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March 15, 1989

Tony Colangelo
Sherwin-Williams Company
101 Prospect Avenue, N.W.
Cleveland, OH 44115-1075

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Re: A _____, dec'd) v. Kaiser Shipyard
#3, et al.
WCAB Case No: OAK 141300
Claim No: 918 C 31408/SMBS No: 144.054

Dear Mr. Colangelo:

We enclose for your file a copy of the Petition to Dismiss the claim for contribution, which was filed by counsel for Hartford Accident & Indemnity Company. Also, enclosed you will find the proposed Order of Dismissal specifically noting that Sherwin-Williams and its carriers over the years are to be dismissed as defendants.

This dismissal is without prejudice to reopen; but, there is a statutory requirement that Hartford would have to file a formal Petition for Contribution within one year from the Order Approving Compromise and Release, which in fact issued on November 2, 1988, therefore, Hartford would have until November 2, 1989, to file a formal petition.

We understand that you may have located information concerning use of asbestos at the Sherwin-Williams facility in Emeryville; and, we would suggest that you keep those materials for further reference should this claim be pursued within the one year statutory time limit, or if in fact other claims are later presented for other employees, who

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Sherwin-Williams Company

Re:

March 15, 1989

Page Two

EMPLOYEE BENEFITS

MAR 23 1989

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allege asbestos exposure. As you well know, in dealing with these claims that take place over a significant number of years, gathering the information is a difficult enough task; and, if you now have it available, it might be best to keep it where it can be readily referenced.

We would still like to get together with you if you do plan a trip out to San Francisco in the near future. We can perhaps discuss this claim and other aspects of California workers' compensation.

We would again like to thank you and John King for calling on us to assist Sherwin-Williams in this litigation. We will be corresponding directly with Ann Del Vecchio at SIS concerning closure of her file and the forwarding of our final statement for services rendered.

Very truly yours,

LAUGHLIN, FAIRBO, LEVY, MORESI

By:

Alfonso J. Moresi

AJM/jm

Enclosure

cc: John F. King, Esq., Sherwin-Williams Company,
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Ann Del Vecchio, SIS, 2620 Augustine Drive, Suite
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