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May 26, 1987

Peter F. Davey, Esq.
Union Carbide Corporation
Law Department
39 Old Ridgebury Road
Danbury, Connecticut 06817-0001

Re: Memice v. PPG Industries, et al.

Dear Peter:

Enclosed please find a copy of Judge Mandak's letter of May 20, 1987 confirming the discovery schedule established at the case management conference held on May 19.

Please be advised, however, that the date of Mr. Ertel's deposition has been changed to June 3.

Sincerely,

ROBERT L. HOLLINGSHEAD

RLH:js
Enclosure *att.*

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MAY 28 1987

P. F. DAVEY

PRIVILEGED AND
"CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE
ORDER"

UCC 076706

125281

SUPERIOR COURT OF NEW JERSEY



NICHOLAS G. MANDAK
ASSIGNMENT JUDGE

COURTHOUSE, 77 HAMILTON STREET
PATERSON, NEW JERSEY 07505

May 20, 1987

To: Marcus & Levy, Esqs.
Tomkins, McGuire & Wachenfeld, Esqs.
Crummy, DelDeo, Dolan, Griffinger & Vecchione, Esqs.
Shanley & Fisher, Esqs.
W. Stephen Leary, Esq.
Stryker, Tams & Dill, Esqs.
Goodman & Lustgarten, Esqs.
Pitney, Hardin, Kipp & Szuch, Esqs.

Re: Memice v. PPG Industries, Inc. et als.
Docket No. L-20509-86

Dear Counsel:

At the case management conference held relative to the above captioned matter on Tuesday, May 19, 1987, the following determinations were made:

1. The deposition of Mr. Ertel, Vice President of Pantesote, is to be continued and completed on Thursday, June 4, 1987 at Pantesote commencing at 10 a.m.
2. Any defendant wishing to file a summary judgment motion on the limited issue of non-supply shall be at liberty to do so provided said motions are filed on or before Friday, July 17, 1987. Said motions for summary judgment are to be filed with the Clerk of Passaic County made returnable before the undersigned without date.
3. A general set of interrogatories has heretofore been propounded by the plaintiff upon all defendants. Those defendants who admitted

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All Counsel
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supplying V.C.M. to Pantesote were and continue to be required to answer said interrogatories. Those defendants who deny supplying the V.C.M. to Pantesote, but who for any reason are unsuccessful in pursuing the limited summary judgment referred to in paragraph two above, shall also be required to answer said interrogatories, and the same requirement shall be placed upon those defendants who do not file such limited summary judgment motions. The plaintiff shall have the responsibility of insuring that each of said defendants has received a copy of said interrogatories.

4. The court hereby designates Claire T. Barile, Esq. as lead defense counsel to pursue discovery with Pantesote concerning generally its use and operation in the manufacture of products from V.C.M. and particularly the plaintiff's participation as an employee in that operation.

It was contemplated by this case management conference that at least three areas would be diligently pursued during the summer months, they being:

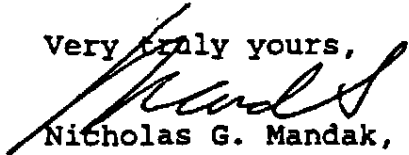
- (1) The completion of discovery with respect to the supply of V.C.M. and summary judgment motions related thereto.
- (2) The answering of interrogatories which have heretofore been propounded by the plaintiff on defendants who have either supplied V.C.M. or who are unsuccessful in their summary judgment motions.
- (3) That the defendant shall pursue or at least commence discovery with Pantesote concerning its operation and the plaintiff's participation therein. With respect to the answering of plaintiff's interrogatories, it is absolutely necessary that said interrogatories be answered on or before the date of the next case management conference.

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ASSIGNMENT JUDGE
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The next case management conference is scheduled for Tuesday,
September 15, 1987 at 10 a.m.

Very truly yours,


Nicholas G. Mandak, A.J.S.C.

NGM/jch
c.c. Civil Assignment

187-303

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