

URGENT - Hand Deliver to Denise!

BRADLEY & MERRELL
JONES, JONES, CLOSE & BROWN, CHARTERED
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MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: 8/1/93

TO: John H. Kim, Esq.

FAX #: (713) 654-5070

Denise Smith Esq.

PHONE #: (713) 654-4433

FROM: Paul E. Merrell

CLIENT/MATTER: Nevada Power v. Monsanto

CLIENT/MATTER NO.: 11927.2

DOCUMENT(S) DESCRIPTION:

Exhibit A to 30(b)(6) depo notice to be appended

NUMBER OF PAGES (including cover page): 3

MESSAGE: *for review & comment*

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please call (702) 385-4202 and ask for: Randy Andreini, Ext. 615

EXHIBIT A

The person or persons most knowledgeable to testify concerning:

1. Any oral or written representation or statement by or on behalf of Monsanto of which Nevada Power had knowledge at or before it purchased or acquired any of the electrical equipment for which it seeks damages in this case, or any of the PCB fluids in or for any of its electrical equipment.

2. Any oral or written representation or statement by or on behalf of Monsanto that Nevada Power relied upon in purchasing or acquiring any of the electrical equipment for which it seeks damages in this case, or any of the PCB fluids in or for any of its electrical equipment.

3. Other than those oral or written representations or statements already called for by Paragraphs 1 and 2 herein, any oral or written representation or statement by or on behalf of Monsanto that Nevada Power alleges caused any of its other damages in this case.

4. With regard to each such oral representation or statement described in Paragraphs 1-3 herein:

(a) the date(s), location(s) and other circumstances of such statement;

(b) the identity(ies) of the person(s) who received, heard, and/or relied upon the statement;

(c) the identity(ies) of the person(s) who made the statement;

(d) the full context of such statement;

(e) any followup by Nevada Power to such statement;

(f) Nevada Power's knowledge or information concerning any other statement by Monsanto relating to the topic or subject matter of such statement;

(g) each item of equipment allegedly purchased or acquired by Nevada Power in reliance on the statement, and for each such item, a complete explanation of how Nevada Power relied on the statement in purchasing or acquiring it;

(h) each other item of damage Nevada Power contends it suffered in reliance on the alleged statement, and for each such other item of damage, a complete explanation of how Nevada Power relied on the statement in allegedly suffering the damage;

(i) all documents relating to the alleged statement;

(j) all documents relating to or showing Nevada Power's reliance on the alleged statement; and

(k) all persons who have any knowledge concerning the alleged statement and any reliance thereon by Nevada Power.

5. With regard to each written representation or statement described in response to Paragraphs 1-3 hereto:

(a) the publication or other written communication or document containing the statement;

(b) the date(s), location(s), means, method and other circumstances concerning Nevada Power's receipt or knowledge of such statement;

(c) the identity(ies) of the person(s) who received, read, have knowledge of and/or relied upon the statement;

(d) the identity(ies) of the person(s) who made the statement;

(e) the full context of such statement;

(f) any followup by Nevada Power to such statement;

(g) Nevada Power's knowledge or information concerning any other statement by Monsanto relating to the topic or subject matter of such statement;

(h) each item of equipment allegedly purchased or acquired by Nevada Power in reliance on the statement and for each such item, a complete explanation of how Nevada Power relied on the statement in purchasing or acquiring it;

(i) each other item of damage Nevada Power contends it suffered in reliance on the alleged statement, and for each such other item, a complete explanation of how Nevada Power relied on the statement in allegedly suffering the damage;

(j) all documents relating to the alleged statement; all documents relating to or showing Nevada Power's reliance on the alleged statement; and

(k) all persons who have any knowledge concerning the alleged statement and any reliance thereon by Nevada Power.

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MESSAGE FROM XEROX 7024: (702) 385-1655

DATE: 8/4/93

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TRANSMISSION REPORT

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TOTAL 0:02'09" 3

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