's. 6 MR. HUGHES: That's all right. 7 - - - 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. Do you agree with that testimony? 11 A. Yes, I do. 12 Q. Okay. 13 Then it says; question, "what you're 14 indicating is the finished material, the woven lining 15 would be roughly fifty percent asbestos contained?" 16 Answer; "about that, I suppose. 17 Maybe less." 18 Is that what it says? 19 A. Yes. 20 Q. Okay. 21 First question; do you agree that 22 that's the percentages back in the '30's and '40's? 23 MR. HAMILTON: Objection to the 24 form. 25 MR. BOUCH: Calls for speculation.
Page 103 1 Q. Okay. 2 Now, at the top of the page do you 3 see where it says; question, "do you know back in the 4 1930's and '40's, what the percentage of asbestos was 5 that was used in the linings?" 6 At the top of the page. 7 Do you see that question? 8 A. "Do you know back in the '30's and 9 '40's what the percentage of asbestos that was used 10 in the linings?" 11 Yes. 12 Q. Okay. 13 Then it says; answer, "well, it was 14 a commercial grade asbestos, which is 75 percent 15 asbestos, 25 percent organic, could be cotton or 16 something else." 17 Right? 18 A. Yes. 19 Q. Then he says; "now in the finished 20 material, that could only be finished with about 21 50 percent of the 75 in the finished material by 22 weight, because there are resins and things of that 23 nature in it." 24 A. Yes. 25 Q. Okay.	Page 105 1 THE WITNESS: I wouldn't have any 2 idea, but -- 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Okay. 7 Was the formula for the woven rolls 8 of lining ever changed over the years or no? 9 MR. HAMILTON: Objection to the 10 form. 11 You can answer. 12 THE WITNESS: Could you re-ask that? 13 MR. HUGHES: Yeah. 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. Do you have any knowledge as to what 18 the formula was -- what the stuff was that was put in 19 the woven lining, say, in the 1950's? 20 A. I wouldn't have any idea. 21 Q. Okay. 22 Do you know if it changed from the 23 '50's on? 24 A. From the '50's on? 25 No. Probably unchanged.

Page 106 1 Q. Did it change -- okay. 2 All right. 3 Going back to Exhibit-10. 4 A. Okay. 5 Q. Okay. 6 Second page of Exhibit-10 -- 7 A. Okay. 8 Q. -- it says at the top left, "effects 9 of overexposure." 10 Underneath it's typed in, "suspected 11 carcinogen;" correct? 12 MR. BOUCH: Objection to the form. 13 Documents speaks for itself. 14 THE WITNESS: Yes. It says that. 15 - - - 16 CONTINUATION 17 BY MR. HUGHES: 18 Q. Okay. 19 And then what does it say below that 20 for emergency and first aid procedures? 21 A. Where do you see that? 22 Oh, right there. Oh, yeah. 23 "Avoid breathing dust. Use approved 24 respiratory mask." 25 Q. Okay.	Page 108 1 And for respiratory protection it 2 says, "avoid creating dust;" correct? 3 A. Avoid creating dust, yes. 4 Q. "Use adequate ventilation;" correct? 5 A. Yes. 6 Q. Okay. 7 Tell me what steps, if any, Reddaway 8 took to avoid creating dust and have adequate 9 ventilation in the plant. 10 A. If we ever -- if we ever -- when we 11 had to cut the lining, we had a vacuum system. 12 Q. Okay. 13 When did the vacuum system come into 14 effect, if you know? 15 A. I don't have any idea on that. 16 Before '72. 17 Q. Was it before 1972? 18 A. Yeah. 19 Q. Okay. 20 Do you know how long before? 21 A. I have no idea. It could have been 22 at '72 or -- or before. I wouldn't have any of that 23 information. 24 Q. Okay. 25 Do you know what the nature of the
Page 107 1 And when OSHA came in the early 2 '70's, did Reddaway institute a policy requiring some 3 of its workers to wear respiratory masks? 4 MR. HAMILTON: Objection to the 5 form. 6 THE WITNESS: Yes, we did. But we 7 were under the limit. We didn't have to, but just, 8 you know, as a safeguard -- 9 MR. HUGHES: Okay. 10 THE WITNESS: -- they did issue them 11 and have them wear them. 12 To this day we still do. 13 - - - 14 CONTINUATION 15 BY MR. HUGHES: 16 Q. Okay. 17 What's -- do you know the purpose of 18 the respiratory mask? 19 A. Keep dust -- dust out of your lungs. 20 Q. Okay. Let's see. 21 Down towards the bottom of the page, 22 you see where it says, Section VIII, special 23 protection information? 24 A. Okay. Yes. 25 Q. Okay.	Page 109 1 vacuum system was when it was installed? 2 A. What do you mean "the nature of it"? 3 Q. Well, what was it -- 4 A. A big -- 5 Q. -- a vacuum cleaner? 6 A. No. They are big dust collectors. 7 Q. Okay. 8 Just help me out. Describe them. 9 Are they in the walls? In the 10 ceiling? 11 A. No. Big -- they stand up. Big -- 12 big metal dust collectors with a lot of bags inside 13 of them, individual bags. They were standard in the 14 industry. 15 Q. Okay. 16 A. So, when you cut the material, there 17 was virtually no dust. 18 Q. Okay. 19 A. The system ran to eat -- any saw 20 that we would have, there would be a hose going right 21 up to it right at the point where the blade would 22 meet the lining. 23 Q. Say that again. 24 A. There would be, like, a big -- big 25 six-inch vacuum hose that would go right up to where

Page 110 1 the blade would -- would -- would interact with the 2 lining. So, there was virtually no dust. 3 Q. Okay. Okay. 4 At some point was a water mist 5 system or a water mist weaving steel system 6 installed? 7 A. Weaving steel. 8 MR. HUGHES: Let me -- let me show 9 you these. 10 - - - 11 (At which time Reddaway 12 Manufacturing Company, Inc.'s Response to 13 Plaintiff's Interrogatories and Request for 14 Production of Documents (Set 1) was received 15 and marked as Deposition Exhibit 12 for 16 identification by the court reporter.) 17 - - - 18 MR. HAMILTON: Number 12? 19 COURT REPORTER: Yes. 20 - - - 21 CONTINUATION 22 BY MR. HUGHES: 23 Q. Looking at Exhibit-12, do these 24 appear to be Redco Responses to Interrogatories and 25 Requests for Production in a case called Gipp --	Page 112 1 A. I guess part of the OSHA regulations 2 wanted you to do this, and submit it to them. 3 Q. Okay. 4 A. We did whatever they required. 5 Q. Okay. 6 And then it says, "air sampling 7 count done by outside hygienist." 8 In other words, Reddaway would bring 9 someone in to do the sampling; right? 10 A. Yes. 11 Q. Okay. 12 And the last one is what I was 13 referring to you earlier; quote, "water mist 14 installed by weaving steel," unquote. 15 Do you see that? 16 A. Yeah. I don't know -- 17 Q. Do you know what that means? 18 A. We have a water mist system -- 19 Q. Okay. 20 A. -- you know, over the looms. I 21 don't know what that weaving steel means. 22 That must be an error. 23 Q. It could be a typo? 24 A. Yes. 25 Q. Something that was dictated.
Page 111 1 A. Yes. 2 Q. -- in North Dakota? 3 A. Yes, they do. 4 Q. Okay. 5 Look at page 14. 6 A. Okay. 7 Q. All right. 8 Question number 49 asks about 9 asbestos dust monitoring tests. 10 Do you see that? 11 A. Yes. 12 Q. Okay. 13 And then it says, am I correct, 14 looking at this response, "air sampling for asbestos 15 dust started in 1978." 16 A. Yes. I see that. 17 Q. Okay. 18 And it was done once a year; right? 19 A. Yes. 20 Q. Okay. 21 When it says, "results submitted to 22 OSHA." 23 Do you see that? 24 A. Yes. 25 Q. What does that mean?	Page 113 1 So, there is a water mist system? 2 A. Yes. 3 Q. Okay. 4 Tell me about that system. 5 How does it work? 6 A. Basically, what it's for, it 7 lubricates the yarn going in, because all of the 8 strands -- these 4000 strands of yarn are all going 9 into the front of a machine. So, this is over the 10 top of it -- 11 Q. Okay. 12 A. -- and it would keep -- it would 13 keep any dust down, but it was also a lubrication. 14 It did two different things. 15 Q. Okay. 16 Do you have any idea when the water 17 mist system was installed? 18 A. No idea. 19 Q. Okay. 20 Do you know if it could have been 21 before 1972? 22 A. It could have been in the '40's. 23 I have no idea. 24 Q. Okay. 25 The purpose of the water mist --

Page 114 1 what is the purpose of it, if you know? 2 A. It -- it would keep any dust down 3 and lubricates the yarn as it goes through the 4 machine. 5 Q. Okay. 6 And when you came in 1987, it was 7 already installed? 8 A. Yes. 9 Q. Okay. 10 Go to page 22 on those responses. 11 MR. HAMILTON: I would just like to 12 ask; I don't see a Bates number on these. 13 Are these from our production or 14 from someplace else? 15 MR. HUGHES: I don't remember. 16 MR. HAMILTON: Okay. 17 MR. HUGHES: Sorry. I really don't 18 remember. 19 THE WITNESS: Okay. 22? 20 MR. HUGHES: These might -- off the 21 top of my head, I think that this particular copy I 22 got from other plaintiff's lawyers, but I think that 23 you all produced the same thing -- 24 MR. HAMILTON: Okay. 25 MR. HUGHES: -- Bates numbered.	Page 116 1 with that statement? 2 A. No, I don't. 3 Q. Okay. 4 But I take it from your testimony 5 you don't know why the dust collector -- or do you 6 know why the dust collector system was put in? 7 MR. BOUCH: Object to the form. 8 THE WITNESS: (Witness shakes head.) 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. Okay. 13 If the dust collection system was 14 put in in the late '40's or early '50's, would it be 15 fair to say that Reddaway must have had some 16 awareness of dust hazards? 17 A. No. 18 MR. HAMILTON: Objection to form. 19 - - - 20 CONTINUATION 21 BY MR. HUGHES: 22 Q. Why not? 23 A. Absolutely not. 24 It's -- you know, if you are cutting 25 wood in a wood shop, there is no hazards to that, but
Page 115 1 MR. HAMILTON: We'll check to that 2 extent. I will object, but I will check that. 3 MR. HUGHES: Okay. 4 I also can tell you, you all did 5 produce a bunch of interrogatory responses, and they 6 were pretty much the same. 7 - - - 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. But anyway, on page 22, this is what 11 I was referring to earlier to you. 12 Do you see where it says, question 13 72A, at the top of the page? 14 A. Yes. 15 Q. And it's asking about a dust 16 collection system? 17 A. Yes. 18 Q. Okay. 19 And then in terms of when the system 20 came in, the answer says, "late 1940's or early 21 1950's." 22 Do you see that? 23 A. Yes. 24 Q. Okay. 25 Do you have any reason to disagree	Page 117 1 people always -- you know, you can't be working, you 2 know, with stuff flying around. So, you always have 3 a dust collector system. 4 It has nothing to do with knowing 5 anything about asbestos. It would be with anything 6 even, you know, we -- we make crates. We make all 7 our own. We have the same stuff in there from the 8 '40's. Same -- same type of dust collection system, 9 whether we're cutting brake lining or cutting wood to 10 make our crates. 11 Q. Do you know why the dust collection 12 system was installed? 13 A. Do I know why? 14 Q. Yeah. 15 MR. HAMILTON: Object to the form. 16 THE WITNESS: I really don't know 17 how to answer that. 18 - - - 19 CONTINUATION 20 BY MR. HUGHES: 21 Q. Okay. 22 Do you know if one reason why it was 23 installed could have been to reduce dust? 24 MR. BOUCH: Objection. 25 MR. HAMILTON: Objection to the

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1 form. 2 THE WITNESS: Could have been. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Okay. 7 And does that -- is that what a dust 8 collection system does, it reduces dust? 9 A. It reduces dust. 10 Q. Okay. 11 Do you know one way or the other 12 whether Reddaway had any awareness of asbestos 13 dangers in the '40's or '50's? 14 A. No. 1972. 15 MR. BOUCH: Object to the form. 16 - - - 17 CONTINUATION 18 BY MR. HUGHES: 19 Q. Now, Reddaway's position is they 20 first learned of the dangers in 1972. 21 A. Yes. That's when it all came out. 22 Q. What's your basis for believing 23 Reddaway first learned of the dangers in 1972? 24 A. That's when OSHA published all their 25 stuff.	1 Q. Okay. 2 If you know, why did Reddaway start 3 doing that? 4 A. OSHA required it in 1972. 5 Q. Okay. 6 And do you have any understanding of 7 why OSHA required it? 8 MR. HAMILTON: Objection to the 9 form. 10 THE WITNESS: Why they required it? 11 MR. HUGHES: Yeah. 12 THE WITNESS: I think -- 13 MR. HAMILTON: If you know. 14 MR. HUGHES: If you know. 15 THE WITNESS: I don't know. 16 MR. HUGHES: Okay. 17 (Pause) 18 - - - 19 (At which time a U.S Department of 20 Labor, Material Safety Data Sheet, Reddaway 21 Mfg. Co., Inc. was received and marked as 22 Deposition Exhibit 13 for identification by 23 the court reporter.) 24 - - - 25 MR. HUGHES: All right.
1 Q. Okay. 2 Have you spoken to folks at Reddaway 3 that told you that? 4 A. Oh, yeah. 5 Q. Who did you talk to? 6 A. Bill Barton, Warren Conway. 7 Q. Okay. 8 (Pause) 9 Q. Okay. 10 Page 15 of those responses. 11 A. 15? Okay. 12 Q. Okay. 13 I'm looking at response to number 14 51. 15 Did there come a time when Reddaway 16 began giving the employees annual physical check-ups? 17 A. Starting in 1972. 18 Q. Okay. 19 And that included chests x-rays -- 20 A. Yes. 21 Q. -- and pulmonary function tests? 22 A. Yes. 23 Q. And the results would actually be 24 given to the employees; right? 25 A. Yes.	1 MR. BOUCH: 13? 2 MR. HAMILTON: Yes. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Okay. 7 Looking at Exhibit-13, first let me 8 ask you to page through it. 9 It's a collection of documents. 10 My first question is; have you seen 11 any of these documents before? 12 A. Yes. 13 Q. Okay. 14 Starting at the first page at the 15 bottom right it says, Reddaway 1294. 16 A. Yes. Yes. 17 Q. Okay. 18 Do you know what that document is? 19 MR. BOUCH: Objection. 20 Document speaks for itself. 21 THE WITNESS: Material Safety Data 22 Sheet. 23 - - - 24 CONTINUATION 25 BY MR. HUGHES:

Page 122 1 Q. Okay. 2 Can you tell what product this is? 3 A. Redco RBW. 4 Q. Okay. 5 So, would this data sheet -- the 6 first page of Exhibit-13 be for the same product as 7 the MSDS sheet in Exhibit-10? 8 A. Where's Exhibit-10? 9 Where's 10? 10 Q. Here. You can have my copy. 11 A. I got it. 12 Q. You got it? 13 A. Right. 14 Q. So, would you agree that both of 15 these MSDS sheets say they're for Redco RBW? 16 A. Let's see. 17 Yes. 18 Q. Okay. 19 The MSDS sheet at Exhibit-13, do you 20 have any understanding of when this MSDS sheet is 21 issued? 22 (Pause) 23 A. Well, if you go back to 1296, it 24 says, date prepared, November 15th, 1987. 25 Q. Okay.	Page 124 1 BY MR. HUGHES: 2 Q. Or is it? 3 A. I'm not sure. 4 Q. Okay. 5 Well, let me ask you this. 6 The one -- the document at Reddaway 7 1296, can you tell what the date is of this MSDS 8 document on the top right? 9 A. Not on this sheet. It says, date 10 prepared November 15th, 1987. 11 Q. Okay. 12 What does that mean, if you know? 13 A. The date -- the date this sheet was 14 prepared. 15 Q. Okay. 16 And does that have -- is that Ed 17 Eggert's name under there? 18 A. It looks like it. 19 Q. Okay. 20 And Ed Eggert was at Reddaway for a 21 period of time? 22 A. Yes. 23 Q. He was at Reddaway as of 1987. 24 Is that right? 25 A. Yes.
Page 123 1 And that's where I will get that in 2 this collection of documents. 3 Reddaway-1296. Okay. 4 If you look at Reddaway-1294, which 5 is the top page, notice how at the top left it has 6 Section I, and then it says, Section II -- 7 A. Yes. 8 Q. -- Section III. 9 Okay. 10 And then the next page, Reddaway 11 1295 goes on Section V, VI, VII; right? 12 A. Yep. 13 Q. Okay. 14 Then if you go to Reddaway 1296, it 15 starts over again with Section I; right? 16 A. Yes. 17 Q. Okay. 18 So, does it appear that Reddaway 19 1296 is the first page of another Material Safety 20 Data Sheet? 21 MR. HAMILTON: Objection to the 22 form. 23 (Pause) 24 - - - 25 CONTINUATION	Page 125 1 Q. Okay. 2 And then it talks about -- it 3 mentions asbestos at Section II. 4 Do you see that? 5 A. Section II, yeah, asbestos. 6 Q. Okay. 7 I guess my question is, if the 8 company switched to non-asbestos in November of 1986, 9 can you walk me through why we have this MSDS 10 document that says '87 asbestos? 11 A. Customers could still have some and 12 need -- need to post this safety data sheet. 13 People could have asked for this 14 sheet for years afterward, because they had -- they 15 had to do what OSHA said and they had to post it to 16 protect their employees. 17 Q. Okay. 18 So, are you saying in 19 -- what 19 you're saying is, in 1987, you could have a customer 20 that bought the asbestos rolls earlier? 21 A. Yeah. Could have bought them in -- 22 in 1986 -- 23 MR. BOUCH: Objection to form. 24 MR. HUGHES: Okay. 25 THE WITNESS: -- for the oil field

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Page 126 1 and they needed a Material Safety Data Sheet just 2 because, maybe an employee asked them something about 3 it, because now the awareness was throughout all -- 4 all industries. 5 MR. HUGHES: Okay. 6 THE WITNESS: That wasn't uncommon. 7 MR. HUGHES: All right. 8 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. Was there any chance that Reddaway 12 was selling asbestos lining out of stock in November, 13 1987? 14 MR. BOUCH: Objection to form. 15 MR. HAMILTON: Objection to the 16 form. 17 THE WITNESS: I wouldn't -- I 18 wouldn't have that information. 19 MR. HUGHES: Now -- 20 THE WITNESS: I -- oh, no. I was 21 there, yeah. No, there was no asbestos -- 22 MR. HUGHES: Okay. 23 THE WITNESS: -- in -- in November 24 of '87. I worked for the company then. 25 MR. HUGHES: Okay.	Page 128 1 A. Yes, I just saw that. 2 Q. Okay. 3 Then on the -- on Reddaway 1297, 4 which is the next page -- 5 A. Okay. 6 Q. All right. 7 -- am I correct that at Section IV, 8 I think it says; quote, "increased risk of asbestosis 9 and mesothelioma," unquote. 10 A. Yes. 11 Q. And does Reddaway agree with that 12 statement? 13 MR. HAMILTON: Objection to the 14 form. 15 MR. BOUCH: Objection to the form. 16 THE WITNESS: That's what we are 17 required to put on by OSHA. 18 MR. HUGHES: Okay. 19 THE WITNESS: It's not for us to 20 challenge them. 21 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. Okay. 25 Do you -- sitting here today, would
Page 127 1 So -- 2 THE WITNESS: Yeah. 3 There was absolutely no asbestos on 4 that date. So, it would be impossible on -- on 5 November, 1987, for Reddaway to sell any asbestos, as 6 there wasn't any there. 7 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. Okay. 11 So, what you're saying, tell me if 12 reading -- tell me if I'm understanding you 13 correctly; this MSDS sheet, it is dated 1987, but it 14 would apply to RBW that was sold -- 15 A. Yeah. 16 Q. -- earlier -- 17 MR. BOUCH: Objection to form. 18 MR. HUGHES: -- right? 19 THE WITNESS: Yes. 20 MR. HUGHES: Okay. 21 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. And on the top left it does say 25 Redco RBW.	Page 129 1 you dispute that statement? 2 MR. HAMILTON: Objection to the 3 form. 4 THE WITNESS: I wouldn't have any 5 idea. 6 MR. HUGHES: Okay. 7 THE WITNESS: I'm not a doctor. 8 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. All right. 12 And then the next page, which is 13 Reddaway 1298 in which -- 14 A. Okay. 15 Q. Okay. 16 Does this appear to start over again 17 at Section 1? 18 A. Wait a minute. 19 Where are you at on -- 20 Q. Hang on. Reddaway 1298. It's the 21 next page. 22 This says, Material Safety Data 23 Sheet at the top; right -- 24 A. Yes. 25 Q. -- but this one says, Raymark.

Page 130 1 A. Yes, this isn't ours. 2 (Witness indicating) 3 Q. Okay. 4 But this was produced by you all. 5 Do you have any understanding of how 6 Reddaway ended up with this document? 7 A. I'm trying to see what -- what it 8 actually is. 9 Okay. 10 It's a heavy duty woven lining, an 11 M2010. We never -- it's a Raymark part. We never 12 bought that from them. I have no idea. 13 Q. Okay. 14 So, let's see. 15 Top left it says Raymark, and that 16 was the subsequent name of Raybestos. 17 Is that right? 18 A. Yes. 19 Q. Okay. 20 A. This is their sheet. 21 Q. Okay. 22 It's their sheet. 23 It is not Reddaway's; right? 24 A. Yes. 25 Q. But Reddaway produced it in this	Page 132 1 product type, woven. That's all I see on it. 2 Q. Okay. 3 And your testimony is, this is -- 4 this product was never bought from Raymark by 5 Reddaway? 6 A. Not by -- no, we never purchased 7 this product. 8 Q. Okay. 9 A. We may have had it, you know, as a 10 comparison or something. 11 Q. Okay. 12 A. It's hard to tell why we had it. 13 MR. BOUCH: Objection to form. 14 -- -- 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. The Raymark product, the M2010, 18 would this have been a product that competed against 19 -- 20 A. I've never even heard of 2010. 21 Q. Okay. 22 A. I have no idea what it is. 23 Q. Okay. 24 A. It says, it's heavy duty woven, but 25 I've never heard of that number.
Page 131 1 case; right? 2 A. Did we? 3 Q. I mean, it's Bates numbered with the 4 Reddaway at the bottom right -- 5 MR. HAMILTON: Yeah, so -- 6 MR. HUGHES: -- right? 7 THE WITNESS: Yeah. 8 -- -- 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. Do you know if this document came 12 from the business records of Reddaway? 13 A. I have no idea. 14 MR. HAMILTON: We'll represent that 15 it came from the records of Reddaway. 16 MR. HUGHES: Okay. 17 -- -- 18 CONTINUATION 19 BY MR. HUGHES: 20 Q. Let's see. 21 Now it says on the left-hand side, 22 material number M2010. 23 From your prior answer, what does 24 that mean? 25 A. I just looked over, and it says,	Page 133 1 -- -- 2 (At which time a U.S. Department of 3 Labor, Material Safety Data Sheet, Reddaway 4 Mfg. Co., Inc. was received and marked as 5 Deposition Exhibit 14 for identification by 6 the court reporter.) 7 -- -- 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. Okay. Exhibit-14. 11 Have you seen this document before? 12 A. Yes. It's a Reddaway Material 13 Safety Data Sheet. 14 Q. Okay. 15 On the bottom right, does it 16 indicate that the form was revised in March of 1984? 17 A. Yes. OSHA -- 18 MR. HAMILTON: Objection to the 19 form. 20 THE WITNESS: OSHA was the one who 21 revised these forms. 22 -- -- 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. Okay.

Page 134 1 So, presumably, am I right, that 2 this Reddaway document -- I guess the earliest it 3 could have dated it would have been March of '84. 4 MR. BOUCH: Objection to form. 5 6 CONTINUATION 7 BY MR. HUGHES: 8 Q. Is that right? 9 A. I don't have any idea. 10 Q. Okay. 11 You don't have any idea of the date 12 of this form? 13 A. There's no date on it, no. 14 Q. Okay. 15 And do you know if there is a second 16 page to this form somewhere? 17 A. I wouldn't know that either. 18 Q. Okay. 19 But this appears to be another MSDS 20 Sheet for the Redco RBW? 21 MR. HAMILTON: Objection to the 22 form. 23 This doesn't have a Bates stamp on 24 it. 25 MR. HUGHES: I know, but it was --	Page 136 1 (Recess was taken at this time.) 2 3 VIDEO TECHNICIAN: This begins tape 4 number three of the videotape deposition of Todd 5 Walker. 6 The time is 12:55. 7 We're on the record. 8 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. Mr. Walker, was there ever an MSDS 12 sheet for the RNAW product? 13 A. Yes. 14 Q. When was that MSDS sheet first 15 issued, if you know? 16 A. I wouldn't know -- I wouldn't know 17 that. 18 Q. Does Reddaway have a copy of the 19 MSDS sheet for the RNAW? 20 A. Yes. It would be a current one. 21 Current date. 22 Q. Does Reddaway have any of the 23 historical MSDS sheets for the RNAW? 24 A. They're destroyed after the new ones 25 came out.
Page 135 1 it was Deposition Exhibit-3 from the old -- 2 MR. HAMILTON: Okay. 3 MR. HUGHES: -- Walker deposition. 4 THE WITNESS: It says, it is Redco 5 RBW. 6 MR. HUGHES: Right, and it also says 7 50 percent asbestos. 8 THE WITNESS: It says the same as 9 the other sheet. 10 MR. HUGHES: Okay. Okay. 11 Let's go off for a sec. 12 VIDEO TECHNICIAN: Off the record. 13 Time is 12:27. 14 15 (Recess was taken at this time.) 16 17 VIDEO TECHNICIAN: Back on the 18 record. 19 The time is 12:27. 20 It's 12:27. 21 We're going off the record for 22 lunch. Also ending this tape. 23 The time is 12:27. 24 We're off the record. 25	Page 137 1 Q. Okay. 2 MR. HUGHES: I'd asked that you all 3 produce the new one, for what it's worth. 4 5 (At which time Reddaway Labels were 6 received and marked as Deposition Exhibit 15 7 for identification by the court reporter.) 8 9 MR. HAMILTON: We'll take a look at 10 that. 11 MR. HUGHES: Thank you. 12 13 CONTINUATION 14 BY MR. HUGHES: 15 Q. All right. 16 You have been handed Exhibit 17 Number-15. 18 This is a series of documents that 19 was produced by Reddaway, and if you look at the 20 first three pages appear -- appear to show three 21 different forms of the caution label. 22 A. Yes. 23 Q. Okay. 24 Do you know which one of these forms 25 would have been the caution label that was put on the

Page 138 1 rolls of -- the RBW brake lining? 2 A. It would have been all of them. 3 Q. Explain. 4 They weren't all put on at the same 5 time. 6 A. No. Depending on the size of the 7 roll. 8 Q. Okay. 9 A. Smaller label for the smaller rolls. 10 Q. Okay. 11 Just out of curiosity, the last page 12 here, do you know what that is? 13 A. Yes. That was the tag of where it 14 was shipped to that was sewn on the burlap. 15 That's why it has a hole in it. 16 Q. Okay. 17 Now, is that different from the 18 rectangular label that we saw on the picture? 19 A. Yeah. That's -- that's -- on the 20 picture, that's telling you the size of the lining 21 and the warning label, and this is actually on the 22 outside of the burlap to show the shipping company, 23 where to send it, where to take it. 24 MR. HUGHES: Okay. 25 - - -	Page 140 1 So, this was the Raybestos or 2 Raymark molded lining that Reddaway resold? 3 A. Yes. 4 Q. Do you know if this MSDS sheet had 5 other pages aside from the page we're looking at? 6 A. I wouldn't know that. 7 Q. Okay. Okay. 8 In the MSDS sheets for the RBW, for 9 example, if we go back to Exhibit-10 -- 10 A. Okay. 11 Q. -- my question is; where it says 12 50 percent asbestos, 50 percent aromatic 13 hydrocarbons, if you know, how did Reddaway go about 14 getting that information? 15 How did Reddaway go about figuring 16 out the percentage of asbestos in the Redco RBW? 17 A. I don't have that information. 18 Q. Okay. 19 So, you don't know if Reddaway got 20 that from one of the suppliers of the yarn or -- 21 A. I would have no idea. 22 Q. Okay. 23 But you're not aware of any tests of 24 samples that Reddaway -- 25 A. No.
Page 139 1 (At which time a U.S. Department of 2 Labor, Material Safety Data Sheet, Reddaway 3 Mfg. Co., Inc. was received and marked as 4 Deposition Exhibit 16 for identification by 5 the court reporter.) 6 - - - 7 CONTINUATION 8 BY MR. HUGHES: 9 Q. Exhibit-16, I believe, this is 10 another MSDS sheet. 11 A. Yes. 12 Q. Okay. 13 Have you seen this document before? 14 A. Yes, I have. 15 Q. Okay. 16 Can you tell which product this MSDS 17 sheet was for? 18 A. It was for Raybestos flexible 19 molded. 20 Q. Okay. 21 So, this -- and it says, Redco RPM 22 at the top right. 23 A. Yes. It says Redco, and then RPM, 24 Raymark Flex Molded. 25 Q. Okay.	Page 141 1 Q. The -- the product, the RBW lining 2 and then the RNAW, the non-asbestos, do you know what 3 the color was of each of those products? 4 A. Looked very similar. Tannish color. 5 Q. So, there was not a marked color 6 difference between the asbestos and the non-asbestos 7 versions? 8 A. No. 9 MR. HUGHES: Okay. 10 - - - 11 (At which time a Letter from 12 Friction Material Standards Institute, Inc., 13 dated November 6, 1972 was received and 14 marked as Deposition Exhibit 17 for 15 identification by the court reporter.) 16 - - - 17 CONTINUATION 18 BY MR. HUGHES: 19 Q. Exhibit-17. 20 Have you seen this document before? 21 A. Yes, I have. 22 Q. What is it? 23 A. It's a document -- it's a document 24 from Friction Materials Standards Institute. 25 Q. Okay.

Page 142 1 And was Reddaway a member of the 2 FMSI for a period of time? 3 A. Yes, they were. 4 Q. Okay. 5 What period of time were they a 6 member of the FMSI? 7 A. I don't have that information. 8 Q. Okay. 9 Is there a date on Exhibit-17? 10 A. Yes. It says November 6th, 1972. 11 Q. Okay. 12 And does it indicate who this 13 document -- what does it say the document is to on 14 the top left? 15 A. To Delegates and Alternates, 16 Asbestos Study Committee. 17 Q. Okay. 18 Do you know if Reddaway was a member 19 of the FMSI as of 1972? 20 A. In 1972, they were a member. 21 Q. They were a member? 22 A. (Witness nods.) 23 Q. Okay. 24 Was this a document that Reddaway 25 received from the FMSI in 1972?	Page 144 1 subsequent operations will be performed - cutting, 2 grooving, drilling and grinding," unquote. 3 Do you see that? 4 A. Yes. 5 Q. Okay. 6 Is it correct that the Reddaway 7 woven roll lining, that some of the users of that 8 lining might have been cutting, grooving, drilling or 9 grinding it? 10 MR. BOUCH: Objection. 11 MR. HAMILTON: Objection to the 12 form. 13 - - - 14 CONTINUATION 15 BY MR. HUGHES: 16 Q. Is that correct? 17 A. That's correct. 18 Q. Okay. 19 Given the lining was sold in rolls, 20 did Reddaway expect that end users of the product 21 would cut pieces of the lining off the roll to use 22 it? 23 MR. HAMILTON: Objection to the 24 form. 25 MR. BOUCH: Objection to form.
Page 143 1 A. Yes. 2 Q. Okay. 3 On the top left under two on the 4 first page this says, to Delegates and Alternates, 5 Asbestos Study Committee. 6 Do you see that? 7 A. Yes. 8 Q. Okay. 9 Was Reddaway a member of the 10 Asbestos Study Committee of the FMSI? 11 A. I don't have any idea on that. 12 Q. Okay. 13 You don't know one way or the other? 14 A. No. 15 Q. Okay. 16 Where it says, Delegates and 17 Alternates -- Delegates and Alternates, do you know 18 what that means? 19 A. Not really. 20 Q. Let's see. 21 In the middle of the page -- 22 A. Okay. 23 Q. -- it says; quote, "the problem in 24 this case is the shipment of asbestos containing 25 brake linings or clutch facings where, in many cases,	Page 145 1 THE WITNESS: Yes. 2 MR. HUGHES: Okay. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. And grooving -- where it says 7 grooving on Exhibit-17, do you have any understanding 8 of what that means? 9 A. Just put a groove in the lining, a 10 cut in it. 11 Q. Okay. 12 Would that be to make it fit on a 13 brake, or do you know? 14 A. It could be grooved to run in oil -- 15 Q. Okay. 16 A. -- drilling. 17 Q. For example, would you have expected 18 some of Reddaway's end users of the lining to drill 19 holes in the lining in order to fix it under a brake 20 band? 21 MR. HAMILTON: Objection to the 22 form. 23 THE WITNESS: Yeah. 24 MR. BOUCH: Object to form. 25 THE WITNESS: It could be drilled.

ERIK ROSS PHILLIPS, ET AL vs ALBANY INTERNATIONAL CORP., ET AL.

Todd Walker on 04/13/2012

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Page 146 1 A lot of people have glued it on. 2 MR. HUGHES: Okay. 3 THE WITNESS: Either way. 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. And the lining -- tell me what your 8 understanding was of the industrial uses for the RBW 9 lining. 10 MR. BOUCH: Objection. 11 MR. HAMILTON: Object to the form. 12 THE WITNESS: Industrial. 13 - - - 14 CONTINUATION 15 BY MR. HUGHES: 16 Q. Yeah. 17 To start with, it was not used for 18 cars or trucks in the normal course; right? 19 A. Yes, it was not. 20 Q. Okay. 21 It could have been used for 22 something like an emergency brake. 23 MR. BOUCH: Objection. 24 MR. HAMILTON: Objection to the 25 form.	Page 148 1 don't have applications or anything like that. 2 MR. HUGHES: Okay. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Could it be used for mining 7 equipment? 8 MR. HAMILTON: Objection to the 9 form. 10 MR. BOUCH: Objection to the form. 11 THE WITNESS: Like I said, I 12 wouldn't have any idea where they used it. 13 MR. HUGHES: Okay. 14 - - - 15 (At which time an Affidavit of Todd 16 W. Walker, President of Reddaway 17 Manufacturing Company, Inc. was received and 18 marked as Deposition Exhibit 18 for 19 identification by the court reporter.) 20 - - - 21 MR. HUGHES: You've been handed -- I 22 think that's 18. 23 COURT REPORTER: Yes. 24 THE WITNESS: Yes. 25 - - -
Page 147 1 - - - 2 CONTINUATION 3 BY MR. HUGHES: 4 Q. Is that correct? 5 A. Emergency brake on what? 6 Q. On heavy equipment -- 7 A. It could. 8 Q. -- like an earth mover. 9 MR. HAMILTON: Objection to the 10 form. 11 THE WITNESS: Yes. 12 MR. HUGHES: Okay. 13 - - - 14 CONTINUATION 15 BY MR. HUGHES: 16 Q. Tell me what other uses, if you 17 know, would the RBW lining have had? 18 MR. HAMILTON: Objection to the 19 form. 20 Are you asking him? 21 THE WITNESS: I really don't know. 22 We sold it. We wouldn't know where our customers 23 would use it. 24 MR. HUGHES: Okay. 25 THE WITNESS: We wouldn't -- we	Page 149 1 CONTINUATION 2 BY MR. HUGHES: 3 Q. If you can look it over. 4 My first question is; is this an 5 affidavit that you signed back in '97? 6 A. Yes, it is. 7 Q. Okay. 8 Look at paragraph three. 9 A. (Reading document.) 10 Q. Do you see where it says that 11 Reddaway manufactures industrial brake linings and 12 clutch linings for such uses as mining equipment, 13 winches, hoist brakes and steam shovel brakes? 14 A. Yes. 15 Q. Okay. 16 VIDEO TECHNICIAN: Off the record. 17 The time is 1:07. 18 (Pause) 19 VIDEO TECHNICIAN: Back on the 20 record. 1:08. 21 - - - 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. The uses that I just noted on 25 paragraph three of your affidavit --

Page 150 1 A. Yes. 2 Q. -- was the RBW roll lining used for 3 any of those uses to your knowledge? 4 A. It could be. 5 Q. Okay. 6 So, is it correct that the RBW roll 7 lining could be used for mining equipment? 8 MR. BOUCH: Objection to form. 9 THE WITNESS: Yes. 10 MR. HAMILTON: Objection. 11 - - - 12 CONTINUATION 13 BY MR. HUGHES: 14 Q. Could it be used for winches? 15 A. Yes. 16 MR. HAMILTON: Objection to the 17 form. 18 MR. BOUCH: Objection to the form. 19 MR. HUGHES: What's the basis for? 20 MR. BOUCH: Speculation. 21 MR. HAMILTON: Speculation. 22 MR. BOUCH: It could be made of 23 green cheese. I mean -- 24 MR. HAMILTON: It's not really fair 25 to the witness to ask him to -- once something leaves	Page 152 1 Q. What kind? 2 A. All types. 3 I mean, when we sell to a 4 distributor, we don't know where it goes or what it's 5 used in -- 6 Q. Okay. 7 A. -- you know, there is -- depending 8 where the distributor is, if it's -- you know, we 9 would have no idea. 10 Q. So, the RBW could be used for mining 11 equipment, winches, hoist brakes or steam shovel 12 brakes. 13 Is that right? 14 A. Yes. 15 MR. BOUCH: Objection. 16 Asked and answered. 17 MR. HUGHES: Okay. 18 - - - 19 CONTINUATION 20 BY MR. HUGHES: 21 Q. How about elevators? 22 Could it be used for elevators? 23 A. Maybe some of the older elevators. 24 Q. Okay. 25 How about cranes?
Page 151 1 his hands to speculate what people may or may not 2 have done with it. He's just trying to be helpful, 3 but that's not a fair question. 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. All right. 8 In paragraph three of your 9 Affidavit, tell me which Reddaway products were you 10 referring to in sentence one of paragraph three of 11 your affidavit? 12 (Pause) 13 A. What was the question? 14 Q. Which Reddaway products were you 15 referencing in that sentence in your Affidavit? 16 A. It could be any of the products. 17 Q. Okay. 18 So, would that include the RBW roll 19 lining? 20 A. It could include that, too. 21 Q. Okay. 22 Sitting here today, do you know any 23 of the uses that people actually used the RBW lining 24 for? 25 A. For brakes.	Page 153 1 MR. HAMILTON: Objection to the 2 form. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Could it be it used for cranes? 7 A. It's hard to tell. Cranes are all 8 hydraulic. So, I really wouldn't know that. 9 MR. HAMILTON: John, I'm just trying 10 to -- is it your contention that these were 11 applications used for this particular case? 12 I'm really trying to get a sense 13 of -- I don't know think your client in this case 14 alleged any of those uses. So, I'm really at a loss 15 why you're going into such detail and such length. 16 MR. HUGHES: Tom, our allegation is, 17 it was used for a range of industrial uses. 18 MR. HAMILTON: That your client says 19 he was involved in those uses? 20 MR. HUGHES: No. A particular use 21 for our client was, of course, the brake bands on the 22 back stands of the paper machines. 23 MR. HAMILTON: And what's your basis 24 for then looking for the uses beyond what your client 25 said that he used it for --

Page 154 1 MR. HUGHES: To show -- 2 MR. HAMILTON: -- in this case? 3 MR. HUGHES: Sure. 4 To show that Reddaway could 5 reasonably foresee that its product could be used for 6 any range of industrial uses. 7 MR. HAMILTON: I'm going to object 8 to this line of questioning, because I just think 9 it's irrelevant. 10 I would appreciate it if you would 11 just move on off of that, I mean -- because we know 12 what your client said he used it for, or thought it 13 was used for, and going into all these sorts of 14 applications, just don't see how that is -- that is 15 relevant or -- 16 MR. HUGHES: Okay. 17 MR. HAMILTON: -- a good use of our 18 time. 19 - - - 20 CONTINUATION 21 BY MR. HUGHES: 22 Q. Do you have any understanding of how 23 the brake lining was used with regard to my client? 24 A. To how it was used? 25 Q. Yeah.	Page 156 1 think. They can't just randomly pick whatever and 2 put -- put it on it. 3 MR. HUGHES: Okay. 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. Would there have been any kind of 8 underlying written agreement governing the sales from 9 Reddaway to Abex? 10 A. I'm not understanding the question. 11 Q. I take it that there wasn't any 12 underlying contract that Reddaway signed with Abex? 13 A. Nothing in writing, no. 14 Q. Okay. Got it. 15 Did Reddaway ever buy anything from 16 Abex to your knowledge? 17 A. Wouldn't have any idea. 18 Not to my knowledge. 19 Q. Okay. 20 Did Reddaway ever sell brake lining 21 to companies called Clark Akin or PEMCO? 22 A. No, never heard of them. 23 Q. Okay. 24 Do you have any understanding of how 25 an end user would put a piece of the roll lining on a
Page 155 1 A. You can explain it to me. 2 Q. Okay. 3 My client alleges that it was used 4 on semi-circular brake bands that were used on the 5 rolls of paper on a paper machine. 6 A. Okay. 7 Q. Would you -- would that -- does that 8 sound like what you would expect to be a reasonable 9 use of this roll lining? 10 MR. HAMILTON: Objection to the 11 form. 12 THE WITNESS: See, I really wouldn't 13 know. I don't know the machines or -- 14 MR. HUGHES: Okay. 15 THE WITNESS: -- you know, the 16 manufacturer or the spec, molded or what they would 17 -- spec what goes on it, so -- 18 MR. HUGHES: Right. 19 - - - 20 CONTINUATION 21 BY MR. HUGHES: 22 Q. So, in other words, there might be 23 drawings that would show -- 24 MR. BOUCH: Objection to form. 25 THE WITNESS: That's what I would	Page 157 1 brake? 2 A. Could be a variation of different 3 ways. 4 Q. Okay. 5 Do you know any of the different 6 ways it could be used? 7 A. Could be glued on. 8 Q. All right. 9 A. Could be riveted on -- 10 Q. Okay. 11 A. -- or it could be bolted on. 12 Q. In order for it to be riveted on, 13 would someone have to drill holes in it? 14 A. Yes, they would. 15 Q. Okay. 16 Could that generate dust? 17 MR. HAMILTON: Objection to the 18 form. 19 THE WITNESS: I don't think it 20 could. 21 - - - 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. Okay. 25 What about when someone cut the

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1 brake lining? 2 A. These are -- what size lining are we 3 talking about? 4 You're just using general lining. 5 I mean, if you're cutting a little 6 3/16's piece of lining or a 1/4 inch or 3/8's, no, 7 there's not going to be any dust. 8 Q. Okay. 9 A. It's -- it's -- it's sealed in a 10 phenolic resin. 11 Q. Okay. 12 So, is it your testimony, Reddaway 13 doesn't believe any dust could be generated by 14 cutting the roll lining? 15 MR. HAMILTON: Objection to the 16 form. 17 MR. BOUCH: Objection to the form. 18 THE WITNESS: See, I wouldn't know 19 how they're cutting it. 20 They could shear it. 21 MR. HUGHES: All right. 22 THE WITNESS: Big metal shear. 23 MR. HUGHES: Okay. 24 - - - 25 CONTINUATION	1 the MSDS, it does. 2 Q. But you don't know where that 3 information came from; right? 4 MR. BOUCH: Objection to form. 5 (Pause) 6 THE WITNESS: It was somebody at 7 Reddaway who knew what was in it. 8 - - - 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. Do you know who -- who prepared 12 these MSDS sheet? 13 A. No, I don't. 14 Q. Okay. 15 A. I would assume it was Mr. -- 16 Mr. Barton. 17 Q. You know whether Reddaway ever 18 purchased yarn from the Thedford, T-H-E-D-F-O-R-D, 19 area of Canada? 20 MR. HAMILTON: Objection to the 21 form. 22 THE WITNESS: Never heard of that. 23 MR. BOUCH: Well, that would send 24 35 years of litigation on its end if Thedford 25 produced yarn.
Page 159	Page 161
1 BY MR. HUGHES: 2 Q. Do you know whether Reddaway ever 3 purchased asbestos yarn from any suppliers outside of 4 the U.S? 5 MR. HAMILTON: Objection to form. 6 THE WITNESS: I have no idea on 7 that. 8 MR. BOUCH: Objection to the form. 9 MR. HUGHES: Okay. 10 - - - 11 CONTINUATION 12 BY MR. HUGHES: 13 Q. If you go back to Exhibit-13, which 14 is one of the MSDS sheets -- 15 A. Okay. 16 Q. -- does that MSDS sheet indicate 17 chrysotile asbestos on the left-hand side? 18 A. Yes, it does. 19 Q. Do you know where Reddaway got that 20 information? 21 A. I wouldn't have any idea. 22 Q. Okay. 23 Do you know whether the Redco RBW 24 actually had chrysotile in it or not in every case? 25 A. It shows on -- well, if it shows on	1 MR. HUGHES: I'm just going -- I'm 2 just going by what Mr. Eggert said in his deposition. 3 MR. BOUCH: Just stating it. 4 MR. HUGHES: Let's see. 5 - - - 6 CONTINUATION 7 BY MR. HUGHES: 8 Q. Is there anybody alive today who 9 would have personal knowledge of where Reddaway got 10 its yarn when they were using asbestos? 11 MR. BOUCH: Objection to form. 12 THE WITNESS: No, there's not. 13 MR. HUGHES: Okay. 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. When Abex received the rolls from 18 Reddaway, does Reddaway have any knowledge or 19 information as to what Abex did with it? 20 A. We wouldn't have any idea. 21 Q. Okay. 22 So, Reddaway doesn't know what Abex 23 may have done or not done in terms of putting that 24 slip-on logo on it? 25 A. We wouldn't have any -- once it left

Page 162 1 our plant with the warning labels on it, I wouldn't 2 have any idea where it went, where it was used, or 3 what happened to it. 4 Q. Okay. 5 (Pause) 6 - - - 7 (At which time an Abex Corporation, 8 Handwritten Account Payable Log was received 9 and marked as Deposition Exhibit 19 for 10 identification by the court reporter.) 11 - - - 12 CONTINUATION 13 BY MR. HUGHES: 14 Q. Looking at Exhibit-19, can you tell 15 me what that is? 16 A. This is a card file that they had 17 years ago in the office, which is still in the 18 office, which we supplied you with this -- 19 Q. Yes, sir. 20 A. -- and this would be sales to Abex. 21 Q. Okay. 22 So, the first page, what year or 23 years of sales is that first page? 24 A. 1983. 25 Q. Okay.	Page 164 1 CONTINUATION 2 BY MR. HUGHES: 3 Q. If you go -- all right. 4 If you go halfway down the first 5 page of the -- where it says, Reddaway 516 -- 6 A. Yes. 7 Q. Okay. 8 -- you'll see a handwritten invoice 9 number 34188, and I'm pointing to where it is on my 10 copy. 11 Do you see that, 34188? 12 A. Let's see. 13 Oh, yeah. Yeah. I see. 14 MR. HAMILTON: That is 15 November 23rd; right? 16 MR. HUGHES: Yeah. 17 MR. HAMILTON: There's the dates on 18 the other side. 19 MR. HUGHES: Yes. 20 THE WITNESS: Yes. Those are 21 invoice numbers. 22 - - - 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. Okay.
Page 163 1 And so -- let's see. 2 So, first it has a date, right, 3 like, June 15th, for the first one on the top left; 4 right -- 5 A. Yes. 6 Q. -- and the invoice number, that 7 would be the Reddaway invoice? 8 A. I really don't know. 9 Q. Okay. 10 A. These are old records. 11 Q. Yeah. 12 MR. HUGHES: Let me show you an 13 example, and we'll do it that way. 14 - - - 15 (At which time a Reddaway 16 Manufacturing Company, Inc., File Copy 17 Invoice for Abex Corporation dated 3/23/84 18 was received and marked as Deposition 19 Exhibit 20 for identification by the court 20 reporter.) 21 - - - 22 MR. HUGHES: Is that 20? 23 COURT REPORTER: Yes. 24 MR. HUGHES: Okay. 25 - - -	Page 165 1 And actually that might be March. 2 Does that appear to be March 23rd? 3 MR. HAMILTON: Oh, March, yeah. I'm 4 sorry. That's March, yeah, January. 5 THE WITNESS: Yeah, March it looks 6 like. 7 - - - 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. Okay. 11 Then if we go to Exhibit-20, do you 12 see the same invoice number? 13 A. Yes. Yes. It is the invoice 14 number. 15 Q. Okay. 16 And it shows the same day, 17 March 23rd, 1984? 18 A. Yes, it does. 19 Q. Okay. 20 So, would it appear then that the 21 invoice number references the Reddaway invoice 22 number? 23 A. Yes. 24 Q. Okay. 25 And so, going back to Exhibit-19, am

Page 166 1 I correct that all of the sales to Abex by invoice 2 number would be recorded on these cards, some of 3 which are in Exhibit-19? 4 A. I would assume so. 5 Q. Okay. 6 So, if -- on Exhibit-19, if I turn 7 to the second page, it's showing more of the 1984 8 invoices; right? 9 A. Yes. 10 Q. And -- then if I go to Reddaway 518, 11 it starts to going into 1985 -- 12 A. Yes. 13 Q. -- correct? 14 A. Yes. 15 Q. Okay. 16 And then Reddaway 519 goes into 17 1986? 18 A. Yes. 19 Q. Okay. 20 I will represent to you that I went 21 through the 1986 Reddaway sales documents that you 22 all were able to locate, and the ones I found that 23 begin at invoice number 38872, which is towards the 24 bottom of the page, it's Reddaway 519. 25 A. Yes.	Page 168 1 second page in. 2 A. Oh, 1061. Oh, okay. 3 Q. Okay. 4 And that's invoice number 38872? 5 A. Yes. 6 Q. Okay. 7 If I compare that to Exhibit-19, 8 page 519 -- 9 A. Okay. 10 Q. -- do you see the same invoice 11 number at the bottom left? 12 A. Yes, I do. 13 Q. Okay. 14 And then you can see how -- 15 A. 317. 16 Q. -- and next to that invoice number 17 on Exhibit-19, you see the price -- 18 A. Yup. 19 Q. -- of \$4637.62; correct? 20 A. Yes. 21 Q. And that's reflected on the bottom 22 of Exhibit-21 on this page; right? 23 A. Yes. 24 Q. Okay. 25 On the invoice itself, can you tell
Page 167 1 Q. Do you see that invoice number? 2 A. Yep. 3 Q. And so, can you tell me -- do you 4 agree that some of the actual invoices for the 1986 5 sales to Abex, they can't presently be located? 6 A. Yes. 7 Q. Okay. 8 - - - 9 (At which time an Abex, 1986 file 10 card was received and marked as Deposition 11 Exhibit 21 for identification by the court 12 reporter.) 13 - - - 14 CONTINUATION 15 BY MR. HUGHES: 16 Q. Okay. 17 Exhibit Number-21, am I correct that 18 this is a collection of 1986 Reddaway invoices to 19 Abex? 20 A. Yes. 21 Q. Okay. 22 And the first one, which is at page 23 1061, that has invoice number 38872; correct? 24 A. What's -- what page number? 25 Q. It's Reddaway 1061 on Exhibit-21,	Page 169 1 me what products Reddaway is selling to Abex 2 according to this invoice? 3 A. On 1061? 4 Q. Yep. 5 A. Unbranded EBONY woven brake lining 6 that is a light -- light duty woven -- 7 Q. Okay. 8 A. -- and unbranded heavy duty woven 9 brake lining. That's heavy duty woven brake lining. 10 Q. Okay. 11 And the part numbers -- well, the 12 numbers 257-840 and 258 are different numbers after 13 that. 14 Those are not -- 15 A. I don't know. 16 Q. -- Reddaway numbers. 17 A. I don't know what those mean. 18 Q. Okay. 19 The unbranded EBONY woven brake 20 lining, you said that's light duty? 21 A. Yes. 22 Q. Okay. 23 Tell me, how does it differ from the 24 heavy duty woven brake lining? 25 A. It has no -- we don't grind it. No

Page 170 1 final grind. 2 Q. Okay. 3 And would it have used, if you know, 4 the same MSDS sheet as the heavy duty? 5 A. It would be the same. 6 Q. Okay. 7 Would it have had the same 8 approximate amount of asbestos in it? 9 A. Yes. 10 Q. Okay. 11 Did there come a point in time when 12 -- as to the EBONY woven brake lining that it was 13 transitioned from asbestos containing to 14 non-asbestos? 15 A. Yes. 16 Q. When did that happen? 17 A. I'm not sure. 18 Q. Okay. 19 A. In the same time frame. 20 Q. All right. 21 Looking at this invoice from 1986, 22 can you tell me, on behalf of Reddaway, whether this 23 particular package of the EBONY brake lining had 24 asbestos or not? 25 A. No way to tell.	Page 172 1 THE WITNESS: I couldn't tell you. 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. Okay. 6 Does Reddaway have any information 7 as to whether Abex ever asked Reddaway for asbestos 8 brake lining or non-asbestos brake lining at any 9 time? 10 A. No information on that. 11 MR. BOUCH: Object to the form. 12 - - - 13 CONTINUATION 14 BY MR. HUGHES: 15 Q. When Reddaway first announced the 16 non-asbestos in 1983, would Reddaway have 17 communicated that to Abex in any way? 18 MR. BOUCH: Objection to form. 19 THE WITNESS: I'm sure they related 20 it to every account they had. 21 - - - 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. They publicized it to all their 25 accounts?
Page 171 1 Q. Okay. Let's see. 2 The next page of Exhibit-21, 3 Reddaway 1062, that shows -- that lists the EBONY 4 woven brake lining again. 5 Is that correct? 6 A. Yes. 7 Q. And then the next page, 1063, shows 8 it's an invoice from October 22nd, 1986; right? 9 A. Yes. 10 Q. And that one is invoice number 11 39131; correct? 12 A. Yes. 13 Q. Which, once again, you can see it 14 over on the card of invoices; right? 15 A. Yep. 16 Q. Okay. 17 That one, Reddaway 1063, that's for 18 the heavy duty woven; correct? 19 A. Yes. 20 Q. Okay. 21 And sitting here today, can you tell 22 me whether that particular package of heavy duty 23 woven that was shipped to Abex in 1986 was asbestos 24 containing or non-asbestos? 25 MR. BOUCH: Object to the form.	Page 173 1 A. Yes. 2 Q. Okay. 3 Still looking at Reddaway 1063, do 4 you know whether -- for sales in October, 1986, do 5 you know whether, if it was non-asbestos, it would 6 have said that on the invoice? 7 MR. BOUCH: Objection to form. 8 THE WITNESS: I don't know. 9 I wouldn't have any idea. 10 - - - 11 CONTINUATION 12 BY MR. HUGHES: 13 Q. Okay. All right. 14 If you go to Reddaway 1066, the very 15 last page -- 16 A. Okay. 17 Q. -- what's the date of that invoice? 18 A. 11/24/86. 19 Q. Okay. 20 And is it your understanding that 21 the last date that Reddaway sold asbestos products of 22 any sort was November 17, 1986. 23 Is that right? 24 A. Yes. 25 Q. Okay.

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Page 174 1 So, for this invoice here, do we 2 know whether this was asbestos or non-asbestos? 3 A. I would assume this would be 4 non-asbestos. 5 Q. Okay. 6 And the reason why is because it is 7 dated after November 17th -- 8 A. Yes. 9 Q. -- 1986; correct? 10 A. Yes. 11 Q. Okay. 12 The price -- let's see for the 1/3 13 inch by 1/4 inch 50 foot on that last page -- it's 14 the middle entry -- 15 A. Okay. 16 Q. Do you see that? 17 A. Yes. 18 Q. -- it appears to show a per unit or 19 per foot price of \$17.30; right? 20 A. Yes. 21 Q. Okay. 22 Now, if you go back to page -- the 23 second page of the same document -- 24 Okay? 25 A. Okay.	Page 176 1 version or the non-asbestos? 2 A. No. 3 MR. BOUCH: Objection to the form. 4 (Pause) 5 - - - 6 (At which time a Letter from Redco, 7 Edward Eggert to David L. Erenstoft, East 8 Paterson Machine dated December 30, 1991, 9 was received and marked as Deposition 10 Exhibit 22 for identification by the court 11 reporter.) 12 - - - 13 MR. HAMILTON: 22? 14 COURT REPORTER: 22. 15 - - - 16 CONTINUATION 17 BY MR. HUGHES: 18 Q. Looking at Exhibit Number-22, have 19 you seen this document before? 20 A. Yes, I have. 21 Q. What is it? 22 A. A customer asked us for product 23 liability insurance. 24 Q. What are the circumstances, if you 25 know, that led to this letter being sent?
Page 175 1 Q. -- that page -- does that page 2 appear to show a purchase of 100 feet four inch by 3 1/4 inch of the same EBONY brake lining as the top 4 entry? 5 A. Yes. 6 Q. Okay. 7 And does it show the same price of 8 \$17.30? 9 A. Yes, it does. 10 Q. Okay. 11 Do you know one way or the other 12 whether the non-asbestos had the same price or a 13 different price per foot for the EBONY brake lining? 14 A. I don't know that. 15 MR. BOUCH: Objection to form. 16 - - - 17 CONTINUATION 18 BY MR. HUGHES: 19 Q. You do not know? 20 A. I do not. 21 Q. You're not aware of any documents 22 that would clarify that? 23 A. No. 24 Q. So, the fact that the price is the 25 same doesn't tell us whether it was the asbestos	Page 177 1 A. I have no idea. 2 Q. Okay. 3 A. I would -- I would assume the 4 customer called up and -- 5 MR. HAMILTON: Don't assume. 6 He's asking if you know. 7 THE WITNESS: I don't know. I don't 8 know. 9 MR. BOUCH: Objection. 10 No question pending. 11 Object. Move to strike. 12 - - - 13 CONTINUATION 14 BY MR. HUGHES: 15 Q. So, the letter says at the beginning 16 that, "since the early '80's product liability 17 insurance has not been available to the brake lining 18 industry at an affordable price," et cetera. 19 Do you see that? 20 A. Yes. 21 Q. Okay. 22 Let me ask you. 23 Do you know, was that one of the 24 reasons why Reddaway sought to move to non-asbestos? 25 MR. BOUCH: Objection to form.

Page 178 1 MR. HAMILTON: Objection to form. 2 THE WITNESS: I have no idea. 3 MR. HUGHES: Okay. 4 - - - 5 (At which time a Reddaway 6 Manufacturing Co., Inc., Redco News, August 7 '86 was received and marked as Deposition 8 Exhibit 23 for identification by the court 9 reporter.) 10 - - - 11 CONTINUATION 12 BY MR. HUGHES: 13 Q. Exhibit-23, have you seen this 14 document before? 15 A. Yes. 16 Q. What is it? 17 A. It's a Redco newsletter from August, 18 '86. 19 Q. Who is it sent to? 20 A. This would have been sent to all of 21 our distributors. 22 Q. Okay. 23 Would it have been sent to Abex? 24 A. Yes, it would have. 25 Q. Okay.	Page 180 1 CONTINUATION 2 BY MR. HUGHES: 3 Q. Well, do you -- where it says, "we 4 are stopping the production of RBW asbestos lining 5 effective November 17th, 1986," is that an accurate 6 statement? 7 A. We have officially told all of our 8 customers that we are stopping the production of RBW 9 asbestos lining effective November 17, 1986, yes. 10 Q. Okay. 11 So, is it possible that Reddaway was 12 still producing all of the different kinds of RBW 13 asbestos lining up until November 17, 1986? 14 MR. HAMILTON: Objection to the 15 form. 16 MR. BOUCH: Objection to the form. 17 THE WITNESS: No, it's not. 18 - - - 19 CONTINUATION 20 BY MR. HUGHES: 21 Q. Why not? 22 A. Because we have the other exhibit 23 showing that we were making non-asbestos, and it was 24 available on those different sizes. 25 Q. And it's your testimony that when
Page 179 1 Why was it sent? 2 MR. BOUCH: Objection to form. 3 THE WITNESS: Just giving our 4 distributors information. 5 - - - 6 CONTINUATION 7 BY MR. HUGHES: 8 Q. Okay. 9 Now, at the top it says that, in 10 part; quote, "we have officially told all of our 11 customers that we are stopping the production of RBW 12 asbestos lining effective November 17th, 1986," end 13 quote. 14 Have I stated that accurately? 15 A. Yes. 16 Q. Okay. 17 Is there any reason why that 18 statement -- why is it -- I don't see anywhere in 19 this document that it says they stopped producing 20 some of the RBW earlier than 1986. 21 MR. HAMILTON: Objection to form. 22 MR. BOUCH: Object to the form. 23 THE WITNESS: Say the question 24 again. 25 - - -	Page 181 1 the switch was made to non-asbestos for different 2 sizes -- 3 A. We never went back. 4 Q. Okay. Let's see. 5 They are -- the next to the last big 6 paragraph, the one where it says, "as of today, 7 August 18," do you see that? 8 A. Yes. 9 Q. Let's see. 10 It says, "we have 13 working weeks 11 to process our remaining asbestos yarn and rolled 12 goods inventory." 13 Do you see that? 14 A. Yes. 15 Q. What does that mean, if you know? 16 MR. BOUCH: Objection to form. 17 (Pause) 18 THE WITNESS: It means that they 19 were trying to get the last of the asbestos 20 processed, which would have been on the oil field on 21 the larger loom. 22 - - - 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. So, where it says, "rolled goods" --

Page 182 1 Do you see that? 2 A. Yes. 3 Q. -- would that include the RBW rolled 4 products, do you know? 5 MR. BOUCH: Objection to form. 6 THE WITNESS: It's all the same, 7 yes. 8 - - - 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. Okay. 12 A little bit further down it 13 discusses, "completed all grinding and slitting by 14 that date." 15 Do you see that phrase? 16 A. Yes. 17 Q. What does grinding mean? 18 A. Type of process. 19 It's part of our process. 20 Q. Can you give me a little more detail 21 on what the grinding consists of? 22 What does it -- 23 A. Just what it says, grinding the 24 material. Putting it through a grinder. 25 Q. Why was that done?	Page 184 1 MR. HAMILTON: Object to the form. 2 MR. BOUCH: Object to the form. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Is that a fair reading of it? 7 MR. HAMILTON: Objection to form. 8 MR. BOUCH: Objection to the form. 9 THE WITNESS: I really don't know 10 how they -- they would interpret it. 11 MR. HUGHES: Okay. 12 THE WITNESS: It says -- 13 MR. HAMILTON: There's no question. 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. It refers to Canada in the next 18 sentence. 19 A. Right. 20 Q. That would be the oil fields that 21 you referred to earlier? 22 A. Yes. 23 - - - 24 (At which time a Redco, Facts in 25 Friction, July, '86, was received and marked
Page 183 1 A. That's just part of the process. 2 Q. Slitting, what would that mean? 3 A. Slitting it into widths. 4 Q. Okay. 5 The width of the roll? 6 A. Width of the roll. 7 Q. Okay. 8 The next paragraph it says; quote, 9 "the finished RBW will still be legal for sale after 10 November 18th," unquote. 11 Do you see that? 12 A. Yes. 13 Q. Do you have any understanding what 14 that sentence means? 15 A. I guess it means that it will still 16 be legal if somebody has it. 17 Q. Okay. 18 So -- 19 A. They probably didn't want to start a 20 panic. 21 Q. Okay. 22 So, in other words, am I fair to 23 read it as, they are saying to the customers, we're 24 stopping all asbestos production on November 17th, 25 '86, but that doesn't mean you can't sell it anymore?	Page 185 1 as Deposition Exhibit 24 for identification 2 by the court reporter.) 3 - - - 4 MR. HAMILTON: We are up to 24? 5 COURT REPORTER: Yes. 6 - - - 7 CONTINUATION 8 BY MR. HUGHES: 9 Q. First page of Exhibit-24, which is 10 Reddaway 1289, have you seen that document before? 11 A. Yes. 12 Q. Okay. 13 And it appears to be a two-page 14 document; right? 15 A. Yes. 16 Q. Okay. 17 And it's dated July, 1986? 18 A. Yes. 19 Q. Okay. 20 Do you know who this document was 21 sent to? 22 A. Would have been sent to all of our 23 distributors. 24 Q. Okay. 25 When you say "distributors," would

Page 186 1 Abex be considered a distributor? 2 A. Yes, they would. 3 MR. BOUCH: Object to the form. 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. Why? 8 A. They're a distributor. 9 Q. Because they buy it and resell it? 10 A. Yes. 11 Q. Okay. 12 So, this -- a copy of this document 13 would have been sent to Abex? 14 A. Yes. All distributors. 15 Q. Okay. 16 And can you tell me why this 17 document was sent to the distributors? 18 MR. BOUCH: Objection to form. 19 THE WITNESS: To make them aware of 20 OSHA -- of the new OSHA regulation. 21 - - - 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. Of the different steps -- you see 25 Steps 1 through 5 on the first page?	Page 188 1 form. 2 THE WITNESS: Whatever OSHA 3 required, they did. 4 MR. HUGHES: Okay. 5 THE WITNESS: He may have just taped 6 this on here. I don't know what -- if that's 7 actually what they required on that date, that's what 8 we did. 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. Okay. 13 Let me try it this way. 14 Your testimony is, that whatever 15 OSHA required is what Reddaway did; right? 16 A. Yes. 17 Q. But it sounds like you don't have 18 personal knowledge of whether Reddaway actually used 19 a label that said, for example, cancer and lung 20 disease hazard? 21 MR. BOUCH: Objection to the form. 22 MR. HAMILTON: Object to the form. 23 - - - 24 CONTINUATION 25 BY MR. HUGHES:
Page 187 1 A. Yes. 2 Q. Okay. 3 Did Reddaway have to implement those 4 steps? 5 A. Let's see what they are. 6 (Pause) 7 A. Yes. We had to abide by all the 8 OSHA Standards. 9 Q. Okay. 10 So, was a warning label prepared 11 that would have the language that we see in Step 12 Number 3 there? 13 (Pause) 14 A. Yes. Those labels were put on. 15 Q. Does Reddaway still have any copies 16 of those labels? 17 (Pause) 18 A. Let's see. We have the OSHA 19 approved labels. 20 Q. I understand, but I didn't see this 21 language in them, so that's why I'm asking. 22 Are you sure that Reddaway switched 23 to this label language? 24 MR. BOUCH: Objection to the form. 25 MR. HAMILTON: Objection to the	Page 189 1 Q. You don't know one way or the other; 2 right? 3 A. Hold on one second. 4 (Pause) 5 MR. HAMILTON: Is there a question? 6 MR. HUGHES: Yeah, there is. 7 Yeah, there is. 8 - - - 9 CONTINUATION 10 BY MR. HUGHES: 11 Q. I was asking, do you have personal 12 knowledge of whether Reddaway actually changed this 13 label at any time that had this language in it? 14 MR. BOUCH: That wasn't the 15 question. That wasn't the last question. 16 So, I object. 17 THE WITNESS: Ask me the question 18 again. 19 MR. HUGHES: Sure. 20 - - - 21 CONTINUATION 22 BY MR. HUGHES: 23 Q. Did Reddaway ever revise its warning 24 label to have the language that we see under 25 paragraph number three on Exhibit-24?

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Page 190 1 MR. HAMILTON: Objection to form. 2 Asked and answered. 3 MR. BOUCH: Objection. 4 THE WITNESS: If we were required to 5 do it, we did it. 6 - - - 7 CONTINUATION 8 BY MR. HUGHES: 9 Q. Okay. 10 Does Reddaway today have copies of 11 any warning labels with this language on it? 12 A. No. You guys have copies of all the 13 warning labels that we have. 14 Q. Okay. 15 Have you produced to us a copy the 16 warning labels with this language on it? 17 (Pause) 18 A. No, we have not. 19 Q. Okay. 20 Why not? 21 (Pause) 22 A. We probably couldn't find one. 23 MR. HAMILTON: You have what was 24 available. 25 THE WITNESS: We gave a copy of	Page 192 1 right? 2 A. That we had. 3 MR. HAMILTON: Objection to form. 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. So, if Reddaway had used this 8 language, you would have provided us a copy of it. 9 A. No. If I had it. 10 We would only buy a small amount of 11 them, because we were getting out of it. 12 Q. But do you know -- 13 A. It was only for several months. 14 So, I'm sure they used them all. 15 Q. But do you know -- do you have any 16 personal knowledge that Reddaway ever did that? 17 A. Yes, they did. 18 MR. HAMILTON: Objection to form. 19 MR. BOUCH: Object to form. 20 - - - 21 CONTINUATION 22 BY MR. HUGHES: 23 Q. What's your basis for saying that? 24 A. Through Bill Barton and Warren 25 Conway.
Page 191 1 everything that we had. 2 MR. BOUCH: I object to the form. 3 THE WITNESS: So, this warning label 4 was put on only for a couple months. 5 Okay. 6 MR. HUGHES: I understand. 7 THE WITNESS: Because we got out of 8 the asbestos. 9 MR. BOUCH: Objection to the form of 10 the question. 11 There is no foundation for any of 12 the questions he's asked for the last four questions. 13 It is a, "when did you stop beating 14 your wife" question. 15 MR. HUGHES: Sure. 16 I mean, everything that I've seen 17 indicates that this language was never used. 18 So, that's why I'm asking. 19 MR. HAMILTON: Objection to the 20 form. 21 - - - 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. If -- if -- if you produced a copy 25 of all the warning label language that you all had,	Page 193 1 Q. What did they tell you? 2 A. That they complied to all of the 3 OSHA regulations. When the rules changed, they 4 changes with them. 5 Q. Okay. 6 But did they specifically tell you 7 anything about this warning label? 8 MR. HAMILTON: Objection to form. 9 THE WITNESS: That's the same thing. 10 MR. BOUCH: Objection to form. 11 THE WITNESS: If we conformed to 12 everything, it would be part of the warning labels. 13 MR. BOUCH: Assuming they even sent 14 any asbestos after July of '86, which the testimony 15 is, for the products at issue in this case, they 16 didn't. 17 You're fishing, John. 18 MR. HUGHES: No. The witness said 19 he didn't know whether they sold it out of inventory 20 or not. 21 MR. BOUCH: He also said they turned 22 inventory three times, and if they stopped making it 23 in '83, they turned it over at least 15 times by '86. 24 So, none of your questions have a 25 foundation, John, and you're fishing.

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1 (Pause) Page 194 2 - - - 3 (At which time a Defendant Reddaway 4 Manufacturing Co., Inc.'s Answers to 5 Plaintiff's Master Interrogatories to All 6 Defendants was received and marked as 7 Deposition Exhibit 25 for identification by 8 the court reporter.) 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. I've handed you a copy of the 13 Reddaway discovery responses in our case. 14 Have you seen these before? 15 A. Yes. 16 Q. On page two, top of the page, it 17 talks about the documents that were reviewed. 18 Do you see that? 19 A. Yes. 20 Q. Okay. 21 One is sales invoices? 22 A. Yes. 23 Q. Okay. 24 Am I correct that all of the 1986 25 sales invoices that Reddaway can find have been	1 Ed Eggert went. Page 196 2 Q. Okay. 3 - - - 4 (At which time a Friction Materials 5 Standards Institute, Inc., was received and 6 marked as Deposition Exhibit 26 for 7 identification by the court reporter.) 8 - - - 9 MR. HAMILTON: I'm sorry. 10 What number are we up to? 11 COURT REPORTER: 26. 12 MR. HUGHES: Tom, Exhibit-26, these 13 are some documents that I found, and I sent them to 14 you, Mr. Hamilton, last night. 15 - - - 16 CONTINUATION 17 BY MR. HUGHES: 18 Q. The first page, do you agree that at 19 some point in time Reddaway was a member of the 20 Friction Material Standards Institute? 21 A. Yes. 22 Q. Okay. 23 The second page it appears to show 24 Reddaway as a member. 25 A. Yes.
1 produced? Page 195 2 A. Yes. 3 Q. Okay. 4 Page three, was Reddaway ever a 5 member of the Asbestos Information Association? 6 A. Yes. 7 Q. Okay. 8 Do you know if Reddaway was a member 9 of any committees or subcommittees of that group? 10 A. I wouldn't have any of that 11 knowledge. 12 Q. Do you know who went to the 13 meetings, if anybody? 14 A. Wouldn't have any of that knowledge 15 either. 16 Q. And I take it Reddaway doesn't have 17 any materials they may have received from them? 18 A. Nothing, no. 19 Q. For the FMSI, am I reading this 20 correct, it was Mr. Eggert and Mr. Barton that would 21 have attended the meetings for the FMSI. 22 Is that right? 23 A. Yeah, I think. I think Mr. Barton, 24 most of the time. 25 Maybe one year or two years, I think	1 Q. It's dated 1962 on the bottom left. Page 197 2 A. Yes. 3 Q. Okay. 4 Was my understanding correct that 5 Reddaway was a member of the FMSI in 1962? 6 A. That's what it shows here. 7 Q. Okay. 8 If you go to this page, it says FMSI 9 News. 10 MR. BOUCH: I am going to object. 11 These documents, if any of the pages 12 are dated, many of the pages are unrelated, and 13 seeing that the first four pages are a list of 14 members, the shipper, only one of them has a date on 15 it. 16 The last one, two -- or the next two 17 pages appear to be bulletins dated in the '80's, and 18 then the last -- next two pages, rather, appear to be 19 lists of members, again, undated, and the last page 20 is an attendance list at a meeting that has a date on 21 it. 22 So, to the extent counsel is trying 23 to imply that, if you're listed on the '62 list, it 24 continued to the '85 list, I object -- or '81, yeah, 25 '81 list, I object.

Page 198 1 MR. HAMILTON: I join in the 2 objection. 3 MR. HUGHES: Okay. 4 - - - 5 CONTINUATION 6 BY MR. HUGHES: 7 Q. Do you see the FMSI News page which 8 is -- it says, BP 8548 at the bottom right? 9 A. Yes. 10 Q. Okay. 11 Does it appear to list Mr. Barton of 12 Reddaway under the Officers and Directors? 13 A. Yes. 14 MR. HAMILTON: Objection to the 15 form. 16 I mean, the documents speaks for 17 themselves. So, I'm not sure what -- and he told you 18 that Reddaway was a member. So, I'm not sure what 19 else you are looking for from him -- 20 - - - 21 CONTINUATION 22 BY MR. HUGHES: 23 Q. So, am I correct that Mr. Barton was 24 an Officer or Director of the FMSI -- 25 A. New Officers and Directors.	Page 200 1 page is FMSI News, and this one is dated from July, 2 1980; correct? 3 A. Yes. 4 Q. Okay. 5 And does this one also list 6 Mr. Barton, about halfway down the page? 7 A. Yes, it does. 8 Q. Okay. 9 And does it indicate that he was 10 elected as a Director? 11 A. Yes, it does. 12 Q. Okay. 13 When was the first date that 14 Reddaway was -- ever received any kind of 15 asbestos-related claim? 16 A. I wouldn't have any idea. 17 Q. Okay. 18 Is it correct that in 1984 Reddaway 19 was told not to throw anything away? 20 A. Yes. 21 Q. Do you know why Reddaway was told 22 that? 23 A. In case we're in future cases, so we 24 can see if we sold to people. 25 Q. Okay.
Page 199 1 Q. -- at some point? 2 MR. HAMILTON: Object to the form. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Is that correct? 7 A. According to this document, yeah. 8 Q. And do you have any reason to 9 dispute that? 10 A. No. Looks like a legitimate 11 document. 12 Q. Okay. 13 Do you know if Reddaway would have 14 gotten a copy of the FMSI News? 15 A. Never seen one. 16 Q. Okay. 17 Do you know if Reddaway may have 18 gotten copies, and then subsequently discarded them? 19 A. I wouldn't have any idea. 20 MR. BOUCH: Object to form. 21 - - - 22 CONTINUATION 23 BY MR. HUGHES: 24 Q. Okay. 25 The next page; do you see the next	Page 201 1 And I'm not interested in the 2 contents of discussions with lawyers. 3 Okay? 4 Was -- was Reddaway a party to any 5 asbestos lawsuits as of 1984? 6 MR. HAMILTON: Object to the form. 7 You say '84 -- 1984? 8 MR. HUGHES: Huh-huh. 9 THE WITNESS: My lawyers would have 10 all that. 11 - - - 12 CONTINUATION 13 BY MR. HUGHES: 14 Q. Okay. 15 Do you know who was representing 16 Reddaway in 1984? 17 A. My current lawyers may know. 18 I have no idea. 19 Q. And do you know -- do you know when 20 the first year was that Reddaway was ever sued in an 21 asbestos case? 22 A. Wouldn't have any idea. 23 MR. BOUCH: Objection to form. 24 Asked and answered. 25 - - -

Page 202 1 CONTINUATION 2 BY MR. HUGHES: 3 Q. Okay. 4 But Reddaway was told, in 1984, not 5 to throw anything away; right? 6 MR. HAMILTON: Objection to the 7 form. 8 MR. BOUCH: Objection. 9 THE WITNESS: What's that? 10 - - - 11 CONTINUATION 12 BY MR. HUGHES: 13 Q. Reddaway was told in 1984, not to 14 throw anything away; right? 15 A. I heard that, yes. 16 Q. And your understanding is, that was 17 because of at least the prospect of litigation? 18 MR. HAMILTON: Objection to form. 19 MR. BOUCH: Objection to form. 20 THE WITNESS: I really didn't know 21 why. 22 MR. HUGHES: Okay. 23 THE WITNESS: So, I can't answer 24 that. 25 MR. HUGHES: Okay.	Page 204 1 I think what you testified to 2 earlier today is, when I showed you specific invoices 3 to Abex as late as 1985/1986, you couldn't tell me 4 one way or the other as to whether that product was 5 the asbestos containing or the non-asbestos. 6 A. (Witness nods.) 7 Q. Okay. 8 So, how do I square that with this 9 interrogatory response that says in early 1980's 10 Reddaway stopped selling the asbestos lining? 11 MR. HAMILTON: Objection to the 12 form. 13 MR. BOUCH: Objection to the form. 14 THE WITNESS: That's when we -- in 15 1983, started with all those sizes. 16 That would be the early '80's. 17 - - - 18 CONTINUATION 19 BY MR. HUGHES: 20 Q. Okay. 21 But you were still selling asbestos 22 lining out of stock; right? 23 A. For a while, I'm sure we did. But I 24 don't know how long. We turned our inventory three 25 times a year, so --
Page 203 1 - - - 2 CONTINUATION 3 BY MR. HUGHES: 4 Q. Okay. 5 If you go to page seven of the 6 interrogatory responses -- 7 A. What number is this? 8 Q. Yeah. 9 A. What page? 10 Q. Page seven. 11 A. Okay. 12 Q. Okay. 13 Middle of the page -- do you see 14 where it says, "the company began using asbestos in 15 its brake linings in the '40's"? 16 (Pause) 17 A. Yes. 18 Q. Okay. 19 And then it says; quote, "in the 20 early 1980's, Reddaway stopped selling asbestos 21 containing brake linings to its industrial account 22 customers," unquote. 23 Do you see that? 24 A. Yes. 25 Q. Okay.	Page 205 1 Q. What did that mean; "turn our 2 inventory"? 3 A. That means, basically, that you 4 manufacture a certain amount of brake lining. You 5 sell it all. You manufacture another amount, and you 6 sell it all, and you manufacture a third amount, and 7 you sell it all. 8 Q. Okay. 9 And you said that you turned two or 10 three times a year. 11 A. That's about what we turned over, 12 two or three times a year. 13 Q. What does that mean, "three times a 14 year"? 15 MR. BOUCH: Objection to the form. 16 THE WITNESS: It means we sell 17 everything out of inventory. Make new. Sell it 18 again. Make new. Sell it again three times. 19 - - - 20 CONTINUATION 21 BY MR. HUGHES: 22 Q. Okay. 23 So, for the -- the thinner line -- 24 the machinery you're saying was changed to use the 25 non-asbestos spools in what; 1980? 1981?

Page 206 1 A. I wouldn't have that exact 2 information. 3 Q. Okay. 4 A. I know we had -- 5 Q. It was before 1983. 6 A. It was before 1983, yes. 7 Q. Okay. 8 And so, what you are -- is what you 9 are telling me, that all of the asbestos -- let's -- 10 let's say that the loom for the thin lining was 11 switched in 1982. 12 Okay? 13 A. Okay. 14 Q. If that's the date, so that would 15 mean that the last asbestos containing rolls were 16 manufactured prior to when the loom is changed in 17 1982; right? 18 A. Yes. 19 Q. Okay. 20 If that's the case, what would be 21 the latest inventory turnover -- is what you're 22 saying, the latest that stock would be sold would be 23 what, a few months later? 24 A. It's hard to say. It's hard to say. 25 Q. Okay.	Page 208 1 called an edge code? 2 A. No. 3 Q. Okay. 4 Would Reddaway have stamped any 5 codes or -- 6 A. No. 7 Q. -- on its product? 8 Okay. 9 Would Reddaway have sent any of the 10 rolls of yarn to Abex in a boxes instead of bags? 11 A. Didn't have boxes back then. 12 Q. Okay. 13 (Pause) 14 Q. Do you know if Reddaway was ever a 15 member of the Asbestos Textile Institute? 16 A. I haven't heard of that. 17 - - - 18 (At which time Answers of Reddaway 19 Mfg. Co., Inc. to Plaintiff's 20 Interrogatories and Request for Production 21 of Documents, Set I was received and marked 22 as Deposition Exhibit 27 for identification 23 by the court reporter.) 24 - - - 25 MR. HAMILTON: 27?
Page 207 1 If the inventory is turned three 2 times a year, could there still be some items in 3 there that stay in there for the whole year, or does 4 all of the inventory get sold, and all new product 5 gets put into the inventory? 6 MR. HAMILTON: Objection to the 7 form. 8 MR. BOUCH: Objection to the form. 9 THE WITNESS: There could be some. 10 MR. HUGHES: Okay. 11 (Pause) 12 - - - 13 CONTINUATION 14 BY MR. HUGHES: 15 Q. Did Reddaway make any sales to a 16 company called Genuine Parts Company? 17 A. No. 18 Q. Did Reddaway ever make any sales to 19 a entity called Raylon? 20 A. No. 21 Q. Did Reddaway make any sales to any 22 NAPA stores? 23 A. No. 24 Q. Okay. 25 Have you ever heard of something	Page 209 1 MR. HUGHES: Yeah. 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. Looking at Exhibit-27, if you go to 6 page seven, at the top of page seven, number 23. 7 Do you see that? 8 A. Yeah. 9 Who gave this? 10 Q. These are some interrogatory 11 responses that were produced to us, and you may or 12 may not have ever seen them before. 13 The last page shows that they were 14 verified by Mr. Eggert -- 15 A. Okay. 16 Q. -- not by you -- 17 A. Okay. 18 Q. -- but the reason I'm showing them 19 to you, look at page seven at the top -- 20 A. Okay. 21 Q. -- it says; quote, "Reddaway 22 believes that at one point it may have been a member 23 of the Asbestos Textile Institute, but does not know 24 any particulars," unquote. 25 A. I've never heard of it myself.

Page 210 1 Q. So, you don't know where that came 2 from? 3 A. No -- no idea. 4 Q. You have never heard of that 5 Institute? 6 A. Never heard of it. 7 Q. Okay. 8 - - - 9 (At which time a Redco List Prices 10 for Molded Flat Sheet Stock was received and 11 marked as Deposition Exhibit 28 for 12 identification by the court reporter.) 13 - - - 14 MR. HUGHES: 28? 15 COURT REPORTER: 28. 16 - - - 17 CONTINUATION 18 BY MR. HUGHES: 19 Q. Exhibit Number-28. This is a 20 document that I found and produced. 21 And my first question is; is this an 22 example of a price list that Reddaway would have 23 issued from time to time? 24 A. This is -- yes. 25 Q. Okay.	Page 212 1 no. 2 Q. Okay. 3 Who is John Grumble? 4 A. I haven't heard that name. 5 Q. John G-R-U-M-B-L-E. 6 A. How do you spell the last name? 7 MR. HUGHES: Let me show you 8 something. 9 - - - 10 (At which time Defendant Reddaway 11 Manufacturing Co., Inc.'s Initial 12 Disclosures Pursuant to Federal Rule of 13 Civil Procedure 26(A) was received and 14 marked as Deposition Exhibit 29 for 15 identification by the court reporter.) 16 - - - 17 CONTINUATION 18 BY MR. HUGHES: 19 Q. Exhibit-29, this is some disclosures 20 that Reddaway sent to us, and the second item on the 21 first page references a John Grumble. 22 A. It would have to be Trumble maybe, 23 not a Grumble. I'm thinking, who is this? 24 Q. Okay. 25 A. John Trumble.
Page 211 1 So, and this particular one, this 2 isn't for the -- this was not for the roll lining -- 3 A. No. 4 Q. -- correct? 5 But is it your testimony that there 6 would have been a price list like this for the roll 7 lining in the past? 8 A. I don't know if it would have been 9 like this. This is for molded sheets. 10 Q. Okay. 11 And if you look at the top here, it 12 says, East Paterson Machine Company. 13 A. Yes. 14 Q. Do you see that? 15 A. Yes. 16 Q. So, it may be a price list that 17 is -- 18 A. This is 1973 -- 19 Q. I know. 20 A. -- and I've never seen any price 21 lists like this. 22 Q. Okay. All right. 23 So -- and what you testified 24 earlier, Reddaway just doesn't have any price lists? 25 A. We have no price lists like that,	Page 213 1 MR. HAMILTON: That would be a typo 2 on our part. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Okay. 7 So, there's a John Trumble -- 8 A. Yes. 9 Q. -- which is a much better last name. 10 Who is John Trumble? 11 A. He's a -- my shipping manager. 12 Q. Okay. 13 Have you talked to him about this 14 lawsuit or to get ready for this deposition? 15 A. I've asked him questions. 16 Q. What have you -- can you tell me 17 what you asked him? 18 A. With the labeling, and stuff to 19 confirm what I was told. 20 Q. Okay. 21 And so, if I deposed him, would he 22 say -- to your knowledge, he would say the same 23 thing; that it was labeled twice on the bag and then 24 the product itself? 25 MR. BOUCH: Objection to form.

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Page 214 1 THE WITNESS: Yes, he would. 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. Okay. 6 Is there anything else that you 7 asked him about for purposes of this case, this 8 deposition? 9 A. That's all he would really know 10 about. 11 Q. Tell me, why would Mr. Trumble know 12 about the labels? 13 A. He actually put some of the labels 14 on. 15 Q. He actually puts the labels on. 16 Do you know how far back he goes 17 with the company, roughly? 18 A. Little bit further back than me. 19 Q. So, he actually was working when it 20 was -- before November of 1986? 21 A. Yes. 22 MR. HUGHES: Okay. 23 Let's take a break. 24 VIDEO TECHNICIAN: This concludes 25 tape number three in the video deposition of Todd	Page 216 1 Do you have a copy of that, correct? 2 MR. BOUCH: Yes. 3 - - - 4 CONTINUATION 5 BY MR. HUGHES: 6 Q. Okay. 7 Sir, Exhibit-30, have you seen this 8 document before, sir? 9 I can represent it was a deposition 10 exhibit from your old deposition. 11 A. I don't remember it, but -- 12 Q. Okay. 13 At the top it says, "in compliance 14 with OSHA citation number G1688-050." 15 Do you see that? 16 A. Yes. 17 - - - 18 (Discussion held off the record.) 19 - - - 20 VOICE ON PHONE: Hello, there 21 doesn't appear to be any activity in this meeting. 22 If you would like to stay on the line until others 23 join, please press one. 24 If not, I'll end the meeting. 25 MR. HUGHES: Let's just keep going.
Page 215 1 Walker. 2 The time is 2:06. 3 We are off the record. 4 - - - 5 (Recess was taken at this time.) 6 - - - 7 (At which time a Reddaway 8 Manufacturing Co., Inc., in compliance with 9 O.S.H.A. Citation #G1688-050 was received 10 and marked as Deposition Exhibit 30 for 11 identification by the court reporter.) 12 - - - 13 VIDEO TECHNICIAN: This begins tape 14 number four of the videotape deposition of Todd 15 Walker. 16 The time is 2:16. 17 We are on the record. 18 - - - 19 (At which time a Friction Products 20 by Redco Brochure was received and marked as 21 Deposition Exhibit 31 for identification by 22 the court reporter.) 23 - - - 24 MR. HUGHES: I -- that one you were 25 telling me about.	Page 217 1 Where are we? 2 - - - 3 CONTINUATION 4 BY MR. HUGHES: 5 Q. Okay. 6 It references -- it says, OSHA 7 citation at the top. 8 Do you see that? 9 A. Yeah. 10 What date is this? 11 Q. I don't know. 12 My question is; do you know, did 13 Reddaway ever get cited by OSHA for any violations? 14 A. I never heard we have. 15 Q. Okay. 16 Item four on here -- at the end of 17 item four it references a film on the hazards of 18 airborne dust. 19 Do you see that? 20 A. Yeah, I see that. 21 Q. Do you know anything about that 22 film? 23 A. No. 24 Q. Okay. 25 Is it correct that all personnel in

Page 218 1 the Weaving Department were required to wear 2 respirators after OSHA? 3 A. Yeah, throughout the plant. 4 Q. Okay. All right. 5 Exhibit-31, is this an example -- it 6 looks like a brochure from Reddaway -- 7 A. Yes. 8 Q. -- and the second page, once again, 9 that shows us the RBW, the bonded woven; correct? 10 A. Yes. Yes. 11 Q. And, again, there's no labels on 12 there, but your testimony is that a label would have 13 been put on there -- 14 A. Before it was shipped. 15 Q. -- before it was shipped. 16 A. The labels weren't put on until it 17 was in the shipping area. 18 Q. Okay. 19 (Pause) 20 - - - 21 (At which time a Redco Brake Block 22 Industrial Set Group Listing was received 23 and marked as Deposition Exhibit 32 for 24 identification by the court reporter.) 25 - - -	Page 220 1 Q. So, these are molded? 2 A. All molded, yeah. 3 Q. Okay. All right. 4 The next to last column, 5 application. 6 Do you see that? 7 A. Yes. 8 Q. Okay. 9 Is that -- just looking at that, 10 does that describe the application -- is it your 11 understanding that describes the application that 12 these blocks would be used for? 13 A. I've never seen this, so I have no 14 idea. 15 Q. Is that what you used to do? 16 MR. HAMILTON: Object to the form. 17 THE WITNESS: I have no idea 18 about -- 19 - - - 20 CONTINUATION 21 BY MR. HUGHES: 22 Q. Okay. 23 It does have the Redco name at the 24 top; right? 25 A. Yeah.
Page 219 1 MR. HUGHES: Exhibit -- what's that? 2 33? 3 THE WITNESS: Yes. 4 MR. HUGHES: 32? 5 COURT REPORTER: 32. 6 THE WITNESS: 32. 7 - - - 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. This is a document that I found. 11 Have you ever seen? 12 A. Never seen it. 13 Q. Okay. 14 Did Reddaway sell various kinds of 15 brake blocks at some point for industrial use? 16 A. What I figured out with this is -- 17 Q. Yeah. 18 A. -- we bought them all from 19 Raybestos. Look at Raybestos' part numbers. We 20 added an R-2 to all of their parts numbers. 21 Q. Okay. 22 A. Everybody else has their own part 23 number. We don't make -- we don't make this stuff, 24 so we had to buy it from somebody. So, that's who we 25 bought it from.	Page 221 1 I don't understand why it has Redco, 2 Grey Rock, S.K. Wellman, Raybestos. 3 Q. You've never seen it before? 4 A. No. 5 Q. Okay. 6 VIDEO TECHNICIAN: Can you raise 7 your microphone? 8 MR. HAMILTON: You mean John? 9 - - - 10 (At which time a Redco Product 11 Information Sheet was received and marked as 12 Deposition Exhibit 33 for identification by 13 the court reporter.) 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. Exhibit-33, the first page we've 18 already talked about -- 19 A. Okay. 20 Q. -- right? 21 That is the RNAW product sheet? 22 A. Yes. 23 Q. Okay. 24 Now, the second and third pages, 25 what are those, if you know?

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Page 222 1 Second page looks like it's a 2 Reddaway invoice selling -- 3 A. Yeah. This -- this is a little part 4 made out of RNAW non-asbestos woven brake lining -- 5 Q. Okay. 6 A. -- per -- per drawing. It says, per 7 drawing. So, they sent us a drawing -- 8 Q. Yup. 9 A. -- and we made a part out of it. 10 Q. Okay. 11 A. Then we sent 100 parts back to them. 12 Q. So, that -- this was not sent as a 13 roll? 14 A. No. 15 Q. All right. 16 But was the -- can you tell from 17 this, was the roll lining used by Reddaway to 18 fabricate the part? 19 A. I don't know what it was. RNAW 20 non-asbestos. I don't know if it was in a roll or 21 not. 22 Q. Okay. 23 A. Probably not. 24 Q. Okay. 25 Well, if it's 1/4 inch RNAW	Page 224 1 CONTINUATION 2 BY MR. HUGHES: 3 Q. -- but they didn't use that phrase 4 for any of the invoices to Abex before 1986? 5 A. This is completely different. This 6 is -- we had a drawing. The drawing may have 7 specified that exact term on it. 8 Q. Okay. 9 So, this -- these -- and this 10 fabricated product was made out of the RNAW 11 non-asbestos sheet? 12 A. I don't know what it was made out 13 of. It was made out of RNAW non-asbestos. I don't 14 know. I don't even know what the part looks like. 15 Q. Okay. 16 A. So, I wouldn't know what they -- 17 what they -- you know, what they -- if they made it 18 out of a flat sheet. If they made it out of a roll 19 lining. 20 Q. Okay. 21 But clearly as of September, 1983, 22 the 1/4 inch RNAW non-asbestos existed? 23 A. Yes. 24 Q. Okay. 25 So, is it your testimony that as of
Page 223 1 non-asbestos -- 2 A. Flat -- flat woven sheet. 3 Q. Okay. All right. 4 Now, this -- this invoice is dated 5 from September, 1983; correct? 6 A. Yes. 7 Q. And in this invoice it does 8 expressly use the phrase RNAW non-asbestos; correct? 9 A. Yes. 10 Q. Okay. 11 But you have not seen any -- do you 12 agree with me, there are no Reddaway invoices to Abex 13 from before 1987 that say RNAW or non-asbestos on 14 them? 15 A. I've looked through them, as well as 16 you. I didn't see any. 17 Q. Okay. So, help me out. 18 Can you explain why Reddaway would 19 be using the phrase RNAW non-asbestos to identify a 20 product that's non-asbestos in 1983 in this invoice 21 for the East Paterson Machine Company, but -- 22 A. Maybe because -- 23 MR. HAMILTON: Let him finish the 24 question. 25 - - -	Page 225 1 September, '83, the 1/4 inch asbestos lining was no 2 longer being made? 3 A. Can't answer that. 4 Q. Why not? 5 A. We don't know. We know it wasn't 6 being made. We don't know if we had it. 7 Q. Okay. 8 A. This particular print had a RNAW on 9 it. So, at that time, if there was both, they didn't 10 want the other one, they wanted this one. 11 Q. Okay. 12 But, again, would you have been 13 using the machines, the looms, for this 1/4 inch RNAW 14 non-asbestos? 15 A. Oh, yeah. 16 Q. So, if it was -- if you were 17 manufacturing that by September, '83, you wouldn't be 18 manufacturing the 1/4 inch asbestos. 19 Is that correct? 20 A. No, we would not. 21 Q. Okay. 22 A. They only changed over once. 23 Q. All right. 24 Am I correct that Reddaway has never 25 had its own Medical Director; correct?

Page 226 1 A. No, they have not. 2 Q. Okay. 3 Is it correct that Reddaway was the 4 first friction material company to -- to completely 5 stop manufacturing asbestos friction materials? 6 A. I was told that. 7 Q. Who told you that? 8 A. Bill Barton, Warren Conway. 9 Q. Okay. 10 Do you have any understanding of 11 when Abex stopped manufacturing asbestos friction 12 products? 13 A. I have no idea. 14 Q. Okay. 15 At any time did Abex ever send 16 Reddaway any information about the hazards or dangers 17 of asbestos to your knowledge? 18 A. I have no documentation on that. 19 Q. Okay. 20 - - - 21 (At which time a Letter from Ralph 22 L. Lanz to Vincent LaCarrubba dated November 23 11, 1975 was received and marked as 24 Deposition Exhibit 34 for identification by 25 the court reporter.)	Page 228 1 And down towards the bottom it 2 refers to a wet weaving operation. 3 Do you know what that means? 4 Does that help you with the water 5 mist that we talked about earlier? 6 A. I would assume. 7 (Pause) 8 A. This was a wet weaving operation, 9 and the dust probably came from the nearby -- 10 Q. So, and it's okay if the answer is, 11 you don't know. 12 But when it said, "wet weaving 13 operation," do you know what that's referring to? 14 A. I don't -- I don't have any idea on 15 that. 16 (Pause) 17 MR. HUGHES: Okay. 18 Let's go off the record for a 19 second. 20 VIDEO TECHNICIAN: Off the record. 21 The time is 2:28. 22 - - - 23 (Discussion held off the record.) 24 - - - 25 VIDEO TECHNICIAN: Back on the
Page 227 1 - - - 2 CONTINUATION 3 BY MR. HUGHES: 4 Q. You've been handed -- this is a copy 5 of a letter from Ralph Lanz dated November 11, 1975. 6 Have you seen this document before? 7 A. I don't recall it. 8 Q. Okay. 9 This was an earlier exhibit from 10 your old deposition -- 11 MR. BOUCH: Is this 34? 12 COURT REPORTER: 34. 13 MR. HUGHES: Yup. 14 - - - 15 CONTINUATION 16 BY MR. HUGHES: 17 Q. Does this appear to reflect the 18 periodic air sampling -- 19 A. Yes. 20 Q. -- that -- that Reddaway started 21 doing after OSHA came into place. 22 A. Yes. 23 After turning the page, I recognize 24 some of this, yes. This was the air sampling. 25 Q. Okay.	Page 229 1 record. 2 The time is 2:37. 3 - - - 4 (At which time a Reddaway 5 Manufacturing Company, Inc., File Copy 6 Invoice dated 8/28/85 was received and 7 marked as Deposition Exhibit 35 for 8 identification by the court reporter.) 9 - - - 10 CONTINUATION 11 BY MR. HUGHES: 12 Q. All right. 13 Sir, I've handed you -- I just want 14 to get your help on some more of the terms on these 15 sales documents. 16 So, this exhibit, first page, that's 17 a Reddaway invoice from August 28th, 1985; correct? 18 A. Yes. 19 Q. Okay. 20 So, customer's order number. 21 That's an internal clerical notation 22 when the order comes in. 23 Is that what that is? 24 A. Yes. 25 Q. Okay.

Page 230 1 Requisition number. 2 Do you know what that means? 3 A. No, I don't. 4 Q. Okay. 5 Terms, those would be shipping 6 payment terms? 7 A. Yeah. 8 Q. Okay. 9 Salesman? 10 A. Looks like an H for house, I would 11 think. 12 Q. Okay. All right. 13 And on this page the thickness of 14 these linings is 3/16's of an inch or a 1/4 inch? 15 A. Yes. 16 Q. So, that would be within the 17 category of the industrial lining -- the thinner 18 lining. 19 A. Yes. 20 Q. Okay. 21 The next page it says, "short 22 order." 23 Do you see that? 24 A. Yes. 25 Q. Do you know what that means?	Page 232 1 says, "price is based on price list effective 2 7/1/84." 3 Do you see that -- 4 A. No. 5 Q. -- in the middle of the page? 6 A. Price -- okay, based. Okay. 7 Q. So, but you -- but Reddaway just 8 doesn't have any copies of these price lists 9 anymore -- 10 A. No. 11 Q. -- those price lists? 12 A. No. 13 Q. Okay. 14 Sitting here today, did you know 15 whether the price list effective July 1st, 1984, do 16 you know if that would have listed prices for 17 asbestos or non-asbestos or -- 18 A. Couldn't even guess on that one. 19 Q. Okay. 20 A. I have no idea. 21 Q. Okay. 22 And then Reddaway 1009, a few more 23 pages in on the document -- 24 A. Okay. 25 Q. -- once again, where it says, "three
Page 231 1 A. That means that they didn't ship 2 everything on the first order, so they had to back 3 order something. 4 Q. Okay. 5 A. 75, 100, 125. 6 MR. BOUCH: Which page are you on? 7 - - - 8 CONTINUATION 9 BY MR. HUGHES: 10 Q. It's the second page of the 11 document, Reddaway 1000. 12 So, short order might mean that they 13 shipped part of it at one point and part of it at 14 another? 15 A. Yes. 16 Q. If you go to Reddaway 1005. 17 Reddaway 1005, it's an Abex order. 18 Do you see that? 19 A. Okay. Yes. 20 Q. Okay. 21 So, this is a copy of what Abex 22 woven sent to Reddaway; right? 23 A. Yes. 24 Q. Okay. 25 And you see towards the middle it	Page 233 1 bales of asbestos brake lining," what you're telling 2 me is that might not be accurate? 3 A. Yes, it's not accurate. I don't 4 know if it's accurate or not, because I'm sure these 5 are expensive forms, and I'm sure for years we used 6 the same ones. 7 MR. HUGHES: Okay. 8 Those are all of the questions I 9 have. 10 MR. BOUCH: Okay. 11 VIDEO TECHNICIAN: Could you give 12 him your microphone? 13 MR. HAMILTON: I'm sorry. 14 MR. BOUCH: Good afternoon, 15 Mr. Walker. 16 THE WITNESS: How are you doing? 17 MR. BOUCH: My name is Tim Bouch, 18 and I represent Pneumo-Abex in this case. 19 Nice to see you. 20 I hope I won't jump around too much, 21 but let me see if I understand something. 22 - - - 23 EXAMINATION 24 - - - 25

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1 BY MR. BOUCH:

2 Q. Beginning in mid-1972, Reddaway put

3 warning or caution labels on its asbestos containing

4 products that left its facility; correct?

5 A. Yes.

6 Q. And they went on all the products

7 that contained asbestos, regardless of the customer?

8 A. Yes.

9 Q. And one of the reasons you know that

10 is, you discussed this with earlier executives of the

11 company who had been there prior to your coming to

12 work there; correct?

13 A. Correct.

14 Q. And another reason you know that is,

15 you've discussed it with the shipping manager who

16 predated your first day of employment?

17 A. Yes.

18 Q. And that the method of adding labels

19 to the products leaving the company has been the same

20 since mid-1972 until today?

21 A. Well, we -- we quit using burlap at

22 a certain point --

23 Q. Right.

24 A. -- and that would be -- let me

25 think. So, that would be late '90's, early 2000.

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1 Q. Okay. Okay.

2 But -- but the method of attaching

3 it to the container --

4 A. Yes.

5 Q. -- wrapper --

6 A. Yes.

7 Q. -- whatever it is, and attaching it

8 to product has remained consistent --

9 A. Yes.

10 Q. -- as far as you know --

11 A. Yes.

12 Q. -- until at least mid --

13 A. The only difference is --

14 MR. HAMILTON: Let him finish his

15 question.

16 MR. BOUCH: -- at least until

17 mid-1972; correct?

18 THE WITNESS: Yes.

19 - - -

20 CONTINUATION

21 BY MR. BOUCH:

22 Q. Okay.

23 Beginning in early 1980's, possibly

24 as early or, probably, as early as 1981, in your

25 woven asbestos linings, Reddaway began to phase out

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1 asbestos; correct?

2 A. Yes.

3 Q. Okay.

4 And you started with the smaller

5 width or diameter products and moved to the bigger

6 sizes?

7 A. Yes.

8 Q. And the reason that you articulated

9 that was, the larger sizes were used in the oil field

10 servicing industry in Canada who had a demand

11 specifically for asbestos.

12 A. Repeat that question.

13 Q. Okay.

14 The reason you started with the

15 smaller size material and went to the larger was, the

16 larger sizes had a specific demand from the oil field

17 services industry, mostly in Canada?

18 A. That was part of it.

19 The other was the smaller -- they

20 were smaller machines to change over and get

21 running --

22 Q. Okay.

23 A. -- and learn how to do it.

24 Q. And you discussed this with us that

25 the -- the particular looms were custom built looms

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1 for your company that date back to the 1890's --

2 A. Yes.

3 Q. -- and that these looms had

4 hundreds, if not thousands, of individual spools per

5 machine.

6 A. Yes.

7 Q. And you discussed the fact that,

8 when you changed over from asbestos to non-asbestos,

9 considerable work and adjustments had to be made to

10 those looms to effect that change.

11 A. Yes.

12 Q. And for that reason, once they were

13 changed over, you did not go back and manufacture

14 asbestos containing materials once the non-asbestos

15 products were produced?

16 A. True.

17 Q. Okay.

18 I believe you also stated that it

19 was your belief, as President of the company, and

20 your experience, that the inventory manufactured by

21 Reddaway changed over approximately three times a

22 year.

23 A. Yes.

24 Q. Okay.

25 So, approximately every four months

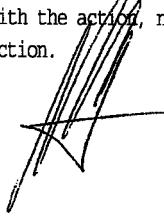
Page 238 1 the retained inventory of a particular product, plus 2 or minus a reasonable time, would have been 3 exhausted? 4 A. Yes. 5 Q. Okay. Okay. Let me see. 6 Got that. 7 You were asked certain questions by 8 the plaintiff's counsel concerning the fiber type of 9 asbestos utilized by Reddaway when they were 10 producing asbestos containing products. 11 Do you recall that? 12 A. Yes. 13 Q. Okay. 14 Mr. Barton, I believe, was President 15 of the company prior to your taking over -- 16 A. Yes. 17 Q. -- and he had been President for a 18 very long time. 19 A. I'm not sure how long. 20 Q. But he had been with the company a 21 very long time -- 22 A. Yes. 23 Q. -- and Mr. -- is it Eggert? 24 A. Yes. 25 Q. Okay.	Page 240 1 BY MR. BOUCH: 2 Q. Okay. 3 I believe in reviewing your earlier 4 testimony, it is your understanding that Reddaway has 5 never had an asbestos related workers' compensation 6 claim from any of its workers. 7 A. No, it has not. 8 Q. Okay. Okay. 9 Let's see here Let me see here. 10 I think I just have one -- but let 11 me find out if I've got the -- 12 You were asked certain questions on 13 Exhibit-24, which was the Redco Fact or Facts on 14 Friction Sheet dated July, 1986. 15 A. Okay. 16 Q. Okay. 17 And you were asked certain questions 18 as to particular warning labels. 19 (Pause) 20 Q. Here. Let me just give you mine. 21 Got it? 22 A. Yeah. 23 Q. Okay. 24 You were asked certain questions on 25 the wording of warning labels contained in that
Page 239 1 He was also an executive or Vice 2 President with the company for a period of time. 3 A. For a short time. 4 Q. Okay. 5 During the preparation for this 6 deposition, had you occasion to review the testimony 7 of Mr. Barton and Mr. Eggert previously given in 8 other asbestos suits against Reddaway? 9 A. I looked over that, yes. 10 Q. Okay. Okay. 11 If Mr. Barton and Mr. Eggert both 12 testified that the use of asbestos was restricted to 13 chrysotile asbestos yarn, would you have any 14 information that could be contrary to that testimony? 15 A. No. 16 Q. If Mr. Barton and Mr. Eggert 17 discussed the fact that amphibole asbestos or 18 crocidolite and/or amosite was too harsh a fiber to 19 be utilized in the brake -- woven brake lining 20 products, would you have any information that would 21 contradict that information? 22 MR. HUGHES: Objection. 23 THE WITNESS: I wouldn't. 24 - - - 25 CONTINUATION	Page 241 1 exhibit; correct? 2 A. Yes. 3 Q. And it's your understanding the 4 wording in those warning labels were -- were required 5 by OSHA? 6 A. Yes. 7 Q. Okay. 8 And it is your testimony that, if 9 OSHA required certain warnings, that your information 10 is, Reddaway complied? 11 A. Yes. 12 Q. Okay. 13 And that if products did not contain 14 asbestos, they would, of course, not contain an 15 asbestos caution or warning label? 16 A. No, they would not. 17 Q. All right. 18 And, finally, ask you about 19 Exhibit-32 and 33. 20 32 is the Industrial Group Listing. 21 A. Yes. 22 Q. Okay. 23 Going over it, it shows, I guess, 24 four manufacturers. 25 It looks like pieces per set.

Page 242 1 A. Yes. 2 Q. Okay. 3 Size, drum diameter, make, 4 application and model across the top. 5 A. Yes. 6 Q. The make of these materials, and you 7 can look through this, I guess, pages 7 through 11, 8 these are all crane manufacturers. 9 Are they not? 10 (Pause) 11 A. I don't really know. 12 Q. Okay. Fair enough. 13 How about Exhibit-33? 14 A. 33. 15 Q. It's this one with the drawing. 16 Here. Use this one. 17 You were asked certain questions on 18 Exhibit-33 which involved, not only a product 19 specification sheet that you have in front of you, 20 but a particular product that was made for, I 21 believe, East Paterson Machinery Company. 22 A. Yes. 23 Q. Okay. 24 Is this a custom product? 25 A. It would have been -- we would have	Page 244 1 A. Whatever that material would be on 2 here. 3 Q. So, it would have been specifically 4 individually made -- 5 A. Yes. 6 Q. -- as opposed to a form that may 7 have been utilized for other standard products that 8 you sell everyday? 9 A. Yes. 10 Q. Okay. 11 MR. BOUCH: That's all the questions 12 I have. 13 Thank you, very much, sir. 14 MR. HAMILTON: I don't have 15 anything. 16 MR. HUGHES: Okay. 17 Back to Exhibit-15, just a couple -- 18 THE WITNESS: Okay. 19 MR. HUGHES: -- follow-up. 20 Let me see that. 21 THE WITNESS: Okay. 22 - - - 23 CONTINUATION 24 BY MR. HUGHES: 25 Q. On Exhibit-15, the caution language
Page 243 1 been sent a drawing, and then we would have made a 2 part. 3 Q. Right. 4 A. I have no idea what the part looked 5 like, but it would have been on the print, and it 6 would have said what material to use for the part. 7 Q. Exactly. 8 And that particular product was not 9 something you had in inventory or on the shelf, but 10 you made specifically for this particular -- 11 A. This one person. That's it. 12 Q. Okay. All right. 13 And so, it was not necessarily a 14 standard off-the-shelf product? 15 A. No, it was not. 16 Q. It would have been a custom made? 17 A. Yes. 18 Q. Okay. 19 And would the invoice likely have 20 been, in your experience, custom type as opposed to a 21 form that you might use for off-the-shelf or 22 inventory materials? 23 A. Well, it would have listed the exact 24 material that was on the print. 25 Q. Right.	Page 245 1 -- 2 A. Okay. 3 Q. -- am I correct that that is the 4 only language of a caution or warning label that you, 5 yourself, have seen that Reddaway issued for its 6 asbestos products? 7 MR. HAMILTON: Objection to the 8 form. 9 THE WITNESS: Yes, that I have seen. 10 MR. HUGHES: Okay. 11 No other questions. 12 VIDEO TECHNICIAN: Is that it? 13 MR. HAMILTON: That's it. 14 VIDEO TECHNICIAN: This concludes 15 the deposition of Todd Walker consisting of four 16 tapes. 17 The time is 2:53. 18 We are off the record. 19 - - - - 20 (Witness excused.) 21 - - - - 22 (Deposition concluded at 23 2:53 p.m.) 24 - - - - 25

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1 I, Debra G. Johnson-Spallone, certify that the
2 foregoing is a true and accurate transcription of the
3 notes taken by me on the date set forth.

4 I further certify that I am not an attorney or
5 counsel of any of the parties, nor a relative or
6 employee of any attorney or counsel in connection
7 with the action, nor financially interested in the
8 action.



14 DEBRA G. JOHNSON-SPALLONE, CCR, RPR

18 This transcript is not to be copied unless under the
19 direct control and supervision of the certifying
20 reporter.

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