

254

1 Sayers
2 know. You hadn't identified yourself
3 before. I think everybody agreed everybody
4 would say what we're doing.
5 MR. EGILMAN: No problem, no problem.
6 MR. BROWNSON: Are we ready?
7 Q. Let me just go back and I'll direct
8 your attention to Exhibit Number 20. I wasn't
9 clear, had you ever seen this before? You had not;
10 correct?
11 A. No. It was impossible.
12 Q. Well, you wouldn't have seen it at the
13 time because you weren't working for Union Carbide.
14 A. That's right.
15 Q. My question is you've never seen it
16 since, have you.
17 A. No.
18 Q. One of the people who got a copy of this
19 is John Myers in King City. Do you know Mr. Myers?
20 A. By name only.
21 Q. Did you know him to be the manager of
22 the asbestos mining and milling facility in King
23 City, California?
24 A. I know that he was manager at some time,
25 and I can't recall whether he was manager during my

255

1 Sayers
2 duration with Carbide.
3 Q. You recognize that name --
4 A. Yes, I do.
5 Q. -- as a man out -- in charge in some
6 capacity out at the Union Carbide asbestos mine in
7 King City?
8 MR. WILL: Objection. He didn't specify
9 as to what time.
10 Q. At the time you had worked at Union
11 Carbide, you had seen the name at that point,
12 hadn't you?
13 A. Yes. The name is familiar.
14 Q. At the bottom of the second paragraph of
15 this letter, Dr. Dermehl says, "I conclude that the
16 same precautions to avoid breathing asbestos dust
17 must be observed whether the dust be from Calidria
18 asbestos or from standard long fibre form."
19 Do you see that statement?
20 A. Yes, I do.
21 Q. And when you -- going back to when you
22 were calling on these paper mill customers over in
23 England in the 1960s, did you ever make any
24 distinction to them about precautions to be taken
25 when breathing Calidria asbestos dust versus any

256

1 Sayers
2 other kind of asbestos dust?
3 A. I didn't. I hadn't got the knowledge to
4 make that distinction.
5 Q. So at least in your career you never
6 made a distinction between precautions to be made
7 breathing Calidria asbestos dust versus any other
8 kind of asbestos dust?
9 A. No, I didn't.
10 Q. You recognized that the regulations in
11 effect in England in any event treated them all the
12 same?
13 A. That is so.
14 Q. Now, earlier today you were shown and
15 there was quite a bit of questioning about a report
16 by the Mellon Institute that Union Carbide had done
17 back in 1966.
18 Are you aware there was a second study
19 done at the Mellon Institute in 1970?
20 A. No, I'm not aware.
21 (Sayers Exhibit 23, Mellon Institute
22 report on Calidria Asbestos-Resin Grade RG
23 244, marked for identification, as of this
24 date.)
25 Q. I'm going to show you what's been marked

257

1 Sayers
2 as Exhibit Number 23, which is a report of a study
3 at the Mellon Institute of Carnegie-Mellon
4 University entitled "Calidria Asbestos-Resin Grade
5 RG 244 Tracheal Insufflation of Rat Lungs with
6 Interpretation of Pathology after 30, 60, 90 and
7 120 Days," and just ask you if you have ever seen
8 that.
9 A. No, I've never seen that.
10 Q. Again, until -- well, at your meeting
11 with Mr. Will or at any other time leading up to
12 your deposition today, were you ever shown that?
13 A. I believe not.
14 Q. Were you ever told about it at any time
15 leading up to your deposition today, told about it?
16 MR. WILL: In answering that question,
17 don't relate to him anything that anybody
18 told you yesterday.
19 THE WITNESS: Right.
20 I was not told about it at all.
21 MR. BROWNSON: Thank you, Mr. Sayers.
22 That's all the questions I have for you now.
23 I may have some more later.
24 THE VIDEOGRAPHER: The time is 3:33
25 p.m. We're going off the record.