

FILE NAME: DuPont (DUP)

DATE: 2018 July 19

DOC#: DUP302

DOCUMENT DESCRIPTION: Legal - Deposition of Raymond A. Anderson - Day 2

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND DISTRICT

PERSONAL INJURY/ASBESTOS

Court File No.: 62-CV-18-169

ROBERT E. BENSON and
SUZANNA BENSON, His Wife,
Plaintiffs

3M COMPANY, ET AL,
Defendants

VIDEOTAPED DEPOSITION OF: RAYMOND A. ANDERSON, JR.
(Continued from 7/18/18)
Pursuant to Minnesota Rule of Civil Procedure 30.02(a)
for Sporting Goods Properties and
E.I. du Pont de Nemours & Company
taken at
Law Offices of Murtha Cullina
CityPlace I
185 Asylum Street
Hartford, Connecticut
July 19, 2018

Raymond A. Anderson, Jr.
7/19/2018

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168 1 VIDEOGRAPHER: Good morning. Today's date 2 is July 19, 2018. We are going on the record at 3 10:05 a.m. This is the videotaped deposition 4 continuation of Ray Anderson being taken at 5 Murtha Cullina, 185 Asylum Street, Hartford, 6 Connecticut, in the matter of Robert Benson and 7 Suzanna Benson, his wife, versus, 3M. This 8 deposition is being taken on behalf of the 9 Plaintiff, filed in the district court, second 10 judicial district, personal injury/asbestos, 11 State of Minnesota, County of Ramsey, docket 12 number 62-CV-18-169. 13 My name is Rocco Leone, cameraman and legal 14 video technician, from VIP Studios, Waterbury, 15 Connecticut, with Keli McGilton, certified court 16 reporter. 17 Counsel, you may state your appearances for 18 the record. 19 MR. KARST: This is Erik Karst for the 20 Plaintiff, and we can have the record reflect 21 everybody who's in the room and on the phone. 22 MR. MORTL: That's agreeable. Thank you. 23 VIDEOGRAPHER: This is the Plaintiff's 24 second amended notice for du Pont and also for 25 Sporting Goods Properties, Inc.	170 1 about that yesterday. My question that I'm going to 2 have for you is, at the Bridgeport, Connecticut, 3 facility for Remington Arms, are dry-mold basewads the 4 only asbestos-containing product that Remington made at 5 that facility? 6 A. To the best of my knowledge, yes. 7 Q. Therefore, if there are sales records in this 8 case that are produced that show the sale -- I'm sorry 9 -- the purchase of raw asbestos by Remington Arms at 10 that particular plant, would that be for anything else 11 besides the dry-mold basewads or is that it? 12 MR. MORTL: Objection to form. 13 THE WITNESS: That's it. 14 Q. (By Mr. Karst) So if those sales records 15 reflect purchases by Remington Arms of raw asbestos 16 outside of the years in which you've listed on Exhibit 17 1, would you have anything to refute that that would be 18 for dry-molded basewad? 19 MR. MORTL: Objection to form. Vague. 20 THE WITNESS: I don't really understand the 21 question. 22 Q. (By Mr. Karst) For example, in the bottom of 23 the sheet, Exhibit 1, you have field loads, 1961 to 24 1981, correct? 25 A. Yes.
169 1 DIRECT EXAMINATION BY MR. KARST: 2 3 Q. (By Mr. Karst) Good morning, Mr. Anderson. 4 A. Morning, Counsel. 5 Q. Yesterday we swore you in, and you understand 6 that you're still under oath, correct? 7 A. Correct. 8 Q. I'm going to be pretty short this morning, and 9 then I think your attorneys have questions for you 10 after I'm finished. 11 Between yesterday at the end of deposition and 12 this morning, have you reviewed any documents? 13 A. No. 14 Q. Have spoken with anybody besides your attorneys? 15 A. No. 16 Q. The first question I have for you -- 17 MR. MORTL: You meant spoken about the 18 deposition, I assume. 19 MR. KARST: Right. Not speaking generally. 20 I don't expect that you be mute. 21 MR. MORTL: Thank you. 22 Q. (By Mr. Karst) Yesterday you had given me a 23 piece of paper that I'm assuming you have with you, a 24 yellow sheet of paper, Exhibit 1, that was in your 25 attorney's handwriting, and we had spoken at length	171 1 Q. And that's the earliest that you have on this 2 sheet of an asbestos-containing product being made by 3 Remington Arms, correct? 4 A. Correct. 5 Q. What I'm giving you is a hypothetical. If there 6 are sales records or purchase records by Remington of 7 raw asbestos prior to 1961, would those be for dry-mold 8 basewad or anything else? 9 MR. MORTL: Objection to form. 10 THE WITNESS: I can't answer the question. 11 I don't know. 12 Q. (By Mr. Karst) But you're unaware of anything 13 else being made at that plant with raw asbestos ever 14 besides dry-mold basewads. 15 A. Correct. 16 Q. So not just including the years that you worked 17 there, but forever that's the only product that you're 18 aware of. 19 A. Yes. 20 Q. On the flip side of that, if there are purchase 21 records of Remington Arms after 1981 of raw asbestos, 22 would that be for any other product at the Remington 23 Bridgeport facility besides dry-mold basewads? 24 MR. MORTL: Objection to form. 25 Speculation. Asked and answered.

172 1 THE WITNESS: No. 2 Q. (By Mr. Karst) Of the field loads manufactured 3 with dry-mold basewads between 19 -- you have '61 to 4 '81. If those years are off, we can arm wrestle over 5 that, but during roughly that time frame, what is the 6 most common gauge of shell that is manufactured by 7 Remington for field loads during that time period? 8 MR. MORTL: Objection. Overbroad as to 9 tome. 10 THE WITNESS: 12-gauge. 11 Q. (By Mr. Karst) Would that be the most popular 12 consistently throughout that 20-some-year window, or 13 would it vary, or that's most popular? 14 MR. MORTL: Same objection. Compound. 15 THE WITNESS: Yes, it would be. 16 Q. (By Mr. Karst) The most popular throughout that 17 time period? 18 A. Correct. 19 Q. What would be the least popular field load gauge 20 during that time frame? 21 MR. MORTL: Objection. Overbroad as to 22 time. 23 THE WITNESS: Least popular field load. 24 Either 28-gauge or 410. 25 Q. (By Mr. Karst) The packaging that shells are	174 1 Q. And what does that generally look like, the 2 packaging? 3 MR. MORTL: Same objection. 4 THE WITNESS: A cardboard box with 5 Remington or Peters on it and a gauge 6 designation and a load designation, meaning the 7 weight of the load generally, the size of shot. 8 Q. (By Mr. Karst) What coloring is on the package? 9 MR. MORTL: Same objection. 10 THE WITNESS: It varies, and it varied over 11 the time period that I worked at Remington, too. 12 Q. (By Mr. Karst) Give me how it changed over the 13 years. 14 MR. MORTL: Objection the form. 15 Q. (By Mr. Karst) When you got there in the 60s, 16 what was the packaging like coloring-wise? 17 MR. MORTL: Objection. Form. Overbroad. 18 THE WITNESS: My memory is a little hazy on 19 that, but they were green if they were Remington 20 and typically blue if they were Peters. 21 Otherwise, there was no difference between the 22 specifications. 23 Q. (By Mr. Karst) Are these a cardboard box? 24 A. Yes. 25 Q. The name itself, you said it says on the package
173 1 sold in for field loads, does the packaging generally 2 speaking change between the different gauges or is it 3 relatively the same? 4 MR. MORTL: Objection to form. Vague. 5 Overbroad. 6 THE WITNESS: When you say for shells, are 7 you talking about components or loaded 8 ammunition. 9 Q. (By Mr. Karst) Good question. Loaded 10 ammunition. Let's tart there. 11 A. Okay. Now could you repeat the question? 12 Q. Sure. There's different types of field loads, 13 and if you need me to break it down by different gauges 14 I can. I'm just trying to make it a little easier. 15 A. No. That's okay. 16 Q. For field loads, is the packaging of a fully 17 loaded field load -- you mentioned once they're fully 18 loaded, they put them in a box and that's shipped out. 19 A. Correct. 20 Q. Is the packaging that in they're in that they're 21 shipped out at, is it different from the different 22 gauges or is it relatively the same -- 23 MR. MORTL: Same objection. 24 Q. (By Mr. Karst) -- during this time frame? 25 A. Relatively the same.	175 1 Remington or Peters. Is the name Remington or Peters 2 in color? 3 MR. MORTL: Same objection. 4 THE WITNESS: I really don't remember. I 5 think it was black. 6 Q. (By Mr. Karst) Now, you said it changed over 7 the years. Let's stick with the early 1980s. What 8 would the coloring be at that point for the packaging 9 of the field loads? 10 MR. MORTL: Early 1980s. 11 MR. KARST: Correct. 12 MR. MORTL: Objection to form. 13 THE WITNESS: Yes. I would say relatively 14 the same as what I said for the earlier, but the 15 printing might have been different, or there 16 might have been a different script. Generally 17 you'd have green for Remington and blue for 18 Peters or a lighter color with some scroll work 19 or whatever for Peters sometimes. 20 Q. (By Mr. Karst) The name Peters, is it printed 21 or written in cursive? 22 A. It's printed. 23 Q. And how about Remington; printed or cursive? 24 A. I would call it printed, but it's a specific 25 script that it's done in.

176 1 Q. It has that kind of logo, how Remington is 2 written. 3 A. Yes. 4 Q. Has that changed over the years since you worked 5 there, or has that stayed relatively the same? 6 MR. MORTL: Objection to form. 7 THE WITNESS: As far as I know, it's 8 relatively the same. 9 Q. (By Mr. Karst) So we've just talking about 10 field loads for Remington and so forth. Would the 11 packaging ever change if we were talking target loads? 12 A. Yes, it was different. 13 Q. And how was it different target loads? And if 14 you could give me the years that would be different. 15 A. I can't give you the years. 16 Q. How about when you started in the 60s; what was 17 the packaging for target loads? 18 A. I believe it was similar to the field loads 19 except it said target loads on it. 20 Q. Is that the major difference in the packaging? 21 A. As I recall it is, yes. 22 Q. How about if we're talking the early 1980s? 23 A. Same answer. 24 Q. In regards to the component parts that are sold 25 by Remington yesterday, you gave us a list of the	178 1 THE WITNESS: I believe some were. The 2 prime shells -- no. The prime shells were in 3 boxes. The power pistons, I believe they were 4 sold in plastic bags, but not until later on. 5 Q. (By Mr. Karst) As you described them yesterday, 6 you mentioned felt wad, you also mentioned cardboard 7 wads. How were they sold, replacements? 8 A. Box. 9 Q. And how about powder? 10 MR. MORTL: Gunpowder? 11 MR. KARST: Yes. 12 THE WITNESS: Powder is sold very carefully 13 in cylinders. 14 Q. (By Mr. Karst) What's the cylinder made out of? 15 MR. MORTL: Objection to form. Overbroad. 16 THE WITNESS: I really don't know. 17 Q. (By Mr. Karst) Is there any type of a warning 18 on the powder? 19 MR. MORTL: Objection to form. 20 THE WITNESS: I don't recall, but I'm sure 21 there was, yes. 22 Q. (By Mr. Karst) Why do you say you're sure there 23 were? 24 A. Because you don't play with gunpowder. I would 25 guess there was a child warning or something like that
177 1 component parts. Generally are the component parts' 2 relatively to same from component to component or are 3 they different? 4 MR. MORTL: Objection. Overbroad. Form. 5 Q. (By Mr. Karst) For example, you mentioned the 6 wads that go within the barrel itself in the shell. 7 A. In the shell. 8 Q. And you've talked about the primer, you've 9 talked about the shot, you've talked about the powder. 10 Is the packaging different from each one of those? 11 MR. MORTL: Objection to form. Overbroad. 12 THE WITNESS: Each one of those components? 13 Q. (By Mr. Karst) Yes. 14 A. Yes, they're different for each one. 15 Q. There's different types of wads, power pistons 16 -- yesterday you called them felt, you called some 17 cardboard, you mentioned the H wad. Are those 18 different packaged if we're just talking the wads? 19 MR. MORTL: Objection to form. Overbroad. 20 THE WITNESS: Different product would be 21 marked differently, but they were all packed in 22 boxes of a certain quantity. 23 Q. (By Mr. Karst) Were they ever sold in plastic 24 bags? 25 MR. MORTL: Objection to form. Overbroad.	179 1 on it. 2 Q. Is there anything that you could show me to show 3 that there actually was a warning? 4 A. Me personally? 5 Q. Yes. 6 A. No. 7 Q. So right now that would be an assumption based 8 on your time there. 9 A. Correct. 10 Q. And if we're talking the shot itself, how is a 11 replacement shot packaged? 12 MR. MORTL: Objection to form. 13 THE WITNESS: Canvas bags. 14 Q. (By Mr. Karst) How big would the bags be? 15 A. I believe they were 20 pounds, somewhere in that 16 vicinity. 17 Q. And you also mentioned H wads. How would those 18 be sold, replacements? 19 MR. MORTL: Objection. Overbroad. 20 THE WITNESS: I don't specifically recall 21 the H wads as far as being a component, but I 22 know they were sold and they were sold in 23 cardboard boxes. All the components were in 24 cardboard boxes. 25 Q. (By Mr. Karst) Did Remington ever sell --

180 1 obviously they sold fully loaded shells. 2 A. Right. 3 Q. Did they ever sell shells that were not fully 4 loaded? 5 A. Prime shells. 6 Q. Yes. 7 A. Yes. 8 Q. How would those be packaged. 9 MR. MORTL: Objection to form. 10 Q. (By Mr. Karst) I'm sorry. Let me step back. 11 Did they sell those for target, prime shells? 12 A. I don't recall if they specifically sold them 13 for target. In fact, now let me backtrack a little 14 bit. I'm entirely sure that we sold prime shells as a 15 component. I think we sold unprimed shells as a 16 component from time to time, but not on a regular 17 basis. 18 Q. I don't want to put words in your mouth. What 19 is an unprimed shell? What is there? 20 A. No primer. Everything else but the primer. 21 Q. The powder and the shot? 22 A. No. I'm sorry. It's an empty, unprimed shell. 23 Q. Okay. So if it had a basewad, the basewad would 24 be in there. 25 A. The basewad would be in it.	182 1 A. No. 2 Q. Would there be a basewad in the unprimed shells 3 that they would sell? 4 A. No, I don't believe so. 5 Q. So not the plastic, nothing. 6 A. They might have sold the All-American shell, 7 which is a target shell with a plastic basewad in it, 8 but I don't recall ever seeing a dry-molded basewad 9 shell -- 10 Q. Unprimed. 11 A. -- for sale to the public. 12 Q. Okay. I'll first ask you specifically, and then 13 I'll go generally. If we're talking Minnesota, do you 14 have any knowledge as to the type of vendors or 15 customers that Remington would sell their shells to 16 from the plant? 17 MR. MORTL: Objection to form. 18 THE WITNESS: In the state of Minnesota? 19 Q. (By Mr. Karst) Yes. The type of business. 20 MR. MORTL: Same objection. 21 THE WITNESS: I don't really understand the 22 question. 23 Q. (By Mr. Karst) So if Remington is selling to 24 customers in the state of Minnesota, are they selling 25 to individual people? Are they selling to gun stores?
181 1 Q. And then it would have the metal cap and the 2 plastic body. 3 A. Correct. 4 Q. So it would just have those three components. 5 A. That's right. 6 Q. Did they sell that for target, say, during the 7 60s and 70s? 8 A. I don't recall. 9 Q. Did they sell that for field loads in the 60s 10 and 70s? 11 A. I believe so. 12 Q. How were those packaged to be sold? 13 MR. MORTL: Objection to form. Overbroad. 14 THE WITNESS: I believe they were in boxes 15 as well. 16 Q. (By Mr. Karst) And would they have a similar 17 description for the loaded shells, the boxes, or were 18 they different? 19 A. They would be different. They would say 20 unprimed shells. 21 Q. But would they still say Remington on them on 22 the box? 23 A. Yes. 24 Q. And did they sell these unprimed shells with 25 dry-mold basewads?	183 1 Are that selling to department stores? And I'm dealing 2 with the decades of the 1960s and 70s. 3 MR. MORTL: Objection to form. Broad. 4 THE WITNESS: I don't know specifically, 5 but they would certainly have been selling to 6 customers and gun stores. 7 Q. (By Mr. Karst) And when you say customers, 8 you're referring to an individual. 9 A. Individual, yes. 10 Q. So an individual -- 11 A. They were for sale to the public. 12 Q. How would an individual go about purchasing 13 directly from Remington? 14 MR. MORTL: Objection to form. 15 THE WITNESS: They wouldn't. Remington 16 didn't sell to the public individually. 17 Q. (By Mr. Karst) When you say customer, you're 18 not selling specifically to John Q customer. 19 A. No. John Q customer would go to a gun shop or 20 some other outlet. 21 Q. In the 60s and 70s, did department stores, to 22 your knowledge, sell Remington products? 23 A. Define department store. 24 Q. Dayton's, Sears, J.C. Penney, stores like that. 25 A. I really don't know.

184 1 Q. Was there anybody that you're aware of that's 2 alive that might know the answer to that question? 3 A. Probably one of the sales guys. I didn't really 4 know too many of the salespeople. 5 Q. Did they have sales people for Remington that 6 were broken down by region of the country? 7 A. I think so. I was never in the sales 8 department, so I don't really know the structure, but I 9 believe that's true. 10 Q. Do you know any names of any gentlemen who ever 11 worked in the sales department? 12 A. Kenny Waite. 13 Q. W-A-I-T-E? 14 A. Yup. 15 Q. Is Mr. Waite still alive? 16 A. I don't know. He's about my age. He's lucky if 17 he is. 18 Q. Did he live in Connecticut? 19 A. Yes, he did. 20 Q. Do you have any idea if he had a territory of 21 sales? 22 MR. MORTL: Objection. 23 THE WITNESS: I don't really know. I don't 24 know how the territories are stored or sales 25 areas are structured.	186 1 Q. (By Mr. Karst) Are those the two minute things, 2 customer base? 3 A. I would say so, but I was never involved with 4 sales or marketing fortunately. 5 Q. Is there anybody alive that you're aware of that 6 worked directly for Remington that was involved in 7 marketing? 8 A. Kenny Waite. I don't know that he's alive, but 9 he was involved in marketing and sales. 10 Q. What mediums did Remington advertise in that 11 you're aware of? Mediums meaning television, radio 12 print ads. 13 A. Publications. 14 MR. MORTL: Objection to form. 15 THE WITNESS: Magazines. I don't think I 16 ever saw a television ad or radio. 17 Q. (By Mr. Karst) Are you aware of -- 18 A. Magazines and mailings. 19 Q. And who would receive mailings? 20 MR. MORTL: Objection to form. 21 THE WITNESS: I don't really know. 22 Q. (By Mr. Karst) Again, are they customers like a 23 gun store, or is this John Q customer receiving 24 mailings? 25 MR. MORTL: Objection to form. Foundation.
185 1 Q. (By Mr. Karst) When was the last time you saw 2 or spoke to Mr. Waite? 3 A. Specifically I don't remember, but it would have 4 been before I retired. 5 Q. So before '86. 6 A. Yes. 7 Q. You did say that Remington sold directly to gun 8 stores? 9 A. Yes. 10 Q. Would that, generally speaking, include sporting 11 goods stores? 12 A. Yes. 13 Q. Or is that a separate category for Remington? 14 A. Well, sporting goods stores that had guns and 15 ammunition for sale. 16 Q. Like today Bass Pro Shops has a section like 17 that. 18 A. Yes. 19 Q. So they would be someone like that. 20 A. Yes. I've seen Remington ammunition there. 21 Q. What other types of customers in the 60s and 70s 22 did Remington have besides the gun stores and sporting 23 goods stores typically we described a second ago? 24 MR. MORTL: Objection to form. 25 THE WITNESS: I don't really know.	187 1 Q. (By Mr. Karst) Or both. 2 A. I don't really know. I would be guessing. 3 Q. You mentioned magazines. 4 A. For sure. 5 Q. What magazines that Remington advertised in? 6 MR. MORTL: Objection. 7 THE WITNESS: All the common gun magazines. 8 Q. (By Mr. Karst) And during the 60s and 70s, what 9 would those be? 10 A. American Rifleman, Guns and Ammo. I'm drawing a 11 blank, but there were probably half a dozen. Fairly 12 large circulation magazines back then. 13 Q. Let me ask it the opposite way. It may be 14 easier. Are there any popular gun magazines in the 60s 15 and 70s that Remington did not advertise in that you're 16 aware of? 17 MR. MORTL: Objection. 18 THE WITNESS: I'm not aware of it. 19 Q. (By Mr. Karst) Would they ever advertise in 20 things like Reader's Digest? 21 A. No, not to my knowledge. 22 Q. So no, they didn't, or no, you don't know? 23 A. No, they didn't. I don't think that would be 24 the kind of publication they would take advertising 25 from. That's just an opinion.

188 1 Q. Remington had a publication called Remington 2 Ammunition Components, correct? 3 A. I believe that was the name of it, yes. There 4 was an advertising sheet. 5 Q. And is that an internal price list of parts, or 6 is that something that a gunshot might have? 7 A. A gunshot would have a sheet like that. It 8 might not have all prices on it. There was an internal 9 price list that I remember and an advertising sheet. 10 Q. When you say an internal price list, that would 11 just be Remington – 12 A. It was for Remington personnel. 13 Q. Okay. When you worked at Remington at the 14 facility itself, did you ever see any du Pont 15 employees? 16 A. Yes, I did. 17 Q. And what would be the purpose of the du Pont 18 employees at the Remington plant? 19 MR. MORTL: Objection. Overbroad. 20 Q. (By Mr. Karst) Why were they there? 21 A. There were specific du Pont employees that were 22 assigned to the Remington location. 23 Q. What was their title? 24 A. Collectively or individually? 25 Q. Individually.	190 1 MR. MORTL: Objection to form. Foundation. 2 THE WITNESS: They had specific expertise. 3 In this case they were machine designers. 4 Q. (By Mr. Karst) The machines to make what? 5 A. Ammunition. 6 Q. Any specific components? 7 MR. MORTL: Objection to form. Overbroad. 8 THE WITNESS: I don't really know. I know 9 several of the machines that they designed were 10 loading machine and assembly machines. 11 Q. (By Mr. Karst) Are you aware whether du Pont 12 had any separate safety or medical people at the 13 Remington facility? 14 MR. MORTL: Objection to form. 15 THE WITNESS: I'm not aware. I don't know. 16 We had medical people, but they were employees, 17 as far as I know. 18 Q. (By Mr. Karst) How would you know that someone 19 was a du Pont employee versus a Remington employee? 20 A. If you knew the organization, you would know 21 that. They worked in a separate group, engineering 22 group. 23 Q. So the du Pont people worked together amongst 24 themselves. 25 A. Yes.
189 1 A. I don't remember too many of them. Bill Ervine 2 was one. 3 Q. Irvine with an I? 4 A. E-R-V-I-N-E. 5 Q. Anybody else? 6 A. He's the one I remember best. I worked with him 7 a lot. 8 Q. Was he actually stationed at the Bridgeport 9 plant? 10 A. Yes, he was. 11 Q. So wasn't visiting. He was actually there. 12 A. No. These people that I'm talking about now 13 were stationed there. 14 Q. But employed by du Pont. 15 A. Correct. 16 Q. What would be Mr. Ervine's title or titles? 17 A. He was senior engineering, maybe a senior 18 engineer. He was a big power guy. 19 Q. Supervisor? 20 A. Lots of experience. No. 21 Q. Hands with the tools guys. 22 A. Yes. Designer. 23 Q. If you're aware, why would there be du Pont 24 employees at the Remington plant? Why are there not 25 just Remington employees at the Remington plant?	191 1 Q. But would they also interact with the Remington 2 people at the plant? 3 A. Yes. 4 Q. Consult on things? 5 A. Not so much -- well, yes, I guess you could say 6 that. They would ask about the process and so on and 7 so forth for the machines they were concerned with. 8 Q. Would they design machines with Remington 9 people? 10 MR. MORTL: Objection to form. 11 THE WITNESS: Yes, to some degree. 12 Q. (By Mr. Karst) Would they construct machines 13 with Remington people? 14 MR. MORTL: Objection to form. 15 THE WITNESS: No. 16 Q. (By Mr. Karst) Would they supervise processes 17 of manufacture of components of shotgun shells? 18 MR. MORTL: Objection to form. 19 THE WITNESS: No. 20 Q. (By Mr. Karst) When we're talking du Pont 21 employees at the Remington plant, are we walking a 22 handful or are we talking dozens at a time? 23 MR. MORTL: Objection to form. 24 THE WITNESS: Not dozens. If you want to 25 call it a handful, that's probably okay.

192 1 Q. (By Mr. Karst) More than ten? 2 A. No. 3 Q. Did the du Pont employee have their own 4 individual area or office that they went to versus the 5 Remington people? 6 A. Yes. 7 Q. Did they ever wear any type of a hat that would 8 say, hey, this is a du Pont person or a shirt that said 9 du Pont? 10 A. No. 11 Q. Are these suit and tie guys or more blue 12 collars? 13 MR. MORTL: Objection to form. 14 Q. (By Mr. Karst) For their work trades. 15 A. They were all professionals. They were all 16 professionals. None of them were blue collar. 17 Q. Since you got there in March of '68, were du 18 Pont employees present at the plant at that time, to 19 your observations? 20 A. Yes. 21 Q. When you left in '86, were du Pont employees 22 still in and out of the plant at that time? 23 A. No. 24 Q. If there is a time that you can give me, did you 25 no longer see du Pont employees at the Remington	194 1 THE WITNESS: Two things: One would be 2 something with engineering or design, and that 3 would be the people that I mentioned before. 4 There could be people from Wilmington attending 5 that. The other would be safety, housekeeping, 6 all those things. 7 Q. (By Mr. Karst) What would a du Pont employees 8 be telling Remington employees about safety? 9 MR. MORTL: Objection to form. 10 THE WITNESS: It was a -- and I don't mean 11 this negatively. It was an indoctrination into 12 du Pont's safety habits and standards and so on 13 and so forth. They were very, very safety 14 conscious. 15 Q. (By Mr. Karst) Were they trying to instill some 16 of their policies of du Pont at Remington that 17 Remington didn't have? 18 MR. MORTL: Objection to form. 19 THE WITNESS: But the time I got there, 20 they had them all. 21 Q. (By Mr. Karst) To your knowledge, did du Pont 22 employees ever talk about asbestos or the dangers of 23 asbestos since it was being used at the plant, at the 24 Remington plant? 25 A. Not to my knowledge, no.
193 1 Bridgeport facility? 2 MR. MORTL: A regularly assigned station? 3 MR. KARST: Correct. 4 THE WITNESS: I really don't recall. 5 Q. (By Mr. Karst) Would it have opinion in the 6 last couple years of its existence? We're talking the 7 mid 80s. 8 A. Yes. It was in, let's say, the last three 9 years. 10 Q. Sometime when you were a superintendent of 11 employee relations? I'm just trying to time frame it. 12 A. Probably. Maybe slightly before that. 13 Q. Are you aware that when you started at Remington 14 in March of '68 that du Pont had ownership in Remington 15 itself? 16 A. Yes. 17 Q. Were you aware that the ownership percentage 18 changed during your time period at Remington? 19 A. No. 20 Q. Would Remington hold -- sorry. Would du Pont 21 Ever hold meetings that you would attends at Remington? 22 A. On occasion. 23 Q. And what would be the substance of those 24 meetings generally speaking? 25 MR. MORTL: Overbroad. Form.	195 1 Q. You mentioned before that there were asbestos 2 warning signs up and so forth -- 3 A. Yes. 4 Q. -- in the Remington plant. 5 A. Correct. 6 Q. Did Remington put those up, or did du Pont put 7 those up, or you don't know? 8 MR. MORTL: Objection. Foundation. 9 THE WITNESS: Remington put them up. 10 Q. (By Mr. Karst) And how do you know that 11 Remington put them up? 12 A. I put one up myself. 13 Q. Where did you put one up? 14 A. Up in the area where the Colton machine was. 15 Q. Again, refresh our recollection. What did the 16 Colton machine make? 17 A. The Colton machine made the dry-molded basewads. 18 Q. Do you remember what that warning sign said? 19 A. Caution. I don't remember whether it said 20 asbestos on it or not. It may have. 21 Q. But it was related to asbestos. 22 A. It was related to the Colton production 23 operation, which included the use of asbestos. 24 Q. But did the sign itself mention asbestos? 25 A. That's what I don't recall. Everybody

196 1 understood why it was there, but I don't recall 2 specifically if it said asbestos. 3 Q. Was it more general as to dust? 4 A. No. 5 Q. How big was the sign? Since the court reporter 6 can't take that down -- 7 A. 12 by 24 inches. I think that was standard for 8 safety signs. 9 Q. And where was that hung? 10 A. In the Colton area on the wall. 11 Q. More than one sign or one? 12 A. I believe there were two. 13 Q. Two that you hung, or two that were there? 14 A. Two that I hung. 15 Q. Were those the only two in that area? 16 A. In that specific area, yes. 17 Q. Were those signs knew to the area, or did they 18 replace old signs? 19 A. The ones I put up in place, the old signs. 20 Q. Do you know what the old signs said? 21 A. Same thing. 22 Q. If you were replacing it, why would you be 23 replacing it with the same thing? 24 A. I think one got hit by a forklift truck, and I'm 25 not sure about the other one.	198 1 the plant suppliers of raw materials that they used to 2 make shotshells? 3 MR. MORTL: Objection to form. Overbroad. 4 THE WITNESS: Yes. 5 Q. (By Mr. Karst) Do you know any of those 6 individual companies? 7 A. Yes. I know several of them. I'm trying to 8 remember. Johns Manville was one of them, but that's 9 the one you were looking for, right? 10 Q. I was going to specifically ask if you didn't 11 mention it. 12 A. Yes. I figured you would. 13 Q. Who else? 14 A. There were a lot of sales supply people that I 15 really didn't have anything to do with, cardboard and 16 advertising and things like that. 17 Q. You specifically mentioned Johns Manville, so 18 I'm obviously going ask you about that. Do you know 19 who from Johns Manville had been out there? 20 A. No. 21 Q. Was it more than one individual? 22 A. I don't know. I never attended a meeting with 23 him. 24 Q. How would you be aware that Johns Manville had 25 come out to the plant?
197 1 Q. But to your recollection, they specifically said 2 the same thing or generally they were talking about the 3 same topic? 4 A. I'm not sure what that question means. 5 Q. So the new sign that you put up, did that say 6 word for word what the old sign said? 7 A. I believe it did, yes. It was a replacement. 8 Q. Do you remember a gentleman named Ray 9 Beckerdite? 10 A. Yes. 11 Q. Who is Mr. Beckerdite? 12 A. He was the purchasing manager, I believe. I'm 13 not sure that was his title, but that was his function. 14 Q. Was he a relatively long-term employee of 15 Remington? 16 A. Shorter than I. 17 Q. Was he there, generally speaking, when the plant 18 closed? 19 A. No. 20 Q. Was he there when you got there in '68? 21 A. No. 22 Q. Do you know if Mr. Beckerdite is still alive? 23 A. I don't think he is. I think I remember reading 24 an obit. 25 Q. To your knowledge, did Remington ever have into	199 1 A. I've read it in correspondence from time to 2 time. 3 Q. Internal correspondence -- this is going to be a 4 long question. 5 A. Okay. 6 Q. Internal correspondence amongst Remington people 7 that this is what's going on at the plant, or is this 8 something from Johns Manville saying, hey, we're coming 9 to the plant to discuss some things with you guys? 10 A. It would not have been the latter because I was 11 never involved in those kinds of discussions. That was 12 a purchasing function. It probably would have been 13 limited to Ray Beckerdite or one of his subordinates. 14 Q. Have you ever heard of a company called William 15 Egleston Company out of Winchester, Massachusetts? 16 Egleston is E-G-L-E-S-T-O-N. 17 A. I don't recall, no. 18 Q. They're a supply company out Massachusetts. 19 A. No, I don't think I've heard of them. 20 Q. Have you ever heard of Philip Carey? 21 A. Philip Carey? 22 Q. As a company, not a person. 23 A. No. 24 Q. Carey, C-A-R-E-Y, Canadian Mines. 25 A. No.

200 1 Q. How about Raybestos or Raybestos Manhattan? 2 A. Sure. I lived a mile from them once. 3 Q. Do you know if Raybestos ever supplied raw 4 asbestos to the Remington facility in Bridgeport? 5 A. I don't know. 6 Q. Have you ever heard of Flint Kote? 7 A. No. 8 Q. F-L-I-N-T, K-O-T-E. 9 A. No. 10 Q. Have you ever heard of Union Carbide? 11 A. Yes. 12 Q. Are you aware of whether Union Carbide ever 13 supplied raw asbestos to the Bridgeport Remington 14 facility? 15 A. I'm not aware of it, no. 16 Q. Have you ever heard of Certainteed, 17 C-E-R-T-A-I-T-E-E-D? 18 A. Sounds familiar, but I don't recall a specific 19 attachment to my time at Remington. 20 Q. Just generally you've heard the name. 21 A. Yeah, I've heard the name. 22 Q. Are you aware -- strike that. 23 There was an R&D department at Remington in 24 Bridgeport, correct? 25 A. Correct.	202 1 Q. After '86 do you know where they went? 2 A. No. 3 Q. Would you have any idea if du Pont obtained 4 possession of them or you just don't know? 5 A. I just don't know. 6 Q. What did the lab notebooks physically look like? 7 A. They were black with some lettering on the 8 front, and they were probably about 150 pages or so of 9 basically graph paper, and dimensionally I would say 10 they were about a foot high and maybe 9 inches wide. 11 Q. So close to a standard 8 1/2 by 11. 12 A. Yes. The pages were probably 8 1/2 by 11. 13 Q. So the binder itself was a little bigger. 14 A. Yes. 15 Q. Hard cover? 16 A. Yes. 17 Q. Front and back? 18 A. Yes. 19 Q. Are these lab notebooks bound or loose paper? 20 A. They're bound. 21 Q. Would they have te individual's name on them? 22 A. Yes. 23 Q. On the outside or on the inside? 24 A. Inside. 25 Q. And would that be embossed on there, or if it's
201 1 Q. If you're aware, the individuals who worked in 2 there, did they ever have lab notebooks? 3 A. Yes. 4 Q. Or journals that they kept? 5 A. Yes. 6 Q. Do you know if those still exist today 7 physically? 8 A. I don't know firsthand, no. 9 Q. Are you aware of whether any search has been 10 conducted by either du Pont or Sporting Goods 11 Properties, Inc., to look for or find lab notebooks 12 from the Remington Bridgeport facility? 13 MR. MORTL: Objection. Foundation. Also, 14 I don't know how he would know that except 15 through conversations with attorneys. 16 Other than that, without waiving anything, 17 I'll let you answer if you have any idea how 18 searches were conducted -- 19 THE WITNESS: The lab notebooks were 20 cataloged and kept in the R&D library, and from 21 there I don't know where they went. 22 Q. (By Mr. Karst) Let me be clear. When you were 23 working there, they were kept in the R&D library. 24 A. Yes. Or they were kept by the individuals that 25 kept them, and then they went to the R&D library.	203 1 somebody's they would just write their name? 2 A. They would just write their name. 3 Q. Would a lab book for an individual working in 4 R&D, would they get a new one each year or new ones? 5 A. They would get a new one when they filled the 6 old one. 7 Q. Fair enough. So one could take a month, one 8 might take a couple years. It just depends on what 9 they're doing. 10 A. Yes. 11 Q. I know you can't give me an exact number on 12 this, so I'm just looking for a general idea. The lab 13 notebooks that existed when you left there in '86, are 14 we talking dozens of them or are there literally 15 hundreds of them? 16 MR. MORTL: Objection to form. 17 If you know. 18 THE WITNESS: Yeah. I don't know. 19 Q. (By Mr. Karst) Was it a large library? 20 MR. MORTL: Objection to form. 21 THE WITNESS: The library was large. 22 Q. (By Mr. Karst) What else would be in the 23 library besides lab notebooks? 24 A. All kinds of books. 25 Q. Would they keep lab notebooks from prior years

204 1 going back? 2 A. Yes. 3 Q. Any reason that they would throw out -- while 4 you were working there, any reason they would throw out 5 lab notebooks? 6 A. No. 7 MR. MORTL: Objection to form. Foundation. 8 Q. (By Mr. Karst) Let's move to other things that 9 would be in the library. What are some other types of 10 materials that would be in the library? 11 A. Reference books, encyclopedias, a typical small 12 library, small as compared to a public library. 13 Q. When you say encyclopedia, like the Word Book 14 Encyclopedia, something like that we're talking? 15 A. Yes. 16 Q. Would they keep, if you're aware, literature 17 from vendors to Remington? Would they keep source 18 materials from them in the library? 19 MR. MORTL: Objection to form. 20 THE WITNESS: Generally, no. 21 Q. (By Mr. Karst) If someone like Johns Manville 22 would give a pamphlet, brochure or a price list or 23 something to Remington, where would something like that 24 be kept? 25 MR. MORTL: Objection to form.	206 1 still sitting there? 2 A. No. 3 Q. Where would the purchasing records have gone? 4 MR. MORTL: Objection. Foundation. 5 If you know. 6 THE WITNESS: I don't know. 7 Q. (By Mr. Karst) Specifically, do you know 8 whether they would have gone to du Pont? 9 A. I don't know for sure. 10 Q. Are you aware when the plant shut down of any 11 records of any type going to du Pont? 12 A. Not specifically. 13 Q. Are you aware of any records specifically going 14 down to -- not any specific records, but generally 15 speak are you aware of records that were shipped down 16 to Arkansas, the Arkansas Remington plant? 17 A. Not firsthand knowledge, no, but I'm sure the 18 process records are there. 19 Q. Would you know whether lab notebooks would have 20 been sent down to Arkansas? 21 MR. MORTL: Objection. Foundation. 22 THE WITNESS: I don't know. 23 Q. (By Mr. Karst) Does Arkansas have an R&D 24 department? 25 A. They didn't when I was there, but I was there
205 1 THE WITNESS: Probably the purchasing 2 files. Definitely not in the library. 3 Q. (By Mr. Karst) Where would purchasing files be 4 kept? 5 A. In the purchasing manager's office. 6 Q. Ray Beckerdite, someone like him? 7 A. Yes. 8 Q. When you left in '86, did those purchasing files 9 exist, to your knowledge? 10 MR. MORTL: Objection to form. 11 THE WITNESS: I don't recall. 12 Q. (By Mr. Karst) Do you know what has happens to 13 them since then? 14 A. Yes. 15 Q. What? 16 A. What's happened to them? 17 Q. Yes. 18 A. That building is about two-thirds of a wreck. 19 Q. Meaning it's been torn down? 20 A. Yes. No, it hasn't been torn down, not the 21 building that purchasing was in, but it's just been 22 totally neglected. The windows are all out. There's 23 wholes that people have put in the outside walls with 24 hammers. 25 Q. I guess where I'm going, are purchasing records	207 1 very early in their existence, so I don't know what 2 they're doing now. 3 Q. Just so we're clear, when you say you were 4 there, you were working for Remington. 5 A. I was working for Remington, but I was a visitor 6 in Lonoke when I was there. 7 Q. So you've been down to that plant. 8 A. Yes. Several times. 9 Q. What would be the purpose of you going down to 10 that plant? 11 A. To discuss projects that we had in common. 12 Q. Shotshell? 13 A. Mostly centerfire. 14 Q. You mentioned earlier that that plant's still in 15 operation today. 16 A. Yes. 17 Q. Has the physical plant changed over the years 18 since the 70s? 19 A. I haven't been there in awhile. In fact, I 20 probably haven't been there since 70s. I don't really 21 know, but I've seen a picture of the outside of it, and 22 it looks the same to me. I think they may have added 23 something onto it. 24 Q. Are you aware for this case, Mr. Benson's 25 asbestos case, are you aware whether any search has

208 1 been conducted at the Arkansas plant for any records, 2 documents, lab notebooks, purchase records of any type 3 at that facility? 4 MR. MORTL: Objection to form. Foundation. 5 THE WITNESS: I'm not aware. 6 Q. (By Mr. Karst) Are you aware whether anybody at 7 that facility has been contacted to look for records or 8 to look for any documents and so forth related to this 9 asbestos case? 10 MR. MORTL: Same objection. 11 THE WITNESS: No. 12 Q. (By Mr. Karst) No, it hasn't, or no, you're not 13 aware? 14 THE WITNESS: No, I'm not aware. I lost 15 contact totally with Lonoke when I retired. I 16 haven't been back since. 17 Q. (By Mr. Karst) Do you know if anybody at that 18 facility has been made aware of Mr. Benson's 19 asbestos-related case and has helped out in trying to 20 obtain any type of information regarding asbestos? 21 MR. MORTL: Same objection. 22 THE WITNESS: Not aware. 23 Q. (By Mr. Karst) Do you know who may be aware of 24 that outside of your attorneys? 25 A. Do you mean someone from Lonoke?	210 1 A. He was a research engineer. 2 Q. And what did he do in Arkansas? 3 A. I believe he became a process engineer when he 4 went to Lonoke. 5 Q. Are there other individuals who worked in the 6 Bridgeport Remington facility that took a job down at 7 the Lonoke, Arkansas, facility -- 8 A. Yes. 9 Q. -- besides Mr. McMillan? 10 A. Yes. 11 Q. Would these individuals be engineers and 12 managers versus day-to-day machine operators? 13 A. Yes, generally they would be. I don't know of 14 any wage roll people that went down there. 15 Q. Working at the Bridgeport facility, was there a 16 union? 17 A. Yes. 18 Q. Were you a member of the union? 19 A. No. 20 Q. Because you were management, is that why you 21 couldn't be? 22 A. Yes. 23 Q. What union or unions were at the Bridgeport 24 facility? 25 A. I don't even remember the name of it. It was an
209 1 Q. Yes. 2 A. No. 3 Q. If you're aware, generally are records at the 4 Arkansas facility? 5 MR. MORTL: Objection. Broad. Vague. 6 THE WITNESS: Plant records or corporate 7 records? 8 Q. (By Mr. Karst) Let's go plant records. 9 A. Yes, I'm sure they are. You can't run a plant 10 like that without records. 11 Q. Logically. How about corporate records? 12 A. No, not that I'm aware of. 13 Q. Are you aware whether they had a library at the 14 Arkansas facility? 15 A. I don't recall. 16 Q. Do you remember any individuals by name who 17 worked or have worked at the Arkansas facility? 18 A. Yes. 19 Q. Who are some of them? 20 A. One of them is John McMillan, deceased, good 21 friend of mine. 22 Q. Was Mr. McMillan from Bridgeport and moved down 23 there? 24 A. Yes. 25 Q. What did he do in Bridgeport?	211 1 in-house union. It was not a national union. 2 Q. So it was only for the individuals who worked at 3 this Bridgeport facility. 4 A. That's correct. 5 Q. When the Arkansas facility opened up, did it 6 expand to include that facility? 7 A. No. 8 Q. So it was always just the Bridgeport facility? 9 A. Yes. 10 Q. Do you remember the acronym for it? 11 A. It's coming back to me. IMOWU. Don't ask me 12 what all that stands for. IMOWU we used to call it. 13 Q. Was that union in effect when you arrived in 14 '68? 15 A. Yes. 16 Q. And was that union in effect when you left in 17 '86? 18 A. Yes. 19 Q. And these were the hourly wage people who were 20 members of this union. 21 A. That's right. It was not a compulsory 22 membership. There were numerous people that were not 23 members. 24 Q. What did the union do? 25 MR. MORTL: Objection to form.

212 1 THE WITNESS: They represented people in 2 grievance situations. They worked together with 3 the company, you know, with other employees, but 4 management type of employees on safety items, 5 safety committees. It was a good relationship. 6 It was not an adversarial relationship. 7 Q. (By Mr. Karst) There were differences of 8 opinion on wages or wage increases as well. 9 A. Sure. 10 Q. Do you remember whether the IMOWU ever had any 11 grievances or brought up safety concerns regarding dust 12 in the facility? 13 A. In my time I do remember, and they never did. 14 That's an easy one to remember. 15 Q. To your recollection, during your time, did they 16 ever bring up asbestos as a concern, the union? 17 A. Not that I recall, no. 18 Q. Was there a person that was in charge of the 19 union? A president? A vice president? 20 A. Yes. 21 Q. Do you remember anyone who served a president or 22 vice president of that union? 23 A. I do. 24 Q. Who? 25 A. A good friend of mine Frank Bisignano,	214 1 from any lung-related issues or cancer, and you told me 2 none that you were aware of. 3 A. Correct. 4 Q. My follow-up question to that that I want to ask 5 is, are you aware of any individuals who worked at the 6 facility whose spouses or children either were 7 diagnosed with or passed away from any lung-related 8 illnesses or cancer? 9 A. No, I'm not aware of anything like that. 10 Q. Are you aware whether du Pont or Sporting Goods 11 Properties, Inc., has been sued in any asbestos-related 12 cases besides Mr. Benson's case that we're here for 13 today and Mr. Taska's case that you testified in a 14 couple years ago? 15 A. No. 16 Q. Are those the only two that you're aware of? 17 A. Yes. 18 Q. Are you aware of anybody for du Pont or Sporting 19 Goods Properties, Inc., ever giving a deposition in an 20 asbestos-related matter as it relates to shotshells and 21 shotguns? 22 A. No. 23 Q. You're the only one. 24 A. As far as I know. 25 Q. As far as you know.
213 1 B-I-S-I-G-N-O, I believe it was. 2 Q. Was he president or vice president? 3 A. President. 4 Q. Is Mr. Bisignano still with us today? 5 A. No, he's not. 6 Q. What did Mr. Bisignano do at the facility? 7 A. He was a lab technician. 8 Q. R&D? 9 A. Yes. 10 Q. So he would be an individual that would have a 11 lab notebook generally speaking. 12 A. No. 13 MR. MORTL: We've going about an hour, but 14 I don't want to take a break if you're just 15 about done. 16 MR. KARST: Are you okay for me to keep go 17 for a little bit? 18 THE WITNESS: Define little. 19 MR. KARST: If it's going to be more than 20 ten minutes, we'll take a break. Fair enough? 21 THE WITNESS: Good. 22 MR. MORTL: Thank you. 23 Q. (By Mr. Karst) Yesterday I asked you if you 24 were aware whether any individuals who worked at the 25 Bridgeport facility had been diagnosed or passed away	215 1 A. Yes. 2 Q. Are you receiving any compensation for your 3 attendance at this deposition? 4 A. No. 5 Q. For your time preparing for this deposition, 6 either meeting with your attorneys or speaking with 7 them on the phone, have you received any compensation? 8 A. No. 9 Q. Do you intend that you will receive any 10 compensation? 11 A. Just for mileage. 12 Q. Do you know why you were specifically asked to 13 be the representative on the specific topics in this 14 asbestos-related matter for Remington? 15 MR. MORTL: Objection. I don't know how he 16 could know that without getting into 17 attorney/client privilege, but I'll let him 18 answer as long as there's no waiver. Is that 19 agreeable? 20 MR. KARST: Sure. 21 THE WITNESS: I'm still alive. I don't 22 mean to be flippant, but that's near the truth. 23 Q. (By Mr. Karst) Are you aware whether any other 24 individuals besides yourself had ever been contacted to 25 potentially discuss any asbestos-related matters as it

216 1 relates to Remington and the products made at that 2 facility? 3 A. Not to my knowledge. 4 MR. KARST: I think that's all the 5 questions I have for you. I know your attorney 6 has some, and then I'm sure I'll have follow-up 7 after that. Why don't we take a five-minute 8 break. 9 THE WITNESS: Sounds good. 10 VIDEOGRAPHER: The time is 11:04 a.m. We 11 are going off the record. 12 13 * * * * * 14 15 VIDEOGRAPHER: The time is 11:20 a.m. We 16 are back on record. 17 18 CROSS-EXAMINATION BY MR. MORTL: 19 20 Q. (By Mr. Mortl) Good morning, Mr. Anderson. How 21 are you feeling? 22 A. Good morning. Okay. 23 Q. As you know, I'm Andrew Mortl. I'm going to 24 have some questions for you. Let me start by going 25 back to Exhibit 1, the handwritten notes there. Can	218 1 (Defendant's Exhibit 5, 1961 Remington 2 Ammunition Price List, marked for 3 identification) 4 5 Q. (By Mr. Mortl) Sir, let me show you what's been 6 marked for identification here as Defendant's Exhibit 7 5. Let me ask you generally, what is this document? 8 A. This is a 1961 Remington ammunition price list. 9 Q. And during your time at Remington, did you come 10 across annual price lists? 11 A. Yes. They were generally distributed to 12 employees for information. 13 Q. And were these price lists generated on what -- 14 how often? 15 A. I believe they were annually unless something, 16 you know, a special announcement of some kind came out, 17 a new product introduction. 18 Q. So these annual price lists continued through 19 your time as Remington as well. 20 A. Yes, they did. 21 Q. And were these annual price lists generate in 22 the regular course and scope of Remington's business? 23 A. Yes. 24 Q. What was the purpose of annual price lists? 25 This one in particular deals with ammunition, correct?
217 1 you tell me, sir, why was that created? 2 A. It was actually created at my request as a 3 memory aid. There's a lot of numbers and dates and 4 stuff of associated with this kind of thing. 5 Q. And why is it that it's not in your handwriting? 6 A. I have contracted rather serious arthritis in 7 the last couple years, and I'm very uncomfortable 8 writing for more than just a minute or so. 9 Q. So how did it get generated? 10 A. I asked Gloria to do it for me, my attorney, to 11 do for me, to write it down for me, and I dictated it 12 to her. 13 Q. Without looking at Exhibit 1, it was a memory 14 aid to help you, I think you testified, remember dates 15 from reviewing various catalogs, price lists, et 16 cetera, correct? 17 A. Correct. 18 Q. Let's look at some of those actual documents. 19 MR. KARST: Just so we're clear, who are 20 you representing today? 21 MR. MORTL: I'm representing du Pont, SGPI 22 and the Witness. 23 MR. KARST: Okay. 24 25	219 1 A. Correct. 2 Q. What's the purpose of annual price lists like 3 this? 4 A. For information for -- in the case of employees 5 it was of great interest because they made the product, 6 but they're for the sales force and for customers and 7 for distributors. It's just general information of 8 what's available from Remington. 9 Q. And when you say what's available for Remington, 10 was one of the purposes of the price list to itemize 11 various, in this case, ammunition that would be 12 available for sale in the upcoming year, 1961 here? 13 A. That's right. 14 Q. And they would update these, you said, annually 15 if there were new products that would come out, for 16 example. 17 A. Yes. 18 MR. KARST: Objection. Overly broad. 19 Q. (By Mr. Mortl) And if prices changed. 20 A. Yes. 21 Q. So from your experience at Remington, are you 22 generally familiar with documents like this and 23 comfortable reading documents like this? 24 A. Yes, I am. 25 Q. Let me ask you, sir, turn to the second page of

220 1 the exhibit, which is – before I ask you a question, 2 I'm just going to further identify for the record 3 purposes that Exhibit 5 is from SGPI 0002532 to 2547, 4 and it's entitled Remington Ammunition Price List, 5 effective January 9, 1961. 6 If you could turn to the second page of the 7 document which has a control number at the bottom that 8 ends in 2533. Are you with me? 9 A. Yes, sir. 10 Q. And you see at the top there it says, See why 11 Remington new SP shells get you more game. Let me ask 12 you, do you know what SP refers to? 13 A. Yes. It's one of the nomenclature from 14 Remington for the new plastic shell. 15 Q. When you say new plastic shell, based on the 16 documents that you've reviewed, is this the first 17 indication that you saw of a plastic shell body being 18 introduced by Remington? 19 A. Yes. 20 Q. And let me ask you, this plastic shell body, can 21 you tell from this document, is it being used for both 22 field loads and target loads or just field loads at 23 this time? 24 A. Just field loads at this time. 25 Q. Then you'll see at the top left-hand corner of	222 1 Q. And what's your understanding of the 7 1/2 per 2 square inch pressure? 3 A. That was the pressure exerted on the basewad 4 component during its construction or fabrication. 5 Q. Is that what you've been referring to in your 6 deposition as the Colton machine? 7 A. That's right. 8 Q. And so can you give us a description, sir, of 9 what a dry-molded basewad looked like or felt like 10 after it came out of the Colton machine and had 11 undergone 15,000 pounds per square inch of pressure? 12 A. What it looked like and felt like? 13 Q. Yes. 14 A. Yes, I can. It was very, very hard. It was 15 smooth. It had a very slight luster to it. You could 16 tell that it was made with a punch and a die and a lot 17 of pressure because it was very full, no voids, no 18 chips, no dust, no anything like that, and it was made 19 in the millions, and it was made the same way every 20 time. 21 Q. And you say very hard. Is there any description 22 that you can give us of how hard? Was it something 23 that you could dent or push on? 24 A. No, absolutely not, not with your hands. There 25 was an interesting test that I had seen done a couple
221 1 the page there appears to be a cross-section of an 2 actual shotgun shell. 3 A. Yes. 4 Q. Walk us through, if you will, just to help 5 orient us, it looks like there's bullet points that 6 explain what each thing is. I'm going to start at the 7 bottom. You see the bottom bullet point points to an 8 exclusive Kleanbore priming. 9 A. Yes. 10 Q. Is that what you've been referring to as the 11 primer in a shell? 12 A. Yes, that's right. 13 Q. And then you see the next bullet point up has an 14 arrow to the metal base, and the description is 15 exclusive steel head. Is that what you've been 16 referring to as the head of the shell? 17 A. Yes. 18 Q. And then the next bullet up points to something 19 that's described as an exclusive basewad, and then the 20 description is hydraulically formed in this shell 21 around 7 1/2 tons per square inch pressure. Does 22 anything about that description help identify for you 23 the type of basewad that's contained in this shell? 24 A. Yes. That's what was known as a dry-molded 25 basewad.	223 1 times when I was at Remington, and that was to take the 2 basewads and just throw them on the floor to show the 3 employees -- this is part of the training program to 4 show the employee how hard they were. 5 Q. They would break when they were thrown on the 6 ground. 7 A. They wouldn't break, wouldn't chip. They were 8 tough. 9 Q. And so when the basewads went – after the 10 Colton machine, I believe you said they were stored in 11 open bins. 12 A. That's correct. 13 Q. Is there any dust around those bins? 14 A. No. 15 MR. KARST: Objection to form. 16 Q. (By Mr. Mortl) In all the years that you were 17 there, did you ever observe any dust coming off of a 18 dry-molded basewad? 19 A. No. 20 MR. KARST: Objection to form. Vague. 21 Q. (By Mr. Mortl) As you would handle these, any 22 residue or anything left on your hand? 23 A. No. 24 Q. And you said they had a little sheen in them. 25 A. Yes.

224 1 Q. Was part of the process where they were mixed 2 with wax, I think you said, paraffin wax? 3 A. That's correct. I'm sure that's part of the 4 sheen. 5 Q. Again, if you could, give us what your 6 understanding of the ingredients of the dry-molded 7 basewads were. 8 A. There was wax, wood flour and a small amount of 9 a binder, which I believe was butyl rubber, something 10 along that line. And I'm forgetting something. 11 Q. Asbestos? 12 A. Asbestos, yes. 13 Q. Fair enough. And the butyl rubber, that was in 14 addition to the paraffin wax. 15 A. Yes. It a very small quantity, as I recall it. 16 Q. That was an additional binder is your 17 understanding. 18 A. Correct. 19 Q. So going back to this cross-section, sir, 20 working our way up, the next bullet point up says 21 finest, progressive, burning powder. That's what 22 you've been referring to as the gunpowder. 23 A. Correct. 24 Q. Then next up we see exclusive polyethylene H 25 wad. We've had a lot of discussions just generally	226 1 well, the other use. I'm not sure what else might have 2 been in there. 3 Q. Let me ask you, sir, was asbestos ever an 4 ingredient in Remington-made felt wads? 5 A. No. 6 Q. Was asbestos ever an ingredient in the plastic H 7 wads? 8 A. No. 9 Q. Was asbestos ever an ingredient in the power 10 piston wads? 11 A. No. 12 Q. Was asbestos ever an ingredient in any 13 over-powder wads? 14 A. No. 15 Q. How about in the actual plastic shell 16 construction? 17 A. No. 18 Q. How about in the steel head construction? 19 A. No. 20 Q. How about in the primer construction? 21 A. No. 22 Q. So as you've already testified, it was limited 23 to the dry-mold basewads. 24 A. Correct. 25 Q. How about the plastic basewads?
225 1 about wads and some discussion about H wads. Is there 2 what you would call an over-powder wad? 3 A. Yes. In this case it is, yes. 4 MR. KARST: Objection to form. 5 Q. (By Mr. Mortl) In this particular shell, the 6 over-powder wad was an H wad. 7 A. That's correct. 8 Q. And the next bullet up here says exclusive mold 9 T-I-T-E, tite, filler was. 10 A. Mold-tite. 11 Q. Mold-tite filler wad. What is that referring 12 to, if you know? 13 A. That's a felt wad. 14 Q. And so this particular shell in its original 15 construction had both an H wad and a felt wad. 16 A. That's right. 17 Q. And, again, what were the felt wads made from? 18 A. They were made from felt material and fibers, 19 generally animal fiber, horse hair, that kind of thing. 20 It's escaping me at the moment, but those were the two 21 main ingredients in the fiber wads. 22 Q. And it had some kind of binder. 23 A. That's right. That's what I forgot. 24 Q. And what would that generally have been? 25 A. It would be -- that might be a butyl rubber as	227 1 A. No. 2 Q. Going on now with this document -- actually, let 3 me stay with the felt wad just for one moment, sir. 4 A. Okay. 5 Q. Do you recall when you arrived in 1968, were 6 felt wads being phased out at that time? 7 A. Yes. 8 Q. And I know it's hard to remember exact dates, 9 but, to the best of your recollection, were felt wads 10 no longer for resale as a component part sometime in 11 the late 1960s? 12 MR. KARST: Objection to form. 13 THE WITNESS: I believe that's true, yes. 14 Q. (By Mr. Mortl) Let me ask it this way: What's 15 your best recollection of when felt wads were no longer 16 available for purchase as part of a reloading 17 component? 18 A. I would remember better when they went out of 19 use in production, and that was very shortly I got 20 there in '68. 21 Q. Moving up on this cross-section in Exhibit 5, 22 the cross-section of the shell, the next bullet point 23 up is the exclusive polyethylene body. Do you see 24 that? 25 A. Yes.

228 1 Q. And this is the one of the new things, right? 2 This is the new plastic body. 3 A. Correct. Yes. 4 Q. And then the next bullet point up is the round, 5 hard shot, and those are, for lack of a better term, 6 BBs, right? 7 A. Yeah. You could call them that. 8 Q. You didn't call them that. You called them 9 shot. 10 A. We called them shot. 11 Q. So for purposes of your deposition, when you've 12 been talking about shot, that's the section of the ammo 13 that you've been talking about. 14 A. That's right. 15 Q. And then the last section is the exclusive 16 rib-lokt crimp. 17 A. Correct. 18 Q. And that rib-lokt crimp, that would be the top 19 part of the plastic. 20 A. Yes. That was part of the body, and it was the 21 closure of the shell. 22 Q. And I think you said this is a field load only 23 construction at this time, correct? 24 A. That's correct. 25 Q. Let me ask you, when field loads like this were	230 1 A. Correct. That's about a half of an inch, maybe 2 five-eighths of an inch at length on the end of the 3 shell. The shot would be gone obviously. The felt wad 4 would be gone. The H wad be gone. 5 Q. Let me phrase the question this way: What would 6 be remaining? 7 A. Remaining would be the shell body, the cap, the 8 fired primer and the basewad. 9 Q. And in your experience at Remington, was the 10 basewad specifically -- let me start with the dry-mold 11 basewad. Was it always designed to remain intact in 12 the shell after firing? 13 A. Yes. 14 Q. And the ejecta, I'm assuming that all comes out 15 of the barrel of the shotgun at a fairly high velocity. 16 A. Yes. 17 Q. And gets shot out to whatever the rifle is 18 aiming at. 19 A. Correct. 20 Q. The felt wads, if you know, would they 21 completely degenerate upon firing or just partially 22 break up? 23 A. No. They could break up a little bit into 24 pieces, some fibers and so forth, and they would have 25 powder residue that might go around the H wad on their
229 1 -- the over-powder wads might have changed from time to 2 time, but the general construction of field wads like 3 this -- let me ask you, when a shell like this is 4 fired, you mentioned yesterday -- I think you used the 5 term ejecta. 6 A. Yes. 7 Q. Looking at this cross-section, can you explain 8 to us what gets ejected from the shell when it was 9 fired? 10 A. Yes. For this particular shell, the shot would 11 be ejected, the felt wad would be ejected, the basewad 12 would be ejected. 13 Q. I'm sorry. The basewad or the H wad? 14 A. I'm sorry. Shame on me. The H wad, the plastic 15 H wad, would be ejected. The powder would be ejected, 16 although almost 99 percent burned form. And that is 17 it. 18 Q. So after the shell is fired, does that mean the 19 remaining components -- why don't you tell us, what 20 would be the remaining pieces of the shell after you 21 fire that are still intact? 22 A. The body would be one of the components, and it 23 would be in the same position as you see it in the 24 diagram except that the crimp would be open. 25 Q. Where the shot escaped.	231 1 surface. 2 Q. Did you ever hear of felt wads giving off any 3 little dust or blowback from being fired? 4 MR. KARST: Objection to form. 5 THE WITNESS: Yes. 6 Q. (By Mr. Mortl) What have you heard or 7 experienced in that regard? 8 A. Well, you can get small particles of the felt or 9 maybe the horse hair or what have you, but it was not a 10 lot of debris the came out of there, but there was some 11 evidence that something else was in there besides the H 12 wad, which also blew out. 13 Q. Same question, but this time switching it over: 14 With all your experiments or firing of this ammunition 15 while working at Remington, ever hear of any blowback 16 issue or dusting issue coming out of the rifle 17 associated with a dry-mold basewad? 18 A. No. 19 MR. MORTL: You can set that document 20 aside. Thank you. 21 22 (Defendant's Exhibit 6, 1/2/63 Remington 23 Ammunition Dealers' Price List, marked for 24 identification) 25

232 1 Q. (By Mr. Mortl) Sir, for identification I've 2 given you what's been marked as Exhibit 6. It's 3 entitled Remington Ammunition Dealers' Price List, 4 effective January 2, 1963. It bears production numbers 5 SGPI0002628 through 2643. Again, very similar to the 6 document we just looked at, is this one of the annual 7 Remington ammunition dealers' price lists? 8 A. Yes. 9 Q. Again, sir, is this generally a document that 10 you were familiar that Remington generated annually in 11 the regular course and scope of its business? 12 A. Yes. 13 Q. And it's a document that you're comfortable 14 reviewing and interpreting. 15 A. Yes. 16 Q. So we see here the -- is it your understanding 17 that this would be the dealer price list for the year 18 1963? 19 A. Yes. 20 Q. Sir, if you could please flip to what's marked 21 as page three of the document. The control number at 22 the bottom is 2632. 23 A. Got it. 24 Q. You'll see the top of the document says 25 Remington shur shot plastic shotgun sheets. Do you see	234 1 identification) 2 3 Q. (By Mr. Mortl) I'm showing you what's been 4 marked as Exhibit 7, which is a Remington ammunition 5 price list effective January 2, 1964, with control 6 numbers SGPI 0002700 through 2715. Similar question, 7 sir: Is this a document that was generated in the 8 regular course and scope of Remington's business? 9 A. Yes. 10 Q. And there were produced, as you understand it, 11 on at least an annual basis or thereabouts. 12 A. Yes, they were. 13 Q. And the purpose of these documents, as you've 14 already told us, was to put out there the various 15 products that were offered for sale in the coming year. 16 A. That's correct. 17 Q. So we have here the price list from 1964. If 18 you would please -- I would like to direct you to page 19 three of the document. It's got control number 2704 at 20 the bottom. 21 A. Okay. I have it. 22 Q. Looking at the top there, you see Remington shur 23 shot plastic trap and skeet loads with power piston 24 wad. Do you see that? 25 A. Yes.
233 1 that? 2 A. Correct. 3 Q. And then you see about halfway down the document 4 it says Remington shur shot target loads. 5 A. Yes. 6 Q. What kind of shell is associated with the 7 Remington shur shot target load as of 1963? 8 A. Paper shell. 9 Q. How about below that you see Remington express 10 target load. 11 A. Yes. 12 Q. What kind of shell is associated those target 13 loads in 1963? 14 A. Those were also paper shells. 15 Q. Do you see anything in this document that would 16 indicate to you that as of 1963 there was anything 17 available for target load other than paper shells? 18 A. No. 19 Q. We do see a reference to plastic, but that's in 20 connection with plastic field loads. 21 A. Correct. 22 MR. MORTL: You can set that one aside. 23 24 (Defendant's Exhibit 7, 1/2/64 Remington 25 Ammunition Price List, marked for	235 1 Q. What kind of body construction is that shell? 2 A. That is a plastic shell. 3 Q. Is that for what we've been calling target 4 loads? 5 A. Yes. 6 Q. And then do you see underneath that there's a 7 reference to a Remington shur shot plastic trap and 8 skeet loads with H wads. 9 A. Yes. 10 Q. What kind of body shell construction is that? 11 A. Also a plastic shell. 12 Q. And is this 1964 price list the first document 13 you're aware of that indicates that target loads were 14 available for purchase with plastic body construction? 15 A. Yes, I believe it is. 16 MR. KARST: Objection to form. 17 Q. (By Mr. Mortl) If you look down farther on the 18 same page here, the next one down says Remington shur 19 shot paper trap and skeet load with power piston wad. 20 A. Uh-huh. 21 Q. And the one under that Remington shur shot paper 22 trap and skeet loads. 23 A. Yes. 24 Q. Then the one under that is Remington express 25 paper skeet loads.

236 1 A. Yes. 2 Q. What kind of body construction would those three 3 show? 4 A. Those were paper. 5 Q. So at this point in time, Remington was offering 6 both plastic target loads and paper target loads for 7 sale? 8 A. That's correct. 9 Q. And the dry-mold basewads we've been discussing, 10 were those associated with the plastic shells or the 11 paper shells or both or neither as of this time frame? 12 Let me ask a better question. 13 A. Okay. 14 Q. Which target load type of construction, paper or 15 plastic, contained dry-mold basewad at any point in 16 time? 17 A. Which paper? 18 Q. I'm sorry. I didn't ask you a good question. 19 A. No. 20 Q. Let me ask it again. 21 A. Go ahead. 22 Q. Were dry-mold basewads, to your knowledge, ever 23 used in paper shells? 24 A. No. 25 Q. Were they sometimes used in plastic shells?	238 1 A. Yes, it is. 2 MR. MORTL: You can set that one aside, 3 sir. 4 5 (Defendant's Exhibit 8, information flyer 6 titled New from Remington, Plastic Trap 7 and Skeet Loads, marked for identification) 8 9 Q. (By Mr. Mortl) Sir, showing you what's been 10 marked as Defendant's Exhibit 8 in this deposition, 11 it's got control numbers SGPI0002716 to 2717. The 12 title is New from Remington, Plastic Trap and Skeet 13 Loads. Can you tell me just in general what is this 14 type of document? 15 A. This is sort of like a press release, I think. 16 I forget what they specifically call it, but it's an 17 information flyer introducing a new product from 18 Remington. 19 Q. And would you see information flyers during the 20 time from Remington that would introduce new products? 21 A. Yes. 22 Q. And these were the type of documents Remington 23 would generate in the ordinary course and scope of its 24 business. 25 A. Yes, it was.
237 1 A. Yes. 2 Q. And were they sometimes used in plastic target 3 load shells? 4 A. Yes. 5 Q. We see here the two plastic shells. They're 6 talking about H wads and power piston wads. 7 A. Yes. 8 Q. We just saw a picture in the cross-section 9 earlier of an H wad, correct? 10 A. Yes, we did. 11 Q. And that's was over-powder wad. 12 A. Correct. 13 Q. And that's ejected when the shell is discharged. 14 A. That's right. 15 Q. Similarly, is the power piston wad an 16 over-powder wad? 17 A. In some loads it is. 18 Q. And it's ejected when it's fired. 19 A. Yes. 20 Q. When you say the power piston is an over-powder 21 wad in some shells, do you mean it's not in every 22 shell? 23 A. No, it's not, correct. 24 Q. But the shells it is in, it's an over-powder 25 wad.	239 1 Q. We just saw from Exhibit 7, which was the 1964 2 price list, a reference to a Remington shur shot 3 plastic trap with a power piston, and then we see this 4 flyer that is introducing the new power piston, 5 correct? 6 A. Yes. 7 Q. And the new plastic bodies, correct? 8 A. Yes. 9 Q. Let's take a look at this one in a little more 10 detail. Again, in the upper left-hand corner we have a 11 cross-section of a shotgun shell; is that correct? 12 A. Yes. 13 Q. And this one is not -- unlike the last one we 14 looked at that had little bullet point on each one for 15 description, this one doesn't, so I'm going to ask you 16 to walk us kind of through the shell slowly here. I'm 17 going to walk you up it, and what I'm actually going to 18 do is give you a red pen, too, if you want to mark as 19 we go. Starting at the bottom of the shell, in the 20 middle of the bottom, there's a little cylinder. Could 21 you identify in your exhibit just with a little arrow 22 -- I know you can't -- I'm not going to ask you to 23 write lot with your arthritis, but could you maybe just 24 put a P and verify for me that that is the primer? 25 A. The primer, correct.

240 1 Q. And then as we go to the left or the right of 2 the primer, do you see something that you would 3 associate with a basewad? 4 A. Yes. 5 Q. What kind of basewad? 6 A. That's a dry-molded basewad that's encapsulated 7 in polyethylene plastic. 8 Q. Okay. Let's go one step at a time. If you 9 could identify the dry-molded basewad, if it's not too 10 much trouble, with just a DW. 11 A. Okay. 12 Q. Just so we're got a clear record, what did you 13 write? 14 A. DMBW is what I'm trying to write. 15 Q. Perfect. Dry-molded basewad. Then we see above 16 the dry-molded basewad a white line. Can you tell us 17 what that is? 18 A. That's the encapsulating plastic that surrounds 19 the basewad. This is the thicker portion of it between 20 the dry-molded material and the material. 21 Q. So during the construction, there's an extra 22 plastic liner above the dry-molded basewad. 23 A. Yes. Above and all around. 24 Q. So you identified that with – 25 A. PE, polyethylene.	242 1 A. POW. 2 Q. Whatever your hand will allow. I should 3 probably be writing this for you. I apologize, but 4 it's hard for me to reach across the table. 5 A. That's all right. There's only a few more. 6 Q. Then what's the next component as we move up the 7 shell? 8 A. The next component is the power piston, and the 9 area of it there that shows the through holes used to 10 be known as the skirt of it. 11 Q. But it part of the power piston. 12 A. It's part of the power piston. It's an integral 13 unit. 14 Q. Could you put an arrow with a PP? 15 A. Sure. 16 Q. And so is it in this shell, this target load – 17 this is a target load shell, right? 18 A. Yes, it is. 19 Q. And this target load shell, it contains a power 20 piston over-powder wad. 21 A. Correct. 22 Q. Not an H wad. 23 A. That's correct. 24 Q. And not a felt wad. 25 A. That's correct.
241 1 Q. Polyethylene. Okay. Similarly, if you look at 2 the text of the document down in the bottom left-hand 3 corner, the last bullet point, you'll see the section 4 that starts easy reloading, and if you go to the second 5 sentence it reads basewad enclosed in plastic, ensuring 6 uniform height, gives positive gas sealing, prevents 7 deterioration after repeated use of cases. Do you see 8 that? 9 A. Yes. 10 Q. Is that what you've just labelled as PE, the 11 basewad enclosed in plastic? Is that what you're 12 referring to? 13 A. Yes. 14 MR. KARST: Could you show me exactly what 15 he's pointing to in that regard? 16 MR. MORTL: Sure. See the plastic? 17 MR. KARST: The H wad. 18 MR. MORTL: No. No H wad. We'll keep 19 walking through. This one's got a power piston 20 in it. 21 Q. (By Mr. Mortl) Going back to the cross-section, 22 above the polyethylene plastic enclosure of the 23 basewad, what's the next component? 24 A. The powder. 25 Q. Can you put maybe a P?	243 1 Q. Did power pistons become the more standard wad 2 for target loads after they were introduced? 3 A. Yes. 4 MR. KARST: Objection to form. Vague. 5 Q. (By Mr. Mortl) What your understanding of why 6 they became the more standard over-powder wad used in 7 target loads? 8 MR. KARST: Objection to the form. 9 THE WITNESS: There's a number of reasons. 10 The most important ones are that one of the 11 major features of the power piston was that it 12 protected the shot as it went down to the bore 13 of the shotgun and, in large part, kept it from 14 deforming. If you fire a non-power piston type 15 or a non-shot container type load, you can see 16 from high speed photography that the shots are 17 deformed in exactly the way you might suspect. 18 They look like they're wiped on one side, and 19 the lead is substantially deformed. 20 Q. (By Mr. Mortl) Actually, flip over to the other 21 side of the document, sir. I want to show you 22 something. 23 A. Yes. 24 Q. Is that the high speed photography that you're 25 referring to?

244 1 A. It is, yes. 2 Q. So part of the power piston is it has plastic 3 that comes up on either side of the shot. 4 A. Correct. 5 Q. So it helps hold the shot in place. 6 A. Correct. They call that the shot container. 7 Q. And so for target shooting, was it Remington's 8 belief that the power piston also gave you more 9 accuracy? 10 A. Yes, absolutely. 11 Q. Is that because the shot would stay in a more 12 confined area? 13 A. Correct. 14 Q. And that's what these pictures purport to show. 15 A. Yes. 16 Q. And you'll see the second picture down. This is 17 the second photograph down on page 2717. It says, This 18 is the shot string at 33 inches. The power piston has 19 finished its job and separated from the shot. There's 20 no dust or debris to blow back into your face. In 21 fact, when you're shooting, you never even see the 22 power piston. It will never upset your point or your 23 concentration. Do you see that? 24 A. Yes. 25 Q. We talked about blowback a moment ago. Was it	246 1 Q. Then the next one, the BBs, as I call them, is 2 that the shot? 3 A. The shot, yes. 4 Q. If you'll go ahead and put an S by that. And 5 then the other two parts I think we haven't discussed, 6 would you identify at the bottom the metal pieces at 7 the head? 8 A. Yes. The cap surrounds the lower end of the 9 shell. 10 Q. And do you refer to it as cap or head or either 11 or? 12 A. Cap or head, either or. 13 Q. I think we've been calling them a head through 14 most of the deposition, so I'm going to stick with 15 that, if that's not too confusing. 16 A. That's fine. 17 Q. So can you go ahead and mark that. 18 A. Okay. This pen doesn't want to write on this 19 paper. 20 Q. I promise not to make you write too much more. 21 The last one, can you identify -- the green part of the 22 outer body here, is that the green plastic body of the 23 shell? 24 A. Yes, it is. 25 Q. Again, is that the plastic crimp at the top as
245 1 your understanding that one of the benefits of the 2 power piston over something like a felt wad was that it 3 eliminated debris, dust and blowback? 4 A. Yes. 5 Q. You had mentioned it also eliminated contact 6 with the metal of barrel. 7 A. Correct. 8 Q. The shot with the metal barrel. 9 A. That's right. 10 Q. If you look at the left-hand column of page 11 2717, the exclusive power piston, and you go down to 12 the second sentence, you'll see that one of the stated 13 benefits here is that, first, by completely eliminating 14 contact with the metal of the barrel. Is that what 15 you're referring to? 16 A. Yes. 17 Q. If you look down at the bottom left-hand, do you 18 see -- as of the time of this document, you'll see the 19 various specifications of different shells. Were there 20 still some paper target loads available for sale? 21 A. Yes, there were. 22 Q. Flipping back over, please, to the first page, 23 let's finish this cross-section and the different 24 components here. We just discussed the power piston. 25 A. Correct.	247 1 well? 2 A. Correct. 3 Q. And the crimp is actually part of the actual 4 shell body, correct? 5 A. That's right. It's folded in on itself. 6 Q. Again, looking at this particular cross-section, 7 when this type of target load is fired, can you tell us 8 what gets ejected from the shell and what stays in 9 place? 10 A. Sure. The crimp opens up, remains part of the 11 shell, the shot is ejected, the power piston is 12 ejected, the powder is burned, and whatever's left of 13 it is ejected, which is very little. And that is all 14 that's ejected. 15 Q. Okay. Does the dry-mold basewad stay in the 16 shell? 17 A. Yes, it does. 18 Q. Does the plastic that's enclosing it stay in the 19 shell? 20 A. Yes, it does. 21 Q. Does the spent primer stay in the shell? 22 A. Yes, it does. 23 Q. You'll see a description of the plastic 24 enclosing the basewad. It says one of the benefits of 25 it is it prevents deterioration after repeated use of

248 1 cases. Were these shells designed to be reloaded if 2 someone chose to do that? 3 A. Yes, they were. 4 Q. In your experience in both your own personal 5 reloading and the work that you did at Remington, what 6 would be the first thing to fail on target loads that 7 were repeatedly fired and reloaded? 8 MR. KARST: Objection. Overly broad. 9 THE WITNESS: The crimp of the shell 10 because on repeated reload -- each time you 11 reload, you have to refold it, and you 12 eventually cause stress rises in the plastic, 13 and it splits. 14 Q. (By Mr. Mortl) So if a shooter testified that 15 they repeatedly reloaded shells and that the only thing 16 they recall failing on a Remington shell that they had 17 reloaded was the crimp, that would be consistent with 18 your experience as well. 19 A. Yes. 20 Q. And if Mr. Benson testified to that, that would 21 be consistent with your experience. 22 A. Yes. 23 Q. If for any reason the dry-molded basewad was 24 removed -- and I know it wasn't designed to be removed, 25 but if for some reason it was removed from a shell,	250 1 discussed, whether they be the felt wads, the H wads or 2 the power piston wads, those at various points in time 3 were sold by Remington as reload component parts, 4 correct? 5 A. Yes's, that right. 6 Q. And the over-powder wads, are those the wads 7 that get replaced in the reloading process of target 8 loads? 9 A. Yes. 10 Q. While we're talking about target load shell 11 reloading, you testified that's something that you've 12 done yourself, correct? 13 A. Yes, that's right. 14 Q. And you've see MEC loaders before. 15 A. Yes. 16 17 (Defendant's Exhibit 9, USB drive of 18 YouTube video, marked for identification) 19 20 MR. MORTL: I'm going to mark as Exhibit 9 21 a copy of a little instructional video that I'm 22 going to show you. 23 Counsel, I don't know if you want to go 24 around so you can see as well. I'm going to 25 show him this video and ask him generally if it
249 1 could it be reloaded and reused? 2 A. No. 3 MR. KARST: Objection to form. Overly 4 broad. 5 Q. (By Mr. Mortl) Why not? 6 A. First of all, it would destroy the structural 7 integrity of the shell, and secondly, there would be a 8 vast amount of volume empty in the shell. 9 Q. And you've already testified, I believe, 10 Remington never sold dry-molded basewads on the open 11 market for part of a reloading process; is that 12 correct? 13 A. That's correct. 14 Q. Because they weren't designed to be part of a 15 reloading process. 16 A. That's correct. 17 Q. They were designed to stay intact, in place. 18 A. Correct. 19 Q. Until the crimp failed. 20 A. That's right. 21 Q. As designed is the dry-mold basewad to be 22 disturbed in any way as part of a reloading process? 23 A. No. 24 MR. KARST: Objection to form. Vague. 25 Q. (By Mr. Mortl) The over-powder wads that we've	251 1 accurately depicts the reloading process. 2 For folks on the phone, if you've got your 3 computers in front of you, you can go to YouTube 4 and type in basic, how to reload a shotshell 5 with a MEC reloader, and this video should come 6 up. It's 3 minutes, 19 second, by Gunsmith USA. 7 That is the title of it. It's got a YouTube 8 search line of TAENNPGL, dash, 8, but I think 9 it's probably better to search for it by name. 10 MR. KARST: Obviously, I'll object to the 11 video. I don't know who produced it, don't know 12 what year it's from, don't know the machine, 13 don't know any foundation basis whatsoever about 14 people in the video, anything, so totally 15 objection to this one. 16 MR. MORTL: Your objection is noted. Let's 17 play the video and go from there. 18 If you could watch what's been marked as 19 Exhibit 9, please. 20 21 (Video playing) 22 23 Q. (By Mr. Mortl) Sir, having watched the video 24 marked as Exhibit 9, can you tell me, is that 25 consistent with your understanding of the basic

252 1 reloading process? 2 A. Yes. 3 Q. And that basic MEC reloading process, although 4 it might have gotten more automated over time, has it 5 changed in the course of your career? 6 A. No. 7 Q. So it's the same kind of stages. 8 A. Steps. Correct. 9 Q. So from what we just saw, does any part of that 10 process disturb whatever type of basewad is in the 11 shell? 12 A. No. 13 MR. KARST: Objection to form. 14 Q. (By Mr. Mortl) And for dry-mold basewads in 15 particular, were they designed to stay intact and in 16 place during the reload process? 17 A. Yes. 18 Q. And would you describe a dry-molded basewad as a 19 component part of a shell or an integrated part of a 20 shell? 21 A. It's integrated part. 22 Q. And what do you mean by that? 23 A. Well, once the shell is assembled, there's no 24 reason or intent that the basewad be removed, so it 25 stays there for the life of the shell.	254 1 Q. Again, just generally what is this document? 2 A. This is a catalog showing Remington's offerings 3 for the year 1967 for firearms and ammunition, traps 4 and target. 5 Q. And were documents like this generated in the 6 regular course and scope of Remington's business? 7 A. Yes. 8 Q. On an annual basis or thereabouts? 9 A. Correct. 10 Q. And similar to the price list we looked at, are 11 you comfortable reviewing Remington catalogs? 12 A. Yes. 13 Q. You're familiar with them. 14 A. Yes. 15 Q. Let me go ahead, since we're on this one, and 16 take you quickly to the page. It's page 40. It's got 17 control number 2969 on it. 18 A. Got it. 19 Q. So this is a page entitled Remington Traps and 20 Skeet Loads. Do you see that? 21 A. Yes. 22 Q. I just wanted to get you to the target load 23 section here. We see the cross-section of the target 24 load shell there on the left side. 25 A. Yes.
253 1 (Defendant's Exhibit 10, 1967 Remington 2 Sporting Firearms, Ammunition, Traps and 3 Targets catalog, marked for identification) 4 5 MR. MORTL: We've got about two minutes 6 left on the tape, and we've been going for a 7 while, so let's take a quick break and let you 8 stretch your legs. 9 VIDEOGRAPHER: The time is 12:15 p.m. We 10 are going off the record. 11 12 * * * * * 13 14 VIDEOGRAPHER: This time is 12:25 p.m. This 15 is the beginning of tape two. We are back on 16 record. 17 Q. (By Mr. Mortl) Sir, I'm showing you what's been 18 marked as Exhibit 10. Could I have that red pen back 19 from you, please? 20 A. Certainly. 21 Q. Exhibit 10, for the record identifying, is the 22 Remington 1967 Sporting Firearms, Ammunition, Traps and 23 Targets. It's got control numbers SGPI0002930 through 24 2973. Do you recognize this document, sir? 25 A. Yes, I do.	255 1 Q. Similar to the cross-section that we just looked 2 at and walked through in detail, similar composition 3 here. 4 A. Do you want to start at the bottom or the top? 5 Q. You can just look at it and tell me if it's 6 similar composition. 7 A. Yes, it's similar composition. 8 Q. And similar to what we just looked at, the 9 dry-molded basewad, can you tell me from this diagram, 10 is it still enclosed in the plastic? 11 A. Yes, it is. 12 Q. Okay. Go down to the bottom of this particular 13 page, sir, and you're going to see something that 14 refers to 12-gauge International target loads. 15 A. Yes. 16 Q. We talked about -- you were asked some questions 17 yesterday with respect to Exhibit 4 about International 18 target loads. Let me ask you a little bit more about 19 that. Were there different specifications for 20 International target load than there were for other 21 target loads? 22 A. Yes, there be. 23 Q. And how so? 24 A. The biggest differences that I recall were that 25 it was a nickel-plated head on the shell, it had

256 1 nickel-plated shot, and it was a substantial cost 2 increase, price increase for the customer. 3 Q. And how about for sanction shooting competitions 4 in the United States for United States-sanctioned 5 shooting competitions; were International target loads 6 allowed to be used? 7 A. No. 8 Q. So for this International specification, you 9 said they were more expensive. How about volume-wise; 10 how did they compare with Remington's other target load 11 production and sales? 12 A. Very low volume. I thought about this a little 13 bit last night when I was going through some stuff, and 14 I can recall quite clearly that we ran these on one 15 loading machine for one shift in one year that I was 16 there. I remember that specifically. 17 Q. Very low volume. 18 A. Very low volume. 19 Q. Do you think these were even available for 20 purchase in most places in the US? 21 A. No. 22 Q. And just as a refresher, the document that we 23 looked at yesterday, Exhibit 4, which was a 1968 list, 24 the International target loads were the only target 25 load shells that still were listed on that particular	258 1 A. Yes, it was. 2 MR. KARST: Objection to form. 3 Q. (By Mr. Mortl) And these news releases were 4 generated in the normal course and scope of Remington's 5 business. 6 A. Yes. 7 Q. This one, January 2, 1968, if you look at the 8 first paragraph, the document says Remington Arms 9 Company, Inc., has announced that all Remington-Peters 10 20-gauge shotgun shells will now have yellow color 11 coded bodies to ensure positive visual contact between 12 12- and 20-gauge shells. Do you see that? 13 A. Yes. 14 Q. Yesterday you testified that at some point in 15 time 20-gauge shotgun shells went to all yellow. Do 16 you recall that? 17 A. That's right. 18 Q. Is this document consist with your recollection 19 in that regard? 20 A. Yes. 21 Q. Go to the second page of the document under the 22 target, New All-American 12-gauge target loads now 23 available from Remington-Peters. Do you see that? 24 A. Yes. 25 Q. Yesterday you had testified that at some point
257 1 document that contained the dry-mold basewad, correct? 2 A. That's correct. 3 MR. KARST: Objection to form. Misstates 4 the document. 5 6 (Defendant's Exhibit 11, 1/2/68 news 7 release titled Remington-Peters 8 Introduces Safety Color Coding for all 9 20-Gauge Shotshells, marked for 10 identification) 11 12 Q. (By Mr. Mortl) Sir, showing you what's been 13 marked as Exhibit 11, which is a Remington-Peters news 14 release dated January 2, 1968, entitled 15 Remington-Peters Introduces Safety Color Coding for all 16 20-Gauge Shotshells. It's got control number 17 SGPI0003050 through 3053. Again, we saw some news 18 releases or press releases earlier. Is this of a 19 similar vein. Let me ask you a fresher question. 20 Would Remington put out news releases or press releases 21 from time to time when it would change products? 22 A. Yes. 23 Q. And that happened during the time -- that was a 24 regular occurrence during the time you worked there as 25 well.	259 1 in time Remington introduced an All-American target 2 load shell. Do you recall that? 3 A. Yes. 4 Q. Does this document help refresh your 5 recollection on the timing for the introduction of that 6 shell? 7 A. Yes. 8 Q. So it would have been sometime around when? 9 A. It looks like January 2, 1968. 10 Q. And if you go down the third paragraph on this 11 page, do you see a key feature of the new shells is a 12 locked-in, one-piece solid plastic basewad whose design 13 aids in a faster, more completely uniform ignition and 14 whose strength increases even further the inherent 15 reloadability of the strong, plastic shell bodies. Do 16 you see that? 17 A. Yes. 18 Q. Is that consistent with your memory that the 19 All-American shell contained a solid plastic basewad? 20 A. Yes. 21 Q. And not a dry-mold basewad. 22 A. Correct. 23 Q. And at the very bottom of the page, you'll see 24 they said they will be available January 1968. Do you 25 see that, the very last sentence?

260 1 A. Yes. 2 MR. MORTL: You can set that aside, sir. 3 Thank you. 4 5 (Defendant's Exhibit 12, 1968 Remington 6 Sporting Firearms and Ammunition catalog, 7 marked for identification) 8 9 Q. (By Mr. Mortl) I'm showing you what's been 10 marked as Exhibit 12. This is Remington-Peters 1968 11 Sporting Firearms and Ammunition, SGPI0003010 through 12 3049. Sir, can you tell us what this document is? 13 A. The 1968 Sporting Firearms and Ammunition 14 catalog for Remington. 15 Q. So this is, again, one of the annual catalogs 16 that Remington would put out. 17 A. Yes. 18 Q. And you're familiar with these documents. 19 A. Yes. 20 Q. And this document was generated in the regular 21 course and scope of Remington's business. 22 A. Yes. 23 Q. And similar to the price lists we were looking 24 at, it's one of the purposes of these catalogs to 25 inform potential customers of the various product lines	262 1 A. It's a plastic basewad. 2 Q. And all the other components are similar to what 3 we've seen in other cross-sections as far as primer, 4 head, powder, over-powder wad, shot and plastic body 5 construction. 6 A. Yes. 7 Q. And you'll see under the All-American 8 description it says, The secret is in the new, 9 one-piece plastic basewad. Again, is that consistent 10 with your recollection that there was no dry-mold 11 basewad in the All-Americans? 12 A. Yes. 13 Q. And that Remington had moved towards a plastic 14 basewad? 15 A. Yup. 16 MR. KARST: Objection to form. 17 MR. MORTL: You can put that one aside, 18 sir. 19 20 (Defendant's Exhibit 13, 1/2/68 Remington 21 Ammunition Components Price List, marked 22 for identification) 23 24 Q. (By Mr. Mortl) I'm showing you what has been 25 marked as Exhibit 13, which is a Remington Ammunition
261 1 contained in the catalogs. 2 A. Yes. 3 Q. If you could turn to page 24 of the document, 4 it's got the control number 3033 at bottom. It's page 5 24 of the actual document. 6 A. I have it. 7 Q. So we're on the same page here, it's titled 8 Remington-Peters Trap and Skeet Loads. 9 A. Yes. 10 Q. Again, about halfway down in this 1968 catalog 11 we see all new All-American. 12 A. Yes. 13 Q. Do you see that? 14 A. Uh-huh. 15 Q. Is that consistent with your memory of when you 16 started in 1968 that the All-American had become trap 17 load? 18 A. Yes. 19 Q. And you'll see another cross-section of a shell. 20 A. Yes. 21 Q. On the upper left-hand part of the document. 22 Can you tell from the photo, are we now where -- is 23 there a dry-mold basewad in that cross-section? 24 A. No, there's not. 25 Q. What kind of basewad is in this?	263 1 Components Price List, effective January 2, 1968. At 2 the top it says 1968 Suggested Retail Price List. It's 3 got control number SGPI0002986 through 2993. Tell me 4 what this document is, sir. 5 A. This is a catalog listing of all the component 6 parts of various types of shells that Remington had for 7 sale in 1968. 8 Q. And for the ammunition components price list, 9 similar to the other price lists we looked at, this is 10 an annual publication by Remington. 11 A. That's correct. 12 Q. And it's put out in the regular course and scope 13 of Remington's business. 14 A. That's right. 15 Q. And it's a document that you're familiar with. 16 A. Yes. 17 Q. So this is ammunition components price list. So 18 these would be -- is it accurate to say that these 19 would be include the types of things that we've talked 20 about that get replaced as part of the target reloading 21 process? 22 A. That's right. 23 Q. If you flip to page five, please, control number 24 2990 at the bottom. 25 A. I have it.

264 1 Q. And you see the title of this page is Wads, and 2 it says, Remington wads are offered in the famous 3 polyethylene plastic power piston. 4 A. Yes. 5 Q. Post wad and H wads. 6 A. Yes. 7 Q. For perfect gas sealing. Do you see that? 8 A. Yes. 9 Q. Then if you look down under the types of wads 10 available, you'll see at this time cardboard wads are 11 available, correct? 12 A. Yes. 13 Q. And how are they packed? 14 A. In a box. 15 Q. And you'll see premium felt wads. Do you see 16 that? 17 A. Yes. 18 Q. Earlier you testified that premium felt wads 19 were always sold in boxes. How does this say they were 20 sold? 21 A. In a box. 22 Q. On a box of how many? 23 A. 500. 24 MR. KARST: Objection to form. 25 Q. (By Mr. Mortl) And that's consistent with your	266 1 scope of Remington's business. 2 A. Correct. 3 Q. Go to page five, 3134 control number. 4 A. I have it. 5 Q. Do you see a section in the upper left-hand 6 corner called wads? 7 A. Yes. 8 Q. Can you tell me, do you see any felt wads still 9 being offered for sale by Remington? 10 A. No. 11 Q. Is that consistent with your recollection that 12 felt wads were phased out shortly after you started in 13 1968? 14 A. Yes. 15 MR. KARST: Objection to form. Assumes 16 facts not in evidence. 17 Q. (By Mr. Mortl) From your personal recollection 18 and your personal experience, when do you believe felt 19 wads were phased out? 20 A. Around this time, 1970 or thereabouts. 21 22 (Defendant's Exhibit 15, 1972 23 Remington-Peter Sporting Firearms and 24 Ammunition catalog, marked for 25 identification)
265 1 recollection of how felt wads were sold by Remington. 2 A. Yes. 3 Q. I believe you testified that in 1968 or so felt 4 wads were being phased out when you started at 5 Remington. 6 A. That's right. 7 Q. Have you seen any document post 1968 that 8 indicates that Remington was still selling felt wads? 9 A. Not that I recall. 10 MR. MORTL: Set that one aside, sir. 11 12 (Defendant's Exhibit 14, 1/2/70 Remington 13 Ammunition Components list, marked for 14 identification) 15 16 Q. (By Mr. Mortl) I'm showing you what's been 17 marked as Exhibit 14, which is Remington Ammunition 18 Components list effective January 2, 1970. It's got 19 SGPI0003130 through 3137. Can you tell us what this 20 document is, sir? 21 A. This is a components catalog of components made 22 by Remington for sale in 1970. 23 Q. Is this a document you're familiar with? 24 A. Yes. 25 Q. And it's generated in the normal course and	267 1 Q. (By Mr. Mortl) We're almost done. I have one 2 more for you. We're you got Exhibit 15, which is a 3 Remington-Peter 1972 Sporting Firearms and Ammunition 4 catalog, bates number SGPI 0003298 through 3345. Sir, 5 can you tell us what this document is? 6 A. This is a 172 Sporting Firearms and Ammunition 7 catalog from Remington, what's for sale. 8 Q. Now, was this document generated in the normal 9 course and scope of Remington's business? 10 A. Yes. 11 Q. And, again, the general purpose of this document 12 is to identify the type of products that Remington was 13 offering for sale in that year. 14 A. That's right. 15 Q. If you could go to page 30 of the document, 16 control number 3327 at the bottom. 17 A. Okay. I have it. 18 Q. And if you could actually kind of open it so you 19 can see 30 and 31 at the same time. 20 A. Okay. 21 Q. You'll see Introducing RXP Remington and Peters 22 New 12-Gauge Trap and Skeet Loads. Sir, you referenced 23 that RXP loads yesterday. Does this document help 24 refresh you on when RXP loads were first introduced to 25 the potential customers?

268 1 A. Yes. 2 Q. And when approximately was that? 3 A. 1972. 4 Q. And did the RXP replace a prior version of a 5 target load shell? 6 A. Yes, it did. 7 Q. And what did it replace? 8 A. The All-American. 9 Q. And the All-American is the one with the plastic 10 basewad. 11 A. Plastic basewad, correct. 12 Q. And looking at the cross-section at the top of 13 pages 30 and 31, is that a cross-section of an RXP 14 shell? 15 A. Yes, it is. 16 Q. And is there any basewad in an RXP shell? 17 A. Technically, no. 18 Q. Why is that? 19 A. It's all one piece. 20 Q. Is that what you'll see the term in here 21 unibody? 22 A. Yes, that's right. 23 Q. And just so the jury can understand, can you 24 give them just a layman's description of what a unibody 25 is.	270 1 loads more regularly than that? 2 A. No. 3 Q. How about for the RXP line after it was 4 introduced? 5 A. After it was introduced, it was the only one. 6 Q. I would like to take you back to Exhibit 2 from 7 yesterday. 8 A. Okay. 9 Q. This is that February 17, 1971, document 10 entitled Toxicity of the Primer and the Projectile in 11 Rimfire Ammunition. Some of this document was read 12 into the record. I'm not sure you got any questions on 13 the document itself. Let me ask you, do you see up at 14 the top left-hand corner of the first page M.W. Kordas, 15 Jr., supervisor, applied research? 16 A. Yes, I see it. 17 Q. What was the applied research? 18 A. It was another one of several research groups at 19 Remington for ammunition, primarily for ammunition. 20 Q. When you say research, what are you referring 21 to? 22 A. New products, modified products, new 23 applications, that sort of thing. 24 Q. So potential new products would be something 25 that they would take a look at.
269 1 A. A unibody is a shotshell that's identical 2 dimensionally to its predecessors with the exception 3 that it's a one-piece shell and there's no separate 4 basewad. It's integral with the walls of the shell. 5 Q. And the All-Americans were target load shells. 6 A. Correct. 7 Q. And the RXP are target load shells, correct? 8 A. Correct. 9 Q. Were dry-mold basewads ever part of the 10 All-American shells? 11 A. No. 12 Q. Were dry-molded basewads ever part of the RXP 13 line? 14 A. No. 15 Q. Were the All-American and the RXP, after they 16 were introduced, the main 12-gauge target load lines 17 Remington sold? 18 A. Yes. 19 MR. KARST: Objection to form. 20 Q. (By Mr. Mortl) And how do you know that? 21 A. Experience. 22 Q. How about production in general in your 23 experience at the plant during the time that the 24 All-American 12-gauge was being manufactured for target 25 loads; was there any being manufactured for target	271 1 A. Yes, definitely. 2 Q. And we see toxicity of the primer and the 3 projectile in rimfire ammunition. Is rimfire 4 ammunition shotgun? 5 A. No. It's a rimfire -- it has a rimfire priming 6 function as opposed to a centrally located separate 7 primer. 8 Q. Does this document have anything to do with 9 dry-mold basewads? 10 A. Absolutely not. 11 Q. It says down at the bottom of the first page 12 asbestos in the projectile. 13 A. Uh-huh. 14 Q. To your knowledge, did Remington ever 15 manufacture ammunition that contained asbestos in a 16 projectile for an end user? 17 A. No. 18 Q. Do you have any idea what they're referring to 19 here in the applied research exploratory division? 20 A. I believe this was part of a development program 21 that was purely experimental for non-lethal ammunition 22 and frangible projectiles and things of that sort. It 23 was very much experimental, never saw the light of day 24 in the plant. Never was really intended to be 25 produced.

272 1 Q. Let me ask for clarification. Did an 2 asbestos-containing projectile ever make the production 3 line while you were there? 4 A. No. 5 Q. I'm going to switch gears a little bit, sir. 6 You testified, I think, from time to time between 7 firing ammunition in the plant as part of the testing 8 of ammunition, and I think sometimes you guys would 9 have empty, spent shells. 10 A. Yes. 11 Q. And those would include target load shells. 12 A. Yes. 13 Q. And those would include some target load shells 14 with dry-mold basewads. 15 A. Yes. 16 Q. Have you heard of Remington Park? 17 A. Yes. 18 MR. KARST: What? 19 MR. MORTL: Remington Park. 20 Q. (By Mr. Mortl) Also in Bridgeport, Connecticut? 21 A. Yes. 22 Q. Can you tell us, did spent shells containing 23 dry-mold basewads ever go to Remington Park? 24 A. Generally, no, but yes, some did. 25 Q. And was there an area of Remington Park where	274 1 16 and 17 your copies of the Plaintiff's second 2 amended notice of taking of this deposition of 3 Sporting Goods Properties, Inc., and E.I. du 4 Pont de Nemours & Company. Exhibit 16 is the 5 Sporting Goods notice, and Exhibit 17 is -- 6 they're both your copies, but Exhibit 17 is your 7 copy of the du Pont notice. 8 9 (Defendant's Exhibit 18, Sporting Goods 10 Properties' objections to notice of 11 deposition, marked for identification) 12 13 (Defendant's Exhibit 19, E.I. du 14 Pont de Nemours & Company's objections to 15 notice of deposition, marked for 16 identification) 17 18 MR. MORTL: Then I'm also going to mark for 19 identification here as Exhibit 18 Sporting 20 Goods' objections to the notice and Exhibit 19 21 du Pont's objections to the notice. 22 Q. (By Mr. Mortl) Sir, as you understand it, you 23 weren't produced -- there's a series of categories in 24 these documents. You weren't produced as the person 25 most knowledgeable in every single category; is that
273 1 spent shells were stored? 2 A. Yes. 3 Q. Did that have a name? 4 A. Shotshell Mountain, I believe. 5 Q. And spent shells were sent to Shotshell Mountain 6 pretty much the whole time you worked at Remington. 7 A. Yes. 8 Q. And that practice was in place before you got 9 there as well. 10 A. Yes. 11 MR. MORTL: The only other thing I want to 12 do for recordkeeping -- could I have a copy of 13 the deposition notice, please? Let me go ahead 14 and have both of them. 15 16 (Defendant's Exhibit 16, Plaintiff's second 17 amended notice of deposition 18 of Sporting Goods Properties, marked for 19 identification) 20 21 (Defendant's Exhibit 17, Plaintiff's second 22 amended notice of deposition of E.I. du 23 Pont de Nemours & Company, marked for 24 identification) 25 MR. MORTL: I'm going to mark for Exhibits	275 1 correct? 2 A. That's correct. 3 MR. MORTL: And that's reflected in 4 objections and meet and confers and other 5 things. 6 I believe that is all I have. I'm going to 7 take one quick break and make sure and cede the 8 chair to Mr. Karst for any further examination 9 he might have. Thank you very much. 10 VIDEOGRAPHER: The time is 12:55 p.m. We 11 are going off the record. 12 13 * * * * * 14 15 VIDEOGRAPHER: The time is 1:18 p.m. We 16 are back on record. 17 18 REDIRECT EXAMINATION BY MR. KARST: 19 20 Q. (By Mr. Karst) Mr. Anderson, hopefully I'll be 21 the last one to ask you questions today and then we'll 22 be finished. 23 First of all, when you were being asked 24 questions by your attorney -- strike that. 25 I had asked you this morning, when we first got

276 1 here, if from yesterday's deposition to this morning if 2 you had reviewed any documents, and you told me no, 3 correct? 4 A. Correct. 5 Q. But in your deposition today, when your attorney 6 was just asking you questions, you said, quote, last 7 night I was going through some stuff. 8 MR. MORTL: Misstates testimony. 9 Q. (By Mr. Karst) That's word for word what you 10 stated. I want to know what did you go through last 11 night because earlier you said you didn't. 12 A. Could you give me some context for the comment? 13 Q. He was show you the catalogs. I'm not sure 14 which specific catalog, but he was showing you all 15 these different catalogs that he had marked as 16 exhibits. 17 A. I don't recall going through anything for the 18 this proceeding. 19 Q. I'm only ask because you said it. 20 MR. MORTL: Misstates testimony. 21 THE WITNESS: I don't know. I don't 22 recall. I don't recall what I was doing with 23 that, with anything to do with this. 24 Q. (By Mr. Karst) So your statement last night 25 going through some stuff, you're now stating that you	278 1 seen it? 2 A. I saw a cover page that had Benson's name on it. 3 Q. Mr. Benson in his deposition that lasted a 4 couple days when we took his deposition up in the 5 hospital up in Alaska, he never mentioned in any of his 6 depositions ever working with plastic wad or power 7 piston wad, so I can state that for a fact that he 8 never testified to anything like that. Your testimony 9 in regard to all of the catalogs that your attorney was 10 showing you, the majority of them referred to power 11 piston wads, okay? Would your testimony about that 12 just be limited, as your attorney was asking you, just 13 to the shotgun shells that had the power piston wads, 14 since that's what you were asked about in these 15 specific catalogs? 16 MR. MORTL: Objection. Vague. Overbroad. 17 Misstates the record. 18 THE WITNESS: I'm not sure I understand 19 what you're asking me. 20 Q. (By Mr. Karst) Your testimony that -- your 21 attorney was specifically asking you and showing you 22 catalogs and the diagrams, these cutouts that you were 23 looking at, all had the power piston in them. Is that 24 true from your recollection of what your attorney was 25 showing you?
277 1 didn't go through some stuff last night. 2 A. Not specifically for this proceeding, no. I did 3 show my deposition from the previous proceeding to my 4 wife in part. I don't remember why I did that. She 5 was asking me about it. I think that was it, from what 6 I said this morning. It wasn't anything to do with 7 this. 8 Q. Earlier you were making notations on one of 9 exhibits that Counsel gave you. You were okay 10 handwriting those as you were holding your pen for a 11 good ten minutes or so. 12 A. I think I was putting initials on there. Is 13 that what you're talking about? 14 Q. Yes. When you were writing on the exhibit. 15 A. Yes. 16 Q. And you were okay doing that? 17 A. I was, but if you look at them, they're not very 18 legible. 19 Q. I'll ask this one again: Have you ever read a 20 summary of my client's testimony, Mr. Benson? 21 MR. MORTL: Ask and answered. 22 You can answer again. 23 THE WITNESS: I don't believe I've read it, 24 no. I've seen it, but I haven't read it. 25 Q. (By Mr. Karst) What do you mean you haven't	279 1 A. As I recall it was, yes. 2 Q. Okay. My client never talked about working with 3 or shooting loads that ever had the power piston. 4 A. Okay. 5 Q. So my question to you is, was your testimony 6 when you're talking about these specifically limited to 7 the shells that had the power pistons, since that's 8 what he was specifically asking you about. 9 MR. MORTL: Objection to form. Overbroad. 10 Vague. Misstates the record and the Plaintiff's 11 testimony. 12 THE WITNESS: My recollection of that part 13 of my testimony was that I was asked to point 14 out the various components that make up the 15 shotshell, and the ones that I was asked about 16 had the power piston in it. 17 Q. (By Mr. Karst) Correct. Can you give me the 18 components of a rimfire ammunition? 19 MR. MORTL: Objection to form. Overbroad. 20 THE WITNESS: Did you say a rimfire 21 ammunition. 22 Q. (By Mr. Karst) Rimfire ammunition, can you give 23 me the components of it? 24 A. Do you mean a rimfire cartridge? 25 Q. Yes.

280 1 MR. MORTL: Same objection. 2 Q. (By Mr. Karst) Yesterday you said you don't use 3 the word cartridge, so that's why I didn't want to use 4 it. 5 A. I don't use it for shotshells. 6 Q. Can you give me the components -- 7 A. From a rimfire? 8 Q. Right. From the bottom to the top, the point of 9 the bullet. 10 MR. MORTL: Same objection. 11 THE WITNESS: Case, shell case, primer, 12 powder, projectile. 13 Q. (By Mr. Karst) Anything else? 14 A. No. 15 Q. What's the case made out of? 16 A. Brass. 17 Q. Any reason anything else would be in there by 18 the primer? 19 A. Any reason anything else would be in there by 20 the primer? Is that what you said? 21 Q. Yes. 22 A. No. 23 Q. The letter that was marked as Exhibit 2 talks 24 about asbestos being used in this projectile, correct? 25 A. Yes, as I read it.	282 1 the director at Haskell Laboratory at du Pont, correct? 2 A. Yes. 3 Q. And this letter is dated January 19, 1971. 4 A. That's right. 5 Q. And if you look at Exhibit 2, which is on your 6 right, that specifically says in the first sentence, 7 You letter of January 19, 1971, to Dr. Zapp was given 8 to me for comment. Do you see that? 9 A. Yes. 10 Q. Any reason to believe that this letter, Exhibit 11 20, was not the precursor letter to Exhibit 2? 12 MR. MORTL: Objection. 13 Q. (By Mr. Karst) Do you have any reason, reading 14 these, to think that that's not true? 15 MR. MORTL: Objection to form. Compound. 16 Foundation. Calls for speculation. 17 THE WITNESS: It looks to me like they 18 follow. 19 Q. (By Mr. Karst) As you can see on Exhibit 20, 20 you'll see on the bottom they're talking about the 21 projectile is a friable composition of, and it says 22 weight by percentage, 36 percent asbestos, 53 percent 23 wood fiber, 7 percent wax and butyl rubber, 1 percent 24 paraffin, 3 percent water. Do you see where I'm 25 reading that?
281 1 MR. KARST: Here is the precursor letter. 2 We can mark it as Exhibit 20. 3 4 (Plaintiff's Exhibit 20, 1/19/71 letter to 5 Dr. J.A. Zapp, Jr., from M.W. Kordas, 6 Jr., marked for identification) 7 8 MR. KARST: This is actually from a du Pont 9 document production. You'll see the bates stamp 10 in the lower left-hand corner. 11 MR. MORTL: Do you have an extra copy, by 12 chance? 13 MR. KARST: I do. 14 Q. (By Mr. Karst) This is the letter that caused 15 the response that you read in Exhibit 2. 16 MR. MORTL: I'll object to the extent 17 Counsel is testifying. 18 Q. (By Mr. Karst) Okay? 19 A. Yes. 20 Q. As you can see, this letter is from Mr. Kordas. 21 Mr. Kordas, you stated, worked at Remington. 22 A. Correct. 23 Q. And this is on Remington letterhead, correct? 24 A. Yes. 25 Q. And he's writing this letter to Dr. Zapp, who's	283 1 A. Yes. 2 Q. Did I read that correctly? 3 A. Yes. 4 Q. Is that roughly the same type of mixture that a 5 basewad is made out of in shotshell? 6 MR. MORTL: Objection. 7 Q. (By Mr. Karst) Primarily being asbestos and 8 wood fiber, as you mentioned. 9 A. It has several of the same ingredients. That's 10 as far as I would take it. 11 Q. And as we saw yesterday in the patent by your 12 friend from Remington, these percentages are within the 13 tolerances of that patent, correct? 14 A. I don't recall that. 15 MR. MORTL: Objection to form. 16 Q. (By Mr. Karst) We can pull out the patent, 17 which is Exhibit 3. 18 A. Okay. 19 Q. Here is Exhibit 3. As we look right down here 20 where I'm pointing it says -- 21 A. I remember reading that yesterday. 22 Q. Asbestos not substantially less than 30 percent 23 and not substantially more than 60 percent. 24 A. Okay. 25 Q. And this letter that you're looking at, Exhibit

284 1 20, is 36. 2 A. Okay. 3 Q. Also mixed with wood fiber, which is, like I 4 said, in this letter of Exhibit 20, 53 percent. 5 A. Uh-huh. 6 MR. MORTL: Objection to form. 7 THE WITNESS: Okay. And? 8 MR. MORTL: There's no and. He'll ask you 9 if he's got another question. 10 THE WITNESS: Okay. 11 Q. (By Mr. Karst) Now, this letter is talking 12 about the primer. Is the primer on a rimfire 13 ammunition relatively the same position as it is on 14 shotshell? Is that the end of the -- 15 A. Yes. But it's located in the periphery of the 16 shell as opposed to in the center of the primer. 17 Q. Right. So that's the difference. It's on the 18 edge of the shell as opposed to directly in the center, 19 but it's in the same position on the overall cartridge 20 or shell, correct? 21 A. Yes. 22 MR. MORTL: Objection. Vague. Form. 23 Slow down a little and let me get in. 24 THE WITNESS: Yup. 25 Q. (By Mr. Karst) So would you agree with me that	286 1 Q. Even when it's talking about the primer. 2 A. It says the projectile. Yes. The projectile is 3 a friable composition of the following. The projectile 4 is the bullet or would be analogous to the bullet. It 5 might not be a bullet in the normal sense of the term. 6 Q. Wouldn't the projectile be the whole thing? 7 A. No. The projectile is what gets ejected by the 8 powder, whatever the cartridge is. 9 Q. So you're telling me your read of this is that 10 the asbestos and the wood fiber is at the edge of the 11 bullet. 12 A. That's what the bullet's made out of. 13 Q. So you're saying the bullet itself is made out 14 asbestos. 15 A. It's made out of a compound containing asbestos, 16 yes. That's what this says. 17 Q. Just so we're 100 percent clear -- 18 A. It's a friable projectile, which this mixture 19 would be if you fired it at the speed of a bullet or 20 anything close to it. 21 Q. So you're saying that the actual bullet is not 22 metal that comes out of this -- 23 A. That's correct. This is not -- 24 Q. Hold on. -- and that you're actually firing a 25 composition of wood fire and asbestos out of the gun
285 1 the composition of the material they're talking about 2 as related to the primer would be in the same end of 3 the ammunition on this piece of ammunition as it is on 4 shotshell, which would be the end? 5 MR. MORTL: Objection. Form. Overbroad. 6 Vague. Ambiguous. Speculation. 7 THE WITNESS: I agree with my counsel. I 8 don't know what you're asking me. I don't 9 understand what you're asking me. 10 Q. (By Mr. Karst) I'm asking you if this mixture, 11 the asbestos mixture, if it's by the primer, that has 12 to be at relatively the same position in this 13 ammunition as it is on a shotshell, which would be at 14 the end of the shell, correct? 15 MR. MORTL: Objection. Form. Vague. 16 Ambiguous. Foundation. Speculation. 17 If you know. 18 THE WITNESS: If I understand what I'm 19 reading right, they're on opposite ends. The 20 projectile is the part on this one that has this 21 composition. 22 Q. (By Mr. Karst) So you're saying that, in your 23 reading of this, the asbestos component is out by the 24 bullet. 25 A. Yes.	287 1 and not a piece of metal. 2 A. That's what this says to me. I recall vaguely 3 this time period and what was going on. This was a 4 very experimental project. 5 Q. So you remember this project. 6 A. Vaguely, yes. Friable bullets were a project in 7 the exploratory research group. 8 Q. Why? 9 A. Primarily for riots and crowd control and that 10 kind of thing because they're non-lethal. 11 Q. Why would they use asbestos in a friable bullet? 12 MR. MORTL: Objection. Foundation. 13 Speculation. 14 THE WITNESS: No clue. 15 Q. (By Mr. Karst) Who worked on the project? 16 A. Let's see what the names are here. It looks 17 like Marty Kordas. 18 Q. Who's Marty Kordas? 19 A. Marty Kordas is the supervisor of this research 20 group that had this project. 21 Q. Because earlier when I asked you in your 22 deposition I said if asbestos was being used, and you 23 told me the only place it was used was the 24 asbestos-containing basewad, but now you're changing 25 your testimony that it was used also in this.

288 1 MR. MORTL: Objection. Argumentative. 2 Misstates testimony. Form. 3 Q. (By Mr. Karst) So now we have products that 4 contained asbestos that Remington made, not one, 5 correct? 6 A. No. 7 MR. MORTL: Misstates testimony. 8 Q. (By Mr. Karst) What are you saying? You tell 9 me. 10 A. I'm telling you an experimental product was made 11 that apparently had asbestos as a constituent in the 12 projectile. 13 Q. And how do you know this was experimental? 14 A. Because I was there. They did all kinds of 15 things like this. I remember that project for friable 16 bullets. They used all kinds of materials. They tried 17 a lot of things. 18 Q. And you specifically remember that the friable 19 bullets they tried contained asbestos. 20 A. They didn't all. That was one of them. There 21 were many of them. 22 Q. What other combinations did they have? 23 A. They had different metal powders. They had 24 clays. They had ceramics. Beyond that I can't be more 25 specific. Generally that's the kind of thing they	290 1 late 70s. 2 Q. (By Mr. Karst) Do you know where he lived 3 roughly? 4 A. In Fairfield. I don't know where. 5 Q. If you could read Exhibit 2, please, which is 6 the letter. 7 A. Okay. 8 Q. The bottom, the section that says asbestos in 9 the projectile. 10 A. Yes. 11 Q. About halfway through the sentence starts with 12 the projectile. Are you there? 13 A. Yes. It says the projectile we estimate and so 14 forth. 15 Q. Yes. The projectile is described as friable. 16 We judge from this description that the asbestos could 17 be reduced by friability to discreet fibers and 18 disbursed at least to a partial extent in the air of 19 the enclosure in which the firing is done. 20 A. Okay. 21 Q. Is that talking about the actual barrel of the 22 gun? 23 MR. MORTL: Foundation. Form. 24 Speculation. 25 THE WITNESS: I don't really know.
289 1 used. 2 Q. Who else worked on this project? 3 MR. MORTL: Objection. Foundation. Form. 4 THE WITNESS: I don't recall. 5 Q. (By Mr. Karst) In the upper right-hand corner 6 of Exhibit 20, do you know D.S. Foote or L.J. Scott? 7 A. Yes. I knew both of them. 8 Q. What is Mr. Foote's full name? 9 A. Donald S. Foote. 10 Q. And Mr. Scott. 11 A. Lawrence J. Scott. 12 Q. And what did Mr. Foote do at Remington? 13 A. He was the director of a research group, 14 research department at Remington. 15 Q. Mr. Scott? 16 A. He was a manager reporting to Mr. Foote. 17 Q. Are either of them alive today? 18 A. Mr. Foote is not, I know for sure. Mr. Scott, I 19 don't know. 20 Q. When was the last time you saw Mr. Scott? 21 A. When I was at Remington. 22 Q. About how old would he be today? 23 MR. MORTL: If you know. 24 THE WITNESS: He was a little older than I 25 am, maybe five years. That would put him in his	291 1 Q. (By Mr. Karst) What else could that be? 2 MR. MORTL: Same objection. 3 THE WITNESS: I don't know. It could be 4 the range that it's fired in. 5 Q. (By Mr. Karst) What do you mean? 6 A. There's a range -- we had ranges at Remington, 7 firing ranges, that were basically concrete tunnels. 8 It could be in that. It could be the enclosure in 9 which the firing is done. 10 Q. So we could be talking on the range of where the 11 firing is done or the actual enclosure of the gun 12 itself. It could be one or the other. Fair? 13 MR. MORTL: Objection. Misstates 14 testimony. Speculation. 15 THE WITNESS: I wouldn't say it would refer 16 to the gun, but that's just an opinion. 17 Q. (By Mr. Karst) On that letter there's Dr. John 18 A. Zapp. I had asked you yesterday if you were aware 19 who Mr. Zapp was. If I told you he was the director of 20 toxicology and industrial medicine at du Pont at 21 Haskell Laboratory, does that help bring any 22 recollection to you? 23 A. No. I don't know who he was. I never met him. 24 Q. On the bottom of the second page I asked you 25 yesterday if you knew who James F. Morgan was.

292 1 MR. MORTL: Which exhibit? 2 MR. KARST: Same exhibit. 3 MR. MORTL: 2? 4 MR. KARST: Correct. 5 MR. MORTL: He's looking at the wrong one. 6 THE WITNESS: Exhibit 20? 7 MR. KARST: 2. 8 MR. MORTL: That's why I asked. I'm going 9 to take away 20 just for a minute. I'll put it 10 back if you need it. 11 Q. (By Mr. Karst) Second page, bottom. 12 A. Second page, bottom, James F. Morgan. Okay. 13 What is the question? 14 Q. If I told you that Mr. Morgan -- yesterday you 15 mentioned that you don't know who Mr. Morgan was. If I 16 told you he was an employee of Haskell Lab in the 17 industrial hygiene department at du Pont, does that 18 help bring back any recollection as to who he is? 19 A. No. 20 Q. On the top of the first page, I had asked you 21 yesterday -- at the very, very top you'll see a BCC. 22 A. Yes. 23 Q. This was blind copied to a C.A. D'Alonzo, MD, 24 medical division. 25 A. Uh-huh.	294 1 A. I don't recall. That's what I'm trying to 2 remember. I'm sorry. I don't. 3 Q. Yesterday you mentioned that you had -- I don't 4 want to put words in your mouth. I believe you said 5 that you were unaware of any testing that was done to 6 determine any asbestos fiber release when firing a 7 shotshell that had an asbestos-containing basewad. 8 You're unaware of any testing, correct? 9 A. I am unaware of any. 10 Q. Have you ever heard of any testing in that 11 regard being done by either Remington or du Pont? 12 A. No. 13 Q. If testing on something like that was done, 14 typically would that be done at Remington or would that 15 be done at du Pont? 16 MR. MORTL: Objection to form. 17 Speculation. 18 If you know. 19 THE WITNESS: If it involved firing a gun, 20 firing some ammunition off, it would have been 21 done at Remington. 22 Q. (By Mr. Karst) Are there specific people in the 23 60s and 70s at Remington who would have done those type 24 of experiments? 25 MR. MORTL: Same objections.
293 1 Q. If I told you he was the assistant medical 2 director at du Pont, does that help bring back any 3 memory as to who he is? 4 A. No. 5 Q. Exhibit 20, this is Mr. Kordas's letter. On the 6 second page below his signature on the left you'll see 7 his initial MWK. 8 A. Yes. 9 Q. And then CML. 10 A. Yes. 11 Q. I'm assuming that's the person who dictated -- 12 he dictated the letter and they typed it. That's my 13 assumption. Would that be a fair assumption? 14 MR. MORTL: Objection. Foundation. 15 If you know. 16 THE WITNESS: My answer is we didn't 17 usually do things that way, not supervisors 18 anyway. Maybe the higher-ups. 19 Q. (By Mr. Karst) Do you know who CML is? 20 A. No. 21 Q. Any staff that you're aware of that Mr. Kordas 22 had that would have the initials CML? 23 A. I'm trying to think of who his secretary was. 24 No, I don't know. 25 Q. Do you know who Mr. Kordas's secretary was?	295 1 THE WITNESS: It would have been the group 2 that we were just talking about. 3 Q. (By Mr. Karst) Mr. Kordas. 4 A. Exploratory research or applied research. Mr. 5 Kordas might very well have been involved, yes. 6 Q. So someone like Mr. Kordas, Mr. Foote or Mr. 7 Scott. 8 A. Not Mr. Foote or Mr. Scott. 9 Q. Okay. That's why I want to make sure we're on 10 the same page. Anybody else besides Mr. Kordas that 11 you can think of who would have either been in charge 12 of or assisted in that type of research, if it was 13 done? 14 MR. MORTL: Objection. Form. Assumes 15 facts. Calls for speculation. 16 THE WITNESS: I can't think of anybody. 17 MR. KARST: I think that's all the 18 questions I have. 19 MR. MORTL: We don't need to move. I just 20 have a couple very short questions for you. 21 22 RECROSS-EXAMINATION BY MR. MORTL: 23 24 Q. (By Mr. Mortl) The target load shells that 25 contained the dry-mold basewad that was encased in

Raymond A. Anderson, Jr.
7/19/2018

296 1 plastic and the power piston – so these are shells 2 from the 1960s, some period in the 1960s. If a shooter 3 was going out on a shooting range and picking up spent 4 shells, would the power piston still be in that shell 5 after it had been fired? 6 A. In the shell, no. 7 Q. So if the shooter went out and picked up that 8 shell, would there be anything to prevent that shooter 9 from reloading that original power piston shell that 10 contained a dry-mold basewad with a different type of 11 wad in the reloading process such as a felt wad or an H 12 wad? 13 A. Different from the power piston? 14 Q. Yes. 15 A. No. They could do that. 16 MR. MORTL: I have no other questions. 17 Does anybody on the phone have any questions? 18 Thank you. The deposition is concluded. 19 MR. KARST: Are you guys going to read and 20 sign or waive signature? 21 MS. TRATTLES: Waive it. 22 MR. MORTL: We'll read and sign, but we'll 23 waive it so you don't need to wait on that, if 24 that's your question. If you want to be able to 25 use the deposition –	298 1 STATE OF CONNECTICUT 2 3 I, Keli McGilton, a Notary Public in and for the 4 State of Connecticut, do hereby certify that there came 5 before me on the 19th day of July, 2018, at the Law 6 Offices of Murtha Cullina, CityPlace I, 185 Asylum 7 Street, Hartford, Connecticut, the following named 8 person, to wit: RAYMOND A. ANDERSON, JR., who was by me 9 duly sworn to testify to the truth and nothing but the 10 truth as to his knowledge touching and concerning the 11 matters in controversy in this cause; that he was 12 thereupon examined upon his oath and said examination 13 reduced to writing by me; and that the statement is a 14 true record of the testimony given by the witness, to 15 the best of my knowledge and ability. 16 17 I further certify that I am not a relative or 18 employee of counsel/attorney for any of the parties, nor 19 a relative or employee of such parties; nor am I 20 financially interested in the outcome of the action. 21 22 WITNESS MY HAND this 23rd day of July, 2018. 23 24 25 Keli McGilton Notary Public My Commission expires: July 31, 2022
297 1 MR. KARST: Okay. 2 VIDEOGRAPHER: The time is 1:47 p.m. The 3 deposition of Ray Anderson is now concluded and 4 we are going off the record. 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	

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