

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

IN RE: ASBESTOS BODILY) Case No. CV83-3682
INJURY LITIGATION) Docket: PJ

AMENDED ORDER COORDINATING PRETRIAL PROCEEDINGS

Numerous actions are pending in the Circuit Court of Jackson County, Missouri alleging personal injuries or death due to exposure to asbestos-containing products. It is anticipated that other similar actions will be filed in the future. Therefore,

IT IS HEREBY ORDERED THAT ALL ASBESTOS BODILY INJURY OR DEATH CASES WILL NOT BE DOCKETED FOR TRIAL WITHIN ONE (1) YEAR AFTER THE DATE THE PETITION IS FILED, UNLESS FOR GOOD CAUSE SHOWN.

IT IS FURTHER ORDERED THAT ALL ASBESTOS BODILY INJURY OR DEATH CASES BE SPECIALLY SET FOR TRIAL, AND NONE ARE TO BE PLACED ON THE REGULAR ROTATING DOCKET.

Extensive preparation will be necessary in each of these cases and the orderly administration of justice and the interests of all parties, both in time and economy, lend themselves to a determination that pretrial proceedings in these cases should be coordinated.

For the purpose of coordinating these proceedings, the following order shall be entered in each asbestos bodily injury case filed in the Circuit Court of Jackson County, Missouri. The Court's order of September 4, 1985 is withdrawn, and it is hereby ordered that the following order shall be entered in each case:

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General

1. All future petitions shall contain, to the extent then known, the diagnosis of the alleged asbestos-related disease, the date of diagnosis of the disease, the alleged period of exposure, and the social security number of the person alleged to be injured.

Discovery

2. An objection made during a deposition by any counsel for any plaintiff or by any counsel for any defendant shall be considered as being made on behalf of all plaintiffs or defendants respectively, except that any counsel may disclaim such objections by so stating.

3. At the time an order expediting the taking of a critically ill plaintiff's deposition is issued, counsel for plaintiff shall provide defendants with copies of all medical records in his possession.

Before an expedited deposition of a critically ill plaintiff may be held, and at least seven calendar days before the deposition, plaintiff's counsel shall provide defendants with all medical records then in his possession, a medical authorization, all employment records then in his possession, and all product exposure information in his possession. The day before the deposition is taken, plaintiff's counsel will provide defense counsel with a copy of all exhibits to be used at the deposition. Plaintiff's counsel shall make a good-faith effort to provide

defendants with a complete list of the doctors and hospitals who have treated plaintiff within the last ten years. To the extent then known by plaintiff's counsel, a list of all job sites at which the products were used shall be provided to defendants the day before the deposition.

4. Depositions already taken in this jurisdiction or in the United States District Court for the Western District of Missouri in an asbestos bodily injury case are deemed taken in each of the asbestos bodily injury cases, subject to all appropriate evidentiary and procedural objections. Any future depositions noticed in one asbestos bodily injury case filed in this jurisdiction and the Western District of Missouri shall be deemed taken in all asbestos bodily injury cases in this jurisdiction, if noticed as part of this consolidated case number.

5. Except as ordered by the Court, discovery by interrogatories shall be governed by the following:

(a) A uniform first set of interrogatories to the plaintiffs is attached to this Order as Exhibit 1. Such interrogatories shall be designated "Uniform First Asbestos Interrogatories to Plaintiff." The language of said uniform interrogatories may be appropriately modified in wrongful death cases. Such interrogatories will be deemed to apply without the necessity of serving the same. Within 60 days of filing suit, each plaintiff shall provide answers to the Uniform First Set of Asbestos Interrogatories and serve them on all parties.

(b) Individual defendants may serve supplemental interrogatories to the plaintiff.

(c) A uniform first set of interrogatories to Defendants is attached to this Order as Exhibit 2. Such interrogatories shall be designated "Uniform First Asbestos Interrogatories to Defendants," and shall apply to all pending and future asbestos bodily injury cases. Within 90 days of the entry of this Order, each defendant appearing in any currently pending asbestos case shall provide answers to the Uniform First Set of Asbestos Interrogatories and serve them on plaintiffs' counsel, unless defendants already have answered said interrogatories. Each person or entity who is not currently a party to pending asbestos litigation in Jackson County, Missouri but who becomes a defendant in such a case shall, within 90 days of service of the Summons, serve answers thereto.

(d) A uniform second set of interrogatories to defendants is attached to this Order as Exhibit 3. Such interrogatories shall be designated Uniform Supplemental Interrogatories to Defendants. Plaintiffs do not need to furnish a copy of same to defendants in each case. Within 90 days after plaintiffs have served their answers to interrogatories, defendants shall serve their answers to the Uniform Supplemental Interrogatories to Defendants.

6. Requests to produce documents shall be designated as Uniform Request for Production of Documents and Things to

Plaintiff, attached as Exhibit 4; and Uniform Request for Production of Documents and Things to Defendant, attached as Exhibit 5.

All documents heretofore produced by any defendant to any plaintiff in an asbestos bodily injury case in this jurisdiction or in the Western District of Missouri shall be deemed to have been produced in all cases. The same shall apply to documents produced by plaintiffs to any defendant. Supplemental, non-duplicative document requests are permitted.

7. Except as may be otherwise provided above, each party shall have 45 days to respond to interrogatories, requests for admission, and requests to produce documents.

Pretrial Deadline

8. Once a case is set for trial, the following procedures and deadlines shall apply:

(a) The plaintiff is precluded from presenting and using at trial any additional evidence of identification of or exposure to asbestos-containing products at job sites not identified and presented in accordance with the requirements of this Order unless filed in supplemental interrogatory answers at least forty-five (45) days prior to trial.

In the event that plaintiff supplements interrogatory answers to include additional jobsites, defendants will be entitled to depose plaintiff for the limited purpose of obtaining information as to those additional jobsites.

(b) On or before 90 days prior to trial, the plaintiff must list the expert witnesses plaintiff reasonably anticipates will actually testify at trial and give the dates they are available for depositions. Defendants shall do the same for state of the art experts.

(c) If defendants wish to depose plaintiff's experts, they must do so at least 30 days before trial.

(d) Defendants must list their expert witnesses, give the dates they are available for depositions, and conduct any medical examination at least 60 days before trial, and if plaintiff wants to depose them, it must be done at least 20 days before trial.

(e) Any rebuttal experts and the dates they are available for depositions shall be disclosed at least 15 days before trial.

(f) Each expert witness must be prepared to give his final trial opinion as of the date of taking of his deposition by an opposing party to the extent that he can do so on the information and materials then available. If new or additional information or material, which significantly changes the opinion of the witness, becomes known to a party or a party's attorneys after the date of a witness' deposition, opposing counsel will be immediately notified and will be allowed to depose, or redepose, as the case may be, each such expert with respect to the new information or materials.

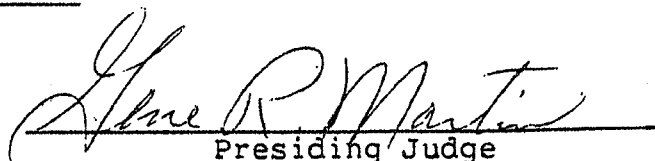
(g) On or before 15 days prior to trial, the parties are required to designate the specific exhibits and witnesses that they reasonably anticipate will be offered at trial; and as to each exhibit so designated, plaintiff shall state which defendant or defendants the exhibit will be introduced against, and produce a copy of the exhibit to the opposing party, if requested.

(h) The plaintiff and defendants will be precluded from listing or calling at trial any witness, or offering into evidence at trial any exhibits, not designated in accordance with the requirements of subparagraphs (a) through (g) above. Upon a showing of good cause, the Court may allow a party to list and call a witness, or offer an exhibit, not designated as required hereinabove.

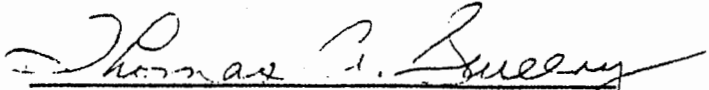
9. This Order shall be modified upon the stipulation of the parties. If any party wishes to change or make exceptions to this Order, it may file and serve a motion with the Presiding Judge requesting such change.

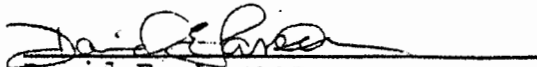
10. All other matters concerning practice and procedure not referred to in this Order shall be governed by the applicable provisions of the Missouri Rules of Civil Procedure and the local rules of this circuit.

DATE: APR 09 1990



Presiding Judge

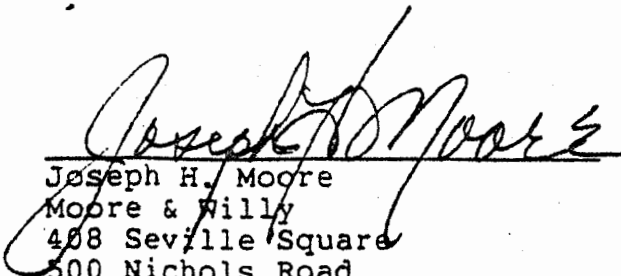
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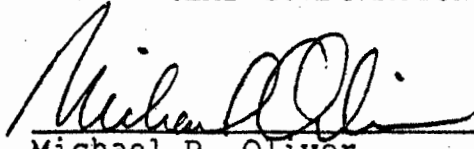

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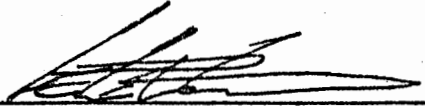
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AND KEENE CORP.

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

)	
)	
Plaintiffs,)	
)	
v.)	Case No.
)	
)	
Defendants.)	

UNIFORM
FIRST INTERROGATORIES TO PLAINTIFF

Defendants propound to plaintiff the following interrogatories to be answered personally under oath:

1. (a) State your full name, date of birth, place of birth, and social security number.

(b) State the full name, date of birth, and social security number of your spouse if you are married.

ANSWER:

2. State your present address and each of your addresses for the last ten (10) years to the present.

ANSWER:

3. Describe your educational background, including dates, locations and descriptions of all formal education, vocational or trade school education.

ANSWER:

4. Are you married? If so state the date and place of your marriage, and the maiden name of your spouse. If you have been married previously, state the name of any former spouse, the date and place of each previous marriage, and the date, place and circumstances under which each previous marriage was dissolved or terminated.

ANSWER:

5. If you are currently married, state your spouse's date of birth. If your spouse is employed give the name and address of her employer, job title and the amount of her wages or salary.

ANSWER:

6. Do you have any children? If so, for each child please state the following:

(a) Their name, age, address and name of spouse, if married; and

(b) Whether they have received any financial support from you within the last five (5) years. If your answer is "yes," please state the amount of such support.

ANSWER:

7. Have you ever been a member of a union? If your answer is "yes," please state the following:

(a) The name and address of the union, including that of the local; and

(b) Whether you were an officer, director, or business agent of the union. If the answer is "yes," identify the position held and the date each such position was held.

ANSWER:

8. Did you ever serve in military service? If your answer is "yes," please identify the branch you served in, the dates of your service, the position you held, the duties you performed with respect to each position, and whether you were exposed to asbestos in each position.

ANSWER:

9. Were you ever rejected or discharged from military or government service for physical reasons? If so, state the following:

- (a) The date of such rejection or discharge?
- (b) The reason for rejection or discharge; and
- (c) The name and address of the service or agency rejecting or discharging you.

ANSWER:

10. Do you claim loss of income as part of your damages? If your answer is "yes," please state the following:

- (a) The total amount of said claim;
- (b) The manner in which it was computed; and
- (c) The amount of income received by you as a result of employment during each of the last five (5) years you have worked.

ANSWER:

11. Identify and itemize the amount of medical expenses to which you claim you are entitled as damages. In lieu of answering this interrogatory, you may attach copies of all statements, invoices or bills which you have incurred or paid for such medical expenses.

ANSWER:

12. If you claim any special damages in your petition other than loss of income and medical expenses as answered above, identify, itemize and state the amount of the damages which you claim have been incurred.

ANSWER:

13. Have you ever received any disability pension, benefits, income or insurance or any other compensation, including worker's compensation, from any agency, company, person, corporation, state or government? If so, please state the following:

- (a) The nature and amount of any such payment;
- (b) The date each such payment was received;
- (c) The injuries or disability for which you received such payment, and how such injury occurred or disability arose;

(d) By whom paid (state name and present or last-known address);

(e) Name of court or agency where claim or suit was filed; and

(f) Case number of claim or suit.

ANSWER:

14. Have you ever made a claim or filed suit against any person or entity for recovery of damages for personal injuries other than in this lawsuit? If so, state the name and address of the person or entity, the date the claim or suit was filed, the nature of the injury, whether the claim or suit is presently pending, and the amount of money you received, if any.

ANSWER:

15. State the date upon which you first came in contact with asbestos, asbestos-containing products, or the dust created thereby and the date upon which you last came into such contact.

ANSWER:

16. With respect to the claim in your petition that you were exposed to the asbestos, asbestos-containing products or the dust created thereby, please state:

(a) The asbestos-containing products to which you contend you were exposed, identified by brand name, if known, and if unknown, by generic name and specific application;

(b) For each product, the specific defendant to which plaintiff attributes said product;

(c) For each product and attributed defendant, the specific dates during which, and the specific locations at which, you contend you were exposed; and

(d) For each product and attributed defendant corresponding date and location, the name, address and telephone number of each person who has knowledge of the use of said product for such date and location;

(e) The full name of your employer at each location.

ANSWER:

17. Identify any photographs or documents which you reviewed and identify any persons to whom you talked in preparation of your answers to interrogatory Nos. 15 and 16.

ANSWER:

18. State whether you were ever employed in a job in which you were not exposed to asbestos, asbestos-containing products, or the dust created thereby. If your answer is "yes," for each other job, please state the following:

- (a) The name and address of your employer;
- (b) The dates of your employment;
- (c) The position you held; and
- (d) The nature of your duties for each position.

ANSWER:

19. State whether at the time you used or were exposed to any product containing asbestos, the package contained any writing concerning any danger which could result from the use of such product.

ANSWER:

20. If the answer to interrogatory No. 19 is in the affirmative, please state the following:

- (a) The name of the product;
- (b) The dates upon which said product was used by you;
- (c) The location of said writing upon said product;

and

(d) The content of said writing.

ANSWER:

21. State the date upon which you first became aware of information to the effect that exposure to asbestos, asbestos-containing products, or the dust created thereby could potentially be harmful to a person's health, and state the source of such information.

ANSWER:

22. Were you ever advised or told by anyone to reduce or terminate exposure to asbestos, asbestos-containing products or the dust created thereby? If so, please state the following:

(a) The full name, last-known address, and occupation of the person who gave such advice or made such statement;

(b) The reasons put forward for the suggestion or advice:

(c) The date such advice or statement was given;

(d) Your response to such advice or statement; and

(e) Whether you reduced or terminated your exposure.

If you did not, please state the reason why you did not.

ANSWER:

23. Without waiving any objection regarding relevancy, please describe the extent to which you used tobacco to date. Please specify the particular form of tobacco used, e.g., cigarettes, cigars, pipe, the brand name of each, the time period during which you used each, and the average quantity of each used per day.

ANSWER:

24. With regard to any disease or injury for which you are claiming damages in this action, provide the following information:

(a) Identify the disease or injury;

(b) Give the date you first experienced any of the symptoms of the disease or injury;

(c) Give the date on which the disease or injury was first diagnosed, the name the doctor(s) who made the diagnosis; and

(d) Give the date on which you learned of the diagnosis.

ANSWER:

25. State the names and addresses of all doctors and practitioners of the healing arts treating, examining or consulting you for the injuries or illness claimed in your petition. (Omit consulting but non-testifying experts.)

ANSWER:

26. Did you receive treatment, examination, consultation or other attention in any hospital or other institution for such injuries or illness and, if so, please state the name and address of each such hospital and the respective dates of each admission or emergency room or outpatient treatment or examination.

ANSWER:

27. Did you ever suffer any injury, illness, disease or handicap other than the alleged condition allegedly caused by asbestos as referred to in your petition? If so, state what injury, illness, disease, or handicap you suffered and the name and address of each individual who treated or examined you and the name of any hospital or institution at which you were treated or examined and the dates thereof.

ANSWER:

28. Have you prior to commencement of this action ever been examined or treated by, or consulted with, any physician, technician, or other practitioner of the healing arts other than answered above and other than consulting, non-testifying experts? If your answer is "yes," for each such person please state their name and address, the date upon which the examination, treatment, or consultation occurred, the location and address where it occurred, and describe the scope of the examination, treatment, or consultation, including but not limited to, whether any x-ray or other test was performed.

ANSWER:

29. Identify by author, date, substance and type of document, (e.g., invoice, shipping order, bill of lading, memorandum, contract, distribution agreement, contractor agreement, delivery ticket, sales register, statement, deposition, correspondence, and note) each and every document which pertains, refers to or reflects your exposure to asbestos, asbestos-containing products, or the dust created thereby.

ANSWER:

30. State the names of all witnesses, and identify all documents on which you base your claim for punitive damages as to each defendant.

ANSWER:

31. Please state whether you expect to call an expert witness at the trial of this cause, and if so, please identify by name and address each such expert witness and state the general nature of the subject matter on which each such expert is expected to testify.

ANSWER:

32. Please state the name and last-known address of each person who is a non-expert witness to:

- (a) Your medical condition;
- (b) the cause of your medical condition.

ANSWER:

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in original

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DEFENDANT'S CERTIFICATE OF SERVICE

An original and two copies of Defendant's First Interrogatories to Plaintiff were mailed this ____ day of _____, 19____, to:

Attorney for Defendants

PLAINTIFF'S SWORN SIGNATURE

STATE OF MISSOURI)
) ss.
COUNTY OF _____)

The undersigned, being duly sworn on oath states that he/she has read the foregoing interrogatories and the answers given are true to the best of affiant's knowledge and belief.

The foregoing answers to interrogatories were subscribed and sworn to before me this ____ day of _____, 19____.

Notary Public

My commission expires:

PLAINTIFF'S CERTIFICATE OF MAILING

Plaintiff's Answers to Defendant's First Interrogatories to Plaintiff were mailed, postage prepaid, this ____ day of _____, 1989, to:

Department of Civil Record
Jackson County Circuit Court
Jackson County Courthouse
415 E. 12th St.
Kansas City, Missouri 64106;

copy to:

Attorneys for Plaintiff

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

IN RE: ASBESTOS BODILY) Case No. CV83-3682
 INJURY LITIGATION) Docket: PJ

UNIFORM
PLAINTIFF'S FIRST INTERROGATORIES TO ALL DEFENDANTS

COMES NOW plaintiff in the above-styled cause and pursuant to Missouri Rules of Civil Procedure, Rule 57.01, propounds the following set of interrogatories to be answered fully, in writing and under oath, to wit:

1. Please state the names, titles, business addresses and resident addresses of the persons answering these interrogatories on behalf of the defendant.

ANSWER:

2. Before answering these interrogatories, has due search been made of all records, correspondence, memoranda, books and papers in the possession of or in the control of the defendant or any of its agents and has due inquiry been made of all agents, servants and employees who have or should have knowledge of the facts to the extent required to answer interrogatories? If the answer to this question is in the negative, please explain fully what has not been done and why it has not been done.

ANSWER:

3. Is defendant sued in its correct corporate name? If not, please state the proper corporate name.

ANSWER:

4. Have you, or any subsidiary, predecessor, or affiliated person or entity ever manufactured, produced, distributed and/or sold any product containing asbestos fibers?

ANSWER:

5. If your answer to Interrogatory No. 4 is in the affirmative, please state:

- a. the brand name of each such product and a description of the use anticipated by you for each such product;
- b. the identity of each United States government patent, whether issued or pending, pertaining to such product;

- c. a general description of the said product (e.g., size, shape, and color);
- d. describe the type of package(s) in which the product was and/or is contained, give the name of the product appearing on each package, and state the colors on which the package and any writings appeared;
- e. the date that such product first was placed on the market;
- f. the date that asbestos was removed from the product;
- g. the reason such product was removed from the market;
- h. the type of asbestos contained in each such product;
- i. the amount of each type of asbestos in each such product (stated as a percentage of the total solid constituent materials);
- j. the date the product was removed from the market, if it was;
- k. the identity of each and every document relating to the sale, distribution, or use of any such product in the states of Kansas and/or Missouri;
- l. the name(s) and address(es) of each and every person and/or entity to whom any such product was sold and/or delivered in the states of Kansas and/or Missouri together with the date(s) of each such sale and/or delivery;
- m. the precise location(s) in the states of Kansas and/or Missouri to where each or any such product was delivered.

ANSWER:

6. State whether or not you have ever had an agreement, whether written or oral, relating to the distribution and/or sale of asbestos products with any person, firm or corporation in the states of Kansas and/or Missouri. If your answer to this interrogatory is in the affirmative, please state:

- a. the name and address of the person, firm or corporation with whom you had such agreement;
- b. the period of time during which such agreement was in force;
- c. identify each and every asbestos product which was subject to such agreement;
- d. state the name and address of the present custodian of each such written agreement;
- e. state the name and last known address and employment of each and every person known to you to have knowledge concerning such agreement;
- f. attach a copy of each such agreement to your answers to these interrogatories.

ANSWER:

7. Please state the name and address of each person who was employed by you as a salesman and/or sales manager of or for asbestos products in the states of Kansas and/or Missouri at any time during that period wherein products identified by you in your response to Interrogatory Nos. 4, 5 and/or 6 were sold, distributed or used.

ANSWER:

8. Have you, or anyone acting on your behalf, ever made any non-privileged test, study or investigation to determine whether the inhalation of asbestos fibers could be harmful to a person's health?

ANSWER:

9. If your answer to Interrogatory No. 8 is in the affirmative, please state:

- a. the date of each such test, study or investigation and the nature of your participation in the same;
- b. the name and address of the person or persons making such test, study or investigation;
- c. the identity of each and every document, memoranda, note, correspondence or other writing relating to such test, study or investigation;
- d. the name and address of the present custodian of any of the documents identified in your response to c. above or, in the alternative, attach copies of all such documents to your answers to these interrogatories;

- e. whether the results of such test, study or investigation concluded that exposure to asbestos fibers could be hazardous.

ANSWER:

10. Please state whether you have at any time purchased the asbestos which is or has been used in your asbestos-containing products from any other person or entity. If your answer to this interrogatory in in the affirmative, please state:

- a. the name of each such person or entity from whom asbestos was purchased;
- b. the period of time during which such purchases were made;
- c. the quantity of asbestos purchased;
- d. the identity of each and every document, memoranda, correspondence, note, contract, or other writing relating to any such purchase together with the name and address of the present custodian of the same;
- e. the identity of each product into which asbestos from each particular entity was placed.

ANSWER:

11. Have you ever made any non-privileged test, study or investigation to determine whether or not any of your asbestos-containing products could be manufactured or produced without the component asbestos?

ANSWER:

12. If your answer to Interrogatory No. 11 is in the affirmative, please state:

- a. the date of each such investigation, test or study;
- b. the results of each such investigation, test or study;
- c. the reason such investigation, test or study was conducted;
- d. the names and addresses of all persons participating, examining or evaluating any such investigation, test or study or the results thereof;
- e. the identity of each and every document, memoranda, correspondence, note, report or other writing relating to any such investigation, test or study and the name and address of each custodian of any such writing;
- f. identify by patent number any and all patents and/or patent applications concerning each such product investigated, tested or studied.

ANSWER:

13. Have you at any time advertised any asbestos-containing product manufactured, sold, distributed or used by you? If so, please state:

- a. the name of each publication in which any such advertisement appeared;
- b. the trade name of the product so advertised;
- c. the date each such advertisement appeared;
- d. the name and address of any person and/or agency employed by you for purposes of assisting you in the composition and/or placement of any such advertisement.

ANSWER:

14. Have you or any of your agents, employees or representatives ever published any article and/or authored any writing relating to any of the following:

- a. the manufacture of asbestos-containing products;
- b. the safe and proper use of asbestos-containing products;
- c. the health aspects of asbestos and/or asbestos-containing products;
- d. the elimination of asbestos as a component of asbestos-containing products.

If so, identify by author, title and publication each such writing and attach a copy of the same to your answers to these interrogatories.

ANSWER:

15. Have any of your asbestos-containing products been rebranded by or on behalf of any person or entity? If so, please state:

- a. your brand name of each such product;
- b. the name under which the product was sold (i.e., rebrand name);
- c. the identity of the person or entity for or by whom the product was rebranded;
- d. the period of time during which such product was rebranded;
- e. the quantity of the product rebranded;
- f. identify any and all documents, memos, notes, correspondence, contracts, specifications and other writings relating to your manufacture and sale of such products including, without limitation, all rebranding agreements and packing specifications.

ANSWER:

16. Have you entered into any licensing agreement concerning asbestos-containing products with any other person or entity? If so, please state:

- a. the identity of each such agreement;
- b. the name and address of each party to such agreement;
- c. the date of each such agreement;
- d. the name and address of the present custodian of each such agreement;
- e. the trade name(s) of the product(s) subject to the agreement.

ANSWER:

17. Have any asbestos-containing products manufactured by any other person or entity been rebranded by you and/or on your behalf and thereafter sold to contractors, distributors, suppliers or users? If so, please state:

- a. the original name of each such product;
- b. the rebranded name under which the same product was thereafter resold or distributed;
- c. the name of the person or entity whose products were rebranded;
- d. the period of time during which each such product was rebranded;
- e. the purpose of each such rebranding.

ANSWER:

18. Are you aware of any diseases and/or injuries which can be caused or contributed to by asbestos fibers? If so, please identify each such disease and/or injury.

ANSWER:

19. If your answer to Interrogatory No. 18 is in the affirmative, please state the following:

- a. the date(s) you first learned of each potential effect of asbestos fiber as indicated in your answer to Interrogatory No. 21;
- b. the manner in which you first gained such knowledge;
- c. the name and address of each and every officer, director, employee, agent or representative involved in the acquisition of such initial knowledge;
- d. identify each and every document, correspondence, memorandum, note, report or other writing of which you have knowledge advising of or making reference to the connection between asbestosis and the inhalation of asbestos fiber.

ANSWER:

20. Have you at any time employed any person or entity to review medical and/or scientific literature concerning the causes and/or effects of asbestosis? If so, please state:

- a. the name and last known address of each such person and/or entity;
- b. the dates of said employment;
- c. identify any and all documents, memoranda, correspondence, notes, reports or other writings relating to or arising out of said employment.

ANSWER:

21. Please state your current net worth.

ANSWER:

22. Do you, or any of your agents, employees or representatives, have possession of any non-privileged photographs showing any asbestos-containing product (and/or its package) manufactured, distributed, sold or used by you? If so, please identify each such photograph and state the name and address of the custodian of any such photograph.

ANSWER:

23. Please state the name and last known address of all persons participating in the research and development of:

- a. asbestos-containing products manufactured, distributed, sold or used by you;
- b. asbestos-free formulae for asbestos-containing products manufactured by you.

ANSWER:

24. Have you or has anyone on your behalf conducted any non-privileged tests or studies to determine whether asbestos-containing products manufactured, distributed, sold or used by you could be harmful to the health of persons exposed to such products? If so, please state:

- a. the date of each such test or study;
- b. the name and address of all persons or entities conducting such test or study;
- c. the results of each such test or study;
- d. the identity of each and every document, memoranda, note, correspondence, report or other writing relating to any such test or study together with the name and address of the present custodian of each.

ANSWER:

25. Have you, or any person or entity on your behalf, given any advice to any group or association representing persons potentially exposed to your asbestos products that exposure to asbestos-containing products may constitute a health hazard? If so, please state:

- a. the date of each instance of advice;
- b. the name and address of each and every person and/or entity giving such advice on your behalf;
- c. the precise wording of each item of advice;
- d. whether such advice was issued orally or in writing and if in writing, identify the same.

ANSWER:

26. State whether or not before 1974 any investigative agency, body, company or other person or entity ever made any investigation (including, without limitation, the taking of air samples, dust counts, worker surveys, etc.) of any job, project or area in which your asbestos-containing products were

manufactured, distributed, sold or used which investigation related in any way to asbestos. If so, state the name, address and telephone number of each such agency, body, company or other person or entity and for each the date of the investigation and the name, address and telephone number of each person present during any such investigation, the identity of any report or other writing concerning such investigation, and the nature of any action taken by you in response to such investigation.

ANSWER:

27. Please state the annual dollar volume of business done by you in connection with your manufacture, distribution, sale, and/or use of asbestos-containing products in each of the years from 1940 to present.

ANSWER:

28. Please state when, if ever, any asbestos-containing products manufactured by you were accompanied by any writing indicating that persons exposed to your asbestos products were at risk for injury or disease.

ANSWER:

29. Please state the precise wording of each and every writing made to accompany your products as indicated in your answer to Interrogatory No. 31 and describe the precise location where such writing appeared and the identity of each product accompanied by any such writing.

ANSWER:

30. Did you or your predecessors, successors or affiliates at any time manufacture any asbestos-containing product which was not at any time accompanied by a writing indicating that exposure to such product could cause or contribute to disease or injury? If so, please state:

- a. the trade name of the product;
- b. whether such product is identified in your answer to Interrogatory No. 6. (If not, please provide all information relating to such product as is requested by Interrogatory No. 6.)

ANSWER:

31. Have you ever given any warning that exposure to asbestos fibers in combination with cigarette smoking created an increased risk of cancer of the lung? If so, please state:

- a. the precise wording of each such warning;
- b. the identity of each product accompanied by such warning(s);
- c. the date such warning(s) was first made to appear with such product(s).

ANSWER:

Respectfully submitted,

POPHAM, CONWAY, SWEENY, FREMONT
& BUNDSCHU, P.C.

By: _____

THOMAS A. SWEENY - 15279
1300 Commerce Trust Building
922 Walnut Street
Kansas City, Missouri 64106
(816) 221-2288
Telecopier No. 221-3999

ATTORNEYS FOR PLAINTIFF

PLAINTIFF'S CERTIFICATE OF SERVICE

An original and two copies of the foregoing was mailed this
_____ day of _____, 198__, to:

Attorneys for Plaintiff

DEFENDANT'S SWORN SIGNATURE

STATE OF)
) ss.
COUNTY OF)

The undersigned, being duly sworn on oath states that he/she is a representative of the defendant, is authorized to provide the answers for this defendant, and that the answers given are true to the best of affiant's knowledge and belief.

The foregoing answers to interrogatories were subscribed and sworn to before me this ____ day of _____, 198__.

Notary Public

My commission expires:

DEFENDANT'S CERTIFICATE OF MAILING

Defendant's Answers to Plaintiff's First Interrogatories to
All Defendants were mailed, postage prepaid, this ____ day of
____, 19__, to:

Attorneys for Defendant

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

IN RE: ASBESTOS BODILY) Case No. CV83-3682
 INJURY LITIGATION) Docket: PJ

UNIFORM
PLAINTIFF'S SECOND INTERROGATORIES TO ALL DEFENDANTS

COMES NOW plaintiff in the above-styled cause, and pursuant to Missouri Rules of Civil Procedure, Rule 57.01, propounds the following set of interrogatories to be answered fully, in writing, and under oath, to wit:

1. Please identify by name and occupation all experts you intend to call as witnesses at the time of trial, and state the general nature of the subject matter on which the expert is expected to testify.

ANSWER:

2. Please identify by name, resident address, and employer, all persons known to you to have knowledge of plaintiff's exposure (or alleged lack of exposure) to asbestos.

ANSWER:

3. Please state whether the plaintiff has ever been employed by you; and if so, when plaintiff was so employed, where plaintiff was so employed, and whether plaintiff ever worked with or in the vicinity of asbestos or asbestos-containing products.

ANSWER:

4. Please state whether you or any of your agents, employees, or agents or employees of any of your subsidiaries delivered any asbestos or asbestos-containing products to any of the jobsites identified by plaintiff in plaintiff's response to opening interrogatories, or identified by plaintiff at the time of his deposition.

ANSWER:

5. If the answer to the preceding interrogatory is in the affirmative, please state:

- (a) the address of the jobsites;
- (b) the building or construction project being built;
- (c) the type of asbestos or asbestos-containing product being delivered; and
- (d) the date of delivery.

ANSWER:

6. Please state whether you or any of your agents, employees, or agents or employees of any of your subsidiaries, delivered any asbestos or asbestos-containing products to any of the employers identified by plaintiff in plaintiff's response to opening interrogatories, or identified by plaintiff at the time of his deposition, during the years plaintiff was employed.

ANSWER:

7. If the answer to the preceding interrogatory is in the affirmative, please state:

- (a) the name and address of the employer;
- (b) the building or construction project being built;
- (c) the type of asbestos or asbestos-containing product being delivered; and
- (d) the date of delivery.

ANSWER:

Respectfully submitted,

POPHAM, CONWAY, SWEENY, FREMONT
& BUNDSCHU, P.C.

By: _____
THOMAS A. SWEENY - 15279
1300 Commerce Trust Building
922 Walnut Street
Kansas City, Missouri 64106
(816) 221-2288
Telecopier No. 221-3999

ATTORNEYS FOR PLAINTIFF

PLAINTIFF'S CERTIFICATE OF SERVICE

An original and two copies of the foregoing was mailed this
_____ day of _____, 198__, to:

Attorneys for Plaintiff

DEFENDANT'S SWORN SIGNATURE

STATE OF)
) ss.
COUNTY OF)

The undersigned, being duly sworn on oath states that he/she is a representative of the defendant, is authorized to provide the answers for this defendant, and that the answers given are true to the best of affiant's knowledge and belief.

The foregoing answers to interrogatories were subscribed and sworn to before me this ____ day of _____, 198__.

Notary Public

My commission expires:

DEFENDANT'S CERTIFICATE OF MAILING

Defendant's Answers to Plaintiff's First Interrogatories to All Defendants were mailed, postage prepaid, this ____ day of _____, 19__, to:

Attorneys for Defendant

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

Plaintiffs,)
v.) Case No.
Defendants.)

UNIFORM REQUEST FOR PRODUCTION OF
DOCUMENTS AND THINGS TO PLAINTIFF

Defendants request that plaintiffs produce the following documents and things for inspection and copying, within the time prescribed by the Rules of Civil Procedure:

1. A certified Social Security itemized statement of your earnings for the period of your employment history. An authorization is attached.

2. Any and all records of the Social Security Administration regarding you, including, but not limited to, applications for Social Security benefits, any and all documents with respect to injuries, medical history, and physical condition, or, in the alternative, a properly executed signed authorization. An authorization is attached.

3. Your income tax returns and W-2 forms for the last ten (10) years, or, in the alternative, properly executed signed authorizations. Authorizations are attached.

4. All work records for each job on which you were exposed to asbestos or asbestos products, or, in the alternative, a properly executed signed authorization. An authorization is attached.

5. All documents/records on claims made or suits filed for worker's compensation payments or benefits, in relation to those claims/suits, or, in the alternative, a properly signed worker's compensation records authorization. An authorization is attached.

6. All medical records, reports, test results, x-rays, etc., of any physicians and hospitals who have ever examined or

treated you, or, in the alternative, properly executed signed authorizations. Authorizations are attached.

7. Any and all union records concerning you, or, in the alternative, a properly executed signed authorization. An authorization is attached.

8. All documents in your possession from any labor union indicating that asbestos is or might be hazardous to health.

9. A copy of your discharge certificate and all military records, or, in the alternative, a properly executed, signed military records authorization. Authorizations are attached.

10. Copies of all documents of Veterans Administration benefits, or, in the alternative, a properly executed, signed V.A. records authorization. Authorizations are attached.

By: _____

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF MAILING

A copy of the foregoing was mailed, postage prepaid, this _____ day of _____, 198____, to:

Thomas A. Sweeny, Esq.
Popham, Conway, Sweeny, Fremont
& Bundschu, P.C.
1300 Commerce Trust Building
Kansas City, Missouri 64106
Attorneys for Plaintiffs

Attorney for Defendants

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

IN RE: ASBESTOS BODILY) Case No. CV83-3682
INJURY LITIGATION) Docket: PJ

UNIFORM REQUEST FOR PRODUCTION OF
DOCUMENTS AND THINGS TO DEFENDANT

Plaintiffs request that defendant produce the following documents and things for inspection and copying, within the time prescribed by the Rules of Civil Procedure:

1. All catalogs, brochures, sales literature, pamphlets, loose-leaf binders, or inventory data sheets, or papers which depict, describe or list each asbestos product manufactured or produced by you or your predecessor corporations.

2. All photographs, drawings, sketches, reprints, or other pictorial representations of the containers of each asbestos product manufactured by you or your predecessor corporation.

3. All photographs, drawings, sketches, reprints, printer plates, or other pictorial representations of the logos and writings appearing on each asbestos product manufactured or produced by you or your predecessor corporation.

4. All records, correspondence, invoices, contracts, memoranda, billings and other documents, or other writings which show:

(a) The job sites where defendant corporation delivered asbestos products in Missouri and Kansas, including the date those products were delivered and the volume or amount and type of product delivered;

(b) The companies in these states to whom defendant sold or delivered asbestos products, including the volume or amount, the date of sale, and the type of product;

(c) All the job sites in these states where insulation work was performed by defendant; and

(d) Any deliveries of asbestos products to these states not already mentioned.

5. All correspondence, memoranda, notes or minutes of meetings, inter- or intra-company directives or writings from this defendant or its predecessor corporation or contracting division which discuss or mention the need or advisability of placing warnings on the containers of asbestos products which warnings concern the possible dangers to persons using the products.

6. All workers' compensation files of employees of this defendant or its contracting divisions, subsidiaries or predecessor corporations, who have made a claim that he or she had contracted an asbestos-related disease or disability.

7. All patents or applications for patents held by you or your predecessor corporations which involve or relate to asbestos-free insulation products.

8. All claim files, other than workers' compensation files, of individuals who made a claim against this defendant or

its contracting divisions, subsidiaries, or predecessor corporations, which stated a claim for an asbestos-related disease or disability.

9. All documents, including correspondence, notes, memos, intra- and inter-office correspondence, between you and any other asbestos manufacturer, or any person, firm, association or corporation, regarding the potential hazards of asbestos products, and means to minimize the hazards.

POPHAM, CONWAY, SWEENEY, SWEENEY,
FREMONT & BUNDSCHU, P.C.

BY: _____
THOMAS A. SWEENEY - 15279
1300 Commerce Trust Building
922 Walnut Street
Kansas City, Missouri 64106
(816) 221-2288
Telecopier No. 221-3999

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF MAILING

A copy of the foregoing was mailed, postage prepaid, this
_____ day of _____, 1989, to:

Attorney for Plaintiff

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY

IN RE: CIVIL DOCKET "Z"

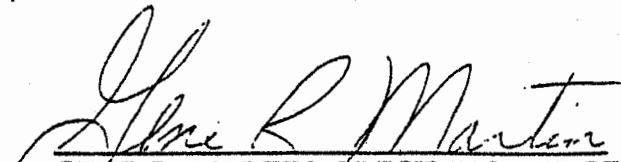
ADMINISTRATIVE ORDER NO.: 90-127

O R D E R

Pursuant to Section 478.240 RSMo. and local rule 100.1.2-3, and in furtherance of an order entered December 4, 1990 in Civil case number CV83-3682, there is created an additional civil docket designated Civil Docket "Z". Civil Docket "Z" shall be administered and under the control of the presiding judge of the Circuit Court. Civil Docket "Z" shall be known as the "Inactive Asbestos Docket" and only cases involving asbestos bodily injury litigation which have been designated by plaintiff's counsel as an appropriate case to be assigned to the Inactive Asbestos Docket shall be assigned and placed on Civil Docket "Z". Thereafter, such cases shall be handled pursuant to the order of December 4, 1990 in Civil case number CV83-3682.

DEC 18 1990

DATE



GENE R. MARTIN, PRESIDING JUDGE

mc: All Circuit Judges
Austin E. Van Buskirk, Court Administrator
Mary Ann Kramer, Director, Civil Records
All Attorneys of Record

3999

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY

COPY

IN RE: ASBESTOS BODILY) Case No. CV83-3682
INJURY LITIGATION) Docket: PJ

ORDER ESTABLISHING INACTIVE ASBESTOS DOCKET

Counsel for plaintiffs filed a Motion To Establish A Special Inactive Asbestos Docket, which said motion was called up for hearing before the Presiding Judge on November 30, 1990, and at the time of the hearing, attorneys representing defendants Johns-Manville Settlement Trust, Owens-Corning Fiberglas, Owens-Illinois Corporation, Pittsburgh Corning Corporation, Fibreboard Corporation, AC&S, Keene Corporation, Armstrong World Industries, Inc., GAF, Turner-Newell, Eagle-Picher, Inc., The Celotex Corporation, Combustion Engineering Inc., Babcock & Wilcox, W.R. Grace & Co.,-Conn., United States Gypsum Company and National Gypsum Company, were either present or were notified of the hearing date and elected not to appear and counsel for plaintiffs also appeared and, after hearing arguments on the matter and being fully advised in the premises,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

A special inactive asbestos docket for cases involving asbestos bodily injury litigation is hereby established which shall be known as the "Inactive Asbestos Docket,"

Order/12/4/90
Inactive Asbestos Docket

an adjunct of the case number herein relating to all asbestos bodily injury litigation in this judicial circuit, and shall be assigned to the Presiding Judge to be under supervision and control of the Presiding Judge. The Inactive Asbestos Docket shall be designated as Civil Docket "Z".

A. Procedure for placing pending cases on the Inactive Asbestos Docket:

Any action pending in the Circuit Court of Jackson County may be placed on the Inactive Asbestos Docket by counsel for plaintiff supplying the Presiding Judge with a list of the cases, including the case number and the letter designation of the docket to which it is assigned, and serving a copy thereof by mail upon attorneys of record for each defendant in the particular case or cases.

The Presiding Judge shall then order transfer of each of those cases from the particular division to which it has been assigned to the Presiding Judge who shall then assign such case to the Inactive Asbestos Docket, Docket "Z".

No further discovery shall be continued or undertaken by either the plaintiffs or any of the defendants in those particular cases.

B. Procedure for placing future cases on the Inactive Asbestos Docket:

Counsel for plaintiff, at the time of the filing of a particular case may

Order/12/4/90
Inactive Asbestos Docket

designate it as a case to be placed on the Inactive Asbestos Docket by making specific reference to nature of action code number 8115 which should be placed upon the petition in accordance with local court rule 3.1.4. Plaintiff may also designate upon the caption of the petition below the place for the case number that it is a "Civil Docket Z" case. Plaintiff shall cause the various defendants to be served in accordance with the statutory requirements pertaining thereto and the defendants shall then file an answer within the appropriate time frame. No discovery shall be undertaken by any plaintiff whose case is on the Inactive Asbestos Docket nor should any discovery be undertaken by any defendant pertaining to those particular cases.

C. Procedure for transferring cases from the Inactive Asbestos Docket to an active trial docket for preparation and trial in accordance with the Court Order of April 9, 1990:

Upon stipulation of all parties in a case on the Inactive Asbestos Docket, the Presiding Judge shall assign the case to an active trial docket and transfer the case to the appropriate division for further proceedings including trial and final disposition in accordance with the Court Order of April 9, 1990.

Order/12/4/90
Inactive Asbestos Docket

A plaintiff or any defendant named in a case on the Inactive Asbestos Docket, may file a motion with the Presiding Judge requesting transfer of a case to an active trial docket. Such a motion shall be accompanied with suggestions in support thereof and shall be served upon opposing parties together with a notice of date and time for hearing. If such motion is sustained, the Presiding Judge shall assign the case to an active trial docket and transfer the case to the appropriate division for further proceedings including trial and final disposition in accordance with the Court Order of April 9, 1990.

Dated this 4th day of December, 1990.

Gene R. Martin

GENE R. MARTIN, Presiding Judge

TRUE COPY - ATTEST
CIRCUIT COURT OF JACKSON COUNTY, MO.
COURT ADMINISTRATOR'S OFFICE
DEPARTMENT OF CIVIL RECORDS

BY *[Signature]* _____ DCA

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
DIVISION OF THE PRESIDING JUDGE

In Re: Asbestos Cases

No. CV83-3682

ORDER INTEGRATING MANVILLE CORPORATION
ASBESTOS DISEASE COMPENSATION FUND
INTO ASBESTOS CASES PENDING AGAINST OCF

This Order shall apply to asbestos cases filed against OWENS-CORNING FIBERGLAS ("OCF") and pending in this Court, as specified below. A list of these cases (the "pending case list") shall be prepared by OCF's counsel. The pending case list will be appended to and made a part of this Order, and the list may be supplemented from time to time to accomplish the impender of the MANVILLE CORPORATION ASBESTOS DISEASE COMPENSATION FUND (the "Manville Fund") in cases not yet filed as of the date hereof.

In order to promote judicial efficiency and economy, and to manage effectively the asbestos case litigation in this Court, it is hereby ordered that the Manville Fund will be integrated into the specified litigation as follows:

JOINDER PROCEDURES

1. Effective immediately, third party complaints and cross-claims for contribution are deemed filed against the Manville Fund by OCF in all cases pending in this Court wherein there are claims for personal injury damages arising out of alleged exposure to asbestos. Nothing herein shall prevent OCF, if it chooses to do so, from serving and filing third-party claims

or cross-claims for contribution against the Fund by way of a complaint in any individual action, but no such individualized complaint shall be required to implead the Fund.

2. The law firm of Freeborn & Peters, 21 South LaSalle Street, Chicago, Illinois 60603 (312/750-9500), will be deemed to have entered an appearance for the Manville Fund in all cases identified on the pending case list and will be admitted pro hac vice for such cases.

3. The Manville Fund will be deemed to have answered each material allegation of the third-party complaint or cross-claim by denial.

4. The Manville Fund may file an individual answer with or without affirmative defenses in any case, so long as such answer is filed within thirty (30) days after the later of (a) the date when such case is included on the pending case list and served upon Freeborn & Peters, or (b) the date when a copy of the underlying complaint, each previously filed answer, and OCF's individual third-party complaint, if any, are served upon Freeborn & Peters from OCF. Nothing contained herein shall be construed to limit the Manville Fund's right to amend its pleadings or add defenses, cross-claims or third-party claims.

5. The Manville Fund shall not be deemed to be added as a third-party defendant to any additional case until the Manville Fund receives notice that such case has been added to the pending case list.

6. The Manville Fund shall continue to notify defendants of each case on the pending list in which the Manville Fund has settled the underlying plaintiff's claim.

PLAINTIFFS' PROOF OF CLAIMS PROCEDURES AND
AMENDMENT TO PLAINTIFFS' COMPLAINTS

7. (a) In each of the cases on the pending case list where the plaintiff has already filed a proof of claim form (POC) with the Manville Trust and has not settled with the Manville Trust after completion of the Claims Resolution Procedures ("CRP") as set forth in Annex B to the Trust Agreement incorporated into the Second Amended and Restated Plan of Reorganization (the "Plan"), each such plaintiff shall be deemed, upon satisfaction of the requirements of paragraph 8 hereof, to have amended his or her complaint to assert a claim directly against the Manville Fund.

(b) The Manville Fund will be deemed to have denied all material allegations set forth in plaintiff's complaint and to have incorporated all affirmative defenses.

8. (a) Each plaintiff who has satisfied the CRP requirements of the Plan as set forth in paragraph 7 hereof without having settled with the Manville Trust shall serve notice of his or her intent to assert a direct claim against the Manville Fund within thirty (30) days of the date that this Order is entered. At all subsequent times when any such plaintiff has satisfied these requirements, the plaintiff shall serve such a notice within thirty (30) days after completion of the CRP.

(b) No later than thirty (30) days after service of any plaintiff's notice of intent as set forth in subparagraph (a) hereof, the Manville Fund shall file and serve a written objection to any such notice which it deems filed in contravention of the CRP, setting forth a brief statement of the grounds for the objection. When an objection is filed by the Manville Fund, the plaintiff to whom the objection is directed shall file and serve any written response within fourteen (14) days of receipt of the objection.

(c) Any plaintiff who has not completed the CRP may not file a complaint or amend a complaint against the Manville Fund.

EFFECT OF JOINDER ON TRIAL LIST AND DISCOVERY

9. The Manville Fund shall be subject, after March 1, 1990, to having cases in which it is a newly-added defendant or a third party defendant called for trial, and tried before this Court, at the same time as these actions are called for trial and tried against OCF.

10. (a) Within five (5) days of the entry of this Order, the Manville Fund shall be served by Owen-Gorning Tiberglas ("OCG") with a list of all cases on the pending case list that are set for trial in 1989, together with each such case's scheduled trial date. For each such case set for trial in 1989, the attorneys for the Manville Fund shall be served by OCF, within fifteen (15) days, complete copies of plaintiffs' complaint and all interrogatory answers, the names of all persons who have been

deposed in that case (together with the date of such deposition and the name of the court reporter).

(b) For all cases that appear on the pending case list that are not set for trial in 1989, attorneys for the Manville Fund shall be served by OCF, within thirty (30) days, complete copies of plaintiffs' complaint and all interrogatory answers and the names of all persons who have been deposed (together with the dates of such deposition and the name of the court reporter).

(c) All documents relating to product identification, all medical and employment records produced in discovery, all answers and cross-claims, motions and supporting memoranda for summary judgment, motions in limine, and pre-trial orders, briefs and memoranda shall be provided to the Manville Fund within thirty (30) days hereof by OCF. In addition, the Manville Fund shall be permitted to inspect, upon reasonable notice, OCF's pleadings files and all other documents produced during discovery in each case set forth in the pending case list.

(d) For any case set for trial in 1989, the Manville Fund shall have the right, in addition to any others which it may have under applicable discovery rules, to serve and file any request for supplemental discovery within fifty (50) days after receipt of the materials in subparagraphs (a), (b) and (c). In any case not set for trial in 1989, the Manville Fund shall have the right, in addition to any others it may have under applicable discovery rules, to serve and file any requests for supplemental discovery within one hundred twenty (120) days from that date.

(e) All documents or other materials obtained by the Manville Fund from any party shall be at the expense of the Manville Fund, with duplication costs not to exceed twenty (20) cents per page.

(f) Failure of any party to adhere to the time limits set forth in this paragraph or otherwise to comply with discovery obligations shall not justify any other party's departure from those time limits or delay the trial of any action unless such failure is called to the Court's attention immediately for remedy.

11. Any defendant in any case pending before this Court wherein there is a claim for personal injury damages arising out of alleged exposure to asbestos shall have the right to become a party to this Order subject to the same rights and obligations as those set forth between the parties herein, by giving notice to this Court, the Manville Fund and all counsel of record within thirty (30) days of the entry of this Order.

12. This Order pertains only to cases on the pending case list and it supercedes all prior orders of this Court with respect to the stay of proceedings against Manville Corporation or any of its affiliates (together, "Manville") during the pendency of bankruptcy proceedings, or with respect to any severance of Manville.

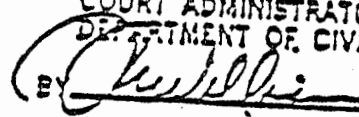
'13. The Integration Orders previously entered in Albert Davis v. Fibreboard Corp., No. CV87-0608 and John W. Mitchell, et ux. v. Eagle-Picher, et al., No. CV88-21794 are hereby set aside.

The Clerk is directed to mail a copy of this Order to counsel of record and to the above-noted attorneys for the Manville Fund, forthwith.

SO ORDERED.

Dated: Oct. 11, 1989.


Gene R. Martin, Presiding Judge

A TRUE COPY - ATTEST
CIRCUIT COURT OF JACKSON COUNTY, MO.
COURT ADMINISTRATOR'S OFFICE
DEPARTMENT OF CIVIL RECORDS
BY  DCA