

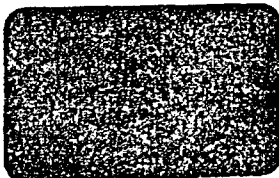
JAC
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CY-3

AVAILABLE RECORDS OF THE PHILIP CAREY CORPORATION
INDICATE THE FOLLOWING COMPENSABLE ASBESTOS RELATED
WORKMAN'S COMPENSATION CLAIMS

1949 - 1971

<u>Year</u> <u>Filed</u>	<u>Employee's</u> <u>Name</u>	<u>Last</u> <u>Address</u>	<u>Ohio Industrial Comm.</u> <u>Decision</u>
1949	Albert Johnson	3124 Fredonia Ave. Cincinnati, Oh. 45229	Allowed for Asbestosis
1958	Herbert Gooch	624 Vine Street Wyoming, Oh. 45215	Allowed for Asbestosis
1959	Clarence Hulette	9515 Crestbrook Cincinnati, Oh. 45231	Allowed for Asbestosis
1960	Henry Hoerst	10109 Wayne Ave.	Allowed for Asbestosis Death Claim allowed for Silicosis
1962	Roosevelt Cross	2484 Williamsburg Dr. Cincinnati, Oh. 45225	Asbestosis
1964	Earl Bolds	625 Oak Street Wyoming, Oh. 45215	Silicosis and Asbestosis
1966	Harlan Williams	9880 Dick Road Harrison, Oh. 45030	Asbestosis
1967	Grover Hill	207 Sturgis Ave. Cincinnati, Oh. 45217	Asbestosis
1969	Robert Neal	1082 Jefferson Ave. Cincinnati, Oh. 45246	Asbestosis Disallowed Death Claim
1970	Gilbert Daniel	811 Leggett Ct. Cincinnati, Oh. 45215	Asbestosis
1971	John Swikard	1345 W. North Bend Rd Cincinnati, Oh. 45224	Mesothelioma



RW Smerter

June 5, 1978

4 W. THIRD AVE
COLUMBUS 1, OHIO

AXMINSTER 4-4639

P:CELOTEX 135

January 30, 1961

Mr. L. A. Pechstein, Assistant Secretary
The Philip Carey Manufacturing Company
Lockland, Cincinnati 15, Ohio

Dear Mr. Pechstein:

Claim OD-106226 - Clarence A. Huletta, Dec'd
Asbestosis - April 13, 1957
Death - July 2, 1960
Claim OD-106172 - Herbert L. Gooch, Dec'd
Asbestosis - October 18, 1958
Death - August 15, 1960
Claim OD-107910 - Henry W. Hoerst
Asbestosis - June 12, 1957
Totally Disabled - 11/15/60

The first two claims are both scheduled to be heard before the Bureau in Cincinnati on February 10, 1961, at 1:15 p.m. on the question of allowing a death award to the widows or dependents.

We have discussed the claims at considerable length and have expressed our opinion on the question of each of these three claims, and we believe that you could call your counsel, Mr. Uehlein, to attend the hearings. He will be familiar with the claims and can determine whether there is any basis for petitioning the Commission for relief in these claims under the handicapped employee classification.

As was mentioned during my discussion with your managers during my recent visit, these are the three most costly claims that have been charged to our experience in recent years and similar claims will undoubtedly arise in future years.

We would appreciate receiving a copy of your counsel's report and will be glad to provide him with any additional information or assistance that would be helpful.

Yours very truly,

JOHN T. CANTLON & ASSOCIATES, INC.

John T. Cantlon
John T. Cantlon, President

JTC/x6

Cc to Mr. R. J. Preston, Safety Supervisor
Lockland, Cincinnati 15, Ohio

Exhibit 87

January 31, 1961

Mr. John T. Cantlon, President
John T. Cantlon & Associates, Inc.
40 W. Third Ave.
Columbus 1, Ohio

Claim CB-106236 - Clarence A. Muletta, Dec'd
Asbestosis - April 13, 1959
Death - July 2, 1960

Claim CB-106374 - Herbert L. Gooch, Dec'd
Asbestosis - October 18, 1958
Death - August 15, 1960

Claim CB-107410 - Henry A. Hearst
Asbestosis - June 12, 1957
Totally Disabled - 11/15/60

Dear Mr. Cantlon:

Thank you for your letter of January 30.

Mr. Ovenshain and I conferred at the office of Taft, Stettinius and Hollister yesterday, and I turned over to him our complete files on the Muletta and Gooch death claims. Mr. Ovenshain will attend the hearings set on February 10. I am furnishing Mr. Ovenshain a copy of your letter and he may be in touch with you if he feels he needs additional information or assistance.

We have drawn a draft of a letter to be furnished to Mr. Webb I. Vorys, an attorney at Columbus, who represents the Ohio Manufacturers Association of which we are a member. After the draft is polished, it will be step number one in our effort to change the statute law to include Asbestosis within the provisions covering the handicapped employees classifications.

Sincerely,

L.A.
L. A. Feckstein
Assistant Secretary

cc: A. L. Ovenshain - Taft, Stettinius & Hollister

CONSULTING ACTUARIES

4 W. THIRD AVE.

COLUMBUS 1, OHIO

AXMINSTER 4-4689

P-CELOTEX - 136

September 14, 1961

Mr. E. J. Fasold, Secretary
The Philip Carey Manufacturing Company
Lockland, Cincinnati 15, Ohio

Dear Mr. Fasold:

Workmen's Compensation Insurance
<u>Net Premium Rate - 1961</u>
Claim CD-103274 - H. L. Cooch
Disabled 10/18/53 - Death 8/15/60
<u>Cost - \$19,137.00</u>
Claim CD-105226 - C. A. Muletta
Disabled 4/14/59 - Death 7/8/60
<u>Cost - \$17,465.00</u>
Claim CD-107910 - H. H. Hoerst
Disabled 11/16/60
<u>Cost - \$25,000.00</u>

The cost in compensation and medical expenses and reserves of the above three asbestosis claims was included as charges against your company's experience upon which your 1961 merit-rating modification was computed.

Your 1961 merit-rating modification, as computed by the Bureau of Workmen's Compensation and released a few days ago, is a merit-rating credit of 15%.

We are now in the process of auditing your experience for the five-year period ended December 31, 1960, upon which this rate was based, and you will receive further detailed reports, and I will later consult with you and your managers personally about the experience and the rate computation.

At this time, however, I felt it would be interesting for you to know that the cost of the above three asbestosis claims total \$61,602.00.

The inclusion of this cost in your experience results in your merit-rating modification being 2% less than it would have been without this charge. In other words, without these asbestosis claims, your merit-rating modification would have been a credit of 15%, instead of a credit of 13%.

This difference of 2% in your merit-rating modification would account for an increase in premium of about \$18,000.00 a year, based on your current payroll, or about \$90,000.00 over the five years that these claims will affect your merit-rating modification.

Mr. E. J. Fasold, Secretary
The Philip Carey Manufacturing Company
Lockland, Cincinnati 15, Ohio

-2-
September 14, 1961

During our discussion last year of your experience and premium rate, I specifically emphasized the fact that the decline in your merit-rating modification from its high of several years ago, was due primarily to the increase in the asbestosis claims being filed and paid.

We pointed out that because of this precedent and the activity in these claims, it is probable that more asbestosis claims would be filed in the future, particularly as employees reached retirement age or became disabled due to a combination of asbestosis and age.

The potential liability therefore is very great, and I will be glad to discuss this with you in greater detail at the time of my next visit.

Yours very truly,

JOHN T. CANTLON & ASSOCIATES, INC.


John T. Cantlon, President

JTC/kb

- P-Celotex-116

THE PHILIP CAREY MANUFACTURING COMPANY

BUILDING MATERIALS



INDUSTRIAL PRODUCTS

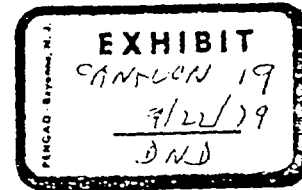
CINCINNATI 15, OHIO

TELEPHONE: 821-3000

CABLE ADDRESS
"PHILCAYCO"

December 2, 1963

Mr. John T. Cantlon, President
John T. Cantlon & Associates, Inc.
40 W. Third Avenue
Columbus, Ohio 43201



OCCUPATIONAL HEALTH PROGRAM

Dear John:

We have given a great deal of thought to the question of whether to continue, modify, postpone or terminate the excellent services of Dr. Thomas F. Mancuso after October 1, 1963. We have concluded that the services should be postponed until the undertaking of corrective engineering measures and future study of our health problems indicate the need of his additional services.

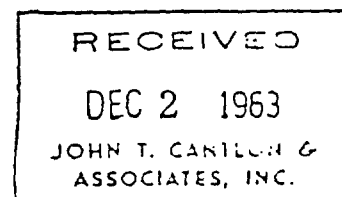
We appreciate all that has been done in determining the scope of the health problems and the work required in designated critical areas. Please extend our thanks to Dr. Mancuso.

Since much of the services consists of observation of exposures, sickness and mortality and an evaluation of our operations, we assume the data collected will not be disclosed except to our personnel.

Sincerely,

L. A. Pechstein

L. A. Pechstein
Assistant Secretary



DeWolf
Exhibit T

CONSULTING ACTUARIES

40 W. THIRD AVE.

COLUMBUS 1, OHIO

AXMINSTER 4-1689

January 30, 1961

Mr. L. A. Pechstein, Assistant Secretary
The Philip Carey Manufacturing Company
Lockland, Cincinnati 15, Ohio

Dear Mr. Pechstein:

Claim OD-106226 - Clarence A. Hulette, Dec'd
Asbestosis - April 13, 1959
Death - July 8, 1960
Claim OD-108274 - Herbert L. Gooch, Dec'd
Asbestosis - October 12, 1958
Death - August 15, 1960
Claim OD-107910 - Henry N. Hoerst
Asbestosis - June 12, 1957
Totally Disabled - 11/25/60

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We have discussed the claims at considerable length and have sent you numerous reports on the questions posed by these three claims, and we believe that you would want your counsel, Mr. Obenshain, to attend these hearings so that he will be familiar with the claims and can determine whether there is any basis for petitioning the Commission for relief in these claims under the handicapped employee classification.

As was mentioned during my discussion with your managers during my recent visit, these are the three most costly claims that have been charged against your experience in recent years and similar claims will undoubtedly arise in future years.

We would appreciate receiving a copy of your counsel's report and will be glad to provide him with any additional information or assistance that would be helpful.

Yours very truly,

JOHN T. CANTLON & ASSOCIATES, INC.


John T. Cantlon, President

JTC/AB

to Mr. R. J. Preston, Safety Supervisor
Lockland, Cincinnati 15, Ohio

EX-3000-93