4. Please state whether or not the Defendant has purchased, assumed, or in any other manner acquired any of the assets and/or liabilities of any corporation or entity (such corporations or entities being limited to those engaged in the mining, selling, manufacturing, marketing or distribution of asbestos-containing products.) If so, please state the following:

a) The name of each such corporation or entity;
b) Date of acquisition;
c) The nature of the company as it relates to asbestos.

ANSWER:

Westinghouse incorporates by reference its Preliminary Statement and General Objections. Westinghouse further objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome inasmuch as it is requesting information concerning other assets, liabilities and/or entities not alleged to have contributed to or related to the injuries of Plaintiffs. Westinghouse does not oppose reasonably tailored discovery concerning any particular subsidiary whose products are reasonably at issue in a particular case.

Without waiving its objections, Westinghouse states that it is not and never has been a member of the asbestos mining and bulk insulation industry (commonly referred to as the "asbestos industry"). Westinghouse has never mined or milled asbestos ore or sold raw asbestos products. Further, Westinghouse states that neither its present nor former subsidiaries has ever been a miner or miller of asbestos fibers.

Without waiving the foregoing objections, Westinghouse states that it has had in the past numerous subsidiaries. Westinghouse never had any controlling interest in any company engaged in the manufacture, distribution or sale of asbestos-containing thermal insulation products as a regular and substantial part of its business. As described more fully below, some of its lines of business may have involved, to a relatively small extent, sales of products which contained asbestos or asbestos-containing components.

This business was generally carried out under the name "Westinghouse", though from time to time it may have done business through divisions or subsidiaries with various trade names (for example, its former subsidiary/division, Westinghouse Electric Supply Company or WESCO.) WESCO was a subsidiary of Westinghouse with a separate corporate existence until March 1, 1958. After that date, WESCO was continuously a division of Westinghouse Electric Corporation, until it was sold in 1994 to Eaton Corporation. Neither Westinghouse or WESCO has ever mined or marketed raw asbestos fiber. WESCO offered for sale asbestos-