

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
) ss.:
COUNTY OF PHILADELPHIA)

RICHARD KRZYZANOWSKI, being duly sworn, deposes and says:

1. I am the General Counsel of defendant Crown Cork & Seal Co., Inc. ("Crown"). I have been employed by Crown since 1967.
2. Crown is a well-known producer of bottle crowns and closures and metal and plastic containers. Many of the aerosol cans and the beverage and food cans and bottles in the average American home are made by Crown. Crown got its start in the business through the invention in 1892 of the modern bottle cap. Crown has never manufactured, processed, sold or distributed asbestos-containing products.
3. The following, based on my research and knowledge of Crown's company history and documents, summarizes the unusual facts that led to Crown's being named as a defendant in asbestos litigation. In November 1963, Crown became a majority shareholder of Mundet Cork Corporation, a competitor in the bottle crowns and closures industry. Mundet also had an unprofitable insulation division that, upon information and belief, manufactured and sold insulation and operated an insulation contracting business. Crown had no business interest in Mundet's insulation business. A buyer for the insulation division was found and it was sold in its entirety to Baldwin-Ehret-Hill - effective February 8, 1964 - less than three months after Crown became a Mundet shareholder.
4. As part of the sale of its insulation division, Mundet agreed not to compete in the insulation business. The sale of the division included all equipment, inventory, raw

materials, and business records, and a transfer of executives and personnel of the division to the employ of Baldwin-Ehret-Hill. Accordingly, Mundet's records pertaining to its insulation division were not kept by Mundet and Crown has no such records today.

Richard L. Krzyzanowski
RICHARD KRZYZANOWSKI

Sworn to before me this
day of October, 1999

Theresa Rausch
Notary Public

NOTARIAL SEAL
THERESA RAUSCH, Notary Public
City of Philadelphia, Phila. County
My Commission Expires May 8, 2010