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1 A I have a letter from-- or to J.D. Buescher regarding
2 Detroit Diesel warning labels, dated December 18,
3 1980-- I'm sorry, December 12, 1984.
4 Q And is that a long letter or short letter?
5 A A very short letter.
6 Q Can you just read it to me very quickly?
7 A "To J.D. Buescher, I have approached DDAD Purchasing
8 with our proposed warning label for asbestos
9 containing parts. The label was reviewed with their
10 Hazardous Material Committee and I have been advised
11 we may start labeling DDAD product whenever we want.
12 Will you please implement this if that is the
13 Division policy?" It's signed John Feldmann.
14 Q Mr. Feldmann was an employee of Victor at the time,
15 of Dana Victor?
16 A Yes, he was.
17 Q What's DDAD, I'm sorry?
18 A Detroit Diesel Allison Division.
19 Q Thank you. Okay. Is there a proposed warning label
20 attached to that letter or included in that letter?
21 A No, there is not.
22 Q All right.
23 MR. VALLAS: Let's go and mark that as the
24 next exhibit if we can.
25 (Exhibit No. 3 was marked.)

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1 BY MR. VALLAS:
2 Q Mr. Austin, do you know when it was that, the first
3 date that Dana started-- Dana considered putting some
4 type of asbestos warning label in or on its asbestos
5 containing products or started the process of
6 drafting a label, something along those lines? In
7 other words, I'm not asking-- I'm trying not to ask
8 when is the first date that such a warning label
9 started accompanying the product, but when was it
10 that Dana first started thinking about the fact that
11 they may need to include one in their products?
12 MR. CELBA: Object to form.
13 THE WITNESS: I have no knowledge of that.
14 BY MR. VALLAS:
15 Q Do you have any information to the effect that it was
16 at any time prior to December of 1984, the month and
17 year of this letter that we've just marked as an
18 exhibit?
19 MR. CELBA: Object to form.
20 THE WITNESS: No, I do not.
21 BY MR. VALLAS:
22 Q Let's go ahead and talk about the next item that you
23 have.
24 A It's a letter, subject matter being Mack Truck. It's
25 addressed to Galora Bailey and Bill Oliver.

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1 Q From who?
2 A From John Feldmann.
3 Q Okay. Is it a long letter, short letter?
4 A Short.
5 Q What's the date of that letter, please?
6 A August 23, 1985.
7 Q If you can, just read that letter to me quickly, I'd
8 appreciate it?
9 A "Confirming phone of 8/22, please be sure that all
10 asbestos product shipped Mack, Production and Service
11 is properly labeled with our asbestos warning
12 labels.
13 Gary Austin: Please take appropriate
14 action for Chicago plant.
15 Mack is the target of an asbestos liability
16 suit, and these warning labels are a must." Signed
17 John Feldmann.
18 BY MR. VALLAS:
19 Q So you were copied on this letter?
20 A Yes, I was.
21 Q All right. Does a copy of the warning label
22 accompany that letter that they're talking about?
23 A Yes, there is a copy of a warning label on here.
24 Q Okay. Just one?
25 A Yes.

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1 Q And what does it say?
2 A Well, it's very reduced, and it's in four languages.
3 It appears to say, Caution-- If I may, I'm going to
4 try to read it off this other copy here where it
5 appears bigger. Caution, may contain-- I'm sorry, I
6 can't make it out off of this copy.
7 Q Can you make out the word either cancer are
8 mesothelioma off the copies that you do have?
9 MR. CELBA: Object to form.
10 THE WITNESS: No, I really can't.
11 BY MR. VALLAS:
12 Q Okay. Can you make out any words off the copy that
13 you have?
14 A The caution at the top.
15 Q Okay.
16 A I can make out the word asbestos.
17 Q Okay.
18 A And that's about it.
19 Q All right. I appreciate it. That-- When we attach
20 that letter from Mr. Feldmann to Bailey and Oliver,
21 was that label attached with it as an exhibit, or is
22 that label contained in that letter? I'm just trying
23 to figure out if I need to mark that as a separate
24 exhibit or if we already did.
25 A It's-- The label appears to be identical to the