

67 155047
CP

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

DORIS EIRVEN INDIVIDUALLY
AND AS REPRESENTATIVE OF THE
ESTATE OF ROBERT H. EIRVEN,
DECEASED, ROBERT EIRVEN, JR.
AND SHEILA EIRVEN,

Plaintiffs,

v.

UNION CARBIDE CHEMICAL
AND PLASTICS COMPANY, INC.,

Defendant.

No. H 94 1103

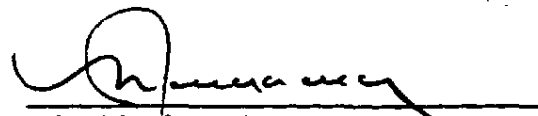
1/26/95

AFFIDAVIT OF JOHN MACDONALD

John Macdonald, being first duly sworn on oath, deposes and states as follows:

1. I am currently employed as the Assistant Corporate Secretary of Union Carbide Corporation ("UCC").
2. UCC is a subscriber under the Texas Workers' Compensation Act and has been continuously since before 1955.
3. Robert Eirven was employed by UCC at its Texas City, Texas, plant from November 9, 1974, through January 22, 1991. During the entire time of his employment at UCC, Mr. Eirven was covered by workers' compensation insurance. Mr. Eirven never gave UCC written notice that he desired to retain his common law rights of action against UCC.

FURTHER AFFIANT SAYETH NOT.


John Macdonald

Subscribed and sworn to before me
this 26th day of January, 1995.

SANDRA B. POLVERARI
Commissioner of Deeds
State of Connecticut
Commission Expires December 18, 1995

EXHIBIT A

UCC 073557

C. + 155047
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1/24/95

THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

DORIS EIRVEN INDIVIDUALLY	)	
AND AS REPRESENTATIVE OF THE	)	
ESTATE OF ROBERT H. EIRVEN,	)	
DECEASED, ROBERT EIRVEN, JR.	)	
AND SHEILA EIRVEN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. H 94 1103
	)	
UNION CARBIDE CHEMICAL	)	
AND PLASTICS COMPANY, INC.	)	
	)	
Defendant.	)	

AFFIDAVIT OF JOHN McDONALD

John McDonald, being first duly sworn on oath, deposes and states as follows:

1. I am currently employed as the Corporate Secretary of Union Carbide Corporation ("UCC").

2. UCC is a subscriber under the Texas Workers' Compensation Act and has been continuously since before 1955.

3. Robert Eirven was employed by UCC at its Texas City, Texas plant from November 9, 1974 through January 22, 1991.

During the entire time of his employment at UCC, Mr. Eirven was covered by workers' compensation insurance. Mr. Eirven never gave UCC written notice that he desired to retain his common law rights of action against UCC.

FURTHER AFFIANT SAYETH NOT.

John McDonald

Subscribed and sworn to before me
this _____ day of January 1995.

EXHIBIT A

UCC 073558