IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF ILLINOIS

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THE UNITED STATES OF AMERICA, :

Plaintiff :

VS. : NO. 78 C 1004

OUTBOARD MARINE CORPORATION
and MONSANTO COMPANY, :

Defendants :

- - - - - - - - - - - - - - - - - - - x

DEPOSITION of E. SCOTT TUCKER, taken on behalf of the Defendant Outboard Marine Corporation, in the above-entitled matter, pursuant to the Federal Rules of Civil Procedure, before Mary B. Richardson, a Notary Public in and for the State of Connecticut, on Thursday, April 15, 1982, commencing at 9:20 a.m., at the offices of AMF, Inc., 689 Hope Street, Stamford, Connecticut.



WATER_PCB-SD0000042143

A P P E A R A N C E S:

For the Plaintiff:

ELIZABETH STEIN, ESQ.
DEPARTMENT OF JUSTICE
Pollution Control Section
Washington, D.C. 20530

For the Defendant Outboard Marine Corporation:

PHELAN, POPE & JOHN, LTD.
BY: ROSEANN OLIVER, ESQ.
30 North LaSalle Street
Chicago, Illinois 60602

And

MARTIN, CRAIG, CHESTER & SONNENSCHEIN
BY: JOANNA C. NEW, ESQ.
115 South LaSalle Street
Chicago, Illinois 60603

For the Defendant Monsanto Company and Dr. E. Scott Tucker:

KIRKLAND & ELLIS
BY: JAMES H. SCHINK, ESQ.
200 East Randolph Drive
Chicago, Illinois 60601

* * *

(The stipulations set forth in previous depositions taken in the above matter will also apply to the deposition of Dr. E. Scott Tucker.)

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D R. E. S C O T T T U C K E R,

after first being duly sworn, was examined and testified upon his oath as follows:

DIRECT EXAMINATION BY MISS OLIVER:

Q Would you state your name for the record, please?

A Yes, my name is Dr. E. Scott Tucker, III.

MISS OLIVER: Let the record show this is a deposition of Dr. E. Scott Tucker, taken pursuant to Notice and the agreement of the parties under the Federal Rules of Civil Procedure.

Q Dr. Tucker, you were employed by Monsanto?

A Yes.

Q What were the dates of your employment with Monsanto?

A I began my employment in, I think, mid-year of 1966 and, I think, you will correct me if I am wrong, I was employed there up until, let's see, it would be 1978, July.

Q You are now employed by AMF, Incorporated?

A That is correct.

Q When did you join AMF?

A This June it will be three years. I joined AMF

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CROSS EXAMINATION BY MR. SCHINK:

Q Dr. Tucker, do you have a belief that that information was transmitted to Johnson Motors?

MISS OLIVER: I am going to object to the form of the question as calling for speculation.

Q Do you have a belief that the information that you generated regarding the PCB levels in the Johnson Motors effluent was transmitted to Johnson Motors?

A Yes, I believe it was.

(Whereupon the deposition was adjourned at 7:05 p.m.)

STATE OF

COUNTY OF

_____
E. SCOTT TUCKER

E. Scott Tucker personally appeared before me at , , this day of , 1982, made oath and acknowledged this deposition to be a true and accurate transcription of his testimony.

_____
NOTARY PUBLIC

My commission expires:

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C E R T I F I C A T E

STATE OF CONNECTICUT)
ss: DARIEN
COUNTY OF FAIRFIELD)

I, MARY B. RICHARDSON, a Notary Public duly commissioned and qualified in and for the County of Fairfield, State of Connecticut, do hereby certify that pursuant to the Federal Rules of Civil Procedure, there appeared before me on the 15th day of April, 1982, at 9:20 a.m., at the offices of AMF, Inc., 689 Hope Street, Stamford, Connecticut, the following named person, to wit: E. SCOTT TUCKER, who was by me duly sworn to testify to the truth of his knowledge concerning the matters in controversy in this cause; that he was thereupon carefully examined upon his oath and his examination reduced to writing under my directions; that the deposition is a true record of the testimony given by the witness.

I further certify that I am neither attorney nor counsel for nor related to nor employed by any of the parties to the action in which this deposition is taken, and further, that I am not a relative or employee of any attorney employed by the parties hereto, or financially interested in this cause.

In witness whereof I have hereunto set my hand and affixed my notarial seal this 27th day of June, 1982.

My Commission expires:
April, 1987

Mary B. Richardson
MARY B. RICHARDSON
NOTARY PUBLIC

MARY B. RICHARDSON
19 ALLWOOD ROAD
DARIEN, CONNECTICUT 06820

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