

IN THE CIRCUIT COURT
TWENTIETH JUDICIAL CIRCUIT
ST. CLAIR COUNTY, ILLINOIS

FRANCES E. KEMNER, et al.,)

Plaintiffs,)

vs.)

MONSANTO COMPANY,)

Defendant.)

No. 80-L-970



ORDER

Defendant Monsanto, pursuant to order, has submitted numerous documents to this court for in camera inspection asserting attorney-client and work product privileges.

After review of all submitted documents the argument and authorities in defendants' memoranda and its own research, this court rules as follows:

GROUP I

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C22830-34		X
C22835-6	C22836	C22835
C22837-8		X
C22839-80	C22846-80	C22839-45
C22881		X
C22882-91	X	
C22892-4	C22893-4	C22892

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C22895-928	X	
C22938-41		X
C22942-46		X
C22947-56		X
C22957		X
C22958-59		X
C22960-62	C22961-2	C22960
C22963-71	C22964-71	C22963
C22972-23062	X	
C23063-	C23064-5	C23063
C23066-79		X
C23080-87	X	
C23088-97	C23089-97	C23088
C23098-112		X
C23113-14	C23114	C23113
C23115-140		X
C23141-44		X
C23145-51		X
C23152-59		X
C23160-62		X
C23163-4		X
C23165-6		X
C23167-79	C23170-79	C23167-69

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C23180-85	C23181-85	C23180
C23186-87	X	
C23188-9		X
C23190-204	C23200-204	C23190-199
C23205-23224		X
C23225		X
C23479		X
C23480-84		X
C23485		X
C23486-90		X
C23710-78	X	
C23779-81		X

GROUP II

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C23682		X
C23783-86	X	
C23787	X	
C23789-91	X	
C23792-94		X
C23795	X	
C23799	X (except first page)	
C23800-12		X

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C23813-15	X	
C23816-17		X
C23818-23		X
C23824-26	C23824-5	C23826
C23827-34	X	
C23835		X
C23836-49	X	
C23850-51		X
C23852-3	X	
C23854-5	produce first paragraphs	X
C23856-7	X	
C23858		X
C23859-60		X
C23861-2		X
C23863-4		X
C23226-23478	X	
C13714-13897	X	
C23865-68	C23866-8	C23865
C23869-933	X	
C23934	first 3 paragraphs	
C23936-37	X	
C23938-44		X
C23497-689	X	
C23690-700		X

GROUP III

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C23952-58		X
	X	
C09617-27	(except C09624 and first 8 lines of C0963)	
	X	
C23959-71	(except C23968 from V to end of V on C23969)	
C23972-81	X (except IV on C23980-1)	

GROUP IV

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C23982-7		X
C23988-46		X
C22929-37		X
C24047-55		X
C24056		X
C24057-63		X
C24064-66		X
C24067-72		X
C24073-76		X
C24077-83		X
C24084-85		X
C24086-88		X
C24089-90		X
C24091-94		X
C24095-101		X

GROUP IV

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C24102-107		X
C24108		X
C24109-23		X
C24124-32		X
C24133		X
C24134-61		X
C24162-68		X
C23491-93		X
C24172-83		X
C24184-89		X
C24190-91		X
C24200-202		X

GROUP V

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C24280-338	X	
C24339-43	X	
C24344-89	X	
C24490-585	X (except C24554-76)	
C24586-98		X
C24599-623		X
C24624-28	X	

GROUP V

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C24643-44	X	
C24645-50	X	
C24651-76	X	
C24677-98	X	
C24699-703	X	
C24704-8	X (except C24706 last half-6 lines of C24707)	

GROUP VI

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C24709-16		X
C24717-68	C24720-68	C24717-19
C24769-71	C2470-71	C24769
C24772-75	X	
C24776-83	X	
C24784-7		X
C24788-90	X	
C24791	X	
C24792-25020	X	
C25021-23	X	
C25024-25		X
C25026-30	C25027-30	X C25023

GROUP VI

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25031		X
C25032		X
C25033-36		X
C25037-38		X
C25039-55		X
C25056-58	C25058	C25056-7
C25059-67	C25061-67	C25059-60
C25068-74		X
C25075-7		X
C25078-89	X	
C25089-90		X
C25091		X
C24169-71		X
C25417-22		X

GROUP VII

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25092-4		X
C25095-97		X
C25098		X
C25099		X
C25100		X

GROUP VII

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25101		X
C25102-116	C25111-16	C25102-10
C25117-25		X
C25126-32	X	
C25133-49		X
C25150-51		X
C25152		X
C25160-65		X
C25166-69		X
C25170-3		X
C25174-5		X
C25176		X
C25177-78		X
C25179-82		X
C25183-90		X
C25191-208		X
C25209-21		X

GROUP VIII

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25222-32		X
C25233-38		X
C25239-44	C25241-4	C25239-40

GROUP VIII

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25245-77		X
C25278		X
C25279-82		X
C25283-85		X
C25286-71	X	
C25372-4		X

GROUP IX

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25375		X
C25376-7		X
C25378-9		X
C25380-5		X
C25386-94	X	
C25395		X
C25396-99	X	
C25400-02		X
C25403-5		X
C25406-11	X	
C25412-13		X
C25414-16		X
C16651-62	X	

GROUP IX

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C25423		X
C16666-78	X	
C16663-65	X	
C21360-C22231		X

<u>Number</u>	<u>Produce</u>	<u>Not Produce</u>
C24203-04		X
C24205-09		X
C24210-32		X
C24233-48		X
C24249		X
C24250-58		X
C24259-69		X
C24270-79		X

The documents ruled discoverable shall be produced
instanter.



RICHARD P. GOLDENHERSH
CIRCUIT JUDGE