ANSWER:

Not applicable. Please see Defendant's response to Interrogatory Nos. 52 and 54, which responses and objections are incorporated herein as if restated verbatim.

56. Did your company or its predecessor(s) or subsidiaries ever make, order, or arrange for any industrial hygiene surveys regarding asbestos or asbestos-containing dust? If so, give the date of such surveys and state who, or what entity, was responsible for completion of such surveys.

ANSWER:

Defendant objects to Interrogatory No. 56 to the extent it inquires of "predecessor companies" without identifying or defining such. Moreover, the interrogatory calls for a legal conclusion as to what companies are "predecessors" without setting forth a factual or legal foundation for such an opinion. Further, Defendant objects because the interrogatory is duplicative of other interrogatories herein, specifically 8, 11 and 45 and is, therefore, harassing and oppressive. The interrogatory is overly broad, general and global in that it is not limited in time, not limited as to the reason for such surveys, and not limited to "dust" allegedly released from the products listed in response to Interrogatory No. 6. Thus, the interrogatory seeks information which is neither relevant nor material and it is not reasonably calculated to lead to the discovery of admissible evidence. Finally, the interrogatory seeks information which is protected by the attorney work product, investigative and third-party communication privileges set forth in Rule 166b of the Texas Rules of Civil Procedure. Subject to and without waiving the foregoing objections, please see Defendant's response to Interrogatory Nos. 8 and 11 regarding brake repairs, which responses are incorporated herein as if restated verbatim.

57. As to either the threshold limit values or maximum allowable concentrations of both asbestos dust and total dust provided by the American Conference of Governmental Industrial Hygienists, state:

(a) The year in which Defendant or any predecessor(s) or subsidiaries were first advised of such limits or concentrations;

(b) The name of the employee or official of the company receiving such advice;