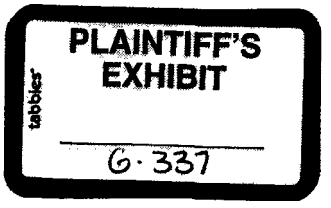
FILE NAME: Garlock (GAR)

DATE: 1948 June 8

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DOCUMENT DESCRIPTION: Letter

Asbestos Textile Institute June 8, 1948



Mr. Abbott:

This replies to your note of June 7 inquiring as to the present status of the proposal to use the offices of the institute in lining up engineering testimony for the trial of the action, Clemons vs. The Garlock Packing Company. Your inquiry is pertinent to continuation of membership in the institute.

Our attorney, Mr. Charles W. Green, has corresponded with the Industrial Hygiene Foundation of America in this relation. The head engineer has informed Mr. Green that none of the staff of the foundation is permitted to testify in suits of this nature, even for member companies. Despite this fact, I think there is some possibility that we can use the foundation or the institute in obtaining engineering data when and if this case goes to trial.

A recent development in the Clemons matter indicates that we will know in the near future whether the death action against us will go to trial. We have just learned that the compensation claim has been filed by Clemons based on Mrs. Clemons' death. The office of Mr. William L. Clay is handling the workman's compensation claim. This indicates that there is a stronger possibility than formerly that the death action will be discontinued. We should know within two or three months whether the Workman's Compensation Board will entertain the claim, which was filed after the expiration of the statute of limitations, and at that point it will be possible to judge the likelihood that the death action will go to trial.

In view of the above fact, I suggest that the matter of discontinuing our membership in the institute be held in abeyance for another three months, especially if this entails no additional expense, and I shall inform you of the status of the Clemons litigation at that time.

J. R. Aisdorf

JRA:IK