

**PLAINTIFF'S STANDARD CASE-SPECIFIC INTERROGATORIES  
TO FRICTION DEFENDANTS**

PROPOUNDING PARTY: Plaintiff

RESPONDING PARTY: Defendant \_\_\_\_\_

**PREFACE**

Unless otherwise specifically set forth herein, the time for response to these interrogatories is from 1930 until 1985; except where otherwise specifically set forth, each interrogatory and each response are intended and should be construed as including and being limited to such time frame. When expressly stated with reference to the date and circumstances justifying use of such date, the responding party may limit any such response to dates subsequent to 1930, but which in no event are later than the inception of the responding party, including the inception of any predecessor in interest.

Information already provided in response to standard interrogatories need not be repeated.

**DEFINITIONS**

1. "ASBESTOS-CONTAINING FRICTION PRODUCT(S)" shall mean brake linings including the metallic shoe and friction material attached thereto, disc brake pads and calipers and transmission parts such as clutches, clutch plates, clutch discs, clutch facings and linings which THIS DEFENDANT knows or believes to have contained any amount of the mineral asbestos at any time.

2. "COMPANY" means any private enterprise including corporations, partnerships, joint ventures and sole proprietorships.
3. "DESCRIBED SITES" means the PREMISES, JOB SITES, WORK SITES, or, if available, AREAS OF IDENTIFIED WORK.
4. A request to IDENTIFY a "WRITING" or "DOCUMENT" or study shall mean a request to either attach such an exhibit to your answers to these Interrogatories, or to describe such with sufficient particularity that it may be made the subject of a request for production of documents. YOUR description should include an indication of: (a) the author; (b) addressee(s); (c) date of origin; (d) the nature of the writing or document (e.g., letter, telephone memorandum, audio tape recording, photograph, etc.); and (e) its present location, name and present address of custodian thereof.
5. A request to "IDENTIFY" an oral communication shall mean a request to describe the communication with particularity, and shall include the following information; (a) the identity of all parties to the communication; (1,) the identity of the person whom you contend initiated the communication; (c) the identity of all persons present at the time of the communication; and (d) the time, date and place of the communication.
6. A request to "IDENTIFY" or to state the "IDENTITY" of a person or individual means to state his or her name, the place of employment, job title, present business or present or last known home address, years of employment and last known telephone number if not employed by DEFENDANT.
7. A request to "IDENTIFY" the product shall mean a request to describe the product, the material or compound by the following means: (1) by nickname or slang

name used in your industry and/or occupation; (2) by the name under which it is sold in the marketplace (trade name); and (3) by its generic name.

8. "JOBSITE(S)" or "WORKSITE(S)" means any location other than a PREMISES at which PLAINTIFF claims exposure to asbestos.

9. "MARKET" (MARK.ETing, MARKETed) shall mean the mining, supply, sale, labeling, distribution, importing, processing or manufacture of RAW ASBESTOS and/or ASBESTOS-CONTAINING PRODUCT(S).

10. A request to describe the "NATURE" of a product means to describe the: (a) color; (b) texture; (c) form (i.e., powder, liquid, paste, solid, board, cloth, blanket, wire insulation, etc.); (d) physical dimensions, if solid (length, width and height); (e) the type of shipping package and shipping package dimensions if not solid; (f) type of asbestos fiber used in the composition of the product (e.g., chrysotile, amosite, crocidolite); (g) the intended use or function of such product as recommended by this DEFENDANT as the miner, producer, supplier, contractor, manufacturer, distributor, owner or seller; and (h) the type of worksite in which it was intended to be used (e.g., shipyard, refinery, commercial building construction, manufacturing plant, home, power generating plant, etc.).

11. "PREMISES" includes, but is not limited to, buildings, refinery facilities, boilers, generators, tract housing, commercial buildings and other such structures.

12. "RAW ASBESTOS" means asbestos fiber mined or milled, either packaged or in bulk, not compounded with other substances and essentially pure with the exception of naturally occurring trace amounts of other substances.

13. "THIS DEFENDANT" (or "DEFENDANT") shall mean the named

defendant herein, all of its divisions, alternate entities, predecessors in interest, and successors in interest.

14. "YOU" and "YOUR" refer to the DEFENDANT who is named above as responding party.

### **INTERROGATORIES**

1. Were any of THIS DEFENDANT'S ASBESTOS-CONTAINING FRICTION PRODUCTS sold, shipped, MARKETED or otherwise distributed either to or for use at the DESCRIBED SITES at or before the time designated in the Notice? If so:

A. IDENTIFY and state the NATURE and quantity of the ASBESTOS-CONTAINING FRICTION PRODUCTS;

B. IDENTIFY to whom said ASBESTOS-CONTAINING FRICTION PRODUCTS were sold;

C. IDENTIFY to whom said ASBESTOS-CONTAINING FRICTION PRODUCTS were shipped;

D. Either attach all DOCUMENTS or disks containing such data, evidencing the information sought in this interrogatory and to its subparts to YOUR answers to these interrogatories or describe such DOCUMENTS with sufficient particularity that they may be made the subject of a request for production of documents;

E. IDENTIFY the person(s) presently most knowledgeable about the information sought in this interrogatory or its subparts.

2. IDENTIFY each person who prepared or assisted in the preparation of the responses to these interrogatories. (Do not identify anyone who simply typed or

reproduced the responses.)

3. If any person YOU have identified in YOUR answers to these interrogatories has had his or her deposition taken, IDENTIFY the deposition by the name of the deponent, the date the deposition was taken, the caption and number of the action in which it was taken, the court which had jurisdiction over the action in which it was taken (including state and country) and either the name and address of the court reporting agency which took the deposition or the name and address of the deponent's counsel of record.