

IN THE COURT OF COMMON PLEAS OF INDIANA COUNTY,
PENNSYLVANIA

KATHERINE M. BASILE, the Executrix of) CIVIL DIVISION - ASBESTOS
the Estate of FRED DALBO, SR., Deceased,)
and VIOLA IMOGENE COEN DALBO, his) NO. 11484 CD 2005
wife, in her own right.,)
)
Plaintiffs,) DEFENDANT GENUINE PARTS
) COMPANY'S RESPONSES TO
) PLAINTIFFS' INTERROGATORIES AND
) REQUEST FOR PRODUCTION OF
v.) DOCUMENTS
)
GENUINE PARTS COMPANY et al.,)
)
Defendants.)
)

**DEFENDANT GENUINE PARTS COMPANY'S RESPONSES TO
PLAINTIFFS' INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS**

PRELIMINARY RESPONSE

GPC states that it is a distributor and/or assembler of replacement automobile parts. Some, but not most, of these parts contained asbestos components in the past. For those parts that contained asbestos, the asbestos was integrated into the component part or the finished product before it was sent to GPC. GPC has never purchased, distributed, installed, or otherwise sold raw asbestos.

GPC also states that at this time, Plaintiffs have not provided GPC with information that is sufficient to enable GPC to respond to many of these interrogatories with much more than general information and general objections. For example, Plaintiffs have not identified with specificity what product(s) that GPC allegedly sold that Plaintiffs claims were a substantial causative factor in producing Fred Dalbo, Sr.'s diseases. Plaintiff has not identified the time frame for any alleged exposure to those products. Plaintiffs have not identified in any real detail how Fred Dalbo, Sr. used or was allegedly exposed to GPC's products. As a consequence, GPC has no choice but to raise a number of objections to the Plaintiffs' overly broad and truly burdensome questions. Counsel for GPC stands ready to work with counsel for Plaintiffs if they can focus their discovery.

GENERAL OBJECTIONS

1. Genuine Parts Company ("GPC") objects to any interrogatory and/or request that purports to impose obligations different from, or in addition to, those set forth in the Pennsylvania Rules of Civil Procedure, any applicable Case Management Order, and/or other applicable law.
2. GPC objects to any definition or instruction provided by Plaintiffs that attempts to require GPC to provide a response to an interrogatory beyond that which would be required using the reasonable, common and ordinary definitions for each word. GPC further objects because almost every interrogatory is so overbroad, often vague and ambiguous, and potentially requests a great amount of information irrelevant to any issue in this case such that it is not reasonably calculated to lead to the discovery of admissible evidence.
3. GPC objects to these interrogatories and requests to the extent they seek information and documents so broad and/or so remote in time as to be beyond the scope of discovery permitted under the Pennsylvania Rules of Civil Procedure, any applicable Case Management Order, and/or other applicable law. Much of the requested information encompasses a period of approximately 75 years and is impossible to reconstruct or retrieve. Many persons with personal knowledge of the events inquired about are deceased, retired, or no longer in GPC's employ. GPC states that the responses herein represent GPC's best knowledge at this time based on the information, documents, records, and personal knowledge available to it. GPC states that discovery in these matters is ongoing and new or additional information may become available to GPC as this matter or other matters progress. In the past, when new or more complete information has come available, GPC has updated and revised its answer to interrogatories to correct or supplement prior information to the extent required by local rules.
4. GPC objects to these interrogatories and requests to the extent they seek information and documents about asbestos during time periods that could not scientifically have been a factor in causing any of Fred Dalbo Sr.'s alleged injuries. Although scientists and doctors disagree about certain aspects of asbestos fibers such as whether and to what extent each fiber type can cause diseases, one of the generally accepted conclusions is that there is an extremely long latency period between any asbestos exposure and a manifestation of injury. Consequently, any injury that the Plaintiff currently has which he purports to blame on asbestos would only be a result of exposure decades ago (and more likely several decades ago) and discovery about more recent exposures is not relevant, material or reasonably calculated to lead to the discovery of admissible evidence.
5. GPC objects to these interrogatories and requests to the extent that they seek information and documents about GPC after asbestos had been phased out of automotive products distributed or remanufactured by GPC. To the extent it could locate information and documents, GPC has collected applicable material during the time frame when asbestos was in one or more products distributed or remanufactured by GPC.

6. GPC objects to these interrogatories and requests because, as written, the scope of many interrogatories is so overly broad and repetitive as to seek the disclosure of information covered by other interrogatories and requests. As such, this discovery is unduly burdensome, repetitive, and intended to annoy.
7. GPC objects to Plaintiffs' interrogatories and requests to the extent that they request the disclosure of information and identification of documents protected by privilege, including (but not limited to) the attorney-client privilege and the work product doctrine. GPC and its counsel hereby assert all applicable privileges with respect to such information and documents.
8. GPC objects to these interrogatories and requests to the extent that they seek to require GPC to respond on behalf of subsidiary corporations, which are legally separate and independent corporate entities. GPC is neither authorized nor required to respond on behalf of said independent entities. GPC further objects to these interrogatories and requests because they are overly broad and unduly burdensome, to the extent that they seek to require GPC to respond on behalf of "predecessors." GPC has acquired many smaller companies and individual stores or shops since its inception in 1928, most of which have been merged into GPC and no longer exist. GPC is without exhaustive or comprehensive information as to each and every individual entity that it may have acquired over its approximately 75-year history and is unaware of any systematic means of recovering said information. Many employees with knowledge relating to said predecessors are deceased, retired, or otherwise no longer in GPC's employ. The responses herein are made on behalf of GPC solely with respect to its sale and distribution of automotive parts, unless otherwise specified.
9. GPC objects to these interrogatories and requests to the extent that they seek information or documents pertaining to GPC employees and/or GPC premises. As Plaintiffs do not allege that Fred Dalbo, Sr. was ever employed by GPC or otherwise worked at any GPC premises, such information is irrelevant and immaterial to any matter at issue in this case. As such, these interrogatories and requests are overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and intended to annoy.
10. GPC objects to responding to these interrogatories and requests without inspecting the location, facility and/or plant wherein Fred Dalbo, Sr. was allegedly exposed to asbestos and without reviewing documents that may be in the custody of Mr. Dalbo's employers that may discuss, refer, or relate to the use of any products that Plaintiffs alleges were supplied by GPC. Without waiving this objection, GPC shall respond to the best of its current knowledge, information, and belief; however, additional information may become available as this case progresses that impact these responses.
11. Each and all of the foregoing general objections are hereby explicitly incorporated into each and every individual response as if set forth fully therein.

**RESPONSES TO INTERROGATORIES
AND REQUEST FOR PRODUCTION OF DOCUMENTS
DIRECTED TO DEFENDANT GENUINE PARTS COMPANY**

GENERAL INTERROGATORIES

- (1) State the name, address and official capacity of each person who has supplied information used in answering these interrogatories and indicate for which interrogatory each such person is responsible.

RESPONSE:

GPC states that responses to these interrogatories have been prepared by counsel to GPC based upon company records, documents, and the knowledge of current employees concerning the matters at issue in this litigation. GPC states that these responses have been verified by Paul LeCour, who is employed by GPC at 600 Rayloc Drive S.W., Atlanta, Georgia. Mr. LeCour has held the following positions with GPC's Rayloc Division:

Senior Technical Advisor, 2003-present.
Operations Quality Assurance Manager, 1998-2003.
Director of Quality, 1995-1998.
Production Manager, 1992-1995.
Director of Engineering, 1987-1992.
Product and Engineering Manager, 1976-1987.
District Sales Manager, 1971-1976.

- (2) Identify each document that was examined, reviewed and/or used in answering each interrogatory, specify the interrogatory and identify the present custodian of each document.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates by reference its objections and response to Interrogatory No. 1, concerning documents and information forming the basis of these responses, as if set forth fully herein.

- (3) State whether you are a corporation. If so, state: your corporate name; state of incorporation; date of incorporation; address of principal place of business; address(es) of any other place of business, including sales offices; whether, if you are a "foreign corporation" as defined under the law of the Commonwealth of Pennsylvania, you are now or have ever been registered or qualified to do business in the Commonwealth of Pennsylvania; and the corporate name, state of incorporation and date of incorporation of any subsidiary, predecessor or affiliate corporation.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. GPC further objects to this interrogatory to the extent that it seeks information that is either publicly available and readily accessible to Plaintiffs or already in their possession; as such, this interrogatory is potentially vexatious and/or harassing. Subject to and without waiving these objections, GPC states that its corporate name is Genuine Parts Company, Inc. GPC is a publicly-held Georgia corporation incorporated in 1928. GPC's principle place of business at 2999 Circle 75 Parkway, Atlanta, Georgia. GPC is registered to do business in the Commonwealth of Pennsylvania.

- (4) Identify all prior names by which you have existed.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. Subject to and without waiving these objections, GPC states that its corporate name is Genuine Parts Company, Inc. GPC has done business under the following names: Genuine Parts Co. of Michigan, Inc. (1984-present); Authorized Motor Parts Corp. (Missouri, 1984-present); Genuine Parts Co., Inc. (North Dakota, 1990-present); The Automotive Parts Co. (Ohio & West Virginia, 1964-present); and Genuine Parts Co. of Wisconsin, Inc. (1985-present).

- (5) If you have divisions which have ever mined, manufactured, produced, fabricated, imported, converted, compounded, processed, sold, merchandised, supplied, distributed, specified and/or otherwise placed in the stream of commerce asbestos products, or products that incorporated asbestos-containing components, parts, and/or materials, identify each such division and state the names, addresses and job title of each person who supervised each division, specifying the applicable time periods.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. Subject to and without waiving these objections, GPC states that it has never purchased, distributed, installed, or otherwise used raw asbestos. GPC states that remanufacturing, assembly, and/or distribution of asbestos-containing automotive products has occurred through GPC's unincorporated Rayloc division.

(6) Have you controlled, purchased or in any way acquired any interest in any corporation or business entity which has mined, manufactured, produced, fabricated, imported, converted, compounded, processed, sold, merchandised, supplied, distributed, specified and/or otherwise placed in the stream of commerce asbestos products, or products that incorporated asbestos-containing components, parts, and/or materials?

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. GPC further states that the vagueness and over breadth of this interrogatory make it unduly impossible and burdensome to reconstruct the corporate history in the detail requested. Furthermore, to the extent that Plaintiff really needs a corporate history, GPC states it has been a publicly-held corporation since 1948; much of the information possibly sought by Plaintiff is publicly available to Plaintiff and is equally accessible to Plaintiff as to GPC.

Nonetheless, GPC states that it has been incorporated in Georgia since 1928. GPC's principal place of business is 2999 Circle 75 Parkway, Atlanta, Georgia. GPC has done business under the following names: Genuine Parts Co. of Michigan, Inc. (1984-present); Authorized Motor Parts Corp. (Missouri, 1984-present); Genuine Parts Co., Inc. (North Dakota, 1990-present); The Automotive Parts Co. (Ohio & West Virginia, 1964-present); and Genuine Parts Co. of Wisconsin, Inc. (1985-present). GPC states that its remanufacturing, assembly, and/or distribution of asbestos-containing automotive products has occurred through GPC's unincorporated Rayloc division.

GPC has acquired many smaller companies since its inception in 1928, most of which were merged into GPC and no longer exist. Prior to acquisition, GPC did not do business in the name of the companies it acquired. GPC's major acquisitions of companies involved in the rebuilding, assembly or distribution of automotive products that may have contained asbestos include Colyear Motor Sales, which had operations on the West Coast. Colyear was merged into GPC in 1965. It had brake rebonding facilities in Portland, Oregon; Oakland, California; and Phoenix, Arizona, which formerly sold products to warehouses owned by Colyear. General Automotive Parts Corp. and Standard Unit Parts Corp. were each acquired by GPC in 1982 and merged into GPC. General previously distributed brake products under the name "Genaut." Genaut did not manufacture disc brakes until 1980. General had rebuilding facilities in Indianapolis, Indiana; Morganfield, Kentucky; and Stephenville, Texas. Standard had no rebuilding facilities. In 2003, GPC acquired the assets of NAPA Hawaii, Inc., said entity being located in Hawaii. GPC states that it holds a majority interest in Balkamp, Inc., a distributor of various automotive accessories.

GPC further states that the provision of additional information requested by this interrogatory would necessitate the making of an abstract, audit, compilation or summary of documents in GPC's possession, the burden and expense of which would be substantially the same for Plaintiffs as for GPC. Accordingly, GPC will make relevant, non-privileged

documents that are responsive to this interrogatory, to the extent that they exist, available to Plaintiffs for inspection in Atlanta at a time mutually agreeable to counsel.

(7) If your Answer to the prior Interrogatory is in the affirmative, identify and attach copies of all documents related thereto and state:

- (A) The name(s), including prior name(s), and the business address(es) of any and all such corporation(s) or business entity(ies);
- (B) The date(s) on which you first controlled, purchased or acquired said interest;
- (C) The manner in which you acquired said interest, i.e., cash purchase, merger, consolidation, exchange or sale of assets, etcetera;
- (D) The percentage of assets, ownership and/or control acquired by you;
- (E) Whether the corporation(s) or business entity(ies) acquired by you continued to exist following the acquisition and, if not, the date on which its existence ceased;
- (F) The nature of and/or amount of consideration paid by you for said interest;
- (G) The terms and conditions of any contracts or agreements by and between you and such corporation(s) or business entity(ies), including, but not limited to, the terms and conditions relating to the transfer of liabilities for obligations of such corporation(s) or business entity(ies);
- (H) Whether you continued the manufacture, sale and/or distribution of such corporation's or business entity's asbestos products and, if so, whether you used the same product name(s) in so doing; and
- (I) Whether there was an identity of name, officers, directors, personnel, property, suppliers, distribution outlets and/or clients between you and

such corporation(s) or business entity(ies);

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. GPC further states that the vagueness and over breath of this interrogatory make it unduly impossible and burdensome to reconstruct the corporate history in the detail requested. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 6, as if fully stated herein.

(8) If you have directly or indirectly mined, manufactured, produced, fabricated, imported, converted, compounded, processed, sold, merchandised, supplied, distributed, installed, specified and/or otherwise placed in the stream of commerce asbestos or asbestos-containing products, or products that incorporated asbestos-containing components, parts, and/or materials, state as to each such product, indicating separately those products dealt with by you, your predecessor(s) in interest, your subsidiary(ies), and your affiliate(s), if any, the following:

- (A) Brand name, trade-name, and/or trade-mark;
- (B) The generic name or identity;
- (C) Description, including size, shape, color and composition, i.e. solid, powder or other form;
- (D) Chemical and physical composition, including, but not limited to, the percentage of each such asbestos fiber by weight and volume;
- (E) Intended marketable use;
- (F) Dates during which each asbestos product was mined, manufactured, produced, fabricated, imported, converted, compounded, processed, sold, merchandised, supplied, distributed, installed and/or otherwise placed in the stream of commerce;
- (G) The identity of each person and/or business entity in the States of Pennsylvania, Maryland, Delaware, New Jersey, New York and West Virginia to whom or to which you sold or distributed each such product;
- (H) The identity of each contractor, subcontractor, installer or other business entity in the States of Pennsylvania, Maryland, Delaware, New Jersey, New York and West Virginia which ultimately installed, applied or used

each such product; and

- (I) The custodian, identity and location of each document which refers to or contains information relevant to such sale, distribution or installation.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, particularly those on vagueness and over breadth, GPC states that it has remanufactured or assembled various automotive aftermarket parts, including brake shoes, brake pads, and clutches, some of which incorporated asbestos-containing components depending on the time period. Specifically, GPC's Rayloc division began remanufacturing brake shoes in the 1930s or 1940s for distribution to GPC's warehouses and has since remanufactured and assembled brake shoes, assembled brake pads, and assembled clutch discs. The pre-manufactured friction material for use in these products was purchased from third-party suppliers and, depending on the time-period, may have contained encapsulated asbestos fibers to comply with OEM specifications and to ensure the proper functioning of automotive equipment at temperatures up to several hundred degrees Fahrenheit. Said suppliers have informed GPC that to the extent asbestos was used in friction material, only chrysotile asbestos was used.

GPC further states that it began using non-asbestos containing friction materials in its brake products in the 1970s and the number of brake parts in which asbestos-containing friction materials were incorporated decreased dramatically throughout the 1980s and 1990s, and that by the mid to late 1980s, non asbestos, semi-metallic brake shoes and disc brakes were sold for nearly all part numbers. GPC began using non-asbestos containing friction materials for clutch products in the late 1970s or early 1980s and ceased the use of asbestos in clutches in approximately the mid to late 1980s. By the early 1990's, GPC's asbestos-containing product lines were limited to only eight out of over one hundred part numbers. GPC states that it had ceased the use of asbestos-containing materials in disc brake pads by the mid-1990s. GPC ceased using asbestos-containing friction materials in various brake and other automotive products based on alterations in design and manufacture of parts by original equipment manufacturers and improvements in the non-asbestos friction materials provided to GPC by different suppliers. For the very few brake shoes still using asbestos-containing friction material, rebuilding or assembly of asbestos-containing automotive parts ceased in January, 2001.

Although local NAPA stores often sell GPC products, these independent retail stores are free to and do carry other lines of automotive parts. Prior to the mid 1990s, GPC did not distribute or label its products under the generic NAPA Brakes brand. From the mid-1990s to present, GPC has distributed brakes as NAPA Brakes; and Tru-Stop, Safety Stop, and NAPA United. GPC also distributed brakes in California manufactured by Caliblok under the name "Caliblok" from approximately 1970-80. GPC also used a "Trailstop"

trademark for tractor-trailer brake shoes in the 1980s, and possibly others. General Automotive Parts, an entity acquired by GPC in 1982 and merged into GPC in 1984, previously distributed brake products under the name "Genaut." Genaut did not manufacture disc brakes until 1980. Before 1980, GPC used brake lining material manufactured by ABEX, exclusively, and may have thereafter purchased lining material on an as-needed basis from various other manufacturers when not available from ABEX. GPC may also have occasionally distributed brake parts and lining material made by various manufacturers, including ABEX and others, although this practice varied from location to location.

GPC further states that it has distributed clutch parts made by, among others, Monmouth and Spicer, as well as Victor and Dana gaskets. In addition, GPC distributed clutches under the name "Partex" from approximately 1970-1980. Depending on the time frame, some of these parts may have contained asbestos elements. Various automotive parts sold by GPC and manufactured by others contained gaskets. GPC had little if any direct knowledge regarding whether or not those parts contained asbestos at any given time.

GPC has also distributed asbestos-containing automotive tape purchased from Balkamp, Inc. Additionally, at various times and locations, GPC distributed "Soundmaster" mufflers manufactured by DeKoven Manufacturing Company (later acquired by Tenneco); although some Soundmaster mufflers may have included asbestos-containing linings at various times, said linings were fully encased inside the muffler and would not have been modified, replaced, or otherwise encountered by the end user.

GPC further states that it has not sold or distributed asbestos-containing products to any "jobsites." Instead, GPC's asbestos-containing products were generally distributed to independent retailers (jobbers) that purchased various products from GPC's distribution centers (warehouses). These jobbers did not have a written distributorship agreement with GPC and were free to sell products acquired from other manufacturers. GPC's records of sales to jobbers are generally retained in its distribution centers for a period of only four years and do not indicate whether the parts distributed to a particular jobber contained asbestos. GPC does not have records indicating to whom these jobbers may have sold products.

To the extent that this interrogatory requests additional information concerning GPC's products, GPC objects on the grounds that it would necessitate the making of an abstract, audit, compilation or summary of documents in GPC's possession, custody or control, the burden and expense of which would be substantially the same for Plaintiffs as for GPC. Accordingly, GPC will make relevant, non-privileged documents in its possession that are responsive to this interrogatory, to the extent they exist, available to Plaintiffs in Atlanta, Georgia at a time mutually agreeable to counsel.

(9) State whether you presently mine, manufacture, produce, fabricate, import, convert, compound, process, sell, merchandise, supply, distribute, install, specify and/or otherwise place in the stream of commerce any asbestos product(s), or product(s) that incorporate asbestos-containing components, parts, and/or materials listed in your Answer to the preceding interrogatory. If so, identify each product by brand name, trade name and/or trademark.

RESPONSE:

No. By way of further response, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(10) Identify each individual who participated in the design and preparation of manufacturing specifications for each asbestos product or product that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory No. 8.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it is impossible to identify every employee since GPC's incorporation in 1928 who may have had a role in the remanufacturing and distribution of asbestos-containing automotive parts. GPC refers Plaintiffs to Paul LeCour, the duly authorized corporate representative verifying these interrogatories as a person generally knowledgeable of the matters described in this interrogatory. As GPC is represented by counsel in this matter, Mr. LeCour should be contacted only through its counsel of record. By way of further response, GPC states that it does not design or set the specifications for automobile replacement parts. Rather it assembles or distributes parts that meet OEM specifications.

(11) State whether any written memoranda, specifications, blueprints or other written materials of any kind or character now exist relating to the design and preparation of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory No. 8. If so, identify:

- (A) Each such written material or document; and
- (B) The custodian, identity and location of each such written material or document.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, GPC states that it will make relevant, non-privileged documents responsive to this request, to the extent they exist, available to Plaintiffs for inspection in Atlanta, Georgia at a time mutually agreeable to counsel.

(12) Identify, by location and product, each mine, mill, plant or other facility of yours in which the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory No. 8 have been manufactured and/or assembled and the dates said facilities have been in operation.

RESPONSE:

GPC identifies the following remanufacturing or assembling facilities that have been in operation:

Rayloc Atlanta
Atlanta, GA
1931 to 1990
Brake shoes, disc brakes, clutches

Rayloc Memphis
Memphis, TN
1955 to 2001
Brake shoes, disc brakes, clutches

Rayloc Stephensville
Stephensville, TX
1982 to 2001
Brake shoes, disc brakes, clutches

Rayloc Hancock
Hancock, MD
1972 to 2001
Brake shoes, disc brake pads, clutches

Rayloc Payson
Payson, UT
1979 to 2001
Brake shoes, disc brake pads, clutches

**Rayloc Portland
Portland, OR
1965 to 1979
Brake shoes, disc brake pads, clutches**

**Rayloc Morganfield
Morganfield, KY
1982 to 2001
Brake shoes, disc brake pads, clutches**

(13) If you have discontinued mining, manufacturing, producing, fabricating, importing, converting, compounding, processing, selling, merchandising, supplying, distributing and/or otherwise placing in the stream of commerce any asbestos products or products that incorporated asbestos-containing components, parts, and/or materials listed in your Answer to Interrogatory No. 8, identify the products discontinued, give the date of discontinuance and specify the reason(s) for such discontinuance.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(14) If you have done so, when did you first determine that any other material could be used in place of asbestos for high-temperature insulation or any other use to or for which asbestos has been applied. If you have, in fact, substituted other material(s) for asbestos in your product(s), then state:

- (A) The identity of such substituted material(s);
- (B) When the product(s) with such substituted material(s) was first developed and marketed; and
- (C) The trade-name(s) and brand names(s) of the product(s) marketed with such substituted material(s).

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(15) With respect to each of the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory No. 8, state whether there has been any change, alteration or modification (hereinafter collectively called "change") from the time when it was first developed or you began to manufacture or sell it, to the present. If so, state:

- (A) The identity, by brand name and trade name, of each such product;
- (B) The nature of each such change;
- (C) The reasons for each such change;
- (D) The details of how the changed product differed from the original product, including, but not limited to, any changes in the asbestos content or chemical composition of each such product;
- (E) The names of each person recommending and/or approving such change;
- (F) The date each change was accepted by you and made commercially available; and
- (G) Whether there were any studies, evaluations or tests made in connection with such change, and if so, identify each such study by title, date, name of author and present location and custodian.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(16) Identify all trade-marks registered for any products listed in your Answer to Interrogatory No. 8. Specify the number and date of registration, the term thereof, the date(s) of renewal, if applicable, by whom each trade-mark was registered and the product(s) for which each trade-mark was registered.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(17) State whether you have distributed, sold or installed any asbestos or asbestos-containing products, or products that incorporated asbestos-containing components, parts, and/or materials, which were mined, manufactured, produced, fabricated, imported, converted, compounded, processed, sold, merchandised, supplied and/or otherwise placed in the stream of commerce by persons and/or business entities other than you or your predecessor(s) in interest or subsidiary(ies), if any. If so, state:

- (A) The identity of each such person and/or business entity whose asbestos products or products that incorporated asbestos-containing components, parts, and/or materials you sold, distributed or installed on a product-by-product basis;
- (B) The terms of all assignments, agreements, licenses and other arrangements which relate to same, including whether the relationship was exclusive. Identify and attach copies of all such documents;
- (C) As to each product, the brand name, trade-name and/or trademark adopted and used by the source from which you obtained said product for the distribution or sale;
- (D) As to each product, the brand name, trade-name and/or trademark adopted and used by you for purposes of distribution or sale of said product;
- (E) The generic name or identity of each product;
- (F) The dates during which you distributed, sold or installed each such asbestos product or products that incorporated asbestos-containing components, parts, and/or materials;
- (G) As to each such product, a description, including size, shape, color, composition, i.e. solid, powder or other form;
- (H) As to each such product, the type of asbestos and the percentage of asbestos, by weight and volume;
- (I) As to each such product, its intended marketable use;
- (J) The identity of each person and/or business entity in Pennsylvania, Maryland, Delaware, New Jersey, New York and West Virginia to whom or to which you sold, distributed or shipped each such product;
- (K) The identity of each contractor, subcontractor, installer or other business

in Pennsylvania, Maryland, Delaware, New Jersey, New York and West Virginia which ultimately installed, applied or used each such product; and

- (L) The custodian, identity and location of each document which refers to or contains information relevant to such sale or distribution.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(18) State whether you have ever sold, distributed, specified or otherwise furnished any of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials listed in your Answer to Interrogatory No. 8 to any other person and/or business entity for resale or redistribution at any time from 1930 to the present. If so, state:

- (A) The identity of each such person and/or business entity;
- (B) The brand name, trade-name and/or trademark adopted and used by you for each such product;
- (C) The brand name, trade-name and/or trademark adopted and used by each such person and/or business entity for each such product;
- (D) The generic name or identity of each such product;
- (E) The year(s) in which each such product was sold, distributed or otherwise furnished to each such person and/or business;
- (F) The intended marketable use for each such product;
- (G) Whether each such product was intended to be used, resold, or distributed by such other person and/or business entity in the same or substantially the same condition as it was when shipped or delivered by you;
- (H) The custodian, identity and location of all documents pertaining to agreements for the resale, distribution, or furnishing of your asbestos products to each other person and/or business entity; and
- (I) Whether the resale, rebranding or redistribution agreement was exclusive.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 8, as if fully stated herein.

(19) For each brochure, pamphlet, specification, instruction, manual, bulletin, advertisement or other written material describing or relating to each of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17:

- (A) Describe its contents and the date thereof;
- (B) State when and to whom it was distributed;
- (C) State the manner in which it was placed in the product container or whether it was separate from the product container;
- (D) State whether any written, printed or graphic matter was present to warn of any potential harmful ingredient it might contain. If so state:
 - (1) Whether a signal word, e.g., "danger", "warning" or "caution" was present;
 - (2) Whether the signal word was printed in boldface, capital letters or different colored inks;
 - (3) The wording of the statements describing any hazard; and
 - (4) The wording, size, color and location of all directions and/or instructions pertaining to any method of use to avoid any hazard.
- (E) Identify each individual who participated in the writing of the brochure or other written materials and describe in detail the extent of his participation;
- (F) Identify and produce each document which reflects, refers or relates to the information contained in the brochures, or other written materials and/or the decision to include such information; and
- (G) As to any information received orally in answer to this interrogatory, identify each person who supplied such information and state the full substance of the information supplied.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that if its products are used and installed correctly, then these products should not expose the user to hazardous levels of asbestos. GPC further states that as Plaintiffs' counsel are aware, OSHA exempted GPC's automotive products from its warning label requirements promulgated in 1972 because any asbestos contained in the friction material was encapsulated in binders and resins and required no sanding, beveling, grinding, arcing, or other alteration by the end user. Given the formulation of the friction material, no airborne concentration of asbestos fibers in excess of OSHA's permissible exposure levels was expected to occur from any reasonably foreseeable use. Accordingly, no warning label was required to be supplied with the product, and no warning is federally required to date.

In 1988, in response to California's Proposition 65 which required additional labeling and warnings on all asbestos products regardless of their safety or risk, GPC began placing a caution on its packaging, using language based on the OSHA regulation for other products. It read:

CAUTION
CONTAINS ASBESTOS FIBERS
AVOID CREATING DUST
BREATHING ASBESTOS DUST
MAY CAUSE SERIOUS BODILY HARM.

GPC subsequently began placing a caution on its limited products that contained asbestos. It read:

CAUTION
CONTAINS ASBESTOS FIBERS
WHEN WORKING WITH ASBESTOS BRAKE SHOES,
OBSERVE THE FOLLOWING PRECAUTIONS:
DO NOT cause dust to become airborne
DO NOT breathe dust
DO NOT use air hose for cleaning
DO use vacuum or wet cleaning method
DO dispose of dust in sealed container
DO wear suitable respirator.

Currently, GPC has a caution on its asbestos-free products as well. It reads:

CAUTION!
EXPOSURE TO FIBROUS
MATERIALS MAY PRESENT
HEALTH HAZARDS. WHEN
WORKING WITH ASBESTOS OR
NONASBESTOS BRAKE SHOES

OR PADS, OBSERVE THE FOLLOWING PRECAUTIONS:

DO NOT cause dust to become airborne
DO NOT breathe dust
DO NOT use air hose for cleaning
DO use vacuum or wet cleaning method
DO dispose of dust in sealed container
DO wear suitable respirator.

GPC further states that cautions concerning the control of dust, including the use of asbestos, in automotive products have also appeared in various, commonly used brake service manuals authored and distributed by various entities for several decades. The cautions in these brake service manuals warned against, among other things, grinding the friction material contained in asbestos-containing products. Additionally, for many years GPC conducted numerous brake clinics for jobbers or other interested parties on vehicle braking systems, the advent of disc brakes, the mechanics of anti-lock brakes, etc., as such vehicle features became commonplace. Depending on the time period and topic of such seminars, oral and written materials provided to participants cautioned against grinding GPC products, the creation of dust during the brake repair process, and against the inhalation of said dust beginning at least in the early 1960s.

To the extent that this interrogatory requests additional information, GPC objects on the grounds that it would necessitate the making of an abstract, audit, compilation or summary of documents in GPC's possession, custody or control, the burden and expense of which would be substantially the same for Plaintiffs as for GPC. Accordingly, GPC will make exemplars of all cautions on packages, as well as cautions and documents concerning said brake clinics and manuals available to Plaintiffs in Atlanta, Georgia at a time mutually agreeable to counsel. GPC will also make exemplars of said packaging and labels available to Plaintiffs for inspection in Atlanta, Georgia, at a mutually convenient time, to the extent same still exist.

(20) Identify each present or former employee, officer, agent or representative of yours who directed, handled, solicited, supervised, promoted or otherwise participated in the sale, supply, specification, distribution, delivery, installation or removal in Pennsylvania at any time from 1930 to the present of any asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it is impossible to identify every employee since GPC's incorporation in 1928 who may have had a role in the remanufacturing and distribution of asbestos-containing automotive parts in Pennsylvania. GPC refers Plaintiffs to Paul LeCour, the duly authorized corporate representative verifying these interrogatories as a person generally

knowledgeable of the matters described in this interrogatory. As GPC is represented by counsel in this matter, Mr. LeCour should be contacted only through its counsel of record.

(21) For each person identified in your Answer to Interrogatory No. 20 who participated in the advertising in Pennsylvania of any asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 at any time from 1930 to the present, state:

- (A) His or her duties, responsibilities and inclusive years of employment;
- (B) The identity of each product advertised, marketed or promoted; and
- (C) The method by which each product was advertised, marketed or promoted, and if by print, the name of the publication, the inclusive dates during which the advertisement or promotion appeared therein and the publisher.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it is impossible to identify every employee since GPC's incorporation in 1928 who may have had a role in the advertising of automotive parts in Pennsylvania.

(22) Describe your corporate structure and policy concerning the subject of employee safety in the design, development, manufacture, testing and use of asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 from 1930 to the present. In your Answer to this Interrogatory, identify each present or former corporate department, division, subdivision or other group responsible for the above-described activities and dates related thereto and, with respect to each, identify the name, title, duties, responsibilities, dates of employment and current or last known business and residential address of the highest supervisory employee with knowledge of any of those activities during any time from 1930 to the present.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Fred Dalbo, Sr., was ever employed by GPC or present at any of GPC's plants, and the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or

relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation.

(23) Describe your corporate structure concerning the subject of research and development of asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory No. 8 and 17 from 1930 to the present. In your Answer to this Interrogatory, identify each present or former corporate department, division, subdivision or other group responsible for any of these activities and dates related thereto and, with respect to each, identify the name, title, duties, responsibilities, dates of employment and current or last known business and residential address of the highest supervisory employee during any time from 1930 to the present.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. Subject to and without waiving its objections, GPC states that it primarily functions as a distributor of replacement automotive parts designed and manufactured by other companies. To the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the same materials as used and specified by the original equipment manufacturers (OEMs). GPC further states that it has not participated in, provided, or received the results of any studies or tests like those described in this interrogatory. GPC further states that asbestos fibers contained in automotive products remanufactured or assembled by GPC, if any, were encapsulated in resins and binders and required no sanding, beveling, grinding, arcng, or other alteration by the end user. Accordingly, no exposure to asbestos fibers was expected to occur given any reasonably foreseeable use of such products.

(24) Describe your corporate structure concerning medical directors, industrial hygienists, physicians, biological scientists or consultants in these fields from 1930 to the present. In your Answer to this Interrogatory, identify the name, title, duties, responsibilities, period of employment, to whom the individual reported, the current or last known business and residential address of each medical director, industrial hygienist, physician, biological scientist or consultant of yours, the location, identifying titles or codes, and custodians of all reports or memoranda written by each, the professional specialization of each, the reason for hiring each such person and the name and address of the person in your company responsible for hiring each such person.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Fred Dalbo, Sr., was ever employed by

GPC or present at any of GPC's plants, and the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation. Subject to and without waiving these general objections, GPC states that it is unaware of employees like those described in this interrogatory.

(25). Identify all trade organizations, associations or other entities to which you belong or belonged. Said organizations, etcetera, include, but are not limited to, the following:

- (A) Asbestos Textile Institute (ALI)
- (B) Industrial Hygiene Foundation and/or Industrial Health Foundation (IF)
- (C) Mineral Wool Institute
- (D) Industrial Mineral Insulation Manufacturers Institute
- (E) Magnesia Silica Insulation Manufacturers Association
- (F) National Insulation Manufacturers Association (NINA)
- (G) Thermal Insulation Manufacturers Association (TIMA)
- (H) Asbestos Information Association of North America (AIA)
- (I) Quebec Asbestos Mining Association (QAMA) and Quebec Asbestos Producers Association
- (J) National Safety Council
- (K) Asbestos Cement Products Association
- (L) Refractories Institute
- (M) Sprayed Mineral Fiber Manufacturers Association
- (N) Gypsum Association
- (O) International Association of Wall and Ceiling Contractors
- (P) Southwestern Insulation Contractors Association (SWICA)
- (Q) Air Hygiene Foundation
- (R) National Insulation Contractors Association (NICA)

- (S) Northwest Magnesia Association
- (T) Institute of Occupational Environmental Health
- (U) Friction Materials Standards Institute
- (V) Friction Materials Safety Institute
- (W) International Association of Wall and Ceiling
- (X) Contracting Plasterers' and Lathers' International Association
- (Y) Asbestosis Research Counsel of England
- (Z) Asbestos International Association
- (AA) Thermal Insulation Contractors Association of England
- (BB) American Conference of Governmental Industrial Hygienists (ACGIH)
- (CC) American Association of Testing Materials (ASTM)
- (DD) International Association of Wall and Ceiling Insulators (AWCI)
- (EE) American National Standards Institute (ANSI)
- (FF) American Petroleum Institute (API)
- (GG) Gasket Fabricators Association (GFA)
- (HH) Mechanical Packing Association (MPA)
- (II) Mineral Fiber Products Bureau (MFPB)
- (JJ) Gypsum Drywall Contractors International (GDCI)
- (KK) American Industrial Hygiene Association
- (LL) National Mineral Wool Association
- (MM) Acoustical Materials Association (AMA)
- (NN) Acoustical Materials and Insulation Association (AMIA)
- (OO) American Board Products Association (ABPA)

- (PP) North American Industrial Hygiene Association (NAIHA)
- (QQ) National Lime Association (NLI)
- (RR) Contracting Plaster and Lathers International (CPLI)
- (SS) American Standards Association (ASI)
- (TT) American Society and Safety Engineers (ASSE)
- (UU) American Industrial Hygienists (AIHA)
- (VV) Employing Plasterers Association (EPA)
- (WW) Metal Lath Association (HA)
- (XX) Pulp and Paper Institute (PPI)
- (YY) Hardboard Association (HA)
- (ZZ) Resilient Floor Covering Institute
- (AAA) Semi-Conductor Equipment and Material Institute
- (BBB) Or any other such trade association to which you had or have either corporate or individual association or to which you belong or belonged.

RESPONSE:

GPC states that it has been a member of the National Automotive Parts Association (NAPA) since 1928. GPC is also a member of the Automotive Warehouse Distributors Association. The Rayloc Division of GPC has also been a member of the Automotive Parts Rebuilders Association since the 1940s.

(26) For each trade organization, association or other entity identified in your Answer to Interrogatory No. 25, state:

- (A) Dates of membership;
- (B) Type of membership, i.e., regular or associate;
- (C) The dates and type of any meetings you attended and the identity of the

individuals who attended such meetings on your behalf;

- (D) The identity, title, duties and responsibilities of any individual who held an elected, appointed or self-designated position within said organization, etcetera;
- (E) The names of any publications or written materials distributed by or on behalf of said organization, etcetera;
- (F) The identity of all documents received by you from said organization(s) and the dates of receipt of each;
- (G) The amount of money you contributed in each year;
- (H) Whether you served on the board or any committees, and if so, identify the person(s) who was on said board or committee, the position of the person(s) on said board or committee and the dates thereof; and
- (I) The identity of all written studies, investigations, materials, notes summaries, minutes or transcripts relating to publications, reports, transactions and proceedings of said organization(s), etcetera and the custodian thereof.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its response to Interrogatory No. 25, as if fully stated herein.

- (27) For each trade organization, association or other entity identified in your Answer to Interrogatory No. 25, identify all studies, tests, research, recommendations, suggestions, seminars, symposia and/or speeches conducted or made which concerned, discussed, addressed or dealt with the actual, alleged or possible health hazards associated with exposure to asbestos.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it primarily functions as a distributor of replacement automotive parts designed and manufactured by other companies. To the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the

same materials as used and specified by the original equipment manufacturers (OEMs). GPC further states that it has not participated in, provided, or received the results of any studies or tests like those described in this interrogatory, but is currently aware that certain tests exist. GPC further states that asbestos fibers contained in automotive products remanufactured or assembled by GPC, if any, were encapsulated in resins and binders and required no sanding, beveling, grinding, arcing, or other alteration by the end user. Accordingly, no exposure to asbestos fibers was expected to occur given any reasonably foreseeable use of such products.

(28) With respect to each study, test, research project recommendation, suggestion, seminar, symposium or speech identified in your Answer to Interrogatory No. 27, identify:

- (A) The individuals or groups involved therein;
- (B) The date(s) thereof;
- (C) The complete results thereof;
- (D) The recommendations, if any, which were made as a result thereof; and
- (E) The custodian, identity and location of each document which represents, refers to or contains information relating thereto.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 27, as if fully stated herein.

(29) Describe each action taken by you as a result of each study, test, research project, recommendation, suggestion, seminar, symposium and/or speech identified in your Answer to Interrogatory No. 27. In your Answer to this Interrogatory, state the date of each action and the identity of the individual(s) who initiated said action.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 27, as if fully stated herein.

(30) State whether you directed, sponsored, financed, participated in or received any findings or results of any studies and/or tests performed by the Saranac Laboratory of the Trudeau Foundation concerning the human health consequences of exposure to asbestos.

RESPONSE:

GPC states that it never directed, sponsored, financed, participated in any studies or tests performed by the Saranac Laboratory. GPC further states that it is unaware of having received or become aware of any such studies (other than in the course of this or similar litigation).

(31) If your Answer to Interrogatory No. 30 is in the affirmative, identify;

- (A) All documents in your possession or control which summarize or explain the investigations or results of said studies or tests;
- (B) The identity, substance and dates of all communications, oral or written, between you and Saranac Laboratory personnel, including but not limited to Gerrit W. Schepers, M.D., Artyur Vorwald, M.D. and/or Leroyu Gardner, M.D.;
- (C) All documents relating to Saranac Laboratory studies or tests which were received or submitted by you, either directly or indirectly through predecessor(s) in interest, subsidiary(ies) or affiliate(s), if any, through other companies, or through any trade associations, organizations or entities;
- (D) All recommendations or findings of such studies in relation to:
 - (1) Adequacy or inadequacy of the threshold limited values;
 - (2) The signatories to the agreement;
 - (3) The purpose for entering into the agreement;
 - (4) What, if any, editing rights you retained regarding any reports or studies to be issued by the Saranac Laboratory; and
 - (5) What, if any, materials you actually reviewed and/or edited as a result of the studies performed by Saranac Laboratory; and
- (E) The custodian and location of all documents and/or communications identified in your Answer to this Interrogatory.

RESPONSE:

Not applicable.

(32) State whether you have ever maintained a library (or libraries) which contains books, articles, periodicals, journals and/or reference materials that relate to the subjects of asbestos, industrial hygiene, medicine, safety, health, occupational disease and/or engineering. If so, state:

- (A) The date each such library was established;
- (B) The location of each such library;
- (C) The identity of each librarian or other person in charge of the operation and materials of each such library;
- (D) For whose use each such library was established;
- (E) The title, publisher and dates of subscription to or acquisition of each such periodical or journal for each such library; and
- (F) The title, author, publisher, date and dates of acquisition of each such article and book for each such library.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. Subject to and without waiving its objections, GPC states that it does not have a library or medical record repository for the collection and maintenance of documents like those described in this interrogatory, but, to the extent any such non-privileged materials are in GPC's current possession, they will be produced in Atlanta, Georgia at a time mutually agreeable to counsel.

(33) State when and by what means you became aware of the alleged hazards of exposure to asbestos dusts, fibers and/or products to the health of persons coming into contact with, handling or using asbestos products or products that incorporated asbestos-containing components, parts, and/or materials.

RESPONSE:

Subject to and without waiving its general objections, GPC cannot state with specificity when and by what means it first became aware of the alleged hazards of high levels of exposure to asbestos dust, fibers and/or products to the health of persons who handled or used asbestos products for significant periods of time. Nor can GPC state when one of the thousands of employees who have worked for GPC since 1928 first became generally aware of

news articles or media or medical reports claiming that asbestos exposure is related to an increased risk of developing certain diseases. GPC denies that its products in any way cause such disease processes if properly used under any reasonably foreseeable use of the product.

(34) State when and by what means you became aware that exposure to asbestos dusts, fibers and/or products was acknowledged to be or alleged to be potentially hazardous to the health of persons coming in contact with, handling or using asbestos products or products that incorporated asbestos-containing components, parts, and/or materials.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 33, as if fully stated herein.

(35) State whether you ever learned that there is or may be a causal connection between exposure to asbestos dust and:

- (A) Asbestosis;
- (B) Lung Cancer; and
- (C) Mesothelioma.

RESPONSE:

GPC is generally aware that various media, scientific studies and medical research studies have reported that exposure to asbestos dust may create an increased risk for the development of certain disease processes with certain exposure levels; GPC cannot state with specificity the exact time when it became aware of such knowledge. However, GPC denies that exposure to its asbestos-containing products in any way causes such disease processes.

(36) If your Answer to Interrogatory No. 35 is in the affirmative, identify the following as to each such disease listed therein:

- (A) When and by what means you first became aware of such causal connection;
- (B) If your awareness of such causal connection was obtained at any conference, lecture, convention, symposium, or other such meeting, identify the event, its date, the person(s) who attended on your behalf and/or any documents obtained from such event; and

- (C) If your awareness of such causal connection was obtained from a medical or scientific study, or from any other published works, identify the same and the date of your receipt thereof.

RESPONSE:

Subject to and without waiving its general objections, GPC states that it cannot state with specificity when and by what means it first became aware of the alleged hazards of high levels of exposure to asbestos dust, fibers and/or products to the health of persons who handled or used asbestos products for significant periods of time. Nor can GPC state when one of the thousands of employees who have worked for GPC since 1928 first became generally aware of news articles or media or medical reports claiming that asbestos exposure is related to an increased risk of developing certain diseases. GPC denies that its products in any way cause such disease processes if properly used under any reasonably foreseeable use of the product.

- (37) State whether you specifically informed your employees, agents, servants and/or subcontractors that use of asbestos products, or products that incorporated asbestos-containing components, parts, and/or materials, and/or exposure to asbestos dust or fibers was either actually or alleged to be hazardous to their health.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Plaintiff was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation. GPC further refers Plaintiffs to its response to Interrogatory No. 19.

- (38) If your Answer to Interrogatory No. 37 is in the affirmative, state:

- (A) When and in what manner you first provided such information to these persons;
- (B) The identity of any agent, servant, employee, officer or representative of yours involved in discussions and decisions regarding providing information to these persons;
- (C) The verbatim content of any written documents and/or communications containing such information; and
- (D) The custodian, identity and location of all documents which relate or

pertain to providing such information to these persons.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Plaintiff was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation. GPC further refers Plaintiffs to its response to Interrogatory No. 19.

(39) Describe in detail any precautionary procedures which you urged or required your employees, agents, servants and/or subcontractors to follow so as to reduce and/or avoid the potential hazards or dangers associated with use of asbestos products, or products that incorporated asbestos-containing components, parts, and/or materials, and/or exposure to asbestos dust or fibers and state when and how each such procedure was introduced to these individuals.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Plaintiff was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation. GPC further refers Plaintiffs to its response to Interrogatory No. 19.

(40) State whether you ever required your employees, agents, servants and/or subcontractors who worked with and around asbestos and/or asbestos products and/or products that incorporated asbestos-containing components, parts, and/or materials to wear respirators, gas masks, protective clothing and/or other protective devices. If so, state:

- (A) Which employees, agents and/or servants, by type of employment and department, were required to use each such protective device;
- (B) The date(s) on which the directive relative to each such protective device was issued for each type of employee and each department;
- (C) Which type of protective device was required to be used or worn by each type of employee and each department;

- (D) The identity of any agent, servant, employee, officer or representative of yours involved in discussion and decisions regarding the same; and
- (E) The custodian, identity and location of all documents pertaining to protective devices.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Plaintiff was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation. Similarly, safety equipment that may be applicable to someone working in a remanufacturing or assembly operation is not relevant to someone who is performing automobile repairs. GPC further refers Plaintiffs to its response to Interrogatory No. 19.

(41) State whether at the commencement of an individual's employment with you, from 1930 to the present, you informed that person as to possible health ramifications of working with and around asbestos fibers, dust and/or products that incorporated asbestos-containing components, parts, and/or materials. If so, set forth:

- (A) The nature of the warning;
- (B) The manner in which said information is communicated and, if the communication is in writing, attached a copy hereto;
- (C) When such practice was initiated; and
- (D) By whom such information is communicated.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Plaintiff was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation. GPC further refers Plaintiffs to its response to Interrogatory No. 19.

(42) State whether you ever provided users and others who would be applying or removing your asbestos products or products that incorporated asbestos-containing components, parts, and/or materials instructions concerning safety precautions to use during use of or exposure to such products.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time. Subject to and without waiving its objections, GPC states that its products are primarily sold by retail stores that are independently owned and operated and that GPC has little or no contact with the end consumer of its automotive products. GPC further states that its products, if used as intended or under any foreseeable use, do not cause or contribute to any asbestos-related or other disease processes. By way of further response, GPC refers Plaintiffs to its response to Interrogatory No. 19.

(43) State when you first became aware or received notice that any person was claiming injury as a result of use of an/or exposure to asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that in today's asbestos litigation, many lawyers for various Plaintiffs sue any and all entities that they can think of regardless of whether that defendant's product had any role or true responsibility for the alleged injury. GPC states that it has been named as a defendant in various lawsuits alleged asbestos-related injuries. GPC objects to this interrogatory as overly broad, unduly burdensome, insufficiently limited in scope and time, insufficiently limited to substantially similar occurrences, and not reasonably calculated to lead to the discovery of admissible evidence to the extent that it purports to require GPC to create and compile further information about any individual claim.

(44) With regard to the first awareness or notice of claim of injury described in your Answer to Interrogatory No. 43 and regarding all claims filed up to the present for any injury allegedly resulting from the use of and/or exposure to asbestos products or products that incorporated asbestos-containing components, parts, and/or materials, state:

- (A) The identity of each Claimant;
- (B) The date of notice of each claim;

- (C) A description of each claim;
- (D) The type of injury allegedly sustained by each claimant;
- (E) The job location and job function of each claimant;
- (F) The date of employment of each claimant;
- (G) The identity of each attorney representing the individuals making such claims;
- (H) The style, case number and court applicable to each claim;
- (I) The resolution of each claim; and
- (J) The custodian, identity and location of all documents which relate or pertain to each claim.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 43, as if fully stated herein.

(45) State whether, at any time prior to the present, any person filed a claim against any worker's compensation insurance carrier which provided coverage for you alleging that he or she contracted a disease as a result of use of and/or exposure to asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17.

RESPONSE:

GPC objects to this interrogatory as overly broad, unduly burdensome, vague and ambiguous, and insufficiently limited in scope and time. GPC further objects to this interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence because there is no claim or evidence that Fred Dalbo, Sr. was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation.

(46) If your Answer to Interrogatory No. 45 is in the affirmative, provide the following information:

- (A) A list of each such claim by claimant's name, occupation, date of employment, job location, date claim filed and jurisdiction; and
- (B) A brief summary of the disposition of each such claim.

RESPONSE:

Not applicable.

(47) State whether you ever received any reports or communications from your worker's compensation insurance carrier or products liability insurance carrier with regard to potential health hazards incident to use of asbestos products, or products that incorporated asbestos-containing components, parts, and/or materials, and/or exposure to asbestos fibers or dust.

RESPONSE:

GPC objects to this interrogatory as vague and ambiguous, overly broad, insufficiently limited in scope and time and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving those objections, GPC states that it is not aware of having ever received such reports or communications other than OSHA compliance surveys and related material to which GPC previously referred in these responses.

(48) If your Answer to Interrogatory No. 47 is in the affirmative, state:

- (A) The substance of the contents of such reports or communications;
- (B) The identity of the insurance carrier from which you received each report or communication;
- (C) The date of each such report or communication; and
- (D) The custodian, identity and location of all documents which relate or pertain to such reports or communications.

RESPONSE:

Subject to and without waiving its general objections, GPC hereby incorporates its objections and response to Interrogatory No. 47, as if fully stated herein.

(49) State whether you ever maintained or operated a unit or units of your corporation, including, but not limited to, divisions, subsidiaries or any other entity, which was/were under contract to apply or install the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials described in your Answers to Interrogatory Nos. 8 and 17.

RESPONSE:

No.

(50) If your Answer to Interrogatory No. 49 is in the affirmative, identify any and all claims filed by workers in such contract units or divisions alleging disease arising out of the use of asbestos products, or products that incorporated asbestos-containing components, parts, and/or materials, and/or exposure to asbestos fibers or dust and, as to each such claim, state:

- (A) The date on which you first received notice;
- (B) The identity of the claimant;
- (C) The nature and description of the claim;
- (D) The job location and job function of each claimant;
- (E) The date of employment of each claimant;
- (F) The style, case number and jurisdiction;
- (G) The resolution of the claim; and
- (H) The custodian, identity and location of all documents which relate or pertain to each claim.

RESPONSE:

Not applicable.

(51) Describe the methods by which you have maintained records concerning the manufacture, sale, advertising, distribution, delivery and installation of each of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory No. 8 and 17.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. GPC further objects to this request to the extent that it seeks the production of documents protected by the attorney-client privilege and/or work product doctrine. Subject to and without waiving said objections, GPC states that it has a record retention policy but does not have an official custodian of business records. GPC further states that documents describing or identifying GPC's record retention policy, to the extent they exist, will be made available to Plaintiffs at a time mutually agreeable to Plaintiffs. The provision of further information would require preparation of a summary or abstract of said documents, the burden and expense of which is substantially the same for Plaintiffs as it is for GPC.

(52) With regard to the record-keeping method described in your Answer to Interrogatory No. 51, identify:

- (A) Each present and former corporate department, division or subdivision responsible for maintaining the records;
- (B) How the records are kept, e.g., in boxes, filed, on microfilm, microfiche or computer tape or disk;
- (C) The inclusive dates of manufacture, sale, advertising, distribution, delivery and installation that the record keeping system covers;
- (D) The location(s) where such records are maintained; and
- (E) The identity of each person employed by you at any time from 1930 to the present, in the highest supervisory capacity, who is or was directly responsible for the collection and maintenance of such records.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatories No. 51, as if fully stated herein.

(53) If the record keeping system described in your Answer to Interrogatory No. 51 includes use of microfilm, microfiche, computer tape or disk or any other system in which data is taken from other records, state whether you have retained the documents or other material from which the information entered into these modes of storage was obtained. If not, indicate:

- (A) The date when and location where the original records were destroyed or discarded; and
- (B) The identity of each employee, representative, official or agent of yours who ordered, authorized or supervised said destruction.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatories No. 51, as if fully stated herein.

(54) State whether, at any time from 1930 to the present, you made any representations that the presence of asbestos in the products identified in your Answer to Interrogatory Nos. 8 and 17 made these products superior, in any way, to any asbestos-free product or material intended for the same or similar use.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that to the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the same materials as used and specified by the original equipment manufacturers (OEMs). GPC further states that asbestos fibers contained in automotive products remanufactured or assembled by GPC, if any, were encapsulated in resins and binders and required no sanding, beveling, grinding, arcing, or other alteration by the end user. Accordingly, no exposure to asbestos fibers was expected to occur given any reasonably foreseeable use of such products.

By way of further response, GPC states that it is unable to reconstruct the marketing used for its products over the 75 or more years that GPC has been in business. To the extent that any marketing information about any asbestos-containing automotive products was located, it has been placed in a document repository, which GPC will make available to Plaintiffs in Atlanta, Georgia at a time mutually agreeable to counsel.

(55) If your Answer to Interrogatory No. 54 is in the affirmative, indicate with respect to each such representation:

- (A) The date(s) on which the representation was made;
- (B) Its exact content; and

- (C) The manner in which it was communicated.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatories No. 54, as if fully stated herein.

- (56) State whether, at any time from 1930 to the present, you made any representations that the use of asbestos or the use of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory Nos. 8 and 17 was safe, harmless or not dangerous.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that if used as intended, its asbestos-containing automotive products were safe for the end user because any asbestos contained in those products was encapsulated within binders and resins and was therefore not reparable. GPC further states that its automotive products were remanufactured or assembled to precise specifications and were specifically intended to be installed as sold, without further arcing, grinding, or other alteration by the end user. To the extent such products were arced, ground, or otherwise altered after they left GPC's possession, then they were misused. GPC is unable to reconstruct the marketing used for its products over the 75 or more years that GPC has been in business. To the extent that any marketing information about any asbestos-containing automotive products was located, it has been placed in a document repository, which GPC will make available to Plaintiffs in Atlanta, Georgia at a time mutually agreeable to counsel.

- (57) If your Answer to Interrogatory No. 56 is in the affirmative, indicate as to each such representation:

- (A) The date(s) on which the representation was made;
- (B) Its exact content; and
- (C) The manner in which it was communicated.

RESPONSE:

Not applicable.

(58) State whether any of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 were ever stored or warehoused by you in Pennsylvania at any time from 1930 to the present.

RESPONSE:

GPC objects on the grounds that this interrogatory is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that a distribution center was located at 500 Third Avenue, Duncansville, PA 16635, which opened in 1968. The distribution center was acquired by Davis and Wilmar, Inc. in June, 1992.

(59) If your Answer to Interrogatory No. 58 is in the affirmative, identify:

- (A) The address of each warehouse or storage facility;
- (B) The asbestos products or products that incorporated asbestos-containing components, parts, and/or materials stored or warehoused at each warehouse or storage facility identified in your Answer to part (A) of this Interrogatory.
- (C) The year(s) of such storage or warehousing; and
- (D) The custodian, identity and location of each document in your custody, possession or control which describes or relates to such storage or warehousing.

RESPONSE:

GPC hereby incorporates its objections and response to Interrogatories No. 58, as if fully stated herein.

(60) State whether you contend that you did not have any reason or duty to warn Plaintiff, Plaintiffs' employers, or users of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory Nos. 8 and 17 of the hazards and risks of use of and exposure thereto. If so, state all facts and identify all documents which form the basis for such a contention.

RESPONSE:

GPC further objects to this interrogatory because it improperly seeks to require GPC to offer a legal opinion, and because it assumes facts not in evidence. The burden of proof is

upon Plaintiffs to establish that GPC had any legal duties with respect to Plaintiffs, and said burden remains unsatisfied. Subject to and without waiving its objections, GPC states that if used as intended, its asbestos-containing automotive products were safe for the end user because any asbestos contained in those products was encapsulated within binders and resins and was therefore not reparable. GPC further states that its automotive products were remanufactured or assembled to precise specifications and were specifically intended to be installed as sold, without further arcing, grinding, or other alteration by the end user. To the extent such products were arced, ground, or otherwise altered after they left GPC's possession, then they were misused. By way of further response, GPC hereby incorporates its objections and response to Interrogatory No. 19, as if fully stated herein.

(61) State whether you contend that you performed adequate tests of the safety of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answer to Interrogatory Nos. 8 and 17. If so, state all facts and identify all documents which form the basis for such a contention.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it primarily functions as a distributor of replacement automotive parts designed and manufactured by other companies. To the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the same materials as used and specified by the original equipment manufacturers (OEMs). GPC further states that asbestos fibers contained in automotive products remanufactured or assembled by GPC, if any, were encapsulated in resins and binders and required no sanding, beveling, grinding, arcing, or other alteration by the end user. Accordingly, no exposure to asbestos fibers was expected to occur given any reasonably foreseeable use of such products.

(62) State whether you contend that you did not conspire with others to allow asbestos products or products that incorporated asbestos-containing components, parts, and/or materials to be used without adequate warnings, or without any warnings, regarding the hazards or risks of use of and/or exposure thereto. If so, state all facts and identify all documents which form the basis for such a contention.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving those objections, GPC states that it has not engaged in any asbestos-related "conspiracy."

(63) State whether you contend that there are circumstances under which asbestos products or products that incorporated asbestos-containing components, parts, and/or materials can safely be handled and used. If so, state all facts and identify all documents which form the basis for such a contention.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. GPC also objects to this interrogatory because it calls for GPC to assume facts not in evidence. Subject to and without waiving these objections, GPC does contend that asbestos-containing brake and clutch parts can be safely used given the encapsulated nature of the asbestos fibers; moreover, GPC's automotive products were intended to be installed without sanding, grinding, abrasion, or other modification. Accordingly, no exposure to asbestos fibers was expected to occur given any reasonably foreseeable use of such products.

(64) With regard to each type of asbestos product or product that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17, state:

- (A) Where it was purchased, or if it was not purchased, where it was obtained;
- (B) From whom it was purchased or obtained and when;
- (C) The manner in which it was received, stored and used in the production of the product; and
- (D) The amount of it received by you on a year to year basis.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 8, as if fully stated herein.

(65) Before marketing, selling, distributing and/or installing the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 did you or anyone on your behalf conduct any pre-marketing tests of such products concerning their potential for causing injury to persons exposed thereto? If your answer is in the affirmative, please state:

- (A) The particular products upon which such tests were

- performed;
- (B) When said tests were performed;
 - (C) By whom said tests were performed;
 - (D) Where said tests were performed;
 - (E) What tests were performed;
 - (F) The reason for performing said tests;
 - (G) The results of said tests;
 - (H) To whom said results were reported or communicated; and
 - (I) Where the results of said tests were memorialized.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it primarily functions as a distributor of replacement automotive parts designed and manufactured by other companies. To the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the same materials as used and specified by the original equipment manufacturers (OEMs). Accordingly, GPC has not conducted, engaged, or participated in "tests, studies, and/or research" like that described in this interrogatory.

(66) Before marketing, selling, distributing and/or installing the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory No. 8 and 17, did you or anyone on your behalf conduct a search of the medical and scientific literature concerning asbestos or asbestos-containing products and potential health hazards associated therewith. If your answer is in the affirmative, please state:

- (A) The particular searches performed;
- (B) When said searches were performed;
- (C) The dates of such searches;
- (D) Where said searches were performed;
- (E) By whom said searches were performed;

- (F) The results of said searches;
- (G) To whom the results were reported or communicated; and
- (H) Where the results of said searches were memorialized.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, insufficiently limited in scope and time, not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it primarily functions as a distributor of replacement automotive parts designed and manufactured by other companies. To the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the same materials as used and specified by the original equipment manufacturers (OEMs). GPC states that neither it nor anyone on its behalf has conducted they type of search described in this interrogatory.

(67) At the time of development of or at the time of the decision to manufacture, sell, distribute and/or install each of the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17, did you attempt to determine whether the product complied with any then applicable safety standards, safety orders, regulations, laws, rules and design requirements of any city, county, state, or the Federal Government of the United States?

- (A) If the answer is in the negative, please state the reasons for not conducting such an analysis and identify the name of the persons deciding not to conduct the analysis; and
- (B) If the answer is in the affirmative, identify those safety standards, safety orders, regulations, laws, rules, or other ordinances which you claim you considered.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, insufficiently limited in scope and time, not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving its objections, GPC states that it primarily functions as a distributor of replacement automotive parts designed and manufactured by other companies. To the extent that GPC assembled or remanufactured automotive parts that at one time may have contained asbestos components, GPC used the same materials as used and specified by the original equipment manufacturers (OEMs). To GPC's knowledge, no such standards were in existence at the times described in said interrogatory.

(68) Have you ever communicated with an agency or department of the United States, or state or local government, concerning the specifications and/or standard for any asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials? If so, state separately for each product or set of specifications:

- (A) Identify each such product;
- (B) The number, if any, assigned to the military or federal specification or standard;
- (C) The intended purpose or use for the product so specified;
- (D) The date, time and place of each communication and:
 - (1) The name of each of your agents or employees who participated in each communication;
 - (2) The name, titles, and agencies or each individual with whom such communication was had;
 - (3) The subject of the communication;
 - (4) Whether any notes, minutes or memoranda in any form were recorded of such communication or of any meetings between you and the agency;
 - (5) Whether any documents were submitted to the agency; and
 - (6) If (4) or (5) is answered in the affirmative state the name, and location of the custodian or such records.

RESPONSE:

Not to GPC's knowledge.

(69) Have you ever been a member of or participated in a trade association which communicated with any agency or a department of the United States, concerning specifications and/or standards for any asbestos products or products that incorporated asbestos-containing components, parts, and/or materials? If so, state separately for each product or set of specifications:

- (A) The identity of each such product;
- (B) The number, if any, assigned to the military or federal specification or standard;

- (C) The name of the association;
- (D) The years during which you were a member of or participated in the association;
- (E) The intended purpose or use for the product or specification;
- (F) The date, time and place of each communication:
 - (1) The name of each of your agents or employees who participated in each communication;
 - (2) The name, titles, and agencies of each individual with whom such communication was had;
 - (3) The subject of the communication;
 - (4) Whether any notes, minutes or memoranda in any form were recorded of such communication or of any meetings between you and the agency; and
 - (5) Whether any documents were submitted to the agency, including the name, and location of the custodian of such records.

RESPONSE:

GPC states that it is a member of APRA, NAPA, and AWDA; however, at this time, GPC has no knowledge of these associations' communications regarding military or federal product specifications for any asbestos-containing product.

(70) Have you or has anyone on your behalf attended and/or participated in any conference, seminar, lecture or symposium not previously identified herein dealing with the potential health hazards of asbestos inhalation or use of asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials and, if so, state:

- (A) The date and place of such conference, seminar, lecture or symposium;
- (B) The person or persons conducting such conference, seminar, lecture or symposium;
- (C) The person or persons who attended on your behalf;
- (D) The subject matter of such conference, seminar, lecture or symposium;
- (E) The speakers and/or moderators at such conference, seminar, lecture or

symposium; and

- (F) Whether any reports or memoranda were made concerning the subject matter of such conference, seminar, lecture or symposium, identifying each such report or memorandum.

RESPONSE:

GPC objects to this interrogatory because it is overly broad, unduly burdensome, vague and ambiguous, insufficiently limited in time and scope, and because it is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, GPC states that it cannot report on the activities of each of its employees for a 75-year period with respect to attendance at any meeting or seminar where asbestos or asbestos exposure may have been discussed.

- (71) Identify all patents issued, or any applications made therefor by you, for any non-asbestos product which was developed to replace an asbestos-containing product. Specify the number of each patent, the date(s) of application, issuance and renewal if applicable, to whom each patent was issued and the product(s) for which each patent was issued.

RESPONSE:

GPC has not received, or applied for, any patents like those described in this interrogatory.

- (72) Pursuant to your record destruction or retention policy have you destroyed any documents, records or writings pertaining to:

- (A) Health hazards of asbestos;
- (B) Workmen's Compensation claims arising out of asbestosis, lung cancer, mesothelioma, corpulmonale, pneumoconiosis, or pulmonary fibrosis;
- (C) Placing caution statements or warning labels on your products;
- (D) Hazardous conditions in your mines, plants or factories;
- (E) Funding of studies about health hazards of asbestos; and
- (F) Lawsuits arising out of injuries alleged to have been caused by asbestos.

RESPONSE:

GPC does have a record retention policy. GPC states that its business records are located at its corporate headquarters in Atlanta, Georgia and various other offices and distribution centers around the United States. Sales records relating to its products are typically maintained in GPC's distribution centers for a period of 4 years. To the extent this interrogatory requests additional information, GPC objects to it as overly broad, unduly burdensome, and insufficiently limited in scope and time. GPC further states that documents describing or identifying GPC's record retention policy will be made available to Plaintiffs at a time mutually agreeable to Plaintiffs. GPC further states that any non-privileged documents responsive to this request, to the extent they exist, have been placed in a document repository, which GPC will make available to Plaintiffs in Atlanta, Georgia at a time mutually agreeable to counsel.

(73) State your understanding of what legal duties or obligations you have or had concerning testing, inspection, design, manufacturing and use of the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 before and after marketing them for sale.

RESPONSE:

GPC objects to interrogatory because it is vague, overly broad, unduly burdensome, insufficiently limited in scope and time, not reasonably calculated to lead to the discovery of admissible evidence, and beyond the scope of discovery permitted by the Pennsylvania Rules of Civil Procedure. GPC further objects to this interrogatory because it improperly seeks to require GPC to offer a legal opinion, and because it assumes facts not in evidence. The burden of proof is upon Plaintiffs to establish that GPC had any legal duties with respect to Plaintiffs, and said burden remains unsatisfied.

(74) State whether you have ever discussed or considered the effect giving caution statements or warnings would have on sales of products containing asbestos. If so, please state:

- (A) The form of consideration or discussion;
- (B) The date of the discussion or consideration;
- (C) If the consideration or discussion occurred at a meeting, the names and present business and home addresses of those attending;
- (D) The location and identifying codes of any records of such considerations or discussions;
- (E) Whether you discussed or considered the effect such warning(s) would have on sales of the product;
- (F) Whether you considered or discussed the costs that would be insured in

preparing and using such label; and

- (G) Whether consideration was given to the effect any particular language used in a warning might have on sales.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome and insufficiently limited in scope and time. Subject to and without waiving those objections, GPC states that it is unaware of any such discussions or considerations. GPC further refers Plaintiffs to its response to Interrogatory No. 19.

(75) Did you ever consider the resultant effect on sales of the asbestos products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 of the public knowing of health hazards linked to asbestos? If so, please state:

- (A) The form of the consideration;
- (B) The date of the consideration;
- (C) The names of each person who considered the matter;
- (D) If the consideration occurred at a meeting, the names and present business and home addresses of those attending; and
- (E) The location and identifying code of all records of such consideration;

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome and insufficiently limited in scope and time. Subject to and without waiving those objections, GPC states that it is unaware of any such discussions or considerations. GPC further refers Plaintiffs to its objections and response to Interrogatory No. 19.

(76) Have you ever imposed or considered any restrictions or limitations on the use of the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials you sold, supplied, distributed and/or installed? Is so, state separately for each product;

- (A) The verbatim content of each limitations indicating which product it applied to;
- (B) The date it was first imposed;

- (C) The reason for imposing the restriction or limitations;
- (D) If the reason for the restriction is stated in any document, identify each document by date, author, title and state where it is presently located;
- (E) The person responsible for imposing the restriction or limitation;
- (F) If the limitation or restriction was communicated to purchasers of the product, state how this was communicated and if in writing, identify the communication and attach a copy to your answer; and
- (G) If not imposed, state why not.

RESPONSE:

GPC objects to this interrogatory because it is overly broad and insufficiently limited in scope and time. GPC further objects to this interrogatory because it is vague, ambiguous, and fails to specify the information sought with reasonable particularity. GPC further refers Plaintiffs to its objections and response to Interrogatory No. 19.

(77) Did you, at any time since 1930, ever consider providing any warnings, using any caution label or imposing any restriction on the use of the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17? If so, state separately for each time the matter was considered:

- (A) The form of the consideration;
- (B) The date of the consideration;
- (C) If the consideration occurred at a meeting, the names and present business and home addresses of those attending;
- (D) The substance of the consideration;
- (E) The location and identifying codes of any records of such consideration;
- (F) What language would be used in each label and whether you considered the effect such language would have in:
 - (1) Providing an adequate warning; and
 - (2) Depressing sales of the products;
- (G) What were the various sizes of labels that were considered and the

substance of the discussion; and

- (H) Where each label or warning was to be placed on the product and the substance of any pertinent discussions.

RESPONSE:

GPC objects to this interrogatory because it is overly broad and insufficiently limited in scope and time. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 19, as if fully stated herein.

(78) Did you receive any warning, instructions, or information as to the potential dangers of asbestos inhalation when you purchased, or accepted any asbestos or asbestos-containing products? If so, for each:

- (A) Describe in detail each such warning, instruction or information received;
- (B) State whether such warning, instruction or information was oral or written;
- (C) If oral, identify the substance of the warning, instruction or information received and the date and the name and company of the person from whom received; and
- (D) If written, attach a copy of each warning, information and information, identify it by date given, title and reference number and state the manner and location whereby it was transmitted to you.

RESPONSE:

GPC objects to this interrogatory because it is overly broad, unduly burdensome, vague and ambiguous, and is beyond the scope of discovery. Subject to and without waiving said objection, GPC states that it may have received asbestos warnings from various suppliers or vendors of friction product materials, although GPC cannot state the approximate date or content of said warnings at this time.

(79) Have you ever included a health warning with respect to any product manufactured by you which does not contain asbestos, indicating that such non-asbestos containing product may in some way be harmful to human beings? If so, for each such product, please state:

- (A) The name of the product;
- (B) The chemical composition or ingredients of the product;

- (C) The use for which such product is intended;
- (D) The manner in which it is thought the product may cause harm to human beings;
- (E) The contents of the warning;
- (F) The size of the warning;
- (G) The color of the warning;
- (H) The date the warning was first given to the public; and
- (I) The names of the people responsible for or participating in the decision to provide the warning and:
 - (1) Their present address;
 - (2) Their present position or status with your company; and
 - (3) The position held at the time the decision was made.

RESPONSE:

GPC objects to this interrogatory because it is overly broad and not reasonably calculated to lead to the discovery of admissible evidence because it is directed to products that are not the subject of this lawsuit. Subject to and without waiving its objections, GPC hereby incorporates its objections and response to Interrogatory No. 19, as if fully stated herein.

(80) Have you ever sent any advisory letter or memoranda to any of your customers (specifically including without limitation, to any co-defendant in this case) which attempts to advise them of any health hazard that may be associated with the use of asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials? If so,

- (A) Identify the author of each such advisory letter or memorandum;
- (B) State the content of such advisory letter or memorandum;
- (C) Identify the person(s) to whom each such letter or memorandum was sent;
- (D) State the date on which each such letter was sent; and
- (E) Identify the custodian of all such advisory letters or memoranda.

RESPONSE:

Subject to and without waiving its general objections, GPC hereby incorporates its objections and response to Interrogatory No. 19, as if fully stated herein.

(81) State whether you have ever attended any meetings related to the setting of industry or governmental standards or regulations related to asbestos. If so, identify:

- (A) When the meeting occurred;
- (B) The participants;
- (C) The standard or regulation which was involved;
- (D) All other participants at the meeting; and
- (E) All documents which evidence, reference or relate to any such meeting.

RESPONSE:

GPC objects to this interrogatory because it is vague and ambiguous. Subject to and without waiving this objection, GPC states that it is unaware of any GPC employee having attended such meetings.

(82) State whether you ever received or are in possession of any documents, reports, writings, or studies which were done by you or someone on your behalf concerning the potential health hazards associated with exposure to asbestos or asbestos-containing products, which were not published or otherwise made available to members of the public. If your answer is in the affirmative, please state:

- (A) The title of the writing, report, document
- (B) The date;
- (C) By whom prepared;
- (D) To whom it was sent; and
- (E) Where a copy of the document, writing, report or study is maintained.

RESPONSE:

GPC objects to this interrogatory because it is vague and ambiguous. Subject to and without waiving its objections, no. By way of further response, GPC states that it has received reports from its insurers related to its facilities. Such documents and information are not relevant because there is no claim or evidence that Fred Dalbo, Sr. was

ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation.

(83) State whether you received any document, study, reports or other writings concerning the potential health hazards associated with exposure to asbestos or asbestos-containing products which document(s) were not made available through publication to members of the public. If your answer is in the affirmative, please state:

- (A) The date of said document;
- (B) The date received by you;
- (C) By whom it was sent;
- (D) To whom it was sent;
- (E) The title of the document, if any;
- (F) The subject matter of the documents; and
- (G) Where a copy of said document is maintained.

RESPONSE:

GPC objects to this interrogatory because it is vague and ambiguous. Subject to and without waiving its objections, no. By way of further response, GPC states that it has received reports from its insurers related to its facilities. Such documents and information are not relevant because there is no claim or evidence that Fred Dalbo, Sr. was ever employed by GPC or present at any of GPC's plants, and any safety issues and/or the potential exposures to asbestos to someone working in GPC's remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation.

(84) State whether after you became aware of the potential health hazards associated with exposure to asbestos or asbestos-containing products you continued to sell, distribute or install the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17 without any cautions or warnings and, if so, state:

- (A) The date you became aware of the potential hazards;
- (B) The period of time for each such product that you continued to sell,

distribute or install said product without a caution or warning;

- (C) The reason(s) for continuing each sales, distributions or installations after you became so aware; and
- (D) The person(s) responsible for such decision(s).

RESPONSE:

GPC objects to this interrogatory as vague, overly broad, unduly burdensome, not sufficiently limited in scope and time, not reasonably calculated to lead to the discovery of admissible evidence and seeks information and documents so remote in time as to be beyond the scope of discovery. Subject to and without waiving said objections, GPC states that asbestos containing products were sold with the caution description describe in response to Interrogatory No. 19 and further, that the products it distributed do not pose a health hazard when used and installed as directed.

(85) If you contend that you are not responsible for the alleged acts, omissions and/or liabilities for any predecessor in interest, state the facts upon which you base such contention and identify all documents in support thereof.

RESPONSE:

GPC objects because said interrogatory is overly broad, unduly burdensome, unrestricted as to time, and seeks discovery of facts and opinions protected from disclosure by the attorney-client privilege and work-product doctrine.

(86) State whether after learning the potential health hazards associated with exposure to asbestos or asbestos-containing products you informed those selling, distributing and/or installing your product of those potential hazards. If so, state:

- (A) Those informed;
- (B) The date(s) as to each;
- (C) Who informed them;
- (D) What information was given; and
- (E) If given in writing
 - (1) The author;
 - (2) To whom sent;

- (3) The date; and
- (4) Where a copy of the writing is maintained.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, redundant, cumulative, unduly burdensome, insufficiently limited in scope and time and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving those objections, GPC refers Plaintiffs to its objections and response to Interrogatory No. 19.

- (87) Identify all documents that you will use in support of your defense that you are not liable for punitive damages.

RESPONSE:

GPC objects to this interrogatory because it is overly broad, unduly burdensome, vague, ambiguous, insufficiently limited in scope, and because it fails to specify the information sought with reasonable particularity and is not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, GPC states that its knowledge concerning Plaintiffs' claims as to GPC are presently limited to the vague and generic allegations contained in Plaintiffs' complaint and/or discovery. As discovery and GPC's investigation into this matter are continuing, GPC reserves the right to supplement this response to the extent required by the Pennsylvania Rules of Civil Procedure and/or any applicable pretrial scheduling order.

- (88) For each of the asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials identified in your Answers to Interrogatory Nos. 8 and 17, indicate the purpose of asbestos fibers in the product formulation and state whether such asbestos fibers were necessary for the proper performance of the product as intended by you.

RESPONSE:

GPC objects to this interrogatory because it is vague, overly broad, unduly burdensome, and insufficiently limited in scope and time. GPC further objects to this interrogatory because it fails to specify the information sought with reasonable particularity. Subject to and without waiving these objections, GPC states that the purpose of the asbestos-containing friction materials included in any GPC automotive product was to ensure the proper functioning of automotive equipment, including braking, at ordinary automotive temperatures, up to several hundred degrees Fahrenheit.

(89) If you ever received notification or awareness of the failure of any of your asbestos-containing products or products that incorporated asbestos-containing components, parts, and/or materials to perform as intended by you, state:

- (A) The name of the product;
- (B) The problem or failure discovered or of which you became aware;
- (C) The date you initially became aware of such problem or failure;
- (D) The time period during which you received notification of continued existence of such problem or failure;
- (E) Any actions taken by you as a result of such awareness;
- (F) Any labeling placed by you on packages of such products providing notification of such problem or failure;
- (G) The identity of any document prepared by you relating to the problem or failure; and
- (H) Any decision by you to withdraw the defective product or to limit its production and/or availability.

RESPONSE:

GPC objects to this interrogatory because it is vague, overly broad, unduly burdensome, harassing and insufficiently limited in scope and time. Subject to and without waiving those objections, GPC states that the identification of the information requested in this interrogatory would require the making of an abstract, audit, compilation, or summary of information contained in documents, the burden and expense of which would be substantially the same for Plaintiffs as for GPC. Accordingly, GPC will make non-privileged documents relating to the information sought in this interrogatory available to Plaintiffs for inspection in Atlanta, Georgia at a time mutually agreeable to counsel.

(90) With respect to the period from 1960 to 1975, state the names, addresses and company title or position of each person who at any time during that period was in charge of the following activities with regard to each of the products identified in Answers to Interrogatory Nos. 8 and 17:

- (A) Production;
- (B) Marketing;
- (C) Labeling;

- (D) Advertising;
- (E) Product evaluation;
- (F) Research and development; and
- (G) Distribution.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome, harassing, insufficiently limited in scope and time and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving those objections, GPC states that it cannot reasonably identify each and every individual from 1960 - 1975 and is unaware of any systematic maintenance of this information.

(91) Please state if any of the physicians, industrial hygienists, or other persons identified by you in these answers to interrogatories ever made at any time any recommendations and/or suggestions to you pertaining to the risks or hazards to persons involved in the manufacturing or use of any asbestos-containing product or product that incorporated asbestos-containing components, parts, and/or materials. If so, please state:

- (A) When was each such recommendation and/or suggestion made;
- (B) To whom was each such recommendation and/or suggestion made;
- (C) By whom was each such recommendation and/or suggestion made;
- (D) The substance of each recommendation and/or suggestion; and
- (E) The identity of all writings addressed, directed or submitted to you pertaining to the subject matter of this interrogatory.

RESPONSE:

GPC objects to this interrogatory because it is overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. GPC further objects to this interrogatory because the potential exposures to asbestos dust encountered during its remanufacturing/assembling operations is not similar or relevant the potential exposures, if any, experienced by the end user.

(92) Please state each private meeting or discussion held at any time before December 31, 1982 between any of your directors, officers, or employees and any officer or employee of any other

manufacturer or seller of asbestos or asbestos-containing products in which the safety of any asbestos-containing product was a subject of discussion. As to each such meeting or discussion, please state:

- (A) Its date;
- (B) Its location;
- (C) The participants in the meeting or discussion identified by name, title and business affiliation;
- (D) A description of all statements made by each participant concerning the safety of any asbestos-containing product; and
- (E) The identity of all writings pertaining in any manner to the matters covered in this interrogatory.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome, and insufficiently limited in scope and time. Subject to and without waiving these objections, GPC states upon information and belief, no such meetings occurred.

(93) State whether you ever received a publication known as the "Asbestos Magazine". If so, please state:

- (A) The dates you received such publication;
- (B) The terms, circumstances or requirements of receipt of such publication,
e.g., free, by subscription, distributed at meetings, etc.; and
- (C) The identity and custodian of any copies of such magazine that you received;

RESPONSE:

GPC objects to this interrogatory because it is insufficiently limited in time. Subject to and without waiving this objection, GPC is unaware of having received the publication identified in this interrogatory.

(94) Please state whether you recalled any asbestos product or product that incorporated asbestos-containing components, parts, and/or materials or otherwise attempted to remove it from the stream of commerce after you became aware of the potential health hazards of asbestos exposure.

- (A) If so, please state when, why and how you performed such a recall for each such product;
- (B) If not, please state the reason for not doing so and the identity of all corporate officials responsible for not doing so; and
- (C) Identify all documents pertaining to the subject matter of this interrogatory.

RESPONSE:

GPC states that it has not recalled asbestos-containing products for reasons relating to the alleged health effects of asbestos-exposure. By way of further response, GPC states that the asbestos contained in the friction material that GPC used in its asbestos-containing products was encapsulated in binders and resins and required no sanding, beveling, grinding, arcing, or other alteration by the end user.

(95) Please state whether you used, installed, applied and/or removed asbestos-containing materials from any of your own facilities after learning of the potential health hazards of asbestos exposure. If so, please state:

- (A) The purpose for each such action;
- (B) The location where each such action occurred;
- (C) The dates for each such action;
- (D) The persons responsible for deciding to undertake such action;
- (E) How each such action was accomplished by the workers who were removing the asbestos-containing materials;
- (F) What respiratory protection was recommended and/or required for the workers who were using or removing the asbestos-containing materials, and if so, the dates thereof; and
- (G) The identity of any employees who alleged asbestos-lung disease or filed a Workers' Compensation claim alleging asbestos-lung disease as a result of such work, and if so, all dates thereof.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome, insufficiently limited in scope and time, and not reasonably calculated to lead to the discovery of admissible evidence. GPC further objects to this request as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence, because there is no claim or evidence that Fred Dalbo, Sr. was ever employed by GPC or present at any of GPC's plants, and the potential exposures to asbestos during its remanufacturing and assembling operations, if any, are not similar or relevant to any potential exposures, if any, encountered during automotive repairs or those alleged in this litigation.

(96) Please state whether you or any of your directors, officers, shareholders, or officials ever owned any financial interest or stock in any company other than yours which was involved in the mining, manufacturing, production, sale, supply or distribution of asbestos or any asbestos-containing product, including but not limited to, Metropolitan Life Insurance Co., co-Defendants in this case and bankrupt asbestos companies, e.g.,

Johns-Manville Corporation and its subsidiaries and affiliated companies. If so, please state:

- (A) The identity of the entity or person(s) who owned such interest;
- (B) The job title and position of each person who owned such interest;
- (C) The value of such interest owned by each such entity or persons;
and
- (D) The dates of such ownership by each such entity or persons.

RESPONSE:

GPC objects to this interrogatory because it is vague, ambiguous, overly broad, unduly burdensome, insufficiently limited in scope and time and not reasonably calculated to lead to the discovery of admissible evidence.

(97) Name any person not heretofore mentioned having personal knowledge of the facts material to this case.

RESPONSE:

GPC objects to this interrogatory because it is overly broad, unduly burdensome, vague, ambiguous, insufficiently limited in scope and time and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections, GPC states that its knowledge concerning Plaintiffs' claims as to GPC are presently limited to the vague and generic allegations contained in Plaintiffs' complaint. As discovery and GPC's investigation into this matter are continuing, GPC reserves the right to supplement this response to the extent required by the Pennsylvania Rules of Civil Procedure and/or any applicable case management order. By way of further response, GPC refers Plaintiffs to Paul LeCour, the duly authorized representative of GPC verifying these responses on GPC's behalf. As GPC is represented by counsel in this matter, Mr. LeCour should be contacted only through its corporate counsel. GPC further refers Plaintiffs to those individuals identified in GPC's responses to Plaintiffs' case-specific interrogatories.

Date: July 31, 2006

Respectfully submitted,

RILEY HEWITT WITTE & ROMANO, P.C.

By Carmen A. Martucci

Carmen A. Martucci
650 Washington Road, Suite 300
Pittsburgh, PA 15228
Phone: (412) 341-9300
Fax: (412) 341-9177

**Attorneys for Defendant
Genuine Parts Company**

VERIFICATION

I, Paul LeCour, as a duly authorized agent, employee, representative, or attorney of the herein named defendant, have read the foregoing Interrogatories and Request for Production of Documents, and hereby affirm that the answers provided are accurate. I understand that such affirmation necessarily means that I have substantial knowledge of the subject matter contained herein and that I have conducted, or have seen to it that others have conducted, a thorough search of all relevant documents and sources possessed by or known to this defendant or its agents and personally have no knowledge of any relevant source or document which was not consulted in answering these Interrogatories and Request for Production of Documents.

This statement and verification is made subject to the penalties of 18 Pa.C.S.A. Section 4904 relating to unsworn falsification to authorities, which provides that if I make knowingly false statements, I may be subject to criminal penalties.

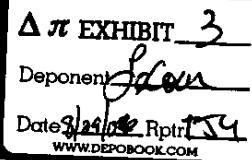
Affirmed By: Paul Le Cour

Title: SENIOR TECHNICAL ADVISOR

Date: 6/28/2006

Sander M. Nichols
6/29/06

Notary Public, Douglas County, Georgia
My Commission Expires June 30, 2006



IN THE COURT OF COMMON PLEAS OF INDIANA COUNTY, PENNSYLVANIA

KATHERINE M. BASILE, the
Executrix of the Estate of FRED
DALBO, SR., Deceased, and VIOLA
Imogene COEN DALBO, his wife, in
her own right,

Plaintiff,

v.

AMERICAN HONDA MOTOR
COMPANY, INC., et al.,

Defendants.

CIVIL DIVISION - ASBESTOS

No. 11484 CD 2005

**DEFENDANT'S ANSWERS TO
PLAINTIFFS' SECOND SET OF
INTERROGATORIES DIRECTED TO
GENUINE PARTS COMPANY**

Filed on behalf of Genuine Parts Company

Counsel of Record for this Party:

Carmen A. Martucci, Esq.
PA I.D. #63700

RILEY HEWITT WITTE & ROMANO, P.C.
650 Washington Road, Suite 300
Pittsburgh, PA 15228
(412) 341-9300

Firm #987

IN THE COURT OF COMMON PLEAS OF INDIANA COUNTY, PENNSYLVANIA

KATHERINE M. BASILE, the Executrix of the Estate of FRED DALBO, SR., Deceased, and VIOLA Imogene COEN DALBO, his wife, in her own right, Plaintiff,)	CIVIL DIVISION - ASBESTOS
)	No. 11484 CD 2005
V.)	
AMERICAN HONDA MOTOR COMPANY, INC., et al., Defendants.)	

**ANSWERS TO PLAINTIFFS' SECOND SET OF INTERROGATORIES
DIRECTED TO GENUINE PARTS COMPANY**

AND NOW COMES Defendant, Genuine Parts Company (hereinafter "GPC"), by and through its attorneys, Carmen A. Martucci, Esq., and Riley, Hewitt & Sweitzer, P.C., and files the following Answers to Interrogatories.

GENERAL OBJECTIONS AND RESERVATIONS OF RIGHTS

- a. Genuine Parts Company ("GPC") objects to any interrogatory or request that purports to impose obligations different from or in addition to those set forth in the Pennsylvania Rules of Civil Procedure, any applicable Case Management Order, and/or other applicable law.
- b. GPC objects to any definition or instruction provided by Plaintiffs that attempts to require GPC to provide a response to an interrogatory beyond that which would be required using the reasonable, common and ordinary definitions for each word.
- c. GPC objects to these interrogatories and requests to the extent that they request the disclosure of information and identification of documents protected by privilege, including (but not limited to) the attorney-client privilege and the work product doctrine. GPC and its counsel hereby assert all applicable privileges with respect to such information and documents.
- d. GPC objects to these interrogatories and requests to the extent they seek information and documents so remote in time as to be beyond the scope of discovery permitted under the

Pennsylvania Rules of Civil Procedure, any applicable Case Management Order, and/or other applicable law. As stated, certain of the interrogatories and requests are unduly burdensome, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence.

- e. GPC objects to these interrogatories because they are so broad in temporal scope as to seek information beyond the personal knowledge of its current employees. Much of the requested information encompasses a time period that is impossible to reconstruct or retrieve. Many persons with personal knowledge of the events inquired about are deceased, retired, or no longer in GPC's employ. Consequently, GPC states that the responses herein represent GPC's best knowledge at this time based on the information, documents, records, and personal knowledge available to it. GPC states that discovery in these matters is ongoing and reserves the right to supplement these responses in the event that new or additional information becomes available to it.
- f. GPC does not concede that any of its responses to these interrogatories and requests are or will be admissible at any trial or hearing and reserves all objections, on any grounds, to the use of these responses at any trial or hearing whether or not specifically asserted herein.
- g. GPC objects to these interrogatories to the extent that they seek to require GPC to respond on behalf of subsidiary corporations or undefined "affiliated companies" that are legally separate and independent corporate entities. GPC is neither authorized nor required to respond on behalf of said independent entities. GPC further objects to these interrogatories because they are overly broad, unduly burdensome, and because they fail to specify the information sought with a reasonable degree of particularity to the extent that they seek to require GPC to respond on behalf of "predecessors" as the term is defined in the interrogatories. GPC has acquired many smaller companies since its inception since 1928, most of which have been merged into GPC and no longer exist. GPC is without exhaustive or comprehensive information as to each and every individual entity that it may have acquired over its 75-year history and is unaware of any systematic means of recovering said information. Employees with knowledge relating to said predecessors are deceased, retired, or otherwise no longer in GPC's employ. Additionally, the responses herein are made on behalf of GPC with respect to its sale and distribution of automotive parts, unless otherwise specified.
- h. GPC objects to these interrogatories and requests to the extent that Plaintiffs have not provided GPC with information that is sufficient to enable GPC to respond to these interrogatories. Plaintiffs have not identified with specificity the product(s) that GPC allegedly sold and that Plaintiffs claim were a substantial causative factor in producing Plaintiffs' alleged asbestos-related injuries or diseases.
- i. GPC states that it never purchased, distributed, installed or otherwise used raw asbestos.
- j. Each and all of the foregoing general objections are hereby explicitly incorporated into each and every individual response as if set forth fully therein.

- k. GPC hereby incorporates herein by reference the responses to the 97 interrogatories previously served on GPC on May 15, 2006 and responded to on July 31, 2006.

ANSWERS TO INTERROGATORIES

1a.. List the location of all NAPA stores in Canonsburg, PA.

ANSWER: GPC objects to the term "NAPA stores" as vague, misleading and ambiguous. GPC is, in part, a distributor affiliated with National Automotive Parts Association. GPC's customers, known as jobbers (or owners of automotive parts stores) receive permission to display the "NAPA" logo. Some such jobbers acquire signage saying "NAPA Auto Parts." GPC purchased the assets of Standard Auto Parts Company's store located at 27 S. Central, Canonsburg, PA on or about 6/30/92. Upon information and belief, GPC believes that Standard Auto Parts Company, prior to said time, sold, among other parts lines, some products displaying the NAPA logo. GPC ceased to operate the store at 27 S. Central St. Canonsburg, PA in June 2006.

State whether there is a NAPA store located at 27 S. Central in Canonsburg, Pennsylvania.

ANSWER: See response to Interrogatory 1.

2a. If yes, State the following:

- a. what year the NAPA store opened at that location;
- b. what business operated at that address prior to the NAPA store;
- c. what products were sold by NAPA when it first opened at that location;
- d. Whether any type of agreement and/or contract and/or other documents exist between NAPA and the previous business at that address;
- e. Whether NAPA changed the product line that was sold by the previous business.

ANSWER: See response to Interrogatory 1.

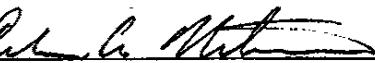
3. Provide all documents that support the Defendant's answers to these Interrogatories.

ANSWER: None.

Date: August 22, 2006

Respectfully submitted,

RILEY HEWITT WITTE & ROMANO, P.C.

By 

Carmen A. Martucci

650 Washington Road, Suite 300

Pittsburgh, PA 15228

Phone: (412) 341-9300

Fax: (412) 341-9177

**Attorneys for Defendant
Genuine Parts Company**

VERIFICATION

I, David Stanfield, Manager of the Carrollton, Ohio, NAPA Distribution Center, verify that: I am authorized to execute this Verification on behalf of Genuine Parts Company; that the attached document is based upon facts of which I have either limited or no personal knowledge of; that information was furnished to me by counsel which I relied upon; that the language of the document is that of counsel and not my own; and that the facts set forth in the foregoing document are true and correct to the best of my knowledge or information and belief.

I understand that the statements herein are made subject to the penalties of 18 Pa. Cons. Stat. Ann. Section 4904 relating to unsworn falsifications to authorities.

5/14/06



David Stanfield

 NAPA RAYLOC

ECONOMY QUALITY

DISC PADS

 NAPA RAYLOC

STANDARD QUALITY

DISC PADS

 NAPA RAYLOC

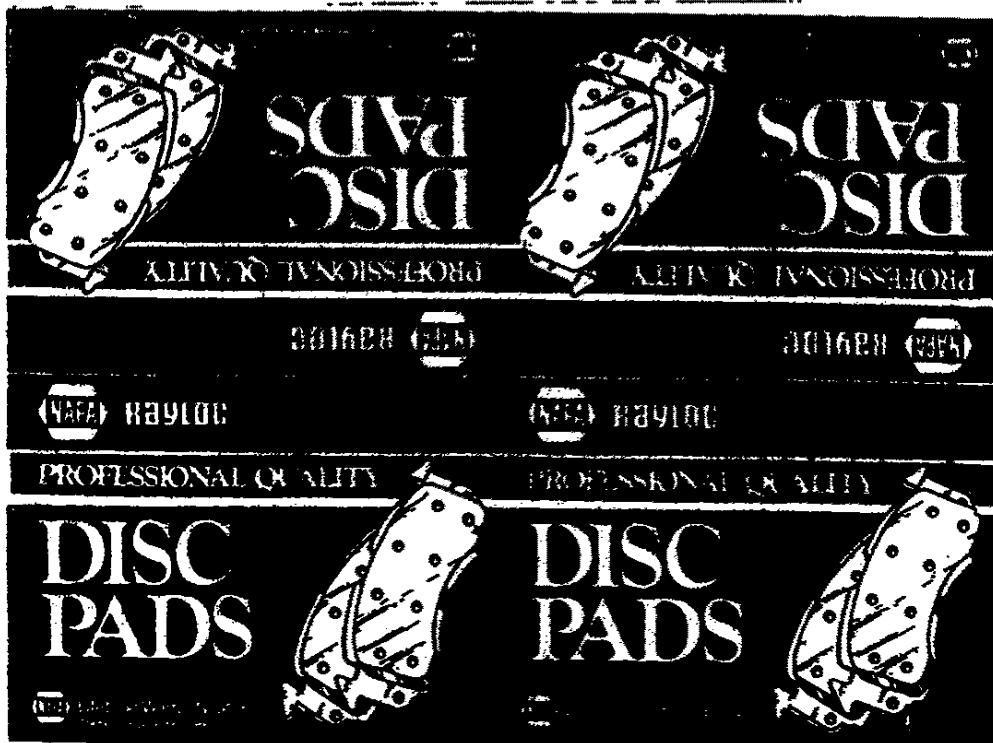
ECONOMY QUALITY

DISC PADS

 NAPA RAYLOC

STANDARD QUALITY

DISC PADS



Δ π EXHIBIT 4

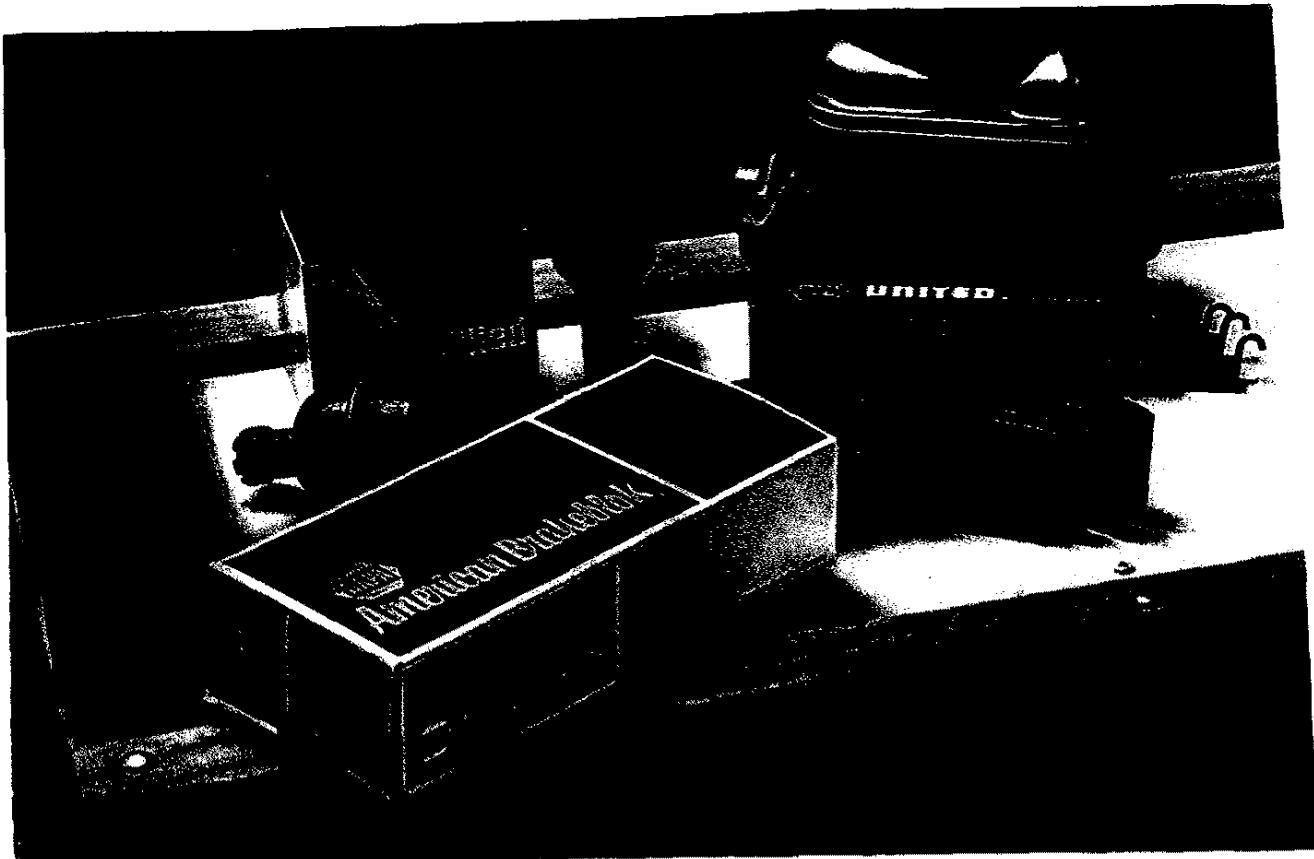
Deponent: *[Signature]*

Date: *8/20/06* Rpt: *TJG*
WWW.DEPOTBOOK.COM

DPL-87350

NOVO30233

Digitized by Google



"Let's Be Responsible"

AMERICAN BRAKEBLOK Lining

EXHIBIT 5

Deponent
Date 9/10/04
WWW.DEPBOOK.COM



PRELIMINARY SPECIFICATIONS

SPECIFICATIONS

SHOE SET..... B 291
BRAKE TYPE..... DUO-SERVO
SHOE SIZE..... 11.000 X 2.000
DRUM DIAMETER... 11.000
RAW SHOE RADIUS. N/A

COMPONENT SPECIFICATIONS:

	Primary	Secondary
Lining Formula	1051-204	1051-204
Edge Code.....	NRP 11204 FE	NRP 11204 FE
Segment Position...	A - C	A - E

GRINDING SPECIFICATIONS:

Grind Diameter (Standard).....	10.960
Finished Lining thickness.....	Primary... 0.185 - 0.195
(Center of lining)	Secondary. 0.230 - 0.240

	Primary Reverse	Secondary Forward
BONDED	Segment Number..... 2006 AP	2006 BS
	Segment Length (Inside).... 8.970	11.200
	Segment Width..... 2.000	2.000
	Segment Thickness (Unground) 0.195 - 0.205	0.245 - 0.255

RIVETED

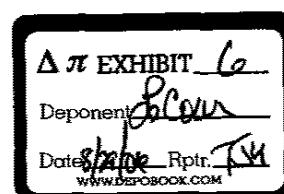
Segment Number.....	
Segment Length (Inside)....	
Segment Width.....	
Segment Thickness (Unground)	N/A - N/A
Rivet Size.....	N/A - N/A
Rivet Torque.....(in-lbs)	
Counter Bore Depth	

Comments: _____

PROPRIETARY INFORMATION OF ABEX FRICTION PRODUCTS

RSPEC3

Release Date: 29-Oct-90



NOV050111



SPECIFICATIONS

ABE11204 FE BRAKE SHOE SETS

PRELIMINARY SPECIFICATIONS

SHOE SET.....	B 293
BRAKE TYPE.....	DUO-SERVO
SHOE SIZE.....	11.000 X 2.750
DRUM DIAMETER...	11.000
RAW SHOE RADIUS.	5.298

COMPONENT SPECIFICATIONS:

	Primary	Secondary
Lining Formula	1051-204	1051-204
Edge Code.....	NRP 11204 FE	NRP 11204 FE
Segment Position...	A - C	A - E

GRINDING SPECIFICATIONS:

Grind Diameter (Standard).....	10.960
Finished Lining thickness.....	Primary... 0.190 - 0.200
(Center of lining)	Secondary. 0.190 - 0.200

	Primary Reverse	Secondary Forward
BONDED	Segment Number.....	2118 P
	Segment length (Inside).....	8.590
	Segment Width.....	2.750
	Segment Thickness (From Abex)	0.215 - 0.225
		0.205 - 0.215

	Segment Number.....	Segment Length (Inside).....	Segment Width.....	Segment Thickness (From Abex)	N/A - N/A	N/A - N/A
RIVETED				Rivet Size.....		
				Rivet Torque.....(in-lbs)		
				Counter Bore Depth		

Comments: _____

PLAINTIFF'S
EXHIBIT

5

12-7-99

PROPRIETARY INFORMATION OF ABEX FRICTION PRODUCTS

RSPEC3
APS-0594

All dimensions shown in inches. Release Date: 6-Dec-91

5

NOVO50112



American Brakebloc

America's Safety Brake Line

BULLETIN

P.O. BOX 3250, WINCHESTER, VA. 22601

BULLETIN NO.: JO-0048

FEBRUARY 13, 1981

TO: ALL NAPA JOBBERS

SUBJECT: 1981 Brake Shoe Exchange Information

The following is 1981 Passenger Car & Truck information we now have available.

PASSENGER CARS - WITH DISC BRAKES

YEAR	MAKE & MODEL	FRONT		REAR	
		New Set No.	Riveted Set No.	New Set No.	Riveted Set No.
AMERICAN MOTORS (CONCORD, SPIRIT, EAGLE)					
1981	Concord & Spirit 4's	4HS-7026A		8ARS-433	N/A
1981	Concord & Spirit 6's	4HS-7027A		8ARS-433	N/A
1981	Concord Station Wagon	4HS-7027A		8ARS-267	K-267
1981	Eagle	4HS-7027A		8ARS-267	K-267
AUDI (5000)					
1980-81	5000	S-7080		N-P-E	N/A
BUICK (ELECTRA, ESTATE WAGON, LESABRE, RIVIERA, REGAL, CENTURY, SKYLARK)					
1981	Electra & Estate Wagon	S-7284*		8ARS-462	N-462
1981	Lesabre	S-7284*		8ARS-462	N-462
1981	Opt'1 Rear	S-7284*		8ARS-462	N-462
1981	Riviera, Regal & Century	4HS-7070A		8ARS-472	N/A
1981	Opt'1 Disc Rear - Riviera	4HS-7070A		N/A	S-7070A
1981	Skylark	4HS-7070A		8ARS-487	N/A
CADILLAC (BROUGHAN, DEVILLE, COMMERCIAL, LIMOUSINE, ELDORADO, SEVILLE)					
1981	Broughan & DeVille	S-7284*		8ARS-462	N-462
1979-81	Commercial & Limousine	4HS-7284		8ARS-366	N-366
1981	Eldorado & Seville	S-7070A		N/A	S-7070A
CHEVROLET					
1981	Alt.	4HS-7284		8ARS-462	N-462

* = Contact customers only should refer to Classification or Price List to determine the availability of both bonded and/or riveted sets. Also, some set numbers for drum brakes show a prefix of H-(Bonded) or RS-(Riveted) or both. Again, refer to your Jobholder's Classification or Price List to determine the availability of both bonded and/or riveted sets.

N-P-E = New Part Number

* = This vehicle originally equipped with (HS) Semi-metallic disc brake material. S-, AS- and other organic materials will fit and may perform satisfactorily, but are not recommended.

-1-



NOV050113

NOVOSIL

一六

- **Central estimates** only should refer to classification of firms (list) to determine the availability of such bonds under these rules.
- **Central estimates** only should refer to classification of firms (list) to determine the availability of such bonds under these rules.
- The availability of such bonds under these rules, if so, refers to non-bank depositors.
- The availability of such bonds under these rules, if so, refers to non-bank depositors.
- This article of regulation applies to firms (list) which have been established, S-A, and other firms which have been established, S-B, and may perform certain activities, but are not recommended.

ΣΙΩΟΔΑΟΝ

一

- **Highly correlated** outcomes show a positive linear relationship between two variables.
 - **Less correlated** outcomes show a positive linear relationship between two variables.
 - **Unrelated** outcomes show no linear relationship between two variables.

WILHELMUS (WILHELMUS, SCIRGOCO, DARNER)

1000

CLAYTON, CALIFORNIA, TUCSON, ARIZONA

V/H 950-6 VRCD-500 1961
950-6 950-6 +100C-5 1961
950-6 950-6 +100C-5 1961

SYNTHETIC (CRAK STORY, HORIZON)

ADMISSIONS (98 & 99 SERIES, TROWBRIDGE, COTSWALLS, OXFORD)

151-B	151-SATB	Y2204-SMS	MWS-1922Z	2004r/Satellite Mission, Project 2 Test.
V/H	9/1-SATB	Y2204-SMS	MWS-1922Z	2004r (cont. S/H, Project 2 Test).
V/R	9/1-SATB	Y2202-SMS	MWS-1922Z	2004r (cont. S/H, Project 2 Test).
151-B	151-SATB	Y2202-SMS	MWS-1922Z	2004r (cont. S/H, Project 2 Test).
V/M	9/1-SATB	Y2202-SMS	MWS-1922Z	2004r (cont. S/H, Project 2 Test).
V/H	9/1-SATB	Y2202-SMS	MWS-1922Z	2004r (cont. S/H, Project 2 Test).
V/R	9/1-SATB	Y2202-SMS	MWS-1922Z	2004r (cont. S/H, Project 2 Test).
V/H	201-SATB	Y2204-SMS	MWS-1922Z	2004r/Satellite Mission, Project 2 Test.
V/R	201-SATB	Y2202-SMS	MWS-1922Z	2004r/Satellite Mission, Project 2 Test.
V/H	151-SATB	Y2202-S	"	All PMS 2004 (S/H, S/H)

ESPECIALLY (MUSICALS, COUGAR, MONARCH, ZEPHYR, CAPRI)

CH 325 CH 325 CH 325
MHS MHS MHS
11/28 11/28 11/28

TRUCKS - WITH DISC BRAKES

YEAR	MAKE & MODEL	FRONT		REAR	
		New Set No.	Riveted Set No.	New Set No.	Riveted Set No.
CHEVROLET TRUCK					
1981	C1 Cabsan	FHS-7070A	SARS-472	N/A	
1981	S1 Blazer	FHS-728A	SARS-473	N/A	
1979-80	LUV	S-7065	S-404	N/A	
1981	C-10	S-728A*	SARS-449	N/A	
	Opt'l Rear	S-728A*	SARS-473	N/A	
1981	K-10	S-728A*	SARS-473	N/A	
1981	C-, C-, K-, P-20	FHS-728A	SARS-473	N/A	
	Opt'l Front & Rear - Exc. G-20	FHS-708A	SARS-451	N/A	
1981	C-, P-30	FHS-708A	SARS-451	N/A	
	Opt'l Front & Rear	FHS-728A	SARS-452	N/A	
1981	G-30	FHS-728A	SARS-473	N/A	
	Opt'l Front & Rear	FHS-708A	SARS-453	N/A	
1981	K-30	FHS-708A	SARS-452	N/A	
→ 1981	P-30 (12-14.5k)	FHS-708A	SARS-452	N/A	S-7081A →
DODGE TRUCK					
1981	AP-, AM-, B-, BD-, M-150, B- & MB-250	S-7015*	S-445	N-445	
1981	B-, BD-250	S-7015B	SARS-357A	N-357A	
1981	B-250	S-7015B	SARS-357B	N-357B	
	Opt'l Front	S-7024A	SARS-357B	N-357B	
1981	B-, CH-, MB-350	S-7015B	SARS-357B	N-357B	
	Opt'l Rear	S-7015B	SARS-358B	N-358B	
1981	B-350, B-450	S-7015B	SARS-358B	N-358B	
1981	B-350, B-450	S-7024A	SARS-358B	N-358B	
1981	CH-450	S-7015B	SARS-473	N/A	
1981	MB-450	S-7015B	SARS-358B	N-358B	
	Opt'l Rear	S-7015B	SARS-473	N/A	
FORD TRUCK					
1981	Bronco, F-150 (4x4)	FHS-7013A	SARS-263	N-263	
1981	E-100, E- & F-150	S-7013A	SARS-263	N-263	
1981	F-150	S-7027A	SARS-169	N-169	
	Opt'l Front & Rear	S-7013A*	SARS-263	N-263	
1981	F-250, F-250 (4x4)	FHS-705A	SARS-316A	N-316A	
1981	F-250 (3500-6000)	FHS-7013A	SARS-316A	N-316A	
1981	Opt'l Front	FHS-705A	SARS-316A	N-316A	
1981	F-250 (over 6000)	FHS-705A	SARS-314B	N-314B	
1981	E-, F-350 (Incl. 4x4)	FHS-705A	SARS-314B	N-314B	
GMC TRUCK					
1981	Caballero	FHS-7070A	SARS-472	N/A	
1981	Jimmy	FHS-728A	SARS-473	N/A	
1981	C-, G-1500	S-728A*	SARS-449	N/A	
	Opt'l Rear	S-728A*	SARS-473	N/A	
1981	K-, P-1500	S-728A*	SARS-473	N/A	
1981	C-, G-, K-, P-2000	FHS-728A	SARS-473	N/A	
	Opt'l Front & Rear - Exc. G-2000	FHS-708A	SARS-451	N/A	
1981	C-, P-2000	FHS-708A	SARS-451	N/A	
	Opt'l Front & Rear	FHS-728A	SARS-452	N/A	
1981	G-2000	FHS-728A	SARS-472	N/A	
	Opt'l Front & Rear	FHS-708A	SARS-451	N/A	
1981	K-2000	FHS-708A	SARS-452	N/A	
→ 1981	P-2000 (12-14.5k)	FHS-708A	SARS-452	N/A	S-7081A
JEEP TRUCK					
1981	CJ-5, CJ-7	S-7027A	SARS-267	N-267	
1981	Cherokee, Wagoneer & J-10	S-728A*	SARS-452	N-452	
1981	J-20	S-728A*	SARS-419	N/A	

* * General customers only should refer to Classification or Price List to determine the availability of both bonded and/or riveted sets. Also, shoe set numbers for drum brakes show a prefix of S-(bonded) or RS-(riveted) or both. Again, refer to your Brakebuilder's Classification or Price List to determine the availability of both bonded and/or riveted sets.

† * This vehicle originally equipped with (HS) Semi-metallic disc brake material. S-, AS- and other organic materials will fit and may perform satisfactorily, but are not recommended.

T 2/1/99

November 16, 1990

TO: Charles Barker
Coy Barnes
Tim Bronson
Doug Reber
Frank Price
Tom White

FROM: Paul LeCour

SUBJECT: TENNECO METALLIC DISC PADS AND NON-METALLIC, NON-ASBESTOS STRIP LINING

Paul - how is the
going out?
Johns.
JL 2/4

We have shipped, to your home, one set of disc pads and brake shoes that should fit your company car. We need you to install these items on the company vehicle just as soon as possible. Please do this within the next two weeks. We want you to install these items without any other brake work being done on the car. We would like the rubbing surfaces to be free of grease or oil. You may sand the rubbing surfaces to remove the glaze finish. Please keep your old disc pads and brake shoes.

Please start a log book, recording the date that you installed these items, the mileage when they were installed and when they are removed. Please measure the centerline thickness of all friction material before you install them. When we ask you to remove the items, please have them marked with the exact location where they were on the vehicle and also re-measure the thickness in the same spot you did before you installed them. All this information will help us make a wise decision on the material. Please forward this information to Toby Moore and myself. We need this for our records.

If the disc pads start making squealing noises, we then want you to install S-007 after at least 500 miles of service. Do nothing other than install S-007, then record the results.

We cannot over-emphasize the importance of your cooperation in this exercise. We depend on people like you to help eliminate any problems we might get from our customers if we do not do this exercise first. We want you to know that Tenneco has already logged over 500,000 miles on the same formulas you are going to install.

If you have any questions, please give us a call.

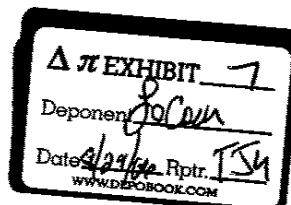
Thank you,

Paul
Paul LeCour

PLL:jw

cc: John Aderhold Joe White Toby Moore Mike Lemongello Wayne Hitch Allan Thaves

PS: If for any reason, you must remove these items from the company car, please make sure you call us before you remove them. Once we agree with you then that item or items will be returned to us here in Atlanta.



NOVO121385



The best parts make the best service.

When your customers come to you for service, they put their trust in you as a professional. Your responsibility to them is a job well done. Our responsibility to you is a part well made. Then a job well done, stays done.

If you're interested in making better customers, contact your local NAPA Jobber. He'll give you dependable help, and he'll give you dependable service on parts that just can't be beat for quality. Together, we'll make a lot of better customers.



"Let's Be Responsible"

AMERICAN BRAKEBLOK Lining • BALKAMP Parts, Supplies & Accessories • BELDEN Wire & Cable • BRIDGEPORT Tire Valves • DITTMER Transmission Gears & Shafts • ECHLIN Electrical & Fuel System Parts • FEDERAL Bearings—Ball, Needle, Roller • FLEET Service Equipment • MAC'S Automotive Chemicals • MARTIN-SENOUR Refinishing Products • MICROTEST Timing Gears, Chains, Sprockets • MICROTEST Automatic Transmission Parts • MODAC Belts & Hose • MONMOUTH Engine Bearings • NAPA Air Conditioner Parts • NAPA Chassis Parts • NAPA Engine Parts, Clutches • NAPA Batteries • NAPA Filters—Air, Oil, Fuel • NAPA Lighting & Safety Equipment • NAPA Small Engine Parts • NAPA Welding & Battery Service Equipment • NEW BRITAIN Hand Tools • REGAL-RIDE Shocks & Load Leveler® Stabilizers • ROCKFORD Fasteners, Nuts, Bolts • SOUNDMASTER Mufflers, Pipes & Clamps • SPICER Universal Joints, Drive Lines • THOMSON Thermostats • TRICO Windshield Wipers • UNITED Brake Parts, Brake Fluid • VICTOR Gaskets, OR Seals, Packings • WEATHERHEAD Brass Fittings & Hose

Δ π EXHIBIT 8
Deponent: *[Signature]*
Date: *[Signature]* Rptr: *TSU*
WWW.DEPBOOK.COM

Paul Le Cour

1/21/87

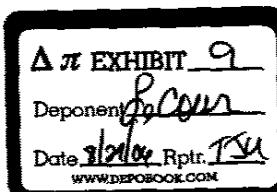
We have started
recycling non-asbestos
passenger car brake
shoe lining from Alex -
edge code ABB-2020-FF

Walt Bittel's letter
on lining projection document
date is attached.

We will need to work
out asbestos lining first.

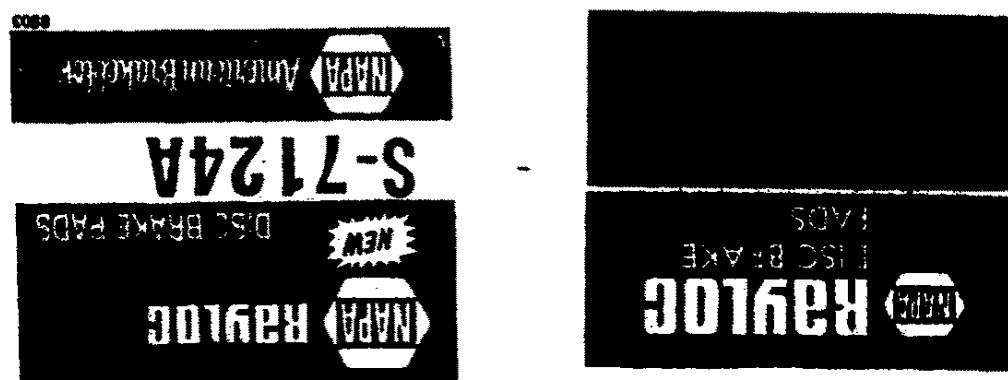
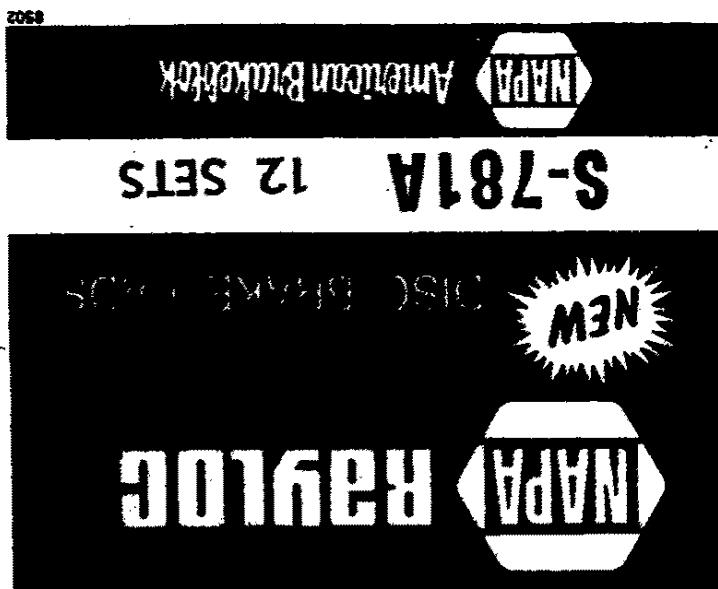
cc: Tony Moore
Tom Daniel
Henry Dunn
Charles Ray
Wayne Hatch
Ed Basl

Thanks
J.W. Weston



NOVO40839

NOV030230



Abox

IC Industries

C JA
JOE B
All Rayloc Calls

Abox Corporation
Friction Products Division
1827 Powers Ferry Rd
Building 20
Marietta, GA 30067
(404) 953-2045

12/6/86

December 7, 1987

Mr. Joseph White
Rayloc
P. O. Box 43146
Atlanta, Georgia 30378

Dear Joe:

This letter is our official notification that Abox receipt of asbestos lined brake shoes and pads will end as of December 31, 1987. Starting January 1, 1988 all lined shoes and pads must have non-asbestos friction material.

The only exception to this will be Economy Brake shoes supplied by direct shipment to Brake Pro division of Tenneco Automotive.

If there are any questions or problems resulting from this please contact me or Ron Bagley. We greatly appreciate your cooperation on this matter.

Yours truly,

John P. Shepard
General Sales Manager
Automotive Distribution

JPS/mic

Delta Exhibit 10

Deponee	John P. Shepard
Date	12/6/86 Rpt. T-1
www.DEPONER.COM	

NOVO30868

SENTRY INSURANCE

October 26, 1971

Mr. David Childress, Manager
Rayloc, Inc.
2680 Horn Lake Road
Memphis, Tennessee

Dear Mr. Childress:

A survey of your plant was made on October 13, 1971, in order to evaluate your employees exposure to asbestos dust. The results of the air sampling, are shown on the attached data sheet, and indicate that the grinder operator is exposed to excessive amounts of asbestos dust. Procedures, findings and a brief discussion are also presented on the attached report of survey.

Based on the survey findings, the following recommendations are made.

Important:

1. Provide annual chest x-ray examinations for all regular operators of the brake lining grinding machines.
2. Shield the existing grinder exhaust system from the outside influence of air currents, such as that from the electric motor housing nearby.

Thank you for your cooperation in permitting me to complete this survey. Please do not hesitate to contact me if you want further technical assistance in complying with these recommendations.

Very truly yours,

/ /
Marvin A. Kennebeck, Jr.
Industrial Hygienist

SENTRY INSURANCE A MUTUAL COMPANY

ps

"This report is provided as an advisory service. Its purpose is to advise you on matters that may affect your insurance costs, and to keep you informed on the relationship of your operations to company standards of insurability. By providing this report, and the services call which it contains, the company does not undertake or assume the responsibility for the discovery and elimination of hazards likely to cause accidents or damage."

Δ π EXHIBIT 11

Deponent: R. C. Brown

Date: 10/26/04 Rpt. #: PG

WWW.DEPORBOOK.COM

NOV051103

REPORT OF SURVEY

1. Procedure:

The survey was conducted in accordance with currently recognized Industrial Hygiene practice. The samples were taken on Millipore cellulose ester membrane filters, Type AA, using battery powered Monitaire pumps. The filters were prepared and counted in accordance with the U. S. Public Health Service method. This method involves making a segment of the filter transparent and counting all fibers over 5 microns in length with a phase contrast microscope under 430 power magnification.

2. Results:

The grinder operator is almost continuously exposed to dust generated by the brake shoe grinding machine, while his helper is not directly exposed. Three samples, taken for differing periods of time, indicated an average fiber concentration of 5.5 per milliliter in the operator's breathing zone. A similar set of three samples taken in the helper's breathing zone, averaged only 1.3 fibers per milliliter.

3. Discussion:

The Threshold Limit Value (TLV) for asbestos has been established at 5 fibers per milliliter considering only fibers over 5 microns in length. The TLV refers to the airborne concentration of a substance and represents conditions under which it is believed that nearly all workers may be repeatedly exposed, day after day, without adverse effects. Thus, the grinder operator's exposure is considered to be excessive and should be reduced.

It appears that the suction exhaust below the grinding belt is not completely effective as a result of air directed into and across its face by a motor housing. The logical means of reduction of dust exposure would be the elimination of outside air currents by shielding or by increased suction volume. It was also observed that the grinding operator's work shirt was well covered with dust particles, further indicating the ineffectiveness of the exhaust system. Measures that should be taken (other than engineering control) include an annual physical examination of exposed employees, with a chest x-ray. In addition, newly hired or transferred employees who will be assigned to this particular job should be given a pre-placement physical examination, which should also include a chest x-ray.

NOVOS1104



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Violation
Rayloc Co

Standard Cited: 19101001 J03 Asbestos.

Violation Items						
Nr: 13128731	Citation: 01001	Issuance: 11/07/1983		ReportingID: 0418100		
Viol Type: Serious		NrInstances: 1		Contest Date:		
Abatement Date: 02/01/1984 X		Nr Exposed:		Final Order:		
Initial Penalty: 420.00		REC:		Emphasis:		
Current Penalty: 210.00		Gravity:		Haz Category:		
Substance: 9020 Asbestos (All Forms)						

Penalty and Failure to Abate Event History

Type	Event	Date	Penalty	abatement	Type	FTA Insp
Penalty Z: Issued		11/07/1983	420.00	02/01/1984	Serious	
Penalty I: Informal Settlement		11/27/1983	210.00	02/01/1984	Serious	

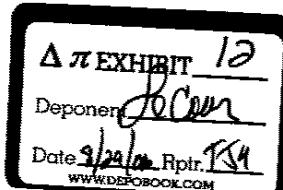
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Search Results

Inspection Detail

[Find It! in DOL]

Inspection: 3263803 - Rayloc Division Genuine Parts Co.

Inspection Information - Office: Utah		
Nr: 3263803	Report ID: 0854910	Open Date: 08/26/1985
Rayloc Division Genuine Parts Co. 700 North 500 East Payson, UT 84651		Union Status: NonUnion
SIC: 7539/Automotive Repair Shops, Not Elsewhere Classified		
Mailing: P.O. Box 347, Payson, UT 84651		
Inspection Type: Planned		
Scope: Complete	Advanced Notice: N	
Ownership: Private		
Safety/Health: Health	Close Conference: 10/24/1985	
Emphasis: N:Asbestos	Close Case: 02/10/1986	

	Violation Summary					
	Serious	Willful	Repeat	Other	Unclass	Total
Initial Violations					6	6
Current Violations					6	6
Initial Penalty						
Current Penalty						
FTA Amount						

Violation Items										
#	ID	Type	Standard	Issuance	Abate	Curr\$	Init\$	Fta\$	Contest	LastEvent
1.	<u>01001</u>	Other	GEN00371102	11/04/1985	11/25/1985	\$0	\$0	\$0		-
2.	<u>01002</u>	Other	GEN00940107	11/04/1985	12/18/1985	\$0	\$0	\$0		-
3.	<u>01003</u>	Other	GEN009503	11/04/1985	12/18/1985	\$0	\$0	\$0		-
4.	<u>01004</u>	Other	GEN093A0801	11/04/1985	12/18/1985	\$0	\$0	\$0		-
5.	<u>01005</u>	Other	GEN093A0802	11/04/1985	12/18/1985	\$0	\$0	\$0		-
6.	<u>01006</u>	Other	GEN093A1001	11/04/1985	12/18/1985	\$0	\$0	\$0		-

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Violation

Rayloc Division Of Genuine Parts Company**Standard Cited:** 1910.1001 J 2 Asbestos.

Violation Items			
Nr: 18872598	Citation: 01006	Issuance: 09/23/1986	ReportingID: 0352450
Viol Type: Other	NrInstances: 1	Contest Date:	
Abatement Date: 10/24/1986	Nr Exposed: 2	Final Order:	
Initial Penalty:	REC: C	Emphasis:	
Current Penalty:	Gravity:	Haz Category:	
Substance: 9020 Asbestos (All Forms)			

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Violation
Rayloc Co**Standard Cited:** 1910.1001 J02 Asbestos.

Violation Items			
Nr: 3230919	Citation: 01002	Issuance: 03/27/1986	ReportingID: 0454721
Viol Type: Other	NrInstances: 1	Contest Date:	
Abatement Date: 04/30/1986 X	Nr Exposed: 2	Final Order:	
Initial Penalty:	REC:	Emphasis:	
Current Penalty:	Gravity:	Haz Category:	
Substance: 9020 Asbestos (All Forms)			

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/Violation
Rayloc

Standard Cited: 19101001 K03 Asbestos.

Violation Items						
Nr: 123810475	Citation: 01006	Issuance: 08/17/1993		ReportingID: 0452110		
Viol Type: Serious		Nr Instances: 1		Contest Date: 08/23/1993		
Abatement Date: 08/23/1993 X		Nr Exposed: 2		Final Order: 06/22/1994		
Initial Penalty: 1875.00		REC: C		Emphasis:		
Current Penalty: 1875.00		Gravity: 03		Haz Category:		

Penalty and Failure to Abate Event History						
Type	Event	Date	Penalty	abatement	Type	FTA Insp
Penalty Z: Issued		08/17/1993	1875.00	08/23/1993	Serious	
Penalty J: ALJ Decision		06/22/1994	1875.00	08/23/1993	Serious	

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U.S. Department of Labor
Occupational Safety & Health Administration

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Violation
Rayloc

Standard Cited: 19101001 K05 Asbestos.

Violation Items									
Nr: 127348472	Citation: 01001	Issuance: 09/25/2001		ReportingID: 0454721					
Viol Type: Serious	NrInstances: 1		Contest Date:						
Abatement Date: 10/26/2001 X	Nr Exposed: 2		Final Order:						
Initial Penalty: 1800.00	REC:		Emphasis:						
Current Penalty: 1350.00	Gravity:		Haz Category:						

Penalty and Failure to Abate Event History						
Type	Event	Date	Penalty	abatement	Type	FTA Insp
Penalty	Z: Issued	09/25/2001	1800.00	10/26/2001	Serious	
Penalty	A: Amendment	11/06/2001	1350.00	10/26/2001	Serious	

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