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1 back from you since they both -- the first sentence
2 says, "Well, the time has come that we must start
3 identifying all products that contain asbestos fibers."

4 What was the reason that the time had come?
5 What was prompting this?

6 A. It was California. I think it was
7 Proposition 65, where if you want to sell any product
8 in that state, you had to identify the product if it
9 contained asbestos.

10 So there was discussion, were we willing to
11 only do it for California or were we going to do it for
12 the whole United States. And it was a toss-up because
13 of just internal processing and in doing that.

14 Well, the decision came down, we're not going
15 to have two separate inventories, and we're not going to
16 slow down, so we'll just start marking it for everybody.
17 So that's why I use the phrase, well, it's come the
18 time, because it was a debate on does every customer
19 get it or only California customers.

20 Q. How long prior to September of 1988 had there
21 been any consideration about whether or not you were
22 going to be forced to put warning labels or
23 notifications on your packages?

24 MR. RILEY: Object to the form of the
25 question.

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1 that you used?

2 A. No.

3 Q. All right. So there's an earlier version
4 of this somewhere, an earlier warning version?

5 MR. RILEY: No, that's not what he said.
6 He means there was a stamp as opposed to the
7 printed form.

8 Q. (By Mr. Dumler) This is a printed box;
9 and first you had a stamp?

10 A. We stamped the warning on when we first
11 started.

12 (Plaintiffs' Exhibit LeCour 28 was marked.)

13 Q. (By Mr. Dumler) I've marked this as 28.
14 Go through there and see if you can see if any of the
15 stamps are there.

16 A. They're not in here.

17 Q. They're not in there. All right. Where do
18 those warnings fit in the warning history? They're
19 after Exhibit 27?

20 A. Let me see Exhibit 27. As far as the warnings
21 on these?

22 Q. Correct.

23 A. They came after.

24 MR. RILEY: So for the record, 28 came
25 after 27?

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1 Q. (By Mr. Dumler) You can answer.

2 A. Only in this issue of California did that
3 discussion come up.

4 Q. What are you referring to when you say, "Well,
5 the time has come"? Had there been discussions before
6 this about whether or not one day you're going to have
7 to label your products?

8 A. No. As I said earlier, that statement was
9 referring to were you going to put it on all products
10 going to all customers or only those going specifically
11 to California.

12 Q. It's correct, is it not, that the only reason
13 that Rayloc put a warning on its packages is because it
14 was mandated by the state of California --

15 A. Yes.

16 Q. -- and that absent legislation, Rayloc would
17 have not placed any warning on its products?

18 A. Yes.

19 (Plaintiffs' Exhibit LeCour 27 was marked.)

20 Q. (By Mr. Dumler) All right. Let me give you
21 what's been marked as Exhibit 27. And I'll ask: Does
22 this show the warning that was placed on the product
23 in 1988?

24 A. Yes.

25 Q. All right. Is this the first type of warning

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1 THE WITNESS: Yes.

2 MR. DUMLER: Thank you.

3 Q. (By Mr. Dumler) Did you have any involvement
4 in the design of the labeling or warning that appears
5 on Exhibit 27?

6 A. No, I did not.

7 Q. Who was responsible for that?

8 A. Joe White.

9 Q. What was his position? Why was he responsible
10 for the labeling?

11 A. He was president and general manager of the
12 division.

13 Q. Did you have any involvement in the labeling
14 on 28, Exhibit 28?

15 A. No, I did not.

16 (Plaintiffs' Exhibit LeCour 29 was marked.)

17 Q. (By Mr. Dumler) Let me show you what's been
18 marked as Exhibit 29 and ask you how does this document
19 fit into the warning history, if at all?

20 A. In referring to what?

21 Q. Is this a Rayloc product?

22 A. No, it is not.

23 Q. Okay. This document was produced to me
24 yesterday. Do you know why this document is contained
25 in the documents that Genuine Parts has?

36 (Pages 138 to 141)