

C. G. LIVINGSTONE
R. BERT MUELLER
R. BERT DAVIES
RICHARD W. GUNNING
DENNIS S. CARRIE

TELEPHONE 777-1200

TELETYPE
FAX
MAILING LABEL

December 30, 1981

Mr. Steve Borgstrom
Workmen's Compensation Service Company
55 West 22nd Street - Suite 109
Lombard, Illinois 60148

Dear Steve:

In re: v. Sherwin Williams, et al.
Ind. No. 81-OD-00609

Thank you for your letter of December 7, 1981 with copies of material which you have developed thus far in this case.

In summary of that which we have thus far, an Application for Adjustment of Claim under the Occupational Diseases Act has been filed in the name of [redacted] by Litchfield attorney, Ron Scharf. It alleges a date of last exposure of May 16, 1981, and that respiratory and cardiac arrest resulted in death. It is indicated that this was secondary to exposure to pigeon dung, zinc oxide and other chemicals. [redacted] is survived by his wife, [redacted] age 57. My initial impression is that the case is improperly filed in the name of the decedent, and it should be filed in the name of [redacted] surviving widow of.... This deficiency can, of course, be corrected by amending the application.

[redacted] was born 1918, and was 62 years old when he expired. Significant employment history began 2/22/41 with Eagle Pitcher, in Hillsboro. That terminated initially 7/1/42, when [redacted] was in the Army until 1/26/46. He resumed employment with Eagle Pitcher in January, 1946, and employment was apparently continuous until his death on 5/15/81. I believe I am correct in that Sherwin Williams succeeded Eagle Pitcher in January 1980. At the time of death, average weekly wage was computed to be \$234.85, which produced a temporary total disability rate of \$156.55. His job was described as a lead feeder in the oxide department. Frankly, I have no idea what that entails.

The Death Certificate showed death due to cardiorespiratory arrest, secondary to status asthmatus. As far as I can discern, there was no autopsy. [redacted] had been under the care of Dr. Noah Dixon, of Springfield Internal Medicine Associates. I note that you have written them for records. There are slips in the file indicating that Dr. Dixon had [redacted] off work in March, 1979, but for what reason is not clear. He was off again for 12 days from 3-15 to 3-27 of that same year. Then again, Dr. Dixon had him off from 10-7 to 10-22-79; and from 11-24 to 12-15-80. Dr. Telfer, of Hillsboro, Illinois, seems then to have had the man off work from 3-26 to 4-13-81 for breathing problems.

It may be of some significance that there is an history of pulmonary problems in the man's family, his father supposedly having had silicosis, and another family member, tuberculosis.

I presume that Sherwin Williams succeeded to Eagle Pitcher's compensation and C.D.

0007-SWP-005801138
CONFIDENTIAL

REDACTED

REDACTED

REDACTED

RECEIVED
JAN 08 1982
Corp., Risk Mgmt.

2/1/82