

1 Sayers
 2 BY MR. WILL:
 3 Q. Mr. Sayers, I have a few questions for
 4 you to follow up on some of the things that you
 5 were requested by the other lawyers.
 6 Mr. Polk asked you some questions about
 7 whether you had ever seen a warning on bags of
 8 Calidria; do you remember that?
 9 A. I do.
 10 Q. When was the last time that you were
 11 involved with Calidria asbestos where you would
 12 have seen a bag?
 13 A. In the autumn of '68.
 14 Q. Fall of 1968 at some point?
 15 A. Yes, that is correct.
 16 Q. That would have been in Europe when you
 17 would have seen that bag?
 18 A. Yes, it would, that's right.
 19 Q. How many times a year did you get
 20 shipments of asbestos in Europe?
 21 A. I'm guessing, but I would say around
 22 twice a year.
 23 Q. About twice a year?
 24 A. Yeah.
 25 Q. And do you have any knowledge of when it

1 Sayers
 2 was that that last bag of asbestos you saw in
 3 Europe was packed and shipped out of the United
 4 States?
 5 A. No, I couldn't tell you that.
 6 Q. Now, in terms of knowing whether or
 7 not -- let me rephrase the question.
 8 In terms of knowing when warnings were
 9 put on bags of Calidria in the United States, would
 10 you think that you were the authority on that?
 11 A. The reason for it, you mean?
 12 Q. No, would you think that you were the
 13 person that would know most about that, when
 14 warnings were put on in the United States?
 15 A. No, I wouldn't have thought so.
 16 Q. Would you want to talk to somebody in
 17 the United States about when that happened?
 18 MR. POLK: Objection, leading.
 19 A. The people in America would have
 20 obviously known.
 21 Q. If somebody asked you who would have
 22 been the best source for that information, who
 23 would that be, in your view?
 24 A. I would have asked Tom Frangos.
 25 Q. Or somebody else in the U.S.?

1 Sayers
 2 MR. BROWNSON: Objection.
 3 MR. POLK: Objection, leading.
 4 A. Principally Tom Frangos.
 5 Q. Have you ever seen any documents by the
 6 people involved about when it was -- let me
 7 rephrase the question.
 8 I want to show you a document that was
 9 dated Exhibit E to the deposition of John Myers on
 10 May 17th of this year. I'm going to ask you to
 11 take a look at that, the part that's highlighted.
 12 A. Right.
 13 MR. BROWNSON: What deposition is that
 14 from?
 15 MR. WILL: The deposition of Mr. Myers
 16 that was taken about a month, two months
 17 ago -- two and a half months ago.
 18 MR. BROWNSON: In what case?
 19 MR. POLK: In what case?
 20 MR. BICKS: I think it was taken in
 21 all Waters and Krauss Texas and California
 22 cases.
 23 Q. Did the document I just asked you to
 24 read say, "Our bags have carried a warning label
 25 since 1968, four years before the federal OSHA

1 Sayers
 2 standards were promulgated to require this?"
 3 A. Yes.
 4 MR. BROWNSON: I object to the question
 5 as leading and reading facts not in
 6 evidence.
 7 Q. My question is to the --
 8 MR. POLK: Excuse me. Do you mind I see
 9 what you're reading?
 10 MR. BROWNSON: I further object it's
 11 having him testifying about something the
 12 witness has never seen.
 13 MR. GOLDMAN: Perhaps we could have a
 14 copy of whatever it is that's been
 15 distributed so counsel can follow along.
 16 MR. WILL: Mr. Goldman, your lawyer
 17 didn't do that. I'd be happy to give you
 18 one later.
 19 MR. POLK: Wait a minute. Wait a
 20 minute.
 21 MR. GOLDMAN: This is a different case
 22 we don't know about.
 23 MR. POLK: I don't have this
 24 transcript. I don't have this document at
 25 all. I'm just saying if you're going to use