

MARTE J. BASSI, ESQ. (SBN 130882)
ROBERT J. RYAN, ESQ. (SBN 122141)
JEREMY D. HUIE, ESQ. (SBN 191145)
BASSI, MARTINI, EDLIN & BLUM LLP
351 California Street, Suite 200
San Francisco, CA 94104
(415) 397-9006

Attorneys for Defendant
SQUARE D COMPANY

Paul, Hanley & Harley LLP

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☒ Mail
☐ Overnight
☐ Hand
Case Attorney
Forwarded to JSB

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN FRANCISCO
CIVIL UNLIMITED JURISDICTION

EXHIBIT

PRATT-3 AM
12.8.13

In Re:

Case No. 828684

COMPLEX ASBESTOS LITIGATION

DEFENDANT SQUARE D
COMPANY'S RESPONSES TO
PLAINTIFFS' STANDARD
INTERROGATORIES PURSUANT
TO GENERAL ORDER NO. 129

Defendant SQUARE D COMPANY, ("Square D") hereby responds to Plaintiffs' Standard Interrogatories to All Defendants under San Francisco Superior Court General Order No. 129 ("Plaintiffs' GO 129 Discovery Requests") as follows:

PRELIMINARY STATEMENTS

Square D's Preliminary Statements are incorporated by reference into the discovery responses set forth below, and are stated here for the convenience of the parties and the Court.

1. The following responses are based upon the information that is presently known and available to Square D based upon a continuing and ongoing reasonable investigation. Square D believes that these responses are accurate as of the date made.

1 However, many of the matters inquired about in Plaintiffs' GO 129 Discovery Requests
2 took place decades ago. Therefore, some information may be incomplete or no longer
3 available due to the passage of time. Although Square D has endeavored to conduct a
4 reasonable investigation, it cannot exclude the possibility that its continued review of
5 these subjects may reveal more complete information. Consequently, Square D's review
6 of the matters inquired into by Plaintiffs' GO 129 Discovery Requests continues, and, to
7 the extent appropriate, Square D reserves the right to further supplement or amend its
8 objections and responses.
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11 2. For over 100 years, Square D conducted operations manufacturing a
12 diverse and broad range of electrical equipment products, which have been steadily
13 developed and improved over time to satisfy emerging industry and customer demands as
14 well as advances in design and technology. To require Square D to conduct an unlimited
15 scope of inquiry into every product, and every iteration of every product, that it ever
16 manufactured and to provide the kind of broad information requested by Plaintiffs' GO
17 129 Discovery Requests is unfair, unreasonable, and would involve enormous expense
18 and an unnecessary burden on Square D's part.
19

20 3. In several instances, Plaintiffs' GO 129 Discovery Requests refers to the
21 terms "asbestos-containing product" and "asbestos product" which is used in the context
22 of this Defendant variously and inconsistently to describe undefined products, possibly
23 including electrical equipment products, and heavy industrial crane control and crane
24 brake assembly products. Indeed, Square D does not reasonably consider that it either
25 manufactured or sold "asbestos-containing products" as that term is used and understood
26 generally and particularly within the context of asbestos litigation. In light of the
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1 foregoing, and based on the limited information provided to date, Square D assumes that
2 Plaintiffs' alleged exposures against defendant in the Northern California litigation relate
3 exclusively to certain broad and undefined general classifications of electrical equipment
4 products manufactured by Square D. As such, Square D will nevertheless make a
5 reasonable and good faith effort to provide what it understands to be responsive
6 information to these unlimited discovery requests. To the best of Square D's present
7 knowledge, only some of its electrical equipment products may have incorporated
8 asbestos-containing components during limited periods of time. Accordingly, Square D's
9 responses, unless otherwise indicated, are necessarily and reasonably limited to such
10 electrical equipment products manufactured and sold by Square D.
11
12

13 4. In several instances, Plaintiffs' GO 129 Discovery Requests refer to the
14 interchangeable terms "Defendant," "You," "Your" and "Your Company." Unless
15 otherwise stated, these terms shall be reasonably understood to refer to Square D
16 Company, a business corporation originally formed in Michigan in approximately 1903 as
17 the McBride Manufacturing Company, which after successive name changes, became
18 known as Square D Company in approximately 1917.
19

20 5. Square D submits these responses on its own behalf and for no other
21 entity, including without limitation, any other parent, subsidiary, or affiliated entities.
22

23 6. Plaintiffs' GO 129 Discovery Requests seek information, which is not, and
24 may not have been, within the personal knowledge or possession or control of Square D,
25 its employees, or agents.

26 7. Square D notes that certain of Plaintiffs' GO 129 Discovery Requests to
27 the extent they seek the production or disclosure of communications prepared by or for
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1 Square D's lawyers, which communications (a) were made by or to legal counsel in
2 anticipation of or in connection with litigation, or (b) reflect confidential and privileged
3 communications between or among counsel, representatives of Square D and/or non-
4 testifying experts retained for purposes of assisting Square D or its counsel in litigation.
5 Square D will not produce or disclose such privileged communications; in addition,
6 Square D will not disclose or otherwise identify such privileged communications in
7 response to written discovery or on any listing of documents or things withheld from
8 production.
9

10
11 8. In responding to Plaintiffs' GO 129 Discovery Requests, Square D does
12 not waive, and expressly preserves the following objections:

- 13 a. All objections regarding competency, relevancy, materiality and
14 admissibility;
15 b. All objections regarding the use of the responses in any proceeding;
16 c. All objections to any further interrogatories or other discovery requests
17 involving, or related to, any of the requests in Plaintiffs' GO 129
18 Discovery Requests.
19

20 9. Square D does not concede that any of its responses to Plaintiffs' GO 129
21 Discovery Requests are admissible evidence at any trial. Accordingly, Square D does not
22 waive any objections, on any ground, whether or not asserted herein, to the use of such
23 answers at trial.
24

25 **RESPONSE TO INTERROGATORIES**

26 **INTERROGATORY NO. 1:**

27 IDENTIFY the person verifying these answers on YOUR behalf.
28

1 **RESPONSE TO INTERROGATORY NO. 1:**

2 Subject to and without waiving the foregoing Preliminary Statements, the information set
3 forth in these answers has been compiled by legal counsel from information developed during the
4 course of discovery activities for similar, previously filed litigation. Such information has
5 developed over a period of time through conversations with individuals and by reviewing
6 documents and other materials. By way of further answer, Robert Barbaglia provided
7 information used in answering these Interrogatories and verifies these answers.
8

9 **INTERROGATORY NO. 2:**

10 State the date of first employment with YOU, and the dates and titles of each job position
11 the person verifying these interrogatories has held while employed by YOU.
12

13 **RESPONSE TO INTERROGATORY NO. 2:**

14 Subject to and without waiving the foregoing Preliminary Statements, Square D
15 incorporates its objections and response to Interrogatory No. 1. By way of further response,
16 Robert Barbaglia began employment with Square D in approximately 1985.
17

18 **INTERROGATORY NO. 3:**

19 State whether or not YOU are a corporation, and if so, state:

20 A. YOUR correct corporate name;

21 B. YOUR state of incorporation;

22 C. The date of YOUR incorporation;

23 D. The address of YOUR principal place of business;

24 E. Whether or not YOU have ever held a certificate of authority to do business in the
25 State of California, and if so, the inclusive dates of any certificate;
26

27 F. If YOU are wholly owned or the majority interest of YOUR company is owned by
28

1 another business entity, state the entity's name and principal place of business;

2 G. Whether YOU have any business offices in California, and, if so, YOUR principal
3 place of business in California.

4
5 **RESPONSE TO INTERROGATORY NO. 3:**

6 Subject to and without waiving the foregoing Preliminary Statements, the correct
7 corporate name for this defendant is "Square D Company." See General Objection No. 3. By
8 way of further response, Square D was originally incorporated in Michigan in approximately
9 1903 under the name McBride Manufacturing Company. After successive name changes,
10 McBride Manufacturing Company eventually became known as Square D Company in
11 approximately 1917. In or about 1988, Square D Company reincorporated in Delaware. Square
12 D's principal place of business is in Palatine, Illinois. Upon information and belief, Square D
13 does business in the State of California and its agent for service of process is C T Corporation
14 Systems.
15

16
17 **INTERROGATORY NO. 4:**

18 Have YOU ever been identified, known, or done business under any other name in the
19 State of California?

20 **RESPONSE TO INTERROGATORY NO. 4:**

21 Subject to and without waiving the foregoing Preliminary Statements, Square D
22 incorporates by reference its objections and response to Interrogatory No. 3.

23
24 **INTERROGATORY NO. 5:**

25 If your answer to Interrogatory No. 4 is in the affirmative, please state such name or
26 names and the time period during which THIS DEFENDANT was so known or identified.
27
28

1 **RESPONSE TO INTERROGATORY NO. 5:**

2 Subject to and without waiving the foregoing Preliminary Statements, Square D
3 incorporates by reference its objections and response to Interrogatory No. 3.
4

5 **INTERROGATORY NO. 6:**

6 If YOU are not a corporation, what is YOUR business structure (partnership, joint
7 venture, sole proprietorship, etc.):
8

9 **RESPONSE TO INTERROGATORY NO. 6:**

10 Subject to and without waiving the foregoing Preliminary Statements, this Interrogatory is
11 not applicable to Square D. By way of further response, Square D incorporates by reference its
12 objections and response to Interrogatory No. 3.
13

14 **INTERROGATORY NO. 7:**

15 If YOU are not a corporation, please IDENTIFY all persons or other entities with an
16 ownership interest in YOU.
17

18 **RESPONSE TO INTERROGATORY NO. 7:**

19 Subject to and without waiving the foregoing Preliminary Statements, this Interrogatory is
20 not applicable to Square D. By way of further response, Square D incorporates by reference its
21 objections and response to Interrogatory No. 3.
22

23 **INTERROGATORY NO. 8:**

24 If you are not a corporation, please state the following:

25 A. Currently located; and

26 B. The name, job title and current address of the Custodian for THIS

27 DEFENDANTS HISTORICAL RECORDS.
28

As used herein, "HISTORICAL RECORDS" shall include all DOCUMENTS relating to

1 the formation of THIS DEFENDANT, all minutes of partners', general partners', or other
2 owners' meetings, and all DOCUMENTS relating to THIS DEFENDANT's merger with,
3 acquisition of or purchase, or sale of or by any other COMPANY.
4

5 **RESPONSE TO INTERROGATORY NO. 8:**

6 Subject to and without waiving the foregoing Preliminary Statements, this Interrogatory is
7 not applicable to Square D. By way of further response, Square D incorporates by reference its
8 objections and response to Interrogatory No. 3.
9

10 **INTERROGATORY NO. 9:**

11 IDENTIFY YOUR custodian of Business Records.

12 **RESPONSE TO INTERROGATORY NO. 9:**

13 In addition to the Preliminary Statements set forth above, Square D objects to this
14 Interrogatory erroneously presumes facts that are unproven or do not apply to Square D. For
15 example, it presumes that Square D has, or is obligated to have, a "custodian of business
16 records." Subject to and without waiving the foregoing objections, each employee is to one
17 extent or another a "custodian of records" and is expected to comply with retention guidelines.
18 Retention and disposal of records pursuant to these guidelines rests with the individual and/or
19 departmental custodian.
20

21 **INTERROGATORY NO. 10:**

22 IDENTIFY the person or persons most knowledgeable about:

23
24 A. YOUR acquisition of RAW ASBESTOS and/or ASBESTOS-CONTAINING
25 PRODUCTS;

26 B. YOUR use of RAW ASBESTOS and/or ASBESTOS-CONTAINING
27 PRODUCTS;
28

1 C. YOUR contracting with others to do work involving use or handling of RAW
2 ASBESTOS or ASBESTOS-CONTAINING PRODUCTS.

3 **RESPONSE TO INTERROGATORY NO. 10:**
4

5 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
6 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
7 packaged "asbestos-containing products" as those terms are generally understood and applied in
8 the asbestos litigation process. Square D further objects to this Interrogatory as overly broad,
9 unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence
10 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
11 asbestos-containing products at Square D facilities. Square D further objects that this
12 Interrogatory is overly broad, confusing, vague, and ambiguous by use of the phrase "contracting
13 with others" which terms, are subject to more than one meaning, and are confusing or
14 misleading. In responding to this Interrogatory, however, Square D understands that "contracting
15 with others" shall refer to the installing or removing of asbestos insulation. Subject to and
16 without waiving the foregoing objections, Square D manufactured and sold electrical equipment
17 products some of which may have incorporated, at one time, encapsulated components that may
18 have contained some quantity of chrysotile asbestos. In general, asbestos-containing components
19 in Square D equipment could be found bound within the matrix of solid molded plastic-like
20 materials (used to encase or to support) and/or arc suppression materials that are enclosed and
21 often sealed within a piece of equipment. By way of further response, Robert Barbaglia has
22 information regarding the use of such component parts in Square D electrical equipment products
23 generally. By way of further response, from at least 1955 to approximately the mid-1980s,
24 Square D also manufactured and sold heavy industrial crane control and crane brake assembly
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1 products, some of which may have incorporated similar molded plastic-like component parts or
2 brake shoe linings.

3 **INTERROGATORY NO. 11:**

4 For DEFENDANTS involved in the MARKETING of ASBESTOS-CONTAINING
5 PRODUCTS, state the IDENTITY of physicians, medical directors and/or industrial hygienists
6 employed by YOU during the time frame or prior to the time YOU discontinued the marketing of
7 such products. All other DEFENDANTS need only respond as to medical directors and/or
8 industrial hygienists or physicians employed in the area of employee health and safety.
9 PREMISES owners and domestic corporations need only respond as to the United States.
10

11 **RESPONSE TO INTERROGATORY NO. 11:**

12 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
13 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
14 packaged "asbestos-containing products" as those terms are generally understood and applied in
15 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
16 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
17 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
18 asbestos-containing products at Square D facilities. Square D further objects that this
19 Interrogatory is overly broad, confusing, vague, and ambiguous by use of the word "employed,"
20 which is not defined, and is subject to more than one meaning. Subject to and without waiving
21 the foregoing objections, to the best of Square D's present knowledge, Square D is not aware of
22 having employed, as it understands that term, physicians, medical directors, or industrial
23 hygienists that were responsible for addressing asbestos-related health hazards, if any, associated
24 with the use and handling of electrical equipment products. Moreover, Square D is unaware of
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1 facts or circumstances necessitating the employment of such individuals in connection with the
2 manufacture of electrical equipment products.

3 **INTERROGATORY NO. 12:**
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5 Has any employee of THIS DEFENDANT testified by deposition or at trial on behalf of
6 THIS DEFENDANT in a third-party case, in which THIS DEFENDANT was a party, wherein
7 the plaintiff has alleged an asbestos-related injury? If so, for each such third-party case (except
8 that Premises Defendants and Contractor Defendants need answer only with respect to cases
9 relating to sites within the GEOGRAPHIC AREA) please state:
10

- 11 A. The caption and case number;
12 B. The court filing including state and county;
13 C. The date of deposition or trial testimony;
14 D. The name and address of plaintiffs' counsel of record;
15 E. The name and address of the court reporter.
16

17 **RESPONSE TO INTERROGATORY NO. 12:**

18 Subject to and without waiving the foregoing Preliminary Statements, to the best of
19 Square D's present knowledge, the answer is no.

20 **INTERROGATORY NO. 13:**

21 For each of the following, please state whether, at any time within the time frame or until
22 such time as any defendant which had been engaged in MARKETING RAW ASBESTOS or
23 ASBESTOS-CONTAINING PRODUCTS discontinued the MARKETING of such products,
24 THIS DEFENDANT was a member or paid dues for any representative of THIS DEFENDANT
25 (excluding faculty members of educational institutions) to be a member of the following:
26

- 27 A. American Conference of Governmental Industrial Hygienists;
28

- 1 B. American Industrial Hygiene Association;
2 C. American Petroleum Institute;
3 D. American Railroad Association;
4 E. Asbestos Cement Producers Association;
5 F. Asbestos Information Association (AIA)(please answer through date of your
6 answer);
7
8 G. Asbestos Information Association/North America (AIA/NA)(please answer
9 through date of your answers);
10
11 H. Asbestos Textile Institute (ATI);
12 I. Industrial Hygiene Foundation and/or Industrial Health Foundation (IHF);
13 J. Industrial Mineral Insulation Manufacturers Institute;
14 K. Magnesia Insulation Manufacturers' Association;
15 L. Magnesia Silica Insulation Manufacturers Association;
16 M. Mineral Wool Institute;
17 N. National Insulation Manufacturers Association (NIMA);
18 O. National Safety Council;
19 P. New York Academy of Sciences;
20 Q. Quebec Asbestos Mining Association (QAMA);
21 R. Refractories Institute;
22 S. Safe Building Alliance (please answer through date of your answers);
23 T. Thermal Insulation Manufacturers Association (TIMA);
24 U. U.S. Maritime Commission;
25 V. IDENTIFY any other organizations, associations or groups of manufacturers,
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1 miners, distributors, importers, labelers, suppliers, and/or sellers of ASBESTOS-CONTAINING
2 PRODUCTS of which THIS DEFENDANT was a member;

3 W. IDENTIFY any such representative of THIS DEFENDANT.

4
5 **RESPONSE TO INTERROGATORY NO. 13:**

6 In addition to the Preliminary Statements set forth above, Square D objects to this
7 Interrogatory on the grounds that it is overly broad, unduly burdensome, and seeks information
8 that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence
9 because it is not limited to the relevant time periods in which Plaintiffs allege exposure to certain
10 Square D electrical equipment products. Subject to and without waiving the foregoing
11 objections, Square D states to the best of its present knowledge, it has not belonged to any
12 organizations which it views as relating to "asbestos-containing products." By way of further
13 answer, but without conceding the relevance of this response, Square D states that it or its
14 employees may have belonged to the following organizations: National Electrical Manufacturers
15 Association, Institute of Electrical and Electronics Engineers, and National Safety Council. As
16 noted above, Square D's investigation of this matter is continuing and it reserves the right to
17 modify or to supplement this response should additional information become available.
18
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20 **INTERROGATORY NO. 14:**

21 For each organization, association or other entity identified in YOUR Response to
22 Interrogatory No. 13, please state:
23

24 A. The dates during which THIS DEFENDANT was a member;

25 B. The name(s) of any publication(s) received by THIS DEFENDANT from such
26 association or organization;

27 C. The name of any committee or subcommittee of which THIS DEFENDANT was
28

1 a member, and the dates of such committee or subcommittee membership.

2 **RESPONSE TO INTERROGATORY NO. 14:**

3 Subject to and without waiving the foregoing Preliminary Statements, Square D
4 incorporates by reference its objections and response to Interrogatory No. 13. By way of further
5 response, to the best of Square D's present knowledge, Square D is currently a member of the
6 National Electrical Manufacturers Association, Institute of Electrical and Electronics Engineers,
7 and National Safety Council. As noted above, Square D's investigation of this matter is
8 continuing and it reserves the right to modify or to supplement this response should additional
9 information become available.
10

11 **INTERROGATORY NO. 15:**

12 Had THIS DEFENDANT prior to 1973 received any DOCUMENTS containing results or
13 conclusions of any studies and/or tests conducted by Bonsib for Standard Oil of New Jersey
14 relating to asbestos exposure in the workplace or the human health consequences of exposure to
15 asbestos? If so:
16

17 A. Either (1) attach all DOCUMENTS evidencing the information sought in this
18 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
19 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
20 may be made the subject of a request for production of documents.
21

22 B. State the date upon which THIS DEFENDANT first received such
23 DOCUMENTS;
24

25 C. State the IDENTITY of the custodian of such DOCUMENTS.

26 D. This interrogatory does not apply to DOCUMENTS contained in a library
27 maintained by a DEFENDANT hospital or a DEFENDANT's library providing access to the
28

1 general public.

2 **RESPONSE TO INTERROGATORY NO. 15:**

3 In addition to the foregoing Preliminary Statements, Square D objects that this
4 Interrogatory is not reasonably calculated to lead to the discovery of any admissible evidence.
5 Subject to and without waiving the foregoing objections, Square D states that to the best of its
6 present knowledge, it did not receive such studies in the ordinary course of business prior to
7 1973. Moreover, Square D is unaware of facts or circumstances necessitating its familiarity with
8 such materials in the ordinary course of its business.
9

10 **INTERROGATORY NO. 16:**

11 Had THIS DEFENDANT prior to 1973 received a copy or any portion of any studies
12 and/or tests conducted by any insurance company, including but not limited to Metropolitan Life
13 Insurance Company and Aetna Insurance relating to asbestos exposure in the workplace or the
14 human health consequences of exposure to asbestos? If so:
15

16 A. Either (1) attach all DOCUMENTS evidencing the information sought in this
17 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
18 containing such data, or (3) describe such DOCUMENTS with sufficient that they may be made
19 the subject of a request for production of documents.
20

21 B. DOCUMENTS;

22 C. State the IDENTITY of the custodian of such DOCUMENTS.

23 D. This interrogatory does not apply to DOCUMENTS contained in a library
24 maintained by a DEFENDANT hospital or a DEFENDANT's library providing access to the
25 general public.
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1 **RESPONSE TO INTERROGATORY NO. 16:**

2 In addition to the foregoing Preliminary Statements, Square D objects that this
3 Interrogatory is not reasonably calculated to lead to the discovery of any admissible evidence.
4 Subject to and without waiving the foregoing objections, Square D states that to the best of its
5 present knowledge, it did not receive such studies in the ordinary course of business prior to
6 1973. Moreover, Square D is unaware of facts or circumstances necessitating its familiarity with
7 such materials in the ordinary course of its business.
8

9 **INTERROGATORY NO 17:**

10 Had THIS DEFENDANT prior to 1973 received any DOCUMENTS containing results or
11 conclusions of any studies and/or tests conducted by any laboratory, including but not limited to,
12 the Saranac Laboratory relating to asbestos exposure in the workplace or the human health
13 consequences of exposure to asbestos? If so:
14

15 A. Either (1) attach all DOCUMENTS evidencing the information sought in this
16 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
17 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
18 may be made the subject of a request for production of documents.
19

20 B. State the date upon which THIS DEFENDANT first received such
21 DOCUMENTS;
22

23 C. State the IDENTITY of the custodian of such DOCUMENTS.

24 D. This interrogatory does not apply to DOCUMENTS contained in a library
25 maintained by a DEFENDANT hospital or a DEFENDANT's library providing access to the
26 general public.
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1 **RESPONSE TO INTERROGATORY NO. 17:**

2 In addition to the foregoing Preliminary Statements, Square D objects that this
3 Interrogatory is not reasonably calculated to lead to the discovery of any admissible evidence.
4 Subject to and without waiving the foregoing objections, Square D states that to the best of its
5 present knowledge, it did not receive such studies in the ordinary course of business prior to
6 1973. Moreover, Square D is unaware of facts or circumstances necessitating its familiarity with
7 such materials in the ordinary course of its business.
8

9 **INTERROGATORY NO. 18:**

10 Had THIS DEFENDANT (except for a defendant that is an educational institution) prior
11 to 1973 ever maintained a library (or libraries) which contained books, articles, periodicals,
12 journals, and/or reference materials that related to the subjects of asbestos, industrial hygiene,
13 medicine, safety and/or occupational disease. If so, state:
14

- 15 A. The date each such library was established;
16 B. The location of each such library;
17 C. The IDENTITY of each librarian or other person in charge of such library.
18

19 **RESPONSE TO INTERROGATORY NO. 18:**

20 In addition to the foregoing Preliminary Statements, Square D objects that this
21 Interrogatory is not reasonably calculated to lead to the discovery of any admissible evidence.
22 Subject to and without waiving the foregoing objections, Square D states that to the best of its
23 present knowledge, it did not maintain such a medical library related to asbestos prior to 1973.
24 Moreover, Square D is unaware of facts or circumstances necessitating that it maintain such
25 information relating to asbestos exposure in connection with the manufacture of electrical
26 equipment products. By way of further response, Square D maintained general reference
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1 materials and technical materials throughout the company which may have included, from time
2 to time, various industry periodicals, occupational health and medical periodicals, and other
3 topical reference materials. Such materials, however, were not indexed throughout the company,
4 readily searchable, or organized in a medical library.
5

6 **INTERROGATORY NO. 19:**

7 With the exception of OSHA compliance, had THIS DEFENDANT (except for a
8 defendant that is an educational institution) prior to 1980 exchanged DOCUMENTS or
9 communicated with any person or other COMPANY expressly regarding the results of tests
10 and/or studies relating to asbestos exposure in the workplace or the human health consequences
11 of exposure to asbestos? If so, state:
12

13 A. Each person or COMPANY with whom the information was exchanged or to
14 whom it was communicated.

15 B. The date(s) of any such exchanges or communications;

16 C. The IDENTITY of the custodian of such DOCUMENTS.
17

18 **RESPONSE TO INTERROGATORY NO. 19:**

19 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
20 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
21 packaged "asbestos-containing products" as those terms are generally understood and applied in
22 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
23 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
24 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
25 asbestos-containing products at Square D facilities.
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3 **INTERROGATORY NO. 20:**

4 Has any employee or designee of THIS DEFENDANT testified as a representative of
5 THIS DEFENDANT before the Occupational Safety and Health Administration, the National
6 Institute of Occupational Safety and Health, or any committee or subcommittee of the United
7 States Congress relating to asbestos exposure in the workplace or the human health consequences
8 of exposure to asbestos? If so, please state:
9

- 10 A. The entity before whom such testimony was given;
11 B. The date(s) and location(s) of such testimony;
12 C. The IDENTITY of the individual(s) who so testified;
13 D. Whether any DOCUMENTS were presented to the entity before which testimony
14 was given;
15 E. Whether copies of DOCUMENTS presented were retained by THIS
16 DEFENDANT and, if so, state the IDENTITY of the custodian of such DOCUMENTS.
17

18 **RESPONSE TO INTERROGATORY NO. 20:**

19 Subject to and without waiving the foregoing Preliminary Statements, to the best of
20 Square D's present knowledge, no employee has testified before OSHA, NIOSH or Committees
21 of the U.S. Congress regarding asbestos health hazards.

22 **INTERROGATORY NO. 21:**

23 Has THIS DEFENDANT (except for a defendant that is an educational institution)
24 conducted, or caused to be conducted, tests, and/or studies of ambient asbestos dust created
25 during the manufacture, processing and/or assembling for sale of ASBESTOS-CONTAINING
26 PRODUCTS? If so, state:
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1 A. Each manufacturing facility, including location and address, at which any such
2 test and/or study was conducted;

3 B. The date of each such test and/or study;

4 C. The individual(s) or entity conducting each such test and/or study;

5 D. Whether THIS DEFENDANT has any DOCUMENTS containing the results
6 and/or conclusions of each such study;

7 E. The IDENTITY of the custodian of such DOCUMENTS.
8

9 **RESPONSE TO INTERROGATORY NO. 21:**

10 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
11 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
12 packaged "asbestos-containing products" as those terms are generally understood and applied in
13 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
14 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
15 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
16 asbestos-containing products at Square D facilities.

17 **INTERROGATORY NO. 22:**

18 Has THIS DEFENDANT (except for a defendant that is an educational institution)
19 conducted, or caused to be conducted, any tests and/or studies on ambient asbestos dust levels at
20 any location or job site where ASBESTOS-CONTAINING PRODUCTS were installed, utilized
21 or removed? If so, for the first 5 tests and/or studies, state:
22

23 A. The location, including name and address, at which each such test and/or study
24 was conducted;

25 B. The individual(s) or entity conducting each such test and/or study;

26 C. The date of each such test and/or study;
27
28

1 D. Whether THIS DEFENDANT has any DOCUMENTS containing the results
2 and/or conclusions of each such test and/or study;

3 E. The IDENTITY of the custodian of such DOCUMENTS.

4 **RESPONSE TO INTERROGATORY NO. 22:**

5 In addition to its Preliminary Statements, Square D objects to this Interrogatory as overly
6 broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible
7 evidence because it is not limited to studies designed to detect or measure the release of
8 respirable asbestos fibers, if any, from Square D electrical equipment products at issue in this
9 litigation. Subject to and without waiving the foregoing objections, Square D has not conducted
10 or caused to be conducted any tests and/or studies on ambient asbestos dust levels at any location
11 or job site where Square D electrical equipment products were installed, utilized or removed in
12 the ordinary course of business. Moreover, Square D is unaware of any facts or circumstances
13 necessitating such testing in connection with the use and handling of electrical equipment
14 products. For purposes of defending itself in this litigation, however, expert witnesses retained
15 in connection with asbestos litigation have prepared or may prepare testimony relative to, among
16 other things, the use and handling of electrical equipment products that may have included, as
17 component parts, finished molded hard plastic-like materials engineered from composite
18 materials, or arc suppression materials. Disclosure of these experts and their work shall be
19 provided in accordance with the General Orders and the California Code of Civil Procedure.
20

21 **INTERROGATORY NO. 23:**

22 Did THIS DEFENDANT (except for a defendant that is an educational institution) have
23 any laboratory or other similar type of facility anywhere in the United States at which it
24 conducted, or caused to be conducted, any tests and/or studies of ASBESTOS-CONTAINING
25 PRODUCTS or RAW ASBESTOS relating to the health consequences of asbestos or the dust
26 generated by any use of asbestos or ASBESTOS-CONTAINING PRODUCTS. If so, state:
27
28

1 A. The location, including name and address, at which each test and/or study was
2 conducted;

3 B. The individual(s) or entity conducting each such test and/or study;

4 C. The date of each such test and/or study;

5 D. Whether THIS DEFENDANT has any DOCUMENTS containing the results
6 and/or conclusions of each such test and/or study;

7 E. The IDENTITY of the custodian of such DOCUMENTS.
8

9 **RESPONSE TO INTERROGATORY NO. 23:**

10 In addition to its Preliminary Statements, Square D objects this Interrogatory is overly
11 broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible
12 evidence because it is not limited to studies designed to detect or measure the release of
13 respirable asbestos fibers, if any, from Square D electrical equipment products at issue in this
14 litigation. Subject to and without waiving the foregoing objections, the answer is no. Moreover,
15 Square D is unaware of any facts or circumstances necessitating that it should have such a
16 laboratory or facility in connection with electrical equipment products. For purposes of
17 defending itself in this litigation, however, expert witnesses retained in connection with asbestos
18 litigation have prepared or may prepare testimony relative to, among other things, the use and
19 handling of electrical equipment products that may have included, as component parts, finished
20 molded hard plastic-like materials engineered from composite materials, or arc suppression
21 materials. Disclosure of these experts and their work shall be provided in accordance with the
22 General Orders and the California Code of Civil Procedure.
23

24 **INTERROGATORY NO. 24:**

25 Has THIS DEFENDANT made available to its employees a medical examination
26 program to determine the absence or presence of asbestos-related disease? If so, state:

27 A. Whether chest x-rays or pulmonary function tests were part of such program(s);
28

1 B. Whether participation in any such program was a mandatory condition of
2 employment or was voluntary;

3 C. Whether THIS DEFENDANT has DOCUMENTS of such program(s);

4 D. The IDENTITY of the custodian of such DOCUMENTS.

5 **RESPONSE TO INTERROGATORY NO. 24:**

6 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
7 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
8 packaged "asbestos-containing products" as those terms are generally understood and applied in
9 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
10 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
11 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
12 asbestos-containing products at Square D facilities.
13

14 **INTERROGATORY NO. 25:**

15 Prior to 1973, did any person file a Workers' Compensation claim for asbestos-related
16 injury against THIS DEFENDANT or against any Workers' Compensation insurance carrier
17 which provided coverage for THIS DEFENDANT? If so, state the total number of such claims
18 and, for the first 20 such claims state:

19 A. The date of such claim;

20 B. The name of the claimant;

21 C. The case number;

22 D. The court in which the claim was filed;

23 E. The IDENTITY of THIS DEFENDANT's custodian of DOCUMENT evidencing
24 such claims.
25

26 **RESPONSE TO INTERROGATORY NO. 25:**

27 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
28

1 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
2 packaged "asbestos-containing products" as those terms are generally understood and applied in
3 the asbestos litigation process. Square D further objects to this Interrogatory as overly broad,
4 unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence
5 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
6 asbestos-containing products at Square D facilities.

7
8 **INTERROGATORY NO. 26:**

9 Does THIS DEFENDANT have insurance available to cover judgment(s) entered against
10 it in asbestos-related personal injury lawsuits? If so, state:

11 A. The name and principal place of business of any insurance carrier who has issued
12 such policy of insurance;

13 B. The number and effective date of each policy;

14 C. The amount(s) of coverage of each policy;

15 D. The applicable dates of coverage.

16 **RESPONSE TO INTERROGATORY NO. 26:**

17 Subject to and without waiving the foregoing Preliminary Statements, Square D
18 maintained insurance policies which provide for liability coverage regarding its electrical
19 equipment product lines. The amount of available insurance varies over time and is mostly
20 dependent on the amount of coverage afforded by the policies at any given time and the
21 availability, if any, of coverage in excess of primary layers. By way of further response, Square
22 D states that its investigation into the subject matter of this Interrogatory is ongoing and Square
23 D reserves the right to amend or supplement this response as appropriate.

24
25 **INTERROGATORY NO. 27:**

26 State whether YOU have controlled, purchased, or in any way acquired any controlling
27 interest in any corporation or business entity which has mined manufactured, produced,
28

1 processed, compounded, sold, supplied, distributed and/or otherwise placed RAW ASBESTOS
2 or ASBESTOS-CONTAINING PRODUCTS in the stream of commerce. If so, state:

- 3 A. The name and address of said corporation or business entity;
4 B. The dates YOU controlled, purchased or acquired any interest; and
5 C. The nature of the business as it pertains to asbestos.
6

7 **RESPONSE TO INTERROGATORY NO. 27:**

8 In addition to the Preliminary Statements set forth above, Square D objects that this
9 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
10 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
11 electrical equipment products that it manufactured over the course of its over one hundred year
12 history.

13 **INTERROGATORY NO. 28:**

14 State whether THIS DEFENDANT, between 1930 and 1985, has ever engaged in the
15 following activities with regard to RAW ASBESTOS, and if so, state the inclusive dates of such
16 activity:

- 17 A. Mining;
18 B. Milling;
19 C. Supply;
20 D. Importing;
21 E. Processing;
22 F. Distribution;
23 G. Marketing;
24 H. Sale;
25 I. Brokering.
26

27 **RESPONSE TO INTERROGATORY NO. 28:**
28

1 In addition to the Preliminary Statements set forth above, Square D objects that this
2 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
3 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
4 electrical equipment products that it manufactured over the course of its over one hundred year
5 history. Square D further objects to this Interrogatory as overly broad, unduly burdensome and
6 not reasonably calculated to lead to the discovery of admissible evidence because Plaintiffs in
7 this litigation do not claim that they worked at or were otherwise exposed to asbestos-containing
8 products at Square D facilities. Subject to and without waiving the foregoing objections, to the
9 best of Square D's present knowledge, Square D was not in the business of mining, milling, or
10 supplying raw asbestos.

11
12 **INTERROGATORY NO. 29:**

13 If YOUR answer to any of subparts of Interrogatory 28 regarding RAW ASBESTOS is in
14 the affirmative, state:

15 A. The trade, brand name, and/or generic name of such RAW ASBESTOS milled or
16 MARKETING in any form or quantity between 1930 and 1985;

17 B. The date(s) such RAW ASBESTOS was first placed on the market, including the
18 date(s) such RAW ASBESTOS was first marketed;

19 1. On an experimental basis;

20 2. On a test basis;

21 3. For sale.

22 C. The date(s) such RAW ASBESTOS:

23 1. Ceased to be produced; or

24 2. Was recalled from the market, if ever.

25 D. A description of the chemical composition of such RAW ASBESTOS, including
26 the type and/or grade of asbestos;
27
28

1 E. A description of the physical appearance and nature of such RAW ASBESTOS,
2 including any color coding, distinctive marking and/or logo on the packaging or container;

3 F. A detailed description of the intended use of such RAW ASBESTOS, including
4 any temperature limits for each such use;

5 G. Whether such RAW ASBESTOS was on the U.S. Government's "Qualified
6 Products List," and if so, the inclusive dates it was on such list;

7 H. IDENTIFY to whom such RAW ASBESTOS has, at any time, been sold. As to
8 each such, state:
9

10 I. Whether any of THIS DEFENDANT's RAW ASBESTOS has, at any time, been
11 sold, shipped, or otherwise distributed, used or installed to or at any COMPANY (including
12 power company or utility), governmental agency or entity, shipyard, distributor, refinery,
13 contractor, supplier, PREMISE owner or occupant, ship owner, or other PREMISE or site in the
14 GEOGRAPHIC AREA and whether any of THIS DEFENDANT's RAW ASBESTOS has at any
15 time, been sold to any manufacturer, or manufacturing facility, of ASBESTOS-CONTAINING
16 PRODUCTS. If so, state:

17 1. The names of each such COMPANY, governmental agency or entity, shipyard,
18 distributor, supplier, manufacturer or refinery;

19 2. The inclusive dates of each such sale; and the amount (quantity) and the trade
20 brand name of such RAW ASBESTOS sold;

21 3. The manner of shipment (e.g. boat, rail, etc.)

22 4. Whether you have any records indicating any such sale or shipment and, if so, the
23 name, address and job classification of each person who currently has possession of such records.

24 5. Either (1) attach all DOCUMENTS evidencing the information sought in this
25 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
26
27
28

1 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
2 may be made the subject of a request for production of documents.

3 **RESPONSE TO INTERROGATORY NO. 29:**

4 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
5 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
6 packaged "asbestos-containing products" as those terms are generally understood and applied in
7 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
8 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
9 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
10 asbestos-containing products at Square D facilities. Subject to and without waiving the
11 foregoing objections, Square D incorporates by reference its objections and response to
12 Interrogatory No. 28.
13

14 **INTERROGATORY NO. 30:**

15 Between 1930 and 1985, did YOU ever engage in any of the activities listed below with
16 regard to ASBESTOS-CONTAINING PRODUCTS? If so, state the inclusive dates of such
17 activity:

- 18 A. Supply;
- 19 B. Importing;
- 20 C. Distribution;
- 21 D. Marketing;
- 22 E. Sale;
- 23 F. Labeling;
- 24 G. Manufacturing;
- 25 H. Brokering;
- 26

27 **RESPONSE TO INTERROGATORY NO. 30:**

1 In addition to the Preliminary Statements set forth above, Square D objects that this
2 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
3 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
4 electrical equipment products that it manufactured over the course of its over one hundred year
5 history. Subject to and without waiving the foregoing objections, Square D manufactured and
6 sold electrical equipment products some of which may have incorporated, at one time,
7 encapsulated components that may have contained some quantity of chrysotile asbestos. In
8 general, asbestos-containing components in Square D equipment could be found bound within
9 the matrix of solid molded plastic-like materials (used to encase or to support) and/or arc
10 suppression materials. The molded hard plastic-like materials or arc suppression materials were
11 generally enclosed inside the electrical equipment's metal enclosure and could be accessed by
12 opening the metal door. By way of further response, upon information and belief, those
13 components which may have included encapsulated and enclosed chrysotile asbestos were
14 generally phased out of Square D products between approximately 1978 to the mid-1980s.
15 Accordingly, in approximately the mid-1980s, non-asbestos-containing component products
16 came to be used. By way of further response, from at least 1955 to approximately the mid-1980s,
17 Square D also manufactured and sold heavy industrial crane control and brake assembly
18 products, some of which may have incorporated, similar molded plastic-like component parts or
19 brake shoe linings.
20
21

22 **INTERROGATORY NO. 31:**

23 If your answer to any subpart of Interrogatory No. 31 [sic 30] regarding "ASBESTOS-
24 CONTAINING PRODUCTS" is in the affirmative, state:

25 A. The trade, brand name, and/or generic name of each such ASBESTOS-
26 CONTAINING PRODUCT MARKETED in any form or quantity between 1930 and 1985;
27
28

1 B. The date(s) each such ASBESTOS-CONTAINING PRODUCT was first placed
2 on the market, including the date(s) each such ASBESTOS-CONTAINING PRODUCT was first
3 MARKETED;

- 4 1. On an experimental basis;
- 5 2. On a test basis; or
- 6 3. For sale.

7 C. the date(s) each such ASBESTOS-CONTAINING PRODUCT:

- 8 1. Ceased to be produced; or
- 9 2. Was recalled from the market, if ever.

10 D. A detailed description of the chemical composition of each such ASBESTOS
11 CONTAINING PRODUCT, including the type and/or grade of asbestos and/or asbestos fiber
12 contained in each such product and the quantitative percentage of asbestos or asbestos fiber in
13 each such product, and all non-asbestos components of the ASBESTOS-CONTAINING
14 PRODUCT, and if the chemical composition changed over time, the inclusive dates of each
15 formulation;

16 E. A description of the physical appearance and nature of each such ASBESTOS-
17 CONTAINING PRODUCT, including any color coding, distinctive marking and/or logo, either
18 on the product or on the packaging;

19 F. A detailed description of the intended use of each such ASBESTOS-
20 CONTAINING PRODUCT, including any temperature limits for each such use;

21 G. Whether any such ASBESTOS-CONTAINING PRODUCT was on the U.S.
22 Government's "Qualified Products List," and if so, the inclusive dates it was on such list;

23 H. The name and address of the supplier of the RAW ASBESTOS used in each such
24 product and the time period of such supply;

1 I. Whether any of THIS DEFENDANT's RAW ASBESTOS OR ASBESTOS-
2 CONTAINING PRODUCTS have, at any time, been sold, shipped, or otherwise distributed to
3 any COMPANY (including power company or utility), governmental agency or entity, shipyard,
4 distributor, refinery, contractor, supplier, manufacturer, PREMISE owner or occupant, ship
5 owner, or other PREMISE or site in the GEOGRAPHIC AREA. If so, state:

6 1. The names of each such COMPANY, governmental agency or entity,
7 shipyard, distributor, supplier, manufacturer, refinery, contractor, PREMISE owner or occupant,
8 ship owner, PREMISE or site;

9 2. The inclusive dates of each such sale, shipment, distribution, use or
10 installation and the amount (volume) and the trade or brand name of each such ASBESTOS-
11 CONTAINING PRODUCT sold;

12 3. Whether you have any records indicating any such sale, shipment,
13 distribution, use or installation and, if so, the name, address and job classification of each person
14 who currently has possession of such records.

15 J. Either (1) attach all DOCUMENTS evidencing the information sought in this
16 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
17 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
18 may be made the subject of a request for production of documents.

19 **RESPONSE TO INTERROGATORY NO. 31:**

20 In addition to the Preliminary Statements set forth above, Square D objects that this
21 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
22 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
23 electrical equipment products that it manufactured over the course of its over one hundred year
24 history. Subject to and without waiving the foregoing objections, Square D incorporates by
25 reference its objections and response to Interrogatory No. 30. With respect to electrical
26
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28

1 equipment products, Square D sold its products primarily through distributors, and Square D has
2 no knowledge of the majority of sales made by distributors. Thus, at the present time, Square D
3 is generally unaware as to the specific identity of entities or persons to whom its electrical
4 equipment products were ultimately sold, at which job sites they may have been delivered or
5 used, or when those sales took place. Moreover, at the present time, Square D is generally
6 unable to ascertain specifically to whom its electrical equipment products were sold during time
7 periods when certain of its products may have included finished molded hard plastic-like
8 materials engineered from composite materials, or arc suppression materials. Square D reserves
9 the right, however, to supplement this response if responsive information becomes available.

10 **INTERROGATORY NO. 32 (PREMISES DEFENDANTS only)**

11 Did YOU install, remove, or handle or contract to have others install, remove, or handle
12 RAW ASBESTOS or ASBESTOS-CONTAINING PRODUCTS at any PREMISES in the
13 GEOGRAPHIC AREA which PREMISES is at issue as to YOU in San Francisco Superior Court
14 asbestos litigation as of the date of your answers to these interrogatories? If so:
15

16 A. IDENTIFY the PREMISES.

17 B. For each of the PREMISES:

18 1. State the nature of your ownership or possessory interest;

19 2. State the inclusive date of that interest;

20 3. IDENTIFY the party from whom that interest was acquired;

21 4. IDENTIFY the party, if any, to whom that interest was transferred.

22 C. IDENTIFY every contract to which YOU were a party or of which you have
23 knowledge wherein the performance of such contract involved the installation, removal,
24 disturbing or handling of any RAW ASBESTOS or ASBESTOS-CONTAINING PRODUCTS at
25 YOUR PREMISES. For each such contract:
26

27 1. IDENTIFY the parties to the contract;
28

1 2. Provide a general description and specific location of the work to be performed by
2 each party to the contract;

3 3. IDENTIFY and describe the NATURE of the RAW ASBESTOS or ASBESTOS-
4 CONTAINING PRODUCTS installed, removed, disturbed or handled in the performance of the
5 contract;

6 4. State the dates of the contract and the dates of performance;

7 D. Except as provided in response to subpart ©), has any work other than routine:
8 maintenance been done on or to the PREMISES that involved the installation, removal,
9 disturbing or handling of RAW ASBESTOS or ASBESTOS-CONTAINING PRODUCTS? If
10 so, for each such instance:

11 1. State the inclusive dates of the work;

12 2. Provide a general description and specific location of the work;

13 3. State whether the work was done by YOU and/or YOUR employees;

14 4. IDENTIFY and describe the NATURE of the RAW ASBESTOS or ASBESTOS-
15 CONTAINING PRODUCTS installed, removed, handled or disturbed;

16 5. IDENTIFY from whom the RAW ASBESTOS OR ASBESTOS-CONTAINING
17 PRODUCTS were acquired.

18 E. Has any asbestos abatement effort been made at the PREMISES? If so, for each
19 such effort:

20 1. IDENTIFY who did the work;

21 2. State the inclusive dates thereof;

22 3. State whether samples were taken, and, if the samples still exist, IDENTIFY the
23 custodian of the samples;

24 4. State whether any material was tested; and, if so, what were the results of each
25 test;

1 5. IDENTIFY each test result with sufficient particularity for purposes of a request
2 for production of documents, or, in the alternative, attach a copy to YOUR answers to these
3 interrogatories.

4 F. Except for insurance coverage litigation, have you filed suit against, or otherwise
5 sought to recover from, any person or entity for some or all of the cost of asbestos abatement or
6 for the property damage allegedly caused by the presence of RAW ASBESTOS or ASBESTOS-
7 CONTAINING PRODUCTS on the PREMISES identified in response to subpart (A) above? If
8 so:
9

10 1. IDENTIFY the person or entity against whom YOU have filed suit or otherwise
11 sought to recover;

12 2. If YOU have filed suit, state the court in which the action was filed, the date on
13 which it was filed, IDENTIFY all Plaintiffs and Defendants and their counsel of record;

14 3. State whether or not the case has been resolved, and, if so, what was the status or
15 disposition.

16 G. Either (1) attach all DOCUMENTS evidencing the information sought in this
17 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
18 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
19 may be made the subject of a request for production of documents.
20

21 H. IDENTIFY the person(s) presently most knowledgeable about the information
22 sought in this interrogatory or its subparts.

23 **RESPONSE TO INTERROGATORY NO. 32:**

24 Subject to and without waiving the foregoing Preliminary Statements, Square D states
25 that upon information and belief, it is not a "premises defendant" and therefore this Interrogatory
26 is not applicable to Square D.

27 **INTERROGATORY NO. 33 (CONTRACTOR DEFENDANTS only)**
28

1 At any time between 1930 and 1985, did YOU hold a contractor's license in the State of
2 California? If so:

3 A. IDENTIFY each license by type, date and number.

4 B. If on the date of your answers YOU are a defendant in four or more asbestos
5 actions in San Francisco Superior Court, IDENTIFY each job or contract that YOU performed
6 (directly or through one or more subcontractors) during this time period for work in any
7 PREMISES which is at issue as to YOU on such date, and in any PREMISES of 50,000 square
8 feet or more in the GEOGRAPHIC AREA which job or contract involved installation, removal,
9 disturbing or handling RAW ASBESTOS or ASBESTOS-CONTAINING PRODUCTS.
10 (Alternatively, at your option, you may IDENTIFY each job or contract YOU performed (directly
11 or through one or more subcontractors) during this time frame for all work, or for all work on
12 PREMISES of 50,000 square feet or more, in the GEOGRAPHIC AREA.) As to each such job or
13 contract:
14

15 IDENTIFY the location (including name of ship, if applicable) where the job or work was
16 performed;

17 2. State the date of the contract or the inclusive dates of the work;

18 3. IDENTIFY the person or entity with whom you contracted;

19 4. State your job or contract number.
20

21 C. If on the date of your answers you are not a defendant in four or more asbestos
22 actions in San Francisco Superior Court, IDENTIFY each job or contract that YOU performed
23 (directly or through one or more subcontractors) during this time period for work in any
24 PREMISES which is at issue as to YOU on such date. As to each such job or contract:

25 1. IDENTIFY the location (including name of ship, if applicable) where the job or
26 work was performed;

27 2. State the date of the contract or the inclusive dates of the work;
28

1 3. IDENTIFY the person or entity with whom you contracted;

2 4. State your job or contract number.

3 **RESPONSE TO INTERROGATORY NO. 33:**

4 Subject to and without waiving the foregoing Preliminary Statements, Square D states
5 that upon information and belief, it is not a "contractor defendant" and therefore this
6 Interrogatory is not applicable to Square D.

7 **INTERROGATORY NO. 34:**

8 Did any of the distributors identified in your Answer to Interrogatory Nos. 29 and 31
9 above have an exclusive distributorship? If so, state the relevant time period.

10 **RESPONSE TO INTERROGATORY NO. 34:**

11 Subject to and without waiving the foregoing Preliminary Statements, Square D
12 incorporates by reference its objections and responses to Interrogatory Nos. 29 and 31.

13 **INTERROGATORY NO. 35:**

14 If THIS DEFENDANT entered into any agreements for the rebranding of any
15 ASBESTOS CONTAINING PRODUCTS by THIS DEFENDANT for resale or distribution by
16 another person or entity, describe each agreement's terms and the parties to said agreement, the
17 duration of the agreement, and name of each product(s) and/or material(s) covered by each such
18 agreement.

19 **RESPONSE TO INTERROGATORY NO. 35:**

20 In addition to the Preliminary Statements set forth above, Square D objects that this
21 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
22 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
23 electrical equipment products that it manufactured over the course of its over one hundred year
24 history. Subject to and without waiving the foregoing objections, Square D incorporates by
25 reference its objections and response to Interrogatory No. 31. By way of further answer, to the
26 reference its objections and response to Interrogatory No. 31. By way of further answer, to the
27 reference its objections and response to Interrogatory No. 31. By way of further answer, to the
28 reference its objections and response to Interrogatory No. 31. By way of further answer, to the

1 best of Square D's present knowledge, certain Square D products may have been the subject of
2 brand label agreements, but at the present time, Square D is generally unable to determine if
3 those products included asbestos containing component parts, including finished molded hard
4 plastic-like materials engineered from composite materials, or arc suppression materials. As
5 noted above, Square D's investigation is ongoing and Square D reserves the right to supplement
6 this response if responsive information becomes available.
7

8 **INTERROGATORY NO. 36:**

9 If THIS DEFENDANT entered into any agreements for the rebranding of ASBESTOS-
10 CONTAINING PRODUCTS manufactured, sold, supplied or distributed by another person or
11 entity for resale or distribution by YOU, describe each of the agreements and the parties to said
12 agreement, the terms, the duration, and the names of each product(s) and/or material(s) covered
13 by each such agreement.

14 **RESPONSE TO INTERROGATORY NO. 36:**

15 In addition to the Preliminary Statements set forth above, Square D objects that this
16 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
17 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
18 electrical equipment products that it manufactured over the course of its over one hundred year
19 history. Subject to and without waiving the foregoing objections, Square D incorporates by
20 reference its objections and response to Interrogatory No. 31. By way of further answer, to the
21 best of Square D's present knowledge, certain Square D products may have been the subject of
22 brand label agreements, but at the present time, Square D is generally unable to determine if
23 those products included asbestos containing component parts, including finished molded hard
24 plastic-like materials engineered from composite materials, or arc suppression materials. As
25 noted above, Square D's investigation is ongoing and Square D reserves the right to supplement
26 this response if responsive information becomes available.
27
28

1 **INTERROGATORY NO. 37:**

2 As to RAW ASBESTOS and to each such ASBESTOS-CONTAINING PRODUCT listed
3 in YOUR responses to Interrogatories No. 29 and 31 did DEFENDANT warn of the health
4 hazards of asbestos? If so, state for each such warning:

5 A. The content, size, color, and location; whether the warning appeared on the
6 material and/or on the container, and/or was placed on a tag; whether the warning was included
7 in contracts; whether the warning was included in advertising or other promotional materials.
8

9 B. State whether you have any photographs thereof;

10 C. The inclusive dates on which you used each such warning;

11 D. State all changes you made in such warnings and the dates of such changes; and

12 E. Identify the person most knowledgeable about your warnings and warning policy.

13 **RESPONSE TO INTERROGATORY NO. 37:**

14 In addition to the Preliminary Statements set forth above, Square D objects that this
15 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
16 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
17 electrical equipment products that it manufactured over the course of its over one hundred year
18 history. Square D further objects to the extent that this Interrogatory is misleading and unfair
19 because it merely presumes facts and information that do not exist, are unproven, and/or do not
20 apply to Square D. For example, this Interrogatory erroneously and unfairly presumes that all
21 products incorporating some quantities of asbestos, despite vast distinctions in their finished
22 form and application, create similar potential hazards, if any. Subject to and without waiving the
23 foregoing objections, Square D states that it did not provide warnings or instructions relating to
24 the asbestos with electrical equipment products. Moreover, Square D is unaware of facts or
25 circumstances necessitating the provision of such warnings or instructions. By way of further
26 answer, Square D states that expert witnesses retained in connection with asbestos litigation have
27
28

1 prepared or may prepare testimony relative to, among other things, the use and handling of
2 electrical equipment products that may have included, as component parts, finished molded hard
3 plastic-like materials engineered from composite materials, or arc suppression materials.

4 Disclosure of these experts and their work shall be provided in accordance with the
5 General Orders and the California Code of Civil Procedure.
6

7 **INTERROGATORY NO. 38:**

8 With respect to each of YOUR ASBESTOS-CONTAINING PRODUCTS, state
9 whether THIS DEFENDANT's name, a trademark, logos, color coding, or other
10 identifying markings ever appeared on the actual product itself. If so, IDENTIFY each
11 such product, state when the practice to place such identifying markings upon the
12 product was begun and when it ended, if applicable, and describe in detail the pertinent
13 marking(s) and the purpose, if any, of such markings.
14

15 **RESPONSE TO INTERROGATORY NO. 38:**

16 In addition to the Preliminary Statements set forth above, Square D objects that this
17 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
18 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
19 electrical equipment products that it manufactured over the course of its over one hundred year
20 history. Subject to and without waiving the foregoing objections, with respect to Square D
21 products generally, Square D uses and used the "Square D" trademark and logo on many
22 products. The Square D logo typically includes a blue capital letter "D" centered in a one-
23 dimensional blue square box against a yellow background.
24

25 **INTERROGATORY NO. 39:**
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1 Between the years 1930 to 1985, did THIS DEFENDANT purchase or otherwise acquire
2 any ASBESTOS-CONTAINING PRODUCT lines from another person or entity? If so, state for
3 each such purchase:

4 A. Date of purchase or acquisition;

5 B. Terms of purchase or acquisition agreement;

6 C. Either (1) attach all DOCUMENTS evidencing said acquisition, or (2) attach disks
7 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
8 may be made the subject of a request for production of documents.
9

10 D. Trade, brand, and/or generic name of each such product line so acquired;

11 E. Name of the person or entity from whom YOU purchased or acquired each such
12 ASBESTOS-CONTAINING PRODUCT line; and

13 E. Location of any manufacturing facilities so acquired, and the type of ASBESTOS-
14 CONTAINING PRODUCTS manufactured therein.

15 **RESPONSE TO INTERROGATORY NO. 39:**

16 In addition to the Preliminary Statements set forth above, Square D objects that this
17 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
18 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
19 electrical equipment products that it manufactured over the course of its over one hundred year
20 history. Subject to and without waiving the foregoing objections, Square D incorporates by
21 reference its objections and response to Interrogatory No. 39.

22 **INTERROGATORY NO. 40:**

23
24 Between the years 1930 to 1985, did THIS DEFENDANT sell any ASBESTOS-
25 CONTAINING PRODUCT line to another person or entity? If so, state for each such sale:

26 A. Date of sale;

27 B. Terms of sales agreement;
28

1 C. Either (1) attach all DOCUMENTS evidencing said sale, or (2) attach disks
2 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
3 may be made the subject of a request for production of documents.

4 D. Trade, brand, and/or generic name of each such product line sold;

5 E. Name of person or entity to whom you sold each such ASBESTOS-
6 CONTAINING PRODUCTS line; and

7 F. Location of any manufacturing facilities so sold, and the type of ASBESTOS-
8 CONTAINING PRODUCTS manufactured therein.

9
10 **RESPONSE TO INTERROGATORY NO. 40:**

11 In addition to the Preliminary Statements set forth above, Square D objects that this
12 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
13 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
14 electrical equipment products that it manufactured over the course of its over one hundred year
15 history. Subject to and without waiving the foregoing objections, Square D incorporates by
16 reference its objections and response to Interrogatory No. 3.

17 **INTERROGATORY NO. 41:**

18 IDENTIFY all brochures, pamphlets, catalogs or other advertising relating to
19 ASBESTOS-CONTAINING PRODUCTS and/or RAW ASBESTOS which THIS
20 DEFENDANT manufactured, sold, distributed or supplied from the year 1930 to 1985. For each
21 such document, state:
22

23 A. A description of the document;

24 B. The year it was printed;

25 C. The period of time in which it was used;

26 D. The purpose of such document;

27 E. Whether the documents or copies of said documents presently exist;
28

1 F. If said documents or copies still exist, where they are located; and

2 G. The IDENTITY of the custodian of such documents.

3 **RESPONSE TO INTERROGATORY NO. 41:**

4 In addition to the Preliminary Statements set forth above, Square D objects that this
5 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
6 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
7 electrical equipment products that it manufactured over the course of its over one hundred year
8 history. Subject to and without waiving the foregoing objections, Square D states that over the
9 years it has offered sales brochures in general, but such materials do not relate to "asbestos-
10 containing products" as such. Moreover, Square D did not offer sales brochures related to
11 "asbestos-containing products" as such. By way of further response, and without conceding the
12 relevance of the same, Square D further states that it published digests that would have
13 referenced various Square D electrical equipment products. Square D will make a representative
14 sample of digests available for inspection, examination, and copying at a mutually convenient
15 time and place.

16
17 **INTERROGATORY NO. 42:**

18 State if YOU have or had within YOUR corporate or other business structure any
19 CONTRACT UNITS.

20
21 **RESPONSE TO INTERROGATORY NO. 42:**

22 Subject to and without waiving the foregoing Preliminary Statements, Square D is not
23 aware that it had business units that performed asbestos abatement services for customers. By
24 way of further response, for limited and/or specialized factory-ordered equipment, Square D has
25 offered certain maintenance, and/or repair field services.

1 **INTERROGATORY NO. 43:**

2 State whether or not any of YOUR CONTRACT UNITS installed and/or removed RAW
3 ASBESTOS and/or ASBESTOS-CONTAINING PRODUCTS in the GEOGRAPHIC AREA at
4 any time between 1930 and 1985. If so:

5 A. State the business addresses and name of the CONTRACT UNIT;

6 B. State the inclusive periods of time the CONTRACT UNITS were working in the
7 GEOGRAPHIC AREA;

8 C. State the name and address of each job site within the GEOGRAPHIC AREA and
9 the dates the CONTRACT UNIT worked at those job sites, and, IDENTIFY the RAW
10 ASBESTOS and/or ASBESTOS-CONTAINING PRODUCTS installed or removed on each
11 occasion;

12 D. Either (1) attach all DOCUMENTS evidencing the information sought in this
13 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
14 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
15 may be made the subject of a request for production of documents.
16

17 **RESPONSE TO INTERROGATORY NO. 43:**

18 Subject to and without waiving the foregoing Preliminary Statements, Square D
19 reasonably understands this Interrogatory is not applicable to Square D. By way of further
20 response, Square D incorporates by reference its objections and response to Interrogatory No. 42.
21

22 **INTERROGATORY NO. 44:**

23 When do YOU contend that THIS DEFENDANT first became aware that there is an
24 association between asbestos exposure and disease in human beings?

25 **RESPONSE TO INTERROGATORY NO. 44:**

26 Square D incorporates by reference its Preliminary Statements. Square D further objects
27 to this Interrogatory because it poses an incomplete hypothetical without context and without any
28

1 connection whatsoever to any electrical equipment products allegedly manufactured by Square D.
2 Subject to and without waiving the foregoing objections, in the 1970s and early-1980s, Square D
3 became generally aware of emerging regulatory restrictions and requirements associated with the
4 use and handling of, and reporting obligations in connection with, asbestos and later, certain
5 products containing asbestos; efforts by component part suppliers to supply non-asbestos
6 containing substitute products; and a generalized public concern with asbestos exposure. As
7 noted above, by approximately the mid-1980s electrical equipment products included non-
8 asbestos molded hard plastic-like materials engineered from composite materials, or arc
9 suppression materials. For purposes of defending itself in this litigation, however, expert
10 witnesses retained in connection with asbestos litigation have prepared or may prepare testimony
11 relative to, among other things, the historic and current understandings with respect to the
12 connection between asbestos exposure, asbestos fiber types, fiber release, and possible disease in
13 humans, particularly in the context of the use and handling of electrical equipment products that
14 may have included, as component parts, finished molded hard plastic-like materials engineered
15 from composite materials, or arc suppression materials. Disclosure of these experts and their
16 work shall be provided in accordance with the General Orders and the California Code of Civil
17 Procedure.
18

19 **INTERROGATORY NO. 45:**
20

21 How do YOU contend that THIS DEFENDANT first became aware that there is an
22 association between asbestos exposure and disease in human beings.

23 **RESPONSE TO INTERROGATORY NO. 45:**

24 Subject to and without waiving the foregoing Preliminary Statements, Square D
25 incorporates by reference its objections and response to Interrogatory No. 44.

26 **INTERROGATORY NO. 46:**
27
28

1 Either (1) attach all DOCUMENTS evidencing the information upon which YOUR
2 contentions in YOUR answers to Interrogatories No. 44 and No. 45 are based, or (2) attach disks
3 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
4 may be made the subject of a request for production of documents.

5 **RESPONSE TO INTERROGATORY NO. 46:**

6 Subject to and without waiving the foregoing Preliminary Statements, Square D
7 incorporates by reference its objections and response to Interrogatory No. 44.

8 **INTERROGATORY NO. 47:**

9 When did THIS DEFENDANT first warn its employees that exposure to asbestos could
10 be hazardous to human health? State:

- 11 A. Whether the first such warning was written or oral;
12 B. Whether copies of DOCUMENTS containing such warning exist;
13 C. The IDENTITY of the custodian of such DOCUMENTS;
14 D. The content of the warning.

15 **RESPONSE TO INTERROGATORY NO. 47:**

16 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
17 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
18 packaged "asbestos-containing products" as those terms are generally understood and applied in
19 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
20 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
21 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
22 asbestos-containing products at Square D facilities.

23 **INTERROGATORY NO. 48:**

24 Did THIS DEFENDANT ever issue a written COMPANY policy discontinuing warning
25 its employees that exposure to asbestos could be hazardous to human health? If so,
26
27
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- 1 A. Provide the date;
2 B. Describe the circumstances; and
3 C. Either (1) attach all DOCUMENTS evidencing the information sought in this

4 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
5 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
6 may be made the subject of a request for production of documents.
7

8 **RESPONSE TO INTERROGATORY NO. 48:**

9 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
10 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
11 packaged "asbestos-containing products" as those terms are generally understood and applied in
12 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
13 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
14 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
15 asbestos-containing products at Square D facilities.
16

17 **INTERROGATORY NO. 49:**

18 Did THIS DEFENDANT provide any Independent Contractor or Subcontractor within
19 the GEOGRAPHIC AREA with a written warning that exposure to asbestos could be hazardous
20 to human health.
21

22 **RESPONSE TO INTERROGATORY NO. 49:**

23 In addition to the Preliminary Statements set forth above, Square D objects that this
24 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
25 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
26 electrical equipment products that it manufactured over the course of its over one hundred year
27 history. Square D further objects to the extent that this Interrogatory is misleading and unfair
28 because it merely presumes facts and information that do not exist, are unproven, and/or do not

1 apply to Square D. For example, this Interrogatory erroneously and unfairly presumes that all
2 products incorporating some quantities of asbestos create similar potential hazards despite vast
3 distinctions in asbestos fiber type and the product's finished form, use, application, and potential
4 for fiber release. Subject to and without waiving the foregoing objections, Square D states that it
5 did not provide warnings or instructions relating to the chrysotile asbestos fibers that may have
6 been encapsulated within electrical equipment products. Moreover, Square D is unaware of facts
7 or circumstances necessitating the provision of such warnings or instructions. Expert witnesses
8 retained in connection with asbestos litigation have prepared or may prepare testimony relative
9 to, among other things, the use and handling of electrical equipment products that may have
10 included, as component parts, finished molded hard plastic-like materials engineered from
11 composite materials, or arc suppression materials. Disclosure of these experts and their work
12 shall be provided in accordance with the General Orders and the California Code of Civil
13 Procedure.
14

15 **INTERROGATORY NO. 50:**

16 Has THIS DEFENDANT been cited for or otherwise charged by a public agency with a
17 violation in the GEOGRAPHIC AREA of any statute, ordinance, safety order, regulation, or law
18 pertaining to asbestos exposure? For each occasion, IDENTIFY:

- 19
- 20 A. The code section, safety order, statute, or regulation for which THIS
21 DEFENDANT has been cited or otherwise charged;
- 22 B. the date(s) thereof.
- 23 C. The agency or other governmental unit which issued the citation or otherwise
24 charged YOU.
- 25 D. All persons known to YOU with information relevant to the incident.
- 26 E. What was the ultimate resolution.

27 **RESPONSE TO INTERROGATORY NO. 50:**
28

1 In addition to its Preliminary Statements, Square D objects to this Interrogatory to the
2 extent it erroneously presumes that Square D mined, manufactured, processed, sold and/or
3 packaged "asbestos-containing products" as those terms are generally understood and applied in
4 the asbestos litigation. Square D further objects to this Interrogatory as overly broad, unduly
5 burdensome and not reasonably calculated to lead to the discovery of admissible evidence
6 because Plaintiffs in this litigation do not claim that they worked at or were otherwise exposed to
7 asbestos-containing products at Square D facilities. Subject to and without waiving the
8 foregoing objections, to the best of Square D's present knowledge, the answer is no.

9
10 **INTERROGATORY NO. 51:**

11 If THIS DEFENDANT has ever owned or operated a railroad, state:

12 A. The IDENTITY of each such railroad, including the name(s) of such railroad
13 during the time period of YOUR ownership and/or operation, the principal place of business of
14 such railroad and the dates of YOUR ownership and/or operation;

15 B. The geographic area of operation of such railroad;

16 C. The name(s) of such railroad prior to YOUR ownership and/or operation;

17 D. The IDENTITY of the person or entity from whom YOU purchased your
18 ownership or operating interest, and the date of such purchase;

19 E. The IDENTITY of the person or entity to whom YOU sold your ownership or
20 operating interest, and the date of such sale;

21 F. Whether copies of DOCUMENTS evidencing your ownership/operation and/or
22 sale exist;

23 G. The IDENTITY of the Custodian of such DOCUMENTS;

24 A. To the extent that information has not been given in answers to Interrogatory Nos.
25 32 and 33, the information requested in Interrogatory Nos. 32 and 33, for each railroad owned or
26 operated by YOU.
27
28

1 **RESPONSE TO INTERROGATORY NO. 51:**

2 Subject to and without waiving the foregoing Preliminary Statements, to the best of
3 Square D's present knowledge, Square D has not owned or operated a railroad.

4 ///

5 ///

6 **INTERROGATORY NO. 52:**

7 If DEFENDANT has ever owned or operated a shipyard, state:

8
9 A. The IDENTITY of each such shipyard, including the name(s) of such shipyard
10 during the time period of YOUR ownership and/or operation, the place of business of such
11 shipyard and the dates of YOUR ownership and/or operation;

12 B. The name(s) of such shipyard prior to YOUR ownership and/or operation;

13 C. The IDENTITY of the person or entity to whom YOU sold your ownership or
14 operating interest, and the date of such sale;

15 D. Whether copies of DOCUMENTS evidencing your ownership/operation and/or
16 sale exist;

17 E. Whether any representative of THIS DEFENDANT attended the Maritime
18 Commission Conference in December 1942 in Chicago, Illinois? If so, IDENTIFY any such
19 representative of THIS DEFENDANT;

20
21 F. The IDENTITY of the Custodian of such DOCUMENTS;

22 F. To the extent that information has not been given in answers to Interrogatory No.
23 32, the information requested in Interrogatory No. 32, for each shipyard owned or operated by
24 YOU.

1 **RESPONSE TO INTERROGATORY NO. 52:**

2 Subject to and without waiving the foregoing Preliminary Statements, to the best of
3 Square D's present knowledge, Square D has not owned or operated a shipyard.

4 **INTERROGATORY NO. 53:**

5 At any time between 1930 and 1985, did you import, export, ship, transship or otherwise
6 transport RAW ASBESTOS or ASBESTOS-CONTAINING PRODUCTS into, out of or through
7 any port in the GEOGRAPHIC AREA? If so, for each occasion:

8
9 A. IDENTIFY and describe the NATURE and amount of RAW ASBESTOS and/or
10 ASBESTOS-CONTAINING PRODUCTS;

11 B. IDENTIFY the ship or ships (including the owners and operators thereof) onto or
12 from which the RAW ASBESTOS and/or ASBESTOS-CONTAINING PRODUCTS were
13 loaded, unloaded or transshipped;

14 C. State the dates, port and pier involved for each occasion;

15 D. Either (1) attach all DOCUMENTS evidencing the information sought in this
16 Interrogatory and its subparts to your answers to these Interrogatories, or (2) attach disks
17 containing such data, or (3) describe such DOCUMENTS with sufficient particularity that they
18 may be made the subject of a request for production of documents.

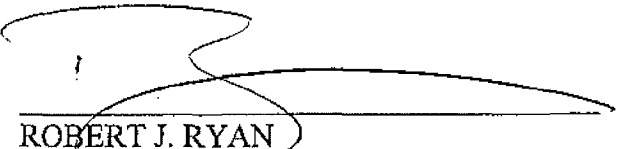
19 **RESPONSE TO INTERROGATORY NO. 53:**

20
21 In addition to the Preliminary Statements set forth above, Square D objects that this
22 Interrogatory is an improper, onerous, and fundamentally unfair attempt by Plaintiffs to require
23 Square D to conduct a nearly unlimited investigation into the broad and diverse variety of
24 electrical equipment products that it manufactured over the course of its over one hundred year
25 history. Square D further objects that this Interrogatory is overly broad, confusing, vague, and
26 ambiguous by use of the words "import, export, ship, transship or otherwise transport," which
27 terms are not defined and subject to more than one meaning. Subject to and without waiving the
28

1 foregoing objections, Square D sold its products primarily through distributors, and Square D has
2 no knowledge of the majority of sales made by distributors. Thus, at the present time, Square D
3 is generally unaware as to the specific identity of entities or persons to whom its products were
4 ultimately sold, at which job sites they may have been delivered or used, or when those sales took
5 place. Moreover, at the present time, Square D is generally unable to ascertain specifically to
6 whom its electrical equipment products were sold during time periods when certain of its
7 products may have included finished molded hard plastic-like materials engineered from
8 composite materials, or arc suppression materials. Square D reserves the right, however, to
9 supplement this response if responsive information becomes available.
10

11 Dated: June 13, 2005

BASSI, MARTINI, EDLIN & BLUM, LLP

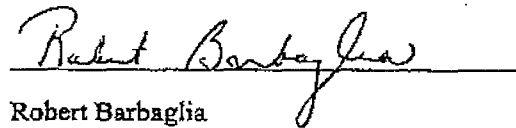
12
13
14 By: 

15 **ROBERT J. RYAN**
16 ~~Attorneys for Defendant~~
17 Square D Company
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VERIFICATION

I, Robert Barbaglia, state that I am an employee of Square D Company and am authorized to make this verification for and on behalf of Square D Company. I have read Defendant Square D Company's Response and Objections to Plaintiffs' Standard Interrogatories pursuant to San Francisco Superior Court General Order 129, and am familiar with the contents thereof. I declare under penalty of perjury under the laws of the State of California that the answers of Square D Company are true to the best of my knowledge, information, and belief as I have been informed by limited records and information available with respect to the subject matters at issue.

June 13, 2005


Robert Barbaglia

1 **In Re: Complex Asbestos Litigation**
2 San Francisco Superior Court Case No. 828684

3 **PROOF OF SERVICE**

4 I am a citizen of the United States and an employee in the County of San Francisco. I am over the
5 age of eighteen (18) years and not a party to the within action. My business address is BASSI,
6 MARTINI, EDLIN & BLUM, 351 California Street, Suite 200, San Francisco, California 94104.

7 On the date set forth below, I served the within:

8 **DEFENDANT SQUARE D COMPANY'S RESPONSES TO PLAINTIFFS'
9 STANDARD INTERROGATORIES PURSUANT TO GENERAL ORDER
10 NO. 129**

11 on the following party:

12 Philip A. Harley, Esq.
13 **PAUL, HANLEY & HARLEY, LLP**
14 1608 4th Street, Suite 300
15 Berkeley, CA 94710

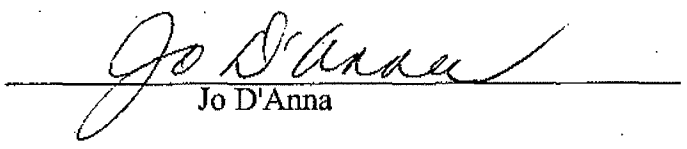
16 **XX BY MAIL:** I caused such envelope to be deposited in the mail at San Francisco,
17 California. I am readily familiar with the firm's practice for collection and processing of
18 correspondence for mailing. It is deposited with the U.S. Postal Service on that same day
19 in the ordinary course of business.

20 **BY FEDERAL EXPRESS:** I caused such envelope to be deposited in the appropriate
21 Federal Express envelope, to the Federal Express office to be delivered by the next
22 business day. I am readily familiar with the firm's practice for collection and processing of
23 correspondence for transmittal by Federal Express. It is deposited with Federal Express on
24 that same day in the ordinary course of business.

25 **BY PERSONAL SERVICE:** I caused documents to be delivered to the above addresses.

26 **BY FACSIMILE:** I caused said documents to be sent via facsimile to the interested
27 party at the facsimile number set forth above.

28 I declare under penalty of perjury that the foregoing is true and correct and that this
document is executed on June 14, 2005, at San Francisco, California.


Jo D'Anna