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MR. LANIER: When did the witness seal this?

MR. WILL: We'll put all that in the record.

MR. LANIER: I'm not staying in the room with it. I'm not leaving my son in the room with it. I'm not leaving my workers in the room with it. We're going to -- I would like --

Peter, would you please, out of deference to me -- you can -- can we do this deposition in another room that doesn't have the asbestos in it, please? I'm serious about this.

We have been in trial in a court where the judge ordered that none of this stuff -- in fact, it's the same judge, Ben Hardin. He ordered that a wheel containing encapsulated asbestos not be waved around and used in the courtroom because he didn't want exposure to it and didn't want the jury exposed to it.

You can say I'm an alarmist. You can say whatever you want to. I don't want to

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be in a room with an envelope of asbestos that I'm not sure has been sealed; I just don't. I think that's so unfair.

I don't think you meant it that way, Peter. I think I know you well enough to know you didn't set this up deliberately.

I'm not staying in the room with this stuff. I have to cross-examine this witness on a videocamera. Help me here, please. You do whatever you want to do for your video record.

I'm livid that I have been exposed to that stuff, and I'm going to honestly seek to see what the legal ramifications are, because I don't think that's right. I don't think -- I honestly do not believe it is legal for you to bring that product in here and not warn people.

MR. GOLDMAN: I would just like to say I would like some clarification as to the details of this witness sealing this asbestos.

MR. WILL: That's what we're going to get to. That's where we were headed.

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MR. LANIER: Forget the video. This isn't about the deposition right now. This is about our health in the room. Would you please let us know how that's been sealed.

Q. Would you tell us how you sealed it?

A. Yes. At that time one had small bagging apparatuses with a hot blade, and the hot blade was brought down to seal the two opposing walls of the envelope together.

MR. LANIER: How long ago was this sealed?

THE WITNESS: 1967.

MR. LANIER: Has anybody checked it in the last 35 years to see if the little baggy is holding its own?

THE WITNESS: It hasn't moved for about 30 years. It's been in my loft.

MR. LANIER: It moved today. It's up here. Holy toledo.

It's illegal to do that, isn't it, Egilman?

Where's the warning?

MR. EGILMAN: You have a room full of lawyers. Why are you asking me? It's not

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nice.

MR. LANIER: If we can do something, great. If not, I want to call Judge Hardin, whose case I am here under, and try to get an order. I'm not going to stay in the room with a asbestos, 100 pure grade asbestos, being waved around the room.

MR. WILL: I'm going to continue my examination of the witness with the exhibit. You can do what you want. When we get finished with this portion, if you would prefer, we can put it in an envelope and remove it from the room.

MR. LANIER: No, what I'd like to do, then, is get the court on the phone.

Peter, may I use this speakerphone, please?

MR. WILL: Counsel, I'm proceeding in the Minnesota cases, where I noticed the deposition. I don't know what you did with Judge Hardin. I'm not in the case -- Union Carbide's is not in the case, as I understand it, in front of Judge Hardin. I'm proceeding with my examination in the