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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

INDEPENDENT LIFE AND ACCIDENT INSURANCE COMPANY, a Florida corporation,

Plaintiff,

vs. CASE NO: 83-613-CIV-J-12

GENERAL ELECTRIC COMPANY, a foreign corporation,

Defendant.
_____/

NOTICE OF CONTINUATION OF
DEPOSITION DUCES TECUM OF HOWARD S. BERGEN, JR.

TO: Thomas M. Burke, Esquire
Post Office Box 1873
Orlando, Florida 32802

Please take notice that at the hour of 8:00 a.m. on Friday, January 3, 1986, and continuing from day to day until completed at the offices of Troutman, Sanders, Lockerman & Ashmore, 15th Floor, The Candler Building, 127 Peachtree Street, N.E., Atlanta, Georgia, 30343, the above-named Plaintiff will take the deposition of Howard S. Bergen, Jr., whose address is 4615 Greywood Trace, Norcross, Georgia, 30092. The deponent is required to appear and to testify generally concerning the following issues in this case, including the following matters:

DEFENDANT'S EXHIBIT 3
1-8-86

(a) Any and all warning letters, notices, bulletins, or like documents written by the deponent or by The Monsanto Company to the General Electric Company and/or customers of The Monsanto Company generally regarding the use, sales, or marketing of any products containing or which require the use of polychlorinated biphenyls.

(b) Any letters, correspondences, notices, product literature, bulletins or like documents in which the deponent or which The Monsanto Company in any way has advised the restrictions on use of products containing or using polychlorinated biphenyls, whether distributed to the General Electric Company or to customers of The Monsanto Company generally or to the public at large during the years 1965 through 1975.

(c) Any documents of any nature sent at any time to the General Electric Company and/or to the customers of The Monsanto Company generally or to the public at large regarding any possible danger or damages posed by polychlorinated biphenyls to human beings, animals or the environment.

Pursuant to Rule 45 of the Federal Rules of Civil Procedure, the named deponent has been required to produce the documents referred to in subparagraphs (a) through (c) above as set forth in the attached Subpoena Duces Tecum.

This deposition is to be taken upon oral examination pursuant to the Federal Rules of Civil Procedure before Sharon Upchurch with Huseby & Associates, an officer authorized

by laws to take depositions. Said deposition is to be taken for discovery purposes for use as evidence at trial, or both.

DATED at Jacksonville, Duval County, Florida, this 11 day of December, 1985.

GALLAGHER, BAUMER, MIKALS, BRADFORD, CANNON & WALTERS, P.A.

By _____
Thomas M. ~~Baumer~~
Ellen Posner
2525 Independent Square
Jacksonville, Florida 32202
(904) 355-2525

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to Thomas M. Burke, Esquire, Post Office Box 1873, Orlando, Florida, 32802, by mail, this 11 day of Dec., 1985.

_____
Attorney

WATER_PCB-SD0000001654

AO 90 (Rev. 5/85) Deposition Subpoena

United States District Court

MIDDLE DISTRICT OF FLORIDA

INDEPENDENT LIFE AND ACCIDENT INSURANCE COMPANY, a Florida corporation

NORTHERN DISTRICT OF GEORGIA

V.

GENERAL ELECTRIC COMPANY, a foreign corporation

DEPOSITION SUBPOENA

CASE NUMBER: 83-613-Civ-J-12

TYPE OF CASE	SUBPOENA FOR
☒ CIVIL ☐ CRIMINAL	☒ PERSON ☒ DOCUMENT(S) or OBJECT(S)

TO:

Howard S. Bergen, Jr.
4615 Greywood Trace
Norcross, Georgia 30092

YOU ARE HEREBY COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE	DATE AND TIME
Troutman, Sanders, Lockerman & Ashmore 15th Floor, The Candler Building 127 Peachtree Street, N.E. Atlanta, Georgia 30343	Friday, January 3, 1986, at 8:00 a.m.

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

The documents specified in paragraphs a through c of the attached Notice of Continuation of Deposition Duces Tecum of Howard S. Bergen, Jr.

☐ *Please see additional information on reverse*

Any subpoenaed organization not a party to this suit is hereby admonished pursuant to Rule 30(b)(6), Federal Rules of Civil Procedure, to file a designation with the court specifying one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and setting forth, for each person designated, the matters on which he will testify or product documents or things. The persons so designated shall testify as to matters known or reasonably available to the organization.

U.S. MAGISTRATE OR CLERK OF COURT	DATE
DONALD M. CINNAMOND	
(BY) DEPUTY CLERK: Patricia A. Small	

This subpoena is issued upon application of the:

☒ Plaintiff ☐ Defendant ☐ U.S. Attorney

QUESTIONS MAY BE ADDRESSED TO

Thomas M. Baumer, Esquire
2525 Independent Square
Jacksonville, Florida 32202
904/355-2525

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER

WATER_PCB-SD0000001655