PLAINTIFF'S
EXHIBIT
GF-2306

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

MASTER ASBESTOS FILE

OBJECTIONS AND SUBJECT THERETO, ANSWERS OF THE DEFENDANT, GAF CORPORATION, TO PLAINTIFF'S INTERROGATORIES

GAF Corporation, one of the defendants in the above entitled and numbered cause, through its attorneys of record makes the following answers to written interrogatories heretofore served on it by counsel for the plaintiff.

INTERROGATORIES

1. As to the person answering these interrogatories, state:

(a) Name;

(b) Title or position with defendant;

(c) Business address;

(d) Length of time employed by defendant; and

(e) State year by year all other positions, titles or jobs that person has held with the defendant.

ANSWER: These answers to interrogatories have been executed by Patricia Corbutt, Assistant Secretary, GAF Corporation, 140 W. 51st Street, New York, New York. Employed by GAF for 5 years.

The following persons have supplied information in response to these interrogatories:

Phillip Bettoli (Retired), Technical Director, Research Department, GAF Corporation, 140 W. 51st Street, New York, New York 10020.

William Schwingen, Product Manager, Insulation, GAF Corporation, 140 W. 51st Street, New York, New York 10020.

William Fassuliotis, Former Director of Safety and Occupational Health, GAF Corporation, Wayne, New Jersey 07470.

2. State the following concerning this defendant:

a. Full and corract name;

ANSWER: GAF Corporation.

b. Principal place of business;

ANSWER: 140 W. 51st Street, New York, NY 10020

c. State of incorporation;

ANSWER: Delaware

d. Date of incorporation and name of corporation;

e. Is this defendant authorized to transact business in the State of Texas? If so, state the date such authority was issued and last renewed;

f. Does this defendant have an agent, representative, or place of business in Texas? If so, state the name and address of such agent, representative or place of business;

g. Does this defendant have an agent for service in the State of Texas? If so, state the name and address of the registered agent.

ANSWER: GAF Corporation was incorporated in Delaware in 1929 as American I.G. Corporation. Its name was changed in 1939 to General Aniline and Film Corporation, and again in 1968 to GAF

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Corporation. GAF maintains its principal place of business at 140 W. 51st Street, New York, New York 10020. On May 26, 1967, GAF merged with The Ruberoid Company, assuming its assets and liabilities. The Ruberoid Company was originally incorporated in New York in 1886 as the Standard Paint Company. This Company was succeeded by a company of the same name, which was incorporated in New Jersey on June 16, 1905. The name of the company was changed to The Ruberoid Company on March 10, 1921. GAF is qualified to do business in Texas. Its agent for service of process is Prentice-Hall Corporation.

3. Has this defendant been sued under its correct name? If not, state the correct legal name of the defendant and provide the information requested in No. 2 above concerning the defendant as correctly named.

ANSWER: Yes.

4. Has this defendant ever acquired through purchase, reorganization or merger another corporation, company, or business which manufactured, sold, processed, distributed or contracted to apply insulation products containing asbestos?

ANSWER: Yes.

5. If the answer to Interrogatory No. 4 is "Yes," then state the following concerning such predecessor:

(a) Full and correct name;

(b) The principal place of business;

(c) State of incorporation;

(d) Date of acquisition by defendant;

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(e) Was this business authorized to transact business in the State of Texas?

(f) Attach copies of all papers pertaining to the acquisition.

ANSWER: See Answer to Interrogatory No. 2.

6. As to any product containing asbestos in any form, has this defendant, or any predecessor(s):

(a) Ever designed such a product?

(b) Manufactured such a product?

(c) Processed such a product?

(d) Sold such a product?

(e) Distributed such a product?

(f) Patented such a product?

(g) Relabeled such a product which was manufactured, sold, or distributed by another company?

ANSWER (a) - (g): Yes.

7. If your answer to No. 6(b), 6(d) and 6(e) is "Yes," then give the trade name of the product, the year the defendant or predecessor first sold or distributed such product, and the year the defendant last sold or distributed such product.

ANSWER: Thermal insulation products containing asbestos sold by GAF are as follows:

Calsilite - A high heat temperature pipe covering and built up block containing approximately 3.5% amosite asbestos fiber and 7.9% chrysotile asbestos fiber from 1949 to 1954 and approximately 6.5% amosite asbestos fiber and 6.5% Canadian fiber from 1954 to 1971. The remainder consisting of hydrous lime silicate and

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diatamaceous earth. In 1971, GAF commenced the production of asbestos free Calsilite (Calsilite II). Calsilite was manufactured on a commercial basis at Gloucester, New Jersey, from April 1, 1949 to October, 1971.

115 and 214 Insulation Cements - These insulation cements were composed of chrysotile asbestos fiber. These cements were produced from time to time after 1937 at Hyde Park, Vermont and were sold by GAF from 1937 through September, 1975. These cements were also produced by Johns-Manville and other firms for resale by GAF. Prior to 1954, Ruberoid insulation cements may have been sold or distributed under a variety of alphabetical and numerical designations.

Calsilite Insulation Cement - Composed of 36.8% ground Calsilite, 45% chrysotile asbestos fiber, 13.6% Lummite cement and 4.6% Portland cement. Calsilite insulation cement was produced at Gloucester City, New Jersey from 1951 until around 1960.

T/NA-100 Insulation Jacketing - A two-ply laminated product consisting of a layer of asbestos paper in which chrysotile asbestos fibers were bonded with Neoprene and a layer of polyvinyl floride (Tedlar) plastic film attached by adhesive on one side. The asbestos paper for T/NA-100 was manufactured at GAF's Erie, Pennsylvania, 16th Street facility. T/NA-100 was manufactured by GAF from 1962 to September, 1971.

Asbestos Paper and Millboard Products - These products were manufactured from before World War II until 1981, in Erie, Pennsylvania.

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Asbestos Paper - is a whitish to dark colored chyrsotile paper composed of organic materials mixed with asbestos fibers. It is used as a jacketing or pipewrap.

Asbestos Millboard - is a gray or off-white colored densely compressed sheet of uniform size and thickness composed of asbestos fiber combined with binding materials. Millboard was formerly used primarily as an industrial fire barrier. Its present uses are limited principally to the manufacturing of gaskets and insulating components used in consumer products. In or about 1975, GAF added latex binding agents to all asbestos paper and millboard products to eliminate any potential for release of ambient asbestos.

Hooker Grade Fiber - Was a grade 3 chrysotile fiber produced by the Vermont mine specifically for use in chlorine filters. Hoker grade fiber was produced beginning after World War II until 1975, when the Vermont facility was sold to the Vermont Asbestos Group, Inc.

8. Have any of the products listed above in Interrogatory No. 6 been altered in chemical composition since first being marketed?

ANSWER: See answer to Interrogatory No. 7.

9. If so, please state:

(a) The trade name of each such product.

(b) The date each such product was altered.

(c) The nature of the alteration.

(d) The reason for the alteration.

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ANSWER: See answer to Interrogatory No. 7.

10. What is the name, address, and the job title of each individual who participated in the design and preparation of manufacturing specifications for each such product?

ANSWER: Insulation cement, composed entirely of asbestos fibers, is not a man-made product. The identity of persons responsible for the development of asbestos paper & millboard and for the formulation of Calsilite products is unknown. Phillip Bettoli, retired Director of Research for GAF, invented T/NA-100

11. Do any written memoranda, specifications, blueprints or other written materials of any kind or character relating to the design and preparation of said products now exist?

ANSWER: Yes.

12. If so, please state:

(a) List each written material or document.

(b) Who presently has possession of each such document?

(c) Where is it located?

ANSWER: T/NA-100 is covered by U. S. Patent No. 3,300,927, dated January 31, 1967. Relevant documents are maintained by GAF at its principal place of business.

13. In what year did the defendant first begin selling or distributing insulation products containing asbestos?

ANSWER: GAF Corporation did not manufacture, sell or distribute any asbestos insulation products until it merged with Ruberoid in 1967.

14. In what year did the defendant last sell the insulation product which contained asbestos?

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ANSWER: See Answer to Interrogatory 7. GAF ceased the manufacture of the bulk of its asbestos containing thermal insulation products in 1975. The only products which it manufactured until November, 1981 was Asbestos Paper and Millboard Products. These products are still manufactured today by the Quinn-T Corporation.

15. As to the named defendant or any predecessor(s) or acquired business, state the various types of products, such as blocks, pipe covering, cements, tape, spray-on insulation, mastics, and cloth, and in connection with each type of such product, state how the same was packaged (i.e., bags, boxes, sacks, etc.) for sale.

ANSWER: See Answer to Interrogatory 7. Most Ruberoid and GAF industrial thermal insulation products were sold in corrugated cardboard boxes bearing the companies' names or logos. The insulation cement was sold in heavy-duty bags. The specific descriptive language, if any, appearing on the package is unknown, except to the extent that the trade name of the product did appear thereon and in some instances the temperature up to which the product could be used was set forth.

16. Is your company, as of the date of answering these interrogatories, still manufacturing, selling or distributing any insulation products containing asbestos? If so, give the brand names of such products, the binding material and date first manufactured.

ANSWER: No.

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17. Were each of your insulation products generally expected to reach, or were packaged to reach, the consumer or user, without substantial change in the condition in which it was sold?

ANSWER: Yes.

18. If your answer to Interrogatory No. 17 is "No," with respect to any product, explain in what way the defendant claims its products were altered or substantialy changed after sale or distribution and before reaching the insulation helper or mechanic.

ANSWER: Not applicable.

19. Do you admit that asbestos insulation applicators, helpers or mechanics, were foreseeable users of defendant's asbestos-contained insulation products, such as:

(a) Pipe covering;

(b) Blocks;

(c) Asbestos cloth;

(d) Mastics;

(e) Spray-on insulation;

(f) Rope or tape;

(g) Asbestos sheeting or millboard;

(h) Cements.

ANSWER: (a) Yes.

(b) Yes.

(c) No.

(d) No.

(e) No.

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(f) No.

(g) Yes.

(h) Yes.

20. Based upon the material contents of your products, the method of manufacturing, and the method of application for the purpose of insulation, can your products be generally applied by an insulator without liberating asbestos fibers?

(a) If there is a different answer concerning different products manufactured, sold, distributed, or used by your company then specify the different products by exact manufacturer's name and popular name.

(b) If there is a difference in your answer depending on the year or years in which a particular product was used, then specify in detail what year or years you are referring to and the specific products you are referring to and the year involved.

ANSWER: Yes.

21. Was it a foreseeable use of your asbestos containing insulation products that they may have to be removed, stripped or replaced at any time after installation? If your company contends the plaintiff(s) misused any of your products then state how and under what circumstances your product was misused.

ANSWER: Yes.

22. Prior to releasing the products listed in Interrogatory No. 6 to the public for sale, were any tests conducted on same to determine potential health hazards involved in the use of materials contained therein?

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ANSWER: No.

23. If so, please state:

(a) The name, address, and job classification of each individual who conducted such tests.

(b) The results of such said tests.

(c) Date of such studies.

ANSWER: Not applicable.

24. Do any written memoranda, specifications, blueprints or other written materials of any kind or character exist relating to the testing of said products?

ANSWER: Not applicable.

25. If so, please state:

(a) List each such written material or document.

(b) Who presently has possession of each such document and where is it located.

ANSWER: Not applicable.

26. Did defendant or any of its subsidiary companies make any design changes as a result of such tests?

ANSWER: Not applicable.

27. If so, please state:

(a) The nature of the change made.

(b) The name, address, and job classification of each person in charge of making a change.

ANSWER: Not applicable.

28. After releasing said products to the public, were any tests conducted thereon to determine potential health hazards involved in the use of materials contained therein?

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ANSWER: No.

29. If so, please state:

(a) The name, address, and job classification of each person conducting said tests.

(b) The results of said tests.

ANSWER: Not applicable.

30. Prior to 1970, did you or your predecessor(s) ever have any labor inspectors or anyone from your company whose job it was to go to areas where your products were being used or installed to make a dust level count? If so, state when this procedure started, the purpose of such procedure, and what action, if any, was taken in response to the findings, and attach results.

ANSWER: GAF has no control over the working areas where products which are manufactured by this company are being installed and no right to go upon premises for such purposes and have done so.

31. If your company performed or had performed any dust level counts, what action based on the results did your company take.

ANSWER: Not applicable.

32. Has your company or its predecessor(s) ever conducted any studies concerning the effects of the inhalation of asbestos dust or ifbers on one using or being exposed to any of the asbestos materials manufactured, sold or distributed by you, or your predecessor(s)? In answer to this question, give the date and nature of such studies, if any; the name or names of the persons conducting such studies and their addresses; what the

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purpose of the studies were; and attach a copy of any reports based upon such studies, showing to whom such reports were given, and the date.

ANSWER: No.

33. Has your company or its predecessor(s) ever conducted or caused to be conducted any studies designed to minimize or eliminate the inhalation of asbestos dust and fibers by those exposed to the use of your company's insulation products? If exposed to the use of your company's insulation products? If so, give the following:

(a) Name of the person or firm conducting such studies;

(b) The date the studies began and the date completed;

(c) Any publication or dissemination of the results of the studies;

(d) The nature of any action to eliminate or minimize inhalation of asbestos dust or fibers.

(e) Attach copies.

ANSWER: No.

34. If your answer to Interrogatory No. 33 is "Yes," state the name and address of such industrial hygienist or hygienists.

ANSWER: Not applicable.

35. Does your company have, has it ever had, or has your predecessor(s) ever had, a Research Department? If so, give the year such Research Department was established, and whether or not such Research Department has operated continuously since being established.

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(a) How much expended each year on research, etc.;

(b) What percentage of gross sales did your company or its predecessor spend on research concerning the health affects of asbestos.

ANSWER: GAF has no corporate records which show the date when it initially established a Research Department.

Parts (a) and (b) are objected to because they are overly broad, oppressive and unduly burdensome, and seek information which is neither relevant nor calculated to lead to the discovery of relevant or admissible evidence.

36. State in detail the purpose, duties and responsibilities of such Research Department.

ANSWER: The duties and responsibilities of the Research Department are to improve existing products and processes and to develop new products.

37. Does your company have, has it ever had, or has your predecessor ever had, a Medical Department? If so, give the year such Medical Department was established, and whether or not such Medical Department has operated continuously since being established.

(a) Name each director, chief or head of your Medical Department year by year with the first year you had a medical director or Medical Department. Give the last known address of each.

ANSWER: No.

38. State in detail the duties and responsibilities of such Medical Department.

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ANSWER: Not applicable.

39. Prior to 1965, did your company, or any predecessor(s), ever at any time give insulation mechanics or insulation helpers who would be applying or removing your products instructions concerning safety precautions to use in applying such products. If so, describe such instructions, to whom they were given, the dates they were given, and the manner of giving such instructions.

ANSWER: In approximately 1964, Ruberoid Company began placing warning notices on packages of its thermal insulation products containing asbestos fiber:

CAUTION

THIS PRODUCT CONTAINS ASBESTOS FIBER. INHALATION OF ASBESTOS IN EXCESSIVE QUANTITIES OVER LONG PERIODS OF TIME MAY BE HARMFUL. IF DUST IS CREATED WHEN THIS PRODUCT IS HANDLED, AVOID BREATHING THE DUST. IF ADEQUATE VENTILATION CONTROL IS NOT POSSIBLE, WEAR RESPIRATORS APPROVED BY THE U. S. BUREAU OF MINES FOR PNEUMOCONIOSIS PRODUCING DUST.

In approximately 1970, this warning label was changed to read as follows:

CAUTION

CONTAINS ASBESTOS FIBER. INHALATION IN EXCESSIVE QUANTITIES OVER LONG PERIODS OF TIME MAY BE HARMFUL. AVOID BREATHING DUST. IF ADEQUATE VENTILATION IS NOT POSSIBLE, WEAR RESPIRATORS APPROVED BY THE U. S. BUREAU OF MINES FOR PNEUMOCONIOSIS PRODUCING DUST.

In approximately 1972, this warning label was changed to read as follows:

CAUTION

CONTAINS ASBESTOS FIBER. INHALATION IN EXCESSIVE QUANTITIES OVER LONG PERIODS OF TIME MAY BE HARMFUL. AVOID BREATHING DUST.

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40. Did your company, or your predecessor(s), ever place any warning signs on the containers in which asbestos insulation products were packaged.

ANSWER: See answer to Interrogatory No. 39.

41. If you have answered Interrogatory No. 40 in the affirmative, please state:

(a) On what date did your company, or your predecessor(s), issue an order directing a warning be placed on your insulation products, or containers?

(b) On what date was such warning actually first placed on your insulation products or containers?

(c) On what date did your insulation products, accompanied by such warning, first reach the insulation contractor?

(d) State the exact wording of the first warning.

(e) State the exact size of the warning printed on your asbestos insulation products or containers.

(f) Did your company, or its predecessor(s), dictate the exact size of the printed warning?

(g) Why did your company or its predecessor(s) place such warnings on your asbestos insulation products or containers?

(h) Did your company or its predecessor(s) place such warning on your asbestos insulation products or containers because you received a directive, command, suggestion, legal opinion, or any type of communication (written or otherwise) from any person, firm, corporation, governmental agency, committee, association, attorney or institute? If so, from whom and on what date did you

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receive such directive, command, suggestion, legal opinion, or other type of communication.

(i) If the wording of the warning has ever been changed or altered, state when it was changed, and the exact change in the wording.

ANSWER: (a) Date unknown, approximately 1964.

(b) 1964.

(c) Sometime in 1964.

(d) See Answer to Interrogatory No. 39.

(e) 18 point type capital letters.

(f) Yes.

(g) This defendant followed other manufacturers of asbestos-containing thermal insulation products and began placing warnings on the packaging using the exact same language as they used.

(h) No.

(i) See Answer to Interrogatory No. 39.

42. Did your company or its predecessor(s) ever place any warning directly on any of its asbestos insulation pipe covering itself, block itself, cloth itself, or millboard itself?

ANSWER: No.

43. Did your company ever stamp the name of the company, its initials, or any identifying logo on any of its asbestos pipe covering, blocks, cloth, or millboard?

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ANSWER: They only markings on any of GAF/Ruberoid asbestos containing products were set, molded, pressed, etc. during manufacturing.

44. Did the warning inquired about in Interrogatories Nos. 42 and 43, or similar warning, ever appear in any of your sales litreature? If so, attach copies of such sales literature, showing the date such literature was printed.

ANSWER: No.

45. On what date was the sales literature inquired about in Interrogatory No. 44 first provided to distributors or sellers of your company's products, or your predecessor(s)'s products?

ANSWER: Not applicable.

46. Has your company, or your predecessor(s), ever devised a high temperature heat insulation which does not contain asbestos? If so, state the date that such insulation was first placed on the market.

ANSWER: GAF developed asbestos-free Calsilite II. In 1970 the asbestos was replaced by sulphite pulp. U. S. Navy refused to approve Calsilite II for use on their vessels and removed it from their list of Qualified Products. In light of this, GAF ceased production and closed its Calsilite II operation in 1971.

47. Were any material safety data sheets ever prepared by your company or its predecessor(s)? If so, attach copies.

ANSWER: Objected to as too broad, burdensome and vague in that it refers generally with no time being specified to "any material safety data sheets ever prepared . . ." without specifying the products or materials inquired about.

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48. Did your company or its predecessor ever recall any products containing asbestos from the common market?

(a) State all details of such recall, giving the name of the product, the time of recall and any further action taken in connection with the recall.

ANSWER: No.

49. Has your company or its predecessor(s) ever directly advised any contractor to whom you sell your products containing asbestos of threshold limit values for exposure to asbestos dust recommended by the American Conference of Governmental Industrial Hygienists? If so, state the date or dates that you so advised such contractors, the manner in which you advised such contractor, and the name of each contractor.

ANSWER: This defendant has not advised such contractors of such threshold values because this defendant's customers are insulation contractors who are experts in the field of insulation applications, who should be aware of any dust problems and required practices, and that high temperature insulation products contain some asbestos and that reasonable care must be taken to keep a minimum dust concentration in work areas and in installation of these products.

Further, it is the duty and responsibility of the insulation contractor or owner to furnish their employees a reasonably safe place to work and to inform their employees of these facts, to take necessary safety precautions, and to require use of appropriate personal equipment when needed.

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50. Prior to 1964 did your company or its predecessor(s) ever manufacture insulation products containing asbestos without a warning? List the years.

ANSWER: See answer to Interrogatory No. 39 for warning starting in 1964.

51. After 1964 did you ever manufacture insulation products containing asbestos without a warning? If so, list the name of the product and the years.

ANSWER: Yes. Asbestos Fiber after 1968. Asbestos Paper 1969. Millboard after 1969. By 1970, all products labelled.

52. Prior to 1970, did your company, or any predecessor(s), ever manufacture and sell a high temperature heat insulation which does not contain asbestos? If so, state the date that such insulation was first placed on the market.

ANSWER: No, see answer to Interrogatory No. 46.

53. Is your company, as of the date of answering these interrogatories, still manufacturing, selling or distributing any insulation products containing asbestos? If so, give the brand names of such products and the binding material and date of first manufacture of such product.

ANSWER: No.

54. If your company, or your predecessor(s), ever devised a high temperature heat insulation which does not contain asbestos, state what prompted your company to devise such high temperature heat insulation not containing asbestos.

ANSWER: GAF followed its competition in improving and updating its insulation products.

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55. Has such high temperature heat insulation not containing asbestos performed satisfactorily; that is, is such insulation suitable for the purpose for which it is to be used?

ANSWER: This insulation was suitable for the purposes for which GAF, at the time of its manufacture, recommended for its use.

56. Give the trade names of your high temperature heat insulation products which do not contain asbestos, and state fully what such insulation contains.

ANSWER: See answers to Interrogatories Nos. 46 and 7.

57. State the decade that there first existed manufacturing technology for commercial purposes the use of chemicals and minerals for combining into a high heat insulation product a substitute for asbestos in insulation materials.

ANSWER: GAF does not have any specific personal knowledge of the decade when asbestos-free thermal insulation products were produced by other manufacturers. In 1970, GAF began production of asbestos-free Calsilite (Calsilite II).

58. To your company's knowledge, in what decade was fiberglas first commercially available for insulation over 350° F.?

ANSWER: Objected to as being irrelevant and immaterial to the claim in this cause.

59. In what decade was each of the following products commercially available for use and sale:

(a) Fiberglas;

(b) Calcium silicate;

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(c) Mineral wool;

(d) Rock wool;

(e) Foamglass;

(f) Ceramics;

(g) Wood pulp;

(h) Organic pulp.

ANSWER: Objected to as being irrelevant and immaterial to the claim in this cause?

60. List all insulation products sold in the 1940's, 1950's and 1960's which did not contain asbestos and give the physical and tensil strength and temperature decomposition data for each product.

ANSWER: Objected to because overly broad, unduly burdensome and seeks information which is not relevant and is not calculated to lead to the discovery of evidence admissible in this case. Further it is vague and ambiguous.

61. Did your company or any predecessor(s) ever have a division or subsidiary company engaged in the contracting business of applying insulation products? If so, give the name of such division or subsidiary company, the full address of the home office of such division or subsidiary company, and the dates such division or subsidiary company was engaged in the contracting business.

ANSWER: No.

62. Did any division of your company or subsidiary company engaged in the contract business of applying insulation products or your workmen's compensation insurance carrier ever have any

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claims for lung diseases or death from lung diseases, whether directly or indirectly attributed to asbestosis, mesothelioma, lung cancer, or any exposure to asbestos products prior to 1972? If the answer "Yes," give the name of such employees and attach copies of such claims and copies of all documents relating to the disposition and handling of such claims.

ANSWER: No.

63. Give the location of the state industrial accident board handling each such claim, the disposition of such claims, and the amounts paid in workmen's compensation benefits to each such employee, and the name of the compensation carrier.

ANSWER: Not applicable.

64. Was your medical department of industrial health department or industrial hygienist responsible for contracting unit employees?

ANSWER: Not applicable.

65. Did your company or its predecessor(s) ever make any industrial hygiene surveys? If so, give the date of such surveys, and attach copies of such surveys.

ANSWER: No.

66. State the year that this defendant or any predecessor(s) was first advised of either threshold limit values or maximum allowable concentrations of both asbestos dust and total dust by the American Conference of Governmental Industrial Hygienists, and state the name of the employee-official of the company receiving such advise and attach copies of the instrument communicating such advice.

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ANSWER: The ACGIH has published suggested threshold limits for numerous substances for many years. These values changed periodically to reflect pertinent scientific information and data.

67. Was such threshold limit values or maximum allowable concentrations inquired about in Interrogatory No. 66 TOTAL dust and not just asbestos dust?

ANSWER: Objected to on the grounds that this interpretation is known to ACGIH.

68. State in detail what test, if any, your company ever made with regard to the quantity, quality or threshold limit values of asbestos dust or particles to which insulators were exposed while using your products containing asbestos.

(a) If there were any such tests or studies, give the name or names of th person(s) conducting the tests, the date of the tests and attach true copies of any reports, findings or memorandums concerning such tests or studies.

ANSWER: Not applicable.

69. When did an official with your company first have knowledge, information or understanding that asbestos would or could or might produce the diseases of:

(a) Asbestosis;

(b) Mesothelioma;

(c) Lung cancer;

(d) Any other diseases;

(e) With reference to your company give the name of such official who first had such knowledge, information or understanding.

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(f) If there are any documents, records or memorandums of any kind concerning such knowledge, list them and attach copies.

ANSWER: GAF is currently aware of various theories relating to the issues whether asbestos causes asbestosis, mesothelioma, and other diseases. Ruberoid officials became aware of opinions expressed by some members of the medical profession, includling Dr. Irving Selikoff, that asbestos expsoure was correlated to asbestosis in approximately 1964. In the early 1940's GAF became aware that the United States government was concerned about a potential correlation between exposure to asbestos and the current asbestosis. Since neither Ruberoid or GAF at that time had a health or safety department or division, GAF's awareness of such concepts and theories did not initiate from any studies on its own behalf but only from occasional receipt of correspondence initiated by entities such as the United States Government. It is not known to what extent GAF has any documents reflecting such correspondence and if so, such documents are neither systematic or voluminous. workers, although the opinion did not relate specifically to the use of GAF products.

70. As to every product of yours which you have identified in previous interrogatories state specific type or types of asbestos, (i.e. crocidolite, chrysotile, amosite, or any others) which your products contained. If you have any percentage figures available, then give the percentage as to each product.

ANSWER: See answer to Interrogatory No. 7.

71. Does defendant contend that plaintiff improperly used its products?

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ANSWER: If the plaintiff did use any GAF asbestos-containing thermal insulation products, if the plaintiff does have any asbestos-related health problem, of which allegations are denied, the plaintiff apparently did misuse the products.

72. Set forth a list of photographs, plats, sketches or other documents in the possession of the party that will potentially be used as an exhibit at the trial of this cse by you.

ANSWER: Photographs of the warnings will be supplied as required by Standing Order.

73. Were you or any of your agents, servants, employees aware of any of the articles described on Exhibit A prior to the year 1950?

ANSWER: No.

74. If you answered the foregoing question "Yes," then answer the following:

(a) Set forth such article you had knowledge of and the date you acquired such knowledge.

ANSWER: Not applicable.

75. As of January 1, 1965, what quantity of the following asbestos-containing insulation products were stored in your warehousing facility or facilities awaiting sale to contractors or other concerns.:

(a) Pipe covering (state figure and number of boxes);

(b) Block (state figure and number of boxes);

(c) Cement (state figure and number of bags).

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ANSWER: Objected to because this interrogatory seeks information which is neither relevant nor calculated to lead to the discovery of relevant or admissible evidence. Additionally, this interrogatory is unreasonably burdensome and oppressive. Without waiving the foregoing objection, this defendant states that no document exist with respect to the sale of such products.

76. Do you have any photographs of the products inquired about above or their packages or containers? If so, please attach exact copies.

ANSWER: Yes. Will be furnished as Exhibits.

77. Do you contend that none of your asbestos containing insulation products were sold to or ever reached the premises of any or all of the concerns listed in Exhibit "B" attached hereto? If so, indicate which and explain the factual basis for this contention.

ANSWER: Defendant's contentions in this respect will be determined on a case by case basis pursuant to the development of the facts with reference to the time, place and dates of plaintiff's employment and information as to the types of insulation products supplied to or used in the areas in which he was employed.

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A F F I D A V I T

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

Before me, the undersigned authority, a notary public in and for the aforesaid State and County, personally appeared Patricia Corbutt who, being duly sworn according to law, deposes and says that she is an Assistant Secretary of GAF Corporation, that she is authorized to make this Affidavit, and that the facts contained in the foregoing Answers to Interrogatories are true and correct upon personal knowledge as to a part and information and belief as to the remainder.

Patricia Corbutt
Patricia Corbutt

Sworn to and subscribed
before me this 18th
day of November 1982.

Vanessa A. Morgan
Notary Public

My Commission Expires:

[illegible] New York
No. 24-4752750
Qualified in Kings County
Commission Expires March 30, 19 84

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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above and foregoing Objections and Answers of GAF Corporation to Plaintiff's Interrogatories in the Master Asbestos File have been forwarded to all counsel of record on this the 9 day of December, 1982.

John G. Tucker

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