

X 67 155178

SIDLEY & AUSTIN
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

LOS ANGELES
NEW YORK
WASHINGTON, D.C.

ONE FIRST NATIONAL PLAZA
CHICAGO, ILLINOIS 60603
TELEPHONE 312: 853-7000
TELEX 25-4364
FACSIMILE 312: 853-7036

LONDON
SINGAPORE
TOKYO

FOUNDED 1866

WRITER'S DIRECT NUMBER

(312) 853-4714

August 23, 1995

VIA FACSIMILE AND FIRST CLASS MAIL

Gregory D. Winfree
Union Carbide Corporation
39 Old Ridgebury Road
Danbury, CT 06817-0001

Re: Overstreet

Dear Greg:

Good news: The Overstreet's have moved to dismiss their complaint with prejudice. You will note that plaintiffs' moving papers and proposed order exclusively refer to Mrs. Overstreet and fail to mention her son (who also is a named plaintiff). Plaintiffs' counsel has informed us that this was an oversight and that they will file corrected papers tomorrow. For what it is worth, plaintiffs did not file any opposition to our motion for summary judgment. So, one way or the other, this case appears to be at its end.

Please give me a call when you get a chance.

Best regards,

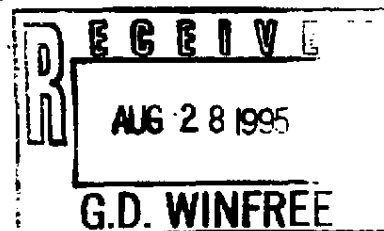

Scott C. Solberg

SCS:hr
Encl.

UCC 074063

cc: Nathan P. Eimer
Stephan V. Beyer
Robert A. Butler

PRIVILEGED AND
"CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE
ORDER"



LANIER & WILSON, L.L.P.

1331 LAMAR, SUITE 675
FOUR HOUSTON CENTER
HOUSTON, TEXAS 77010
TELEPHONE (713) 694-6722
FACSIMILE (713) 694-2384

W. MARK LANIER
LAWRENCE P. WILSON

BECKY S. LANIER
KEVIN A. PARKER
LESLIE M. STEWART

August 22, 1995

Mr. Leo Garza
Deputy Clerk-in-Charge
United States District Court
Southern District of Texas
Galveston Division
P.O. Drawer 2300
Galveston, Texas 77550

Re: C.A. No. G94-798; *Grace Overstreet, Individually and as Representative of the Estate of Cecil Overstreet vs. Dow Chemical Company and Union Carbide Corporation*; In the United States District Court for the Southern District of Texas, Galveston Division

Dear Mr. Garza:

Enclosed for filing in the above-referenced matter, please find Plaintiff's Motion to Dismiss With Prejudice.

Please acknowledge receipt and filing in your usual manner. By copy of this letter, all counsel of record are being provided with a copy of this document.

Thank you for your assistance in this matter.

Very truly yours,



W. Mark Lanier

WML/ak

Enclosure

cc: Mr. F. Walter Conrad
Mr. Charmaine Aarons Holder
Mr. Vaughan O. Stewart

UCC 074064