



SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

DONALD NOLL and CANDACE NOLL,
husband and wife,

Plaintiffs,

v.

UNION CARBIDE CORPORATION, et al.,

Defendants.

No. 13-2-06781-1 SEA

**J-M MANUFACTURING
COMPANY, INC.'S OBJECTIONS
AND RESPONSES TO
PLAINTIFFS' REQUESTS FOR
PRODUCTION**

Defendant, J-M Manufacturing Company, Inc. (hereafter "JMM" or "Defendant"), hereby responds to Plaintiffs' Requests for Production (hereafter "Requests for Production") propounded by Plaintiffs Donald and Candace Noll (hereafter "Plaintiffs"), as follows:

PRELIMINARY STATEMENT

JMM last sold asbestos-containing cement pipe ("A/C pipe") over two decades ago. Since that time, the company has relocated and most of the individuals involved with the sale of A/C pipe are no longer employed with the company. Further, many of the documents relating to A/C pipe no longer exist. As a result, collecting the detailed information requested in these Requests for Production requires the company to rely on the best recollections of those witnesses with personal knowledge who are still available and the historical documents that still exist. The

1 responses herein are made after reasonable search and investigation. However, JMM's
2 investigation of the facts relating to this case and its discovery in this action are ongoing. Further
3 discovery, independent investigation, legal research and analysis may supply additional facts,
4 add meaning to known facts, and establish new factual conclusions and legal contentions, all of
5 which may lead to additions, changes and or variations from the present response. Therefore,
6 these responses are made without prejudice to JMM's right to rely upon facts, documents,
7 witnesses or other information discovered or developed after the date of these responses. The
8 responses are based on information and belief of the person verifying the response.

9 The responses contained herein are made in a good faith effort to supply as much factual
10 information and as much specification of legal contentions as is presently known, but shall in no
11 way lead to the prejudice of JMM in relation to further discovery, research, or analysis.

12 GENERAL OBJECTIONS

13 1. JMM objects to Plaintiffs' Requests for Production to the extent that Plaintiffs
14 have sought to impose upon JMM duties and obligations in excess of those expressly set forth in
15 the Washington *Code of Civil Procedure*.

16 2. JMM objects to Plaintiffs' Requests for Production on the grounds they contain
17 sub-parts, are compound, are conjunctive, are disjunctive, are not full and complete in and of
18 themselves, contain unauthorized definitions and instructions, and are otherwise violative of the
19 rules of civil procedure of Washington.

20 3. JMM also objects to Plaintiffs' Requests for Production in that they are vague,
21 ambiguous, overbroad and excessively burdensome.

22 4. Further, although JMM has made a good faith effort to respond to the requests to
23 which it has not objected, in making such response, JMM does not purport to have adopted or

1 applied any definitions set forth at the outset of or at places in Plaintiffs' Requests for
2 Production, nor has JMM assumed the improper, unproved, and hypothetical facts proffered by
3 Plaintiffs. Additionally, JMM has not accepted the terminology or substance of Plaintiffs'
4 claims incorporated in, implied in, or alluded to within Plaintiffs' requests.

5 5. The response made herein is made without in any way waiving or intending to
6 waive, but on the contrary expressly reserving: the right to object on the grounds of competency,
7 privilege, relevancy, and materiality, or any other proper ground, to the use of such information,
8 for any purpose, in whole or in part, in any subsequent proceeding in this action, or any other
9 action; and the right to object on any grounds at any time, to any other discovery procedure
10 involving or relating to the subject matter of this request.

11 6. JMM further objects to Plaintiffs' Requests for Production on the grounds and to
12 the extent that said requests seek information protected by the attorney-client privilege, the
13 attorney work-product privilege and any and all additional protections and privileges pursuant to
14 Washington case and statutory law.

15 7. JMM objects to Plaintiffs' Requests for Production to the extent they are not
16 limited in scope to the specific product or products to which Plaintiff was allegedly exposed.

17 These general objections are applicable to JMM's response herein, whether or not
18 specifically stated in such response and are hereby incorporated into such response by this
19 reference.

20 **OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION**

21 **REQUEST FOR PRODUCTION NO. 1:**

22 Any and all writings or documents of any nature whatsoever disseminated by this
23 Defendant, any predecessor or related companies to its employees, contractors, subcontractors,
unions and their workers, relating, referring, reflecting or concerning any warnings, cautions,

1 recommendations, guidance, instructions or proposals concerning, relating, reflecting, or
2 referring to the use, application, installation, storage, or removal or any asbestos or asbestos-
containing product.

3 **RESPONSE:**

4 JMM incorporates herein its Preliminary Statement and General Objections and
5 further objects to this request on the following specific grounds: the request is vague,
6 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
7 of this case, and seeks documents and information that are not relevant or reasonably
8 calculated to lead to the discovery of admissible evidence. JMM further objects to this
9 request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that copies of warnings and cautions on JMM
products identified in response to Interrogatory No. 20 are already in Plaintiffs' counsel's
possession.

10 **REQUEST FOR PRODUCTION NO. 2:**

11 Any and all writings or documents of any nature whatsoever reflecting, referring,
12 concerning or relating to any meetings of any health and safety committee, industrial hygiene
13 committee, risk evaluation committee or any other safety or health-related committee within the
organization of this Defendant, any predecessor or related companies, wherein asbestos and/or
the potential health effects of asbestos were discussed, referred to, related or any way spoken
about.

14 **RESPONSE:**

15 JMM incorporates herein its Preliminary Statement and General Objections and
16 further objects to this request on the following specific grounds: the request is vague,
17 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
18 of this case, and seeks documents and information that are not relevant or reasonably
19 calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that Plaintiffs' counsel are already in
possession of documents responsive to this request.

20 **REQUEST FOR PRODUCTION NO. 3:**

21 Any and all writings or documents of any nature whatsoever referring, reflecting,
22 concerning or relating to asbestos and/or the potential health effects of asbestos authored by any
23 officer, director, employee, agent, or consultant of this Defendant, any predecessor or related
company.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
8 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
9 without waiving any objections, JMM states that Plaintiffs' counsel are already in
10 possession of documents responsive to this request.

11 **REQUEST FOR PRODUCTION NO. 4:**

12 Any and all writings or documents of any nature whatsoever in the possession of this
13 Defendant, any predecessor or related company referring, reflecting, concerning or relating to
14 asbestos and/or the potential health effects of asbestos, regardless of whether the author or
15 authors were employees, agents, officers, directors or consultants of the Defendant, any
16 predecessor or related companies.

17 **RESPONSE:**

18 JMM incorporates herein its Preliminary Statement and General Objections and
19 further objects to this request on the following specific grounds: the request is vague,
20 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
21 of this case, and seeks documents and information that are not relevant or reasonably
22 calculated to lead to the discovery of admissible evidence. JMM further objects to this
23 request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that Plaintiffs' counsel are already in
possession of documents responsive to this request.

REQUEST FOR PRODUCTION NO. 5:

Any and all writings or documents of any nature whatsoever, including but not limited to,
any dust studies, industrial hygiene survey and/or test results, guidelines for conducting dust
studies and/or industrial hygiene surveys or tests, studies and/or reports which refer, reflect,
concern, or relate to any dust or particulate matter suspended in any breathable atmosphere at
any of the Defendant's plants or work sites, or any other location where asbestos, vermiculite,
asbestos-containing products, or vermiculite containing products were being added, applied,
installed, stored, or removed.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM refers Plaintiffs to its response and objections to
Interrogatory No. 13, which are incorporated herein by reference. By way of further
response, JMM states that Plaintiffs' counsel are already in possession of documents
responsive to this request.

8 **REQUEST FOR PRODUCTION NO. 6:**

9 Any and all writings or documents of any nature whatsoever referring, reflecting,
10 concerning or relating to in any way the effects of the absorption or inhalation of asbestos dust
11 and/or airborne asbestos particles on humans and/or animals in the possession of this Defendant,
any predecessor or related companies, or which this Defendant, any predecessor or related
companies ever received, conducted, participated in or funded in whole or part.

12 **RESPONSE:**

13 JMM incorporates herein its Preliminary Statement and General Objections and
14 further objects to this request on the following specific grounds: the request is vague,
15 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
16 of this case, and seeks documents and information that are not relevant or reasonably
17 calculated to lead to the discovery of admissible evidence. JMM further objects to this
18 request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM refers Plaintiffs to its response and objections to
Interrogatory No. 13, which are incorporated herein by reference. By way of further
response, JMM states that Plaintiffs' counsel are already in possession of documents
responsive to this request.

19 **REQUEST FOR PRODUCTION NO. 7:**

20 Any and all writings or documents of any nature whatsoever reflecting any claim or
21 claims made against this Defendant, any predecessor or related companies, wherein it was
22 alleged that any individual sustained an injury, impairment, disease or death caused by exposure
23 to asbestos, including, but not limited to, all lawsuits or worker compensation claims filed
against this Defendant, any predecessor company or related companies, as identified in response
to Interrogatory No. 27.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
8 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
9 without waiving any objections, JMM states that Plaintiffs' counsel are already in
10 possession of documents responsive to this request.

11 **REQUEST FOR PRODUCTION NO. 8:**

12 Any and all writings of any nature whatsoever sent to or received from any of the
13 Defendant's insurance carriers and/or the carriers of the Defendant's predecessor or related
14 companies, referring, reflecting, concerning or relating to any way the health effects of the
15 absorption or inhalation of asbestos dust or asbestos particles suspended in the air, including but
16 not limited to the health effects of the absorption or inhalation of asbestos dust and/or asbestos
17 particles suspended in the air on employees of the Defendant, any predecessor or related
18 companies, while working with or around asbestos or asbestos-containing products, and the
19 health effects of the inhalation of asbestos dust and/or asbestos fibers suspended in the air by
20 employees of contractors or subcontractors of the Defendants, any predecessor or related
21 companies, while working with or around asbestos or asbestos-containing products.

22 **RESPONSE:**

23 JMM incorporates herein its Preliminary Statement and General Objections and
further objects to this request on the following specific grounds: the request is vague,
overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected.

REQUEST FOR PRODUCTION NO. 9:

Any and all writings or documents of any nature whatsoever referring, reflecting,
concerning or relating to any way the dollar amount spent annually on research generally and
medical research specifically since 1930 by this Defendant, any predecessor or related
companies.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
8 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
9 without waiving any objections, JMM states that Plaintiffs' counsel are already in
10 possession of documents responsive to this request.

11 **REQUEST FOR PRODUCTION NO. 10:**

12 Any and all writings or documents of any nature whatsoever referring, reflecting,
13 concerning or relating to any way the employment since 1930 of any industrial hygienist,
14 toxicologist or other persons in similar positions by this Defendant, any predecessor or related
15 companies. Specifically included within the scope of this request are any and all writings or
16 documents of any nature whatsoever for any individuals or entities employed in the positions
17 identified above, whether it be in a traditional employee-employer relationship or that of an
18 independent contractor.

19 **RESPONSE:**

20 JMM incorporates herein its Preliminary Statement and General Objections and
21 further objects to this request on the following specific grounds: the request is vague,
22 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
23 of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that Plaintiffs' counsel are already in
possession of documents responsive to this request.

REQUEST FOR PRODUCTION NO. 11:

A bibliography of any and all material contained in any and all libraries or other
information depositories of this Defendant, any predecessor or related companies, referring,
reflecting, concerning or relating to in any way whatsoever to asbestos, asbestos-containing
products, the health effects of the absorption or inhalation of asbestos by humans or animals
and/or the application, removal, installation and disposal of asbestos and/or asbestos-containing
products.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
8 attorney client privilege, work product doctrine or are otherwise protected and to the
9 extent that it would necessitate the preparation of a compilation, abstract, audit or
10 summary of or from documents or information decades old. Subject to and without
11 waiving any objections, JMM is not aware of any such documents responsive to this
12 request.

13 **REQUEST FOR PRODUCTION NO. 12:**

14 Any and all writings or documents of any nature whatsoever referring, reflecting,
15 concerning or relating to in any way whatsoever to any instructions, advice, suggestions,
16 warnings, guidance, notification, training or education on any health effects on humans or
17 animals of the absorption or inhalation of asbestos fibers, or other dusts in the possession of the
18 Defendant, regardless of whether the writings or documents were authored by employees and/or
19 consultants of the Defendant, provided to it by any of the companies from which it purchased or
20 obtained asbestos or asbestos-containing products, or from any or other source whatsoever,
21 including but not limited to, trade associations, manufacturing associations, or other professional
22 entities or organizations.

23 **RESPONSE:**

JMM incorporates herein its Preliminary Statement and General Objections and
further objects to this request on the following specific grounds: the request is vague,
overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that copies of warnings and cautions on JMM
products identified in Interrogatory No. 20 are already in Plaintiffs' counsel's possession.

REQUEST FOR PRODUCTION NO. 13:

Any and all writings or documents of any nature whatsoever which refer, reflect, concern,
or relate to in any way any seminars, symposiums, any meetings of any trade organizations,
associations, or other professional entities attended by any officers, directors, employees, agents
or consultants of the Defendant, any predecessor or related companies, wherein asbestos,
asbestos-containing products, or the health effects of the absorption and/or inhalation of asbestos

1 fibers or other dusts on humans and/or animals was discussed, referred to, related to or
2 concerned in any way. Specifically included within the scope of this request are any minutes of
3 any such meetings, committees or sub-committees of any trade organizations, associations or
4 other professional entities or organizations.

5 **RESPONSE:**

6 JMM incorporates herein its Preliminary Statement and General Objections and
7 further objects to this request on the following specific grounds: the request is vague,
8 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
9 of this case, and seeks documents and information that are not relevant or reasonably
10 calculated to lead to the discovery of admissible evidence. JMM further objects to this
11 request to the extent that it seeks documents or information that are protected by the
12 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
13 without waiving any objections, JMM states that Plaintiffs' counsel are already in
14 possession of documents responsive to this request.

15 **REQUEST FOR PRODUCTION NO. 14:**

16 Any and all writings or documents of any nature whatsoever in the possession of this
17 Defendant, any predecessor or related companies, which refer, reflect, concern or relate to in any
18 way the performance of dust respirators against fibrous dust.

19 **RESPONSE:**

20 JMM incorporates herein its Preliminary Statement and General Objections and
21 further objects to this request on the following specific grounds: the request is vague,
22 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
23 of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM refers Plaintiffs to its response and objections to
Interrogatory No. 13, which are incorporated herein by reference.

REQUEST FOR PRODUCTION NO. 15:

Any and all writings or documents of any nature whatsoever in the possession of this
Defendant, any predecessor or related companies, which refer, reflect, concern or relate to in any
way to any dust level counts, air sample reports or industrial hygiene surveys performed or
conducted during the application, installation, or removal of any asbestos-containing and/or
vermiculite-containing products.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
8 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
9 without waiving any objections, JMM refers Plaintiffs to its response and objections to
10 Interrogatory No. 13, which are incorporated herein by reference.

7 **REQUEST FOR PRODUCTION NO. 16:**

8 Any and all writings or documents of any nature whatsoever referring, reflecting,
9 concerning, or relating to in any way the subject of worker's safety including but not limited to,
10 any safety manuals, employee handbooks, safety rules and instructions, or any writings or
11 documents of a similar nature in the possession of this Defendant, any predecessor or related
12 companies from 1930 to date.

11 **RESPONSE:**

12 JMM incorporates herein its Preliminary Statement and General Objections and
13 further objects to this request on the following specific grounds: the request is vague,
14 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
15 of this case, and seeks documents and information that are not relevant or reasonably
16 calculated to lead to the discovery of admissible evidence. JMM further objects to this
17 request to the extent that it seeks documents or information that are protected by the
18 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
19 without waiving any objections, JMM states that Plaintiffs' counsel are already in
20 possession of documents responsive to this request.

17 **REQUEST FOR PRODUCTION NO. 17:**

18 Any and all writings or documents of any nature whatsoever referring, reflecting,
19 concerning or relating to in any way whatsoever any health surveillance program conducted by
20 or on behalf of this Defendant, any predecessor or related companies, on its employees.

20 **RESPONSE:**

21 JMM incorporates herein its Preliminary Statement and General Objections and
22 further objects to this request on the following specific grounds: the request is vague,
23 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this

1 request to the extent that it seeks documents or information that are protected by the
2 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
3 without waiving any objections, JMM states that Plaintiffs' counsel are already in
4 possession of documents responsive to this request.

5 **REQUEST FOR PRODUCTION NO. 18:**

6 All 10-K forms which this Defendant, including all subsidiaries, divisions, predecessor
7 entities or related companies, has submitted to the securities exchange commission, and all
8 annual stockholder reports for the last ten years.

9 **RESPONSE:**

10 JMM incorporates herein its Preliminary Statement and General Objections and
11 further objects to this request on the following specific grounds: the request is vague,
12 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
13 of this case, and seeks documents and information that are not relevant or reasonably
14 calculated to lead to the discovery of admissible evidence. JMM further objects to this
15 request to the extent that it seeks documents or information which are a matter of public
16 record and which, therefore, are as equally accessible to Plaintiffs as to JMM.

17 **REQUEST FOR PRODUCTION NO. 19:**

18 Any and all writings or documents of any nature whatsoever referred to, or identified in
19 any answer to the Plaintiffs' interrogatories directed to this Defendant.

20 **RESPONSE:**

21 JMM incorporates herein its Preliminary Statement and General Objections and
22 further objects to this request on the following specific grounds: the request is vague,
23 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that Plaintiffs' counsel are already in
possession of documents responsive to this request.

REQUEST FOR PRODUCTION NO. 20:

Any and all writings or documents of any nature whatsoever, referring, reflecting,
concerning or relating to in any way any policies of insurance, including but not limited to,
workers' compensation, medical and/or life insurance, that the Defendants, any predecessor or
related companies, carded on its employees during the period from 1940 to the present date.

1 **RESPONSE:**

2 JMM incorporates herein its Preliminary Statement and General Objections and
3 further objects to this request on the following specific grounds: the request is vague,
4 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
5 of this case, and seeks documents and information that are not relevant or reasonably
6 calculated to lead to the discovery of admissible evidence. JMM further objects to this
7 request to the extent that it seeks documents or information that are protected by the
8 attorney client privilege, work product doctrine or are otherwise protected.

6 **REQUEST FOR PRODUCTION NO. 21:**

7 Any and all policies of insurance which may provide coverage for this Defendant, any
8 predecessor or related companies, against the claims asserted in Plaintiffs' complaint.

9 **RESPONSE:**

10 JMM incorporates herein its Preliminary Statement and General Objections and
11 further objects to this request on the following specific grounds: the request is vague,
12 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
13 of this case, and seeks documents and information that are not relevant or reasonably
14 calculated to lead to the discovery of admissible evidence. JMM further objects to this
15 request to the extent that it seeks documents or information that are protected by the
16 attorney client privilege, work product doctrine or are otherwise protected.

13 **REQUEST FOR PRODUCTION NO. 22:**

14 Any and all writings or documents of any nature whatsoever, including but not limited to,
15 any blueprints, schematics, drawings, sketches, insulation specifications, engineering standards
16 or other documents, in the possession of the Defendant, any predecessor or related companies,
17 which refer, reflect, concern or relate to in any way the application, installation, storage or
18 removal, of any asbestos-containing product at any site as identified in response to Interrogatory
19 No. 11.

18 **RESPONSE:**

19 JMM incorporates herein its Preliminary Statement and General Objections and
20 further objects to this interrogatory on the following specific grounds: the interrogatory is
21 vague, overbroad, overly burdensome, duplicative, lacks foundation and is not reasonably
22 tailored to the facts of this case, seeks information that is not relevant or reasonably
23 calculated to lead to the discovery of admissible evidence. JMM further objects to this
interrogatory to the extent that it seeks information that is protected by the attorney client
privilege, work product doctrine or is otherwise protected. Subject to and without waiving
any objections, JMM states that Plaintiffs' counsel are already in possession of documents
responsive to this request.

1 **REQUEST FOR PRODUCTION NO. 23:**

2 Any and all writings or documents of any nature whatsoever referring, reflecting, concerning or
3 relating to in any way the use by this Defendant of any other company's name, trademark or logo on
any asbestos-containing product sold, distributed, applied, installed or removed by this Defendant.

4 **RESPONSE:**

5 JMM incorporates herein its Preliminary Statement and General Objections and
6 further objects to this request on the following specific grounds: the request is vague,
overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
7 of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
8 request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
9 without waiving any objections, JMM refers Plaintiffs to its response and objections to
Interrogatory No. 10, which are incorporated herein by reference.

10 **REQUEST FOR PRODUCTION NO. 24:**

11 Any and all writings or documents of any nature whatsoever referring, reflecting,
12 concerning or relating to in any way whether any director, officer, employee, agent or consultant
of the Defendant, any predecessor or related company, ever served as an officer, or on a
13 committee or sub-committee of any trade organization, association or professional entity which
refers, reflects, concerns or relates to in anyway, the subject of asbestos or the effects of the
14 absorption or inhalation of asbestos fibers or other dusts by humans and/or animals and/or the
giving of any warnings, cautions or instructions concerning the use of asbestos and asbestos-
15 containing products.

16 **RESPONSE:**

17 JMM incorporates herein its Preliminary Statement and General Objections and
18 further objects to this request on the following specific grounds: the request is vague,
overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
19 of this case, and seeks documents and information that are not relevant or reasonably
calculated to lead to the discovery of admissible evidence. JMM further objects to this
20 request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
21 without waiving any objections, JMM states that Plaintiffs' counsel are already in
possession of documents responsive to this request.

22 **REQUEST FOR PRODUCTION NO. 25:**

23 Any writings or documents of any nature whatsoever, including but not limited to, any
minutes, notes, memorandum, or electronic or stenographic recording of any formal or informal

1 meetings of any of the officers and/or board of directors of this Defendant, any predecessor or
2 related company, mentioning, referring, reflecting, concerning or relating to asbestos,
3 vermiculite, asbestos-containing products, or vermiculite-containing products, the health effects
of the inhalation of asbestos dust and/or asbestos fibers, on humans and/or animals, and the
health effects of the inhalation of any dust.

4 **RESPONSE:**

5 JMM incorporates herein its Preliminary Statement and General Objections and
6 further objects to this request on the following specific grounds: the request is vague,
7 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
8 of this case, and seeks documents and information that are not relevant or reasonably
9 calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM states that Plaintiffs' counsel are already in
possession of documents responsive to this request.

10 **REQUEST FOR PRODUCTION NO. 26:**

11 Any and all writings or documents of any nature whatsoever, including, but not limited
12 to, purchase orders, invoices, contracts, shipping records, accounting records, order books,
13 account books, contract books, inventory records, specification standards, engineering standards,
14 or sales ledgers of Defendant, any related company, or any predecessor, which refer, reflect,
concern or relate in any way to the sale, distribution, delivery, transfer or shipment of any
asbestos-containing products, including but not limited to any asbestos-cement pipe, to Pacific
Water Supply Co. within the State of Washington from 1983 through 1986.

15 **RESPONSE:**

16 JMM incorporates herein its Preliminary Statement and General Objections and
17 further objects to this request on the following specific grounds: the request is vague,
18 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
19 of this case, and seeks documents and information that are not relevant or reasonably
20 calculated to lead to the discovery of admissible evidence. JMM further objects to this
21 request to the extent that it seeks documents or information that are protected by the
22 attorney client privilege, work product doctrine or are otherwise protected. Subject to and
23 without waiving any objections, JMM states that Plaintiffs have presented evidence that
Mr. Noll worked with and around A/C pipe supplied by Pacific Water Works Supply Co.
located in Seattle, Washington. JMM has conducted a reasonable search and diligent
inquiry for records relating to Pacific Waster Works Supply Co. in Seattle, Washington,
and has found no documents responsive to this request.

1 **REQUEST FOR PRODUCTION NO. 27:**

2 Any and all writings or documents of any nature whatsoever which refer, reflect, concern
3 or relate in any way to the presence of any manufacturers' representative of the Defendant, any
4 related company or predecessor in any work, meetings, services, or discussions performed, or
had by such manufacturers' representative at Pacific Water Supply Co. locations within the State
of Washington from 1983 through 1986.

5 **RESPONSE:**

6 JMM incorporates herein its Preliminary Statement and General Objections and
7 further objects to this request on the following specific grounds: the request is vague,
8 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
9 of this case, and seeks documents and information that are not relevant or reasonably
10 calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM refers Plaintiffs to its response and objections to
Request for Production No. 26, which are incorporated herein by reference.

11 **REQUEST FOR PRODUCTION NO. 28:**

12 Any and all district overview documents, sales history documents, price comparison
13 sheet documents, detailed sales report documents, and/or other documents which refer, reflect,
14 concern or relate to the sale, distribution, delivery, transfer or shipment of any asbestos-
containing products, including but not limited to any asbestos-cement pipe within the State of
Washington from 1983 through 1986.

15 **RESPONSE:**

16 JMM incorporates herein its Preliminary Statement and General Objections and
17 further objects to this request on the following specific grounds: the request is vague,
18 overbroad, overly burdensome, lacks foundation and is not reasonably tailored to the facts
19 of this case, and seeks documents and information that are not relevant or reasonably
20 calculated to lead to the discovery of admissible evidence. JMM further objects to this
request to the extent that it seeks documents or information that are protected by the
attorney client privilege, work product doctrine or are otherwise protected. Subject to and
without waiving any objections, JMM refers Plaintiffs to its response and objections to
Request for Production No. 26, which are incorporated herein by reference.

1 Responses to REQUESTS FOR PRODUCTION submitted this 30th day of July, 2013.

2 WILLIAMS, KASTNER, & GIBBS PLLC

3 By: David A. Shaw
4 David A. Shaw, WSBA #08788
5 Tami Becker Gomez, WSBA #42347
6 Amanda L. Spencer, WSBA #42023
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J-M Manufacturing Company

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VERIFICATION

DONALD NOLL, et al. v. UNION CARBIDE CORPORATION, et al.
Cause No. 13-2-06781-1

I have read the foregoing DEFENDANT J-M MANUFACTURING COMPANY, INC.'S
OBJECTIONS AND RESPONSES TO PLAINTIFFS' REQUESTS FOR PRODUCTION and
know its contents.

I am Special Assistant to the President of J-M MANUFACTURING COMPANY, INC.,
da party to this action, and am authorized to make this verification for and on its behalf, and I
make this verification for that reason. I am informed and believe and on that ground allege that
the matters stated in the foregoing document are true.

Executed on this 29 day of July 2013, at Los Angeles, California.

I declare under penalty of perjury under the laws of the States of California and
Washington and that the foregoing is true and correct.


Barry Lin

Please see attached for
Notarization.

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 0202

- ☒ See Attached Document (Notary to cross out lines 1-6 below)
☐ See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

1 _____
 2 _____
 3 _____
 4 _____
 5 _____
 6 _____

Signature of Document Signer No. 1 _____ Signature of Document Signer No. 2 (if any) _____

State of California

County of Los Angeles

Subscribed and sworn to (or affirmed) before me

on this 29th day of July, 2013.
Date Month Year

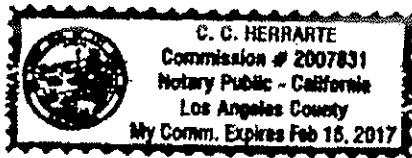
by (1) Barry Lin
Name of Signer

proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) kt
 (and

(2) _____
Name of Signer

proved to me on the basis of satisfactory evidence to be the person who appeared before me.)

Signature [Signature]
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Further Description of Any Attached Document

Title or Type of Document: Verification

Document Date: 07-29-13 Number of Pages: 1

Signer(s) Other Than Named Above: None

RIGHT THUMBPRINT
OF SIGNER #1

Top of thumb here

RIGHT THUMBPRINT
OF SIGNER #2

Top of thumb here

1
2 **CERTIFICATE OF SERVICE**

3 The undersigned certifies under penalty of perjury under the laws of the State of
4 Washington that on the below date, I caused to be served via email, messenger, and/or U.S. Mail,
5 postage pre-paid, a true and correct copy of the foregoing document to the following:

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7 Brian D. Weinstein
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10 Seattle, WA 98154
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8 Signed at Seattle, Washington this 30th day of July, 2013.

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