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February 1, 1995.

VIA FACSIMILE

Gregory D. Winfree, Esq.
Union Carbide Corporation
Law Department -
39 Old Ridgebury Road
Danbury, Conn. 06817-0001

Re: Eirven v. UCC&P

Dear Greg:

I am sending you, under separate cover, the case analysis material for the Eirven matter. As we discussed, Dr. Weir and Dr. Golden will be meeting next week with Karen Myers, Perihan Yalcinkaya, et al, to get them up to speed on the expert issues in the case. Scott Solberg will be there on February 8th and I will join them on February 9th. (Unfortunately I have oral argument in a matter which the court rescheduled for February 8th — so I will miss the first day.) I will be speaking with Karen Myers to confirm the agenda, but they will be meeting with Bob Frantz, Kari Teague, Regina Davis, Bob Arnold and Don Weekes so that we can develop the industrial hygiene defense. Later in the week, Scott will complete the witness interviews of the Carbide employees whom Plaintiffs have identified.

Starting on Sunday, February 12th, we will begin to take the depositions of the plaintiffs' experts (Legator, Dement and Gardner). In addition, on February 14, we are tentatively scheduled to depose the individuals (ex-Carbide employees) upon whom plaintiffs' experts are relying for data and exposure information.

Through Dr. Golden, we have located a few potentially excellent testifying experts. I hope to complete my initial interviews of these experts by February 17th so that we can identify them on February 20th. In that regard, I would like to arrange a telephone conference call with Dr. Teta, Dr. Golden and myself to discuss the epidemiology issues in the case. Should I call Dr.

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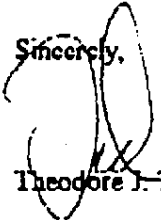
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Gregory D. Winslow, Esq.
February 1, 1993
Page 2

Teta directly or could you schedule the conference call? I would like to speak with Dr. Teta in advance to discuss the status of the litigation. I also need to meet with the Carbide representatives in Danbury whom we may want to call pertaining to the corporate efforts toward safety and high standards regarding industrial hygiene. Could you suggest a time that might be appropriate. Finally, we have not addressed the issue of documents regarding vinyl chloride which may exist at the corporate level. How should we go about getting a handle on those materials.

Please give me a call after you have reviewed this letter.

Sincerely,


Theodore J. Theophilos

TJT/sr

cc: Karen Myers (w/encl.)
Scott C. Solbert, Esq. (w/encl.)
Nathan P. Eimer, Esq. (w/o encl.)

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