STATE OF OHIO

WAYNE COUNTY, SS:

IN THE COURT OF COMMON PLEAS

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GEORGE SCHWARZWALDER, : CASE NO. 46254

PLAINTIFF, :

-vs- : ANSWERS TO INTERROGATORIES

MICHIGAN SILO COMPANY, ET AL., :

DEFENDANTS. :

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The defendant Michigan Silo Company, answers the interrogatories propounded by the plaintiff as follows:

1. Is Michigan Silo Company a corporation?

Answer: Yes.

2. What is the state and date of incorporation?

Answer: Ohio - April 4, 1966.

3. What date did Michigan Silo Company construct an extension to a silo owned by George Schwarzwalder, R.D. #2, Shreve, Ohio?

Answer: September 25, 1967 through October 3, 1967.

4. Set forth a copy of the contract, bid or estimate for the work done on said silo.

Answer: See attached, Exhibit A.

5. How much did Mr. Schwarzwalder pay you for the work?

Answer: $1225.00.

6. Was the coating that was put on the inside of the silo a product known as "Cumar"?

Answer: Yes.

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7. Who owns the trade name "Cumar"?

Answer: Unknown.

8. Is it a registered or copyrighted name?

Answer: No.

9. If so, where is it registered or copyrighted?

Answer: Not applicable.

10. Set forth the ingredients that compose the product "Cumar".

Answer: See attached, Exhibit B.

11. Is the formula for "Cumar" patented?

Answer: No.

12. If so, what is the patent number and annex to these Interrogatories a copy of the Letters Patent?

Answer: Not applicable.

13. Does "Cumar", or whatever the compound was that was coated upon the inside of the silo owned by George Schwarzwalder, contain a chemical known as "Aroclor"?

Answer: Yes.

14. Was it specifically "Aroclor 1254"?

Answer: Yes.

15. From what company did Michigan Silo Company obtain "Aroclor 1254" or any other Aroclor product regardless of number?

Answer: Ohio Solvent Company, Cleveland, Ohio, a vendor of Monsanto Chemicals.

16. If Michigan Silo Company obtained "Aroclor" from The Monsanto Company, supply the name and address of the salesman that sold the "Aroclor" to you.

Answer: The Aroclor was purchased through Ohio Solvent Company in Cleveland, Ohio.

17. Annex to these Interrogatories a copy of all correspondence, invoices, formulas, and all other documents of any kind and description that relate to correspondence or other contacts between Michigan Silo Company and The Monsanto Company

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in regard to the use of "Aroclor", by whatever number known, in any compound used or to be used for the coating of the insides of silos.

Answer: See Exhibit C attached.

18. Set forth the name and address of the individual who advised Michigan Silo Company regarding the use of "Aroclor" in the compound used to coat the inside of the Schwarzwalder Silo.

Answer: No one specifically advised Michigan Silo Company with respect to this particular application.

/s/
Robert Egan

STATE OF OHIO:
SS:
COUNTY OF STARK:

The above named ROBERT EGAN, personally appeared before me and on oath deposes and says that he is President of The Michigan Silo Company and the answers to the foregoing Interrogatories are true as he verily believes.

Richard F. Maier
Notary Public

PROOF OF SERVICE

A copy of the foregoing Answers to Interrogatories was served by United States Mail, postage prepaid, upon Richard Kauffman, Wooster, Ohio, counsel of record for the plaintiff, and upon Malcolm M. Kienzle, Peoples-Merchants Trust Building, Canton, Ohio, 44702, counsel of record for the defendant The Monsanto Company this 7th day of ~~September~~ October, 1970.

Dan M. Belden
Counsel for Defendant
Michigan Silo Company

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