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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
Jean Hoefer Toal, Circuit Court Judge

Case No. 2020-CP-40-02098

Appellate Case No. 2024-000674

Covil Corporation, by and through its duly appointed Receiver, Peter D. Protopapas, Respondent,

v.

Pennsylvania National Mutual Casualty Insurance Company; Sam J. Crain & Co., Inc.; and
South Carolina Property and Casualty Insurance Guaranty Association..... Defendants,

Of which Pennsylvania National Mutual Casualty Insurance Company is the Appellant.

**RECORD ON APPEAL
VOLUME 36**

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1 man.

2 Q But Lewis still works for you?

3 A Yeah.

4 Q Wilford Bull?

5 A I don't know him.

6 Q And this next name I'm not going to try to
7 pronounce, his last name is Prioleau.

8 A I don't know him either.

9 Q Martis Turley?

10 A I don't know him either.

11 Q John S. Ruff, I think we talked about him
12 earlier?

13 A Yeah.

14 Q William F. Tomberlin, T-o-m-b-e-r-l-i-n?

15 A Yeah, I know him.

16 Q You do?

17 A Yes sir.

18 Q Has he been employed?

19 A He's worked for us.

20 Q I'd like to add his name to the personnel
21 records request.

22 What do you personally remember about him?

23 A Not a great deal.

24 Q Well, what specifically?

25 A Well, I know he was lazy.

1 Q All right sir. Anything else?

2 A That's about all I know about him.

3 Q Did you have any personal contact with him
4 while he was working for Covil?

5 A I've been on jobs where he was working.

6 Q Do you have any idea what jobs those were?

7 A I don't recall now.

8 Q The next name I also hesitate to try to
9 pronounce, the first name is Bervia, B-e-r-v-i-a, middle name
10 is Vodress it looks like, V-o-d-r-e-s-s, and the last name
11 is Adams. Do you recognize that?

12 A He's dead now.

13 Q But you do recognize his name?

14 A Yes sir.

15 Q Has he worked for you?

16 A He worked for us years ago, and he was in
17 business for himself up until just a short while before he
18 died.

19 Q What sort of business?

20 A Insulation business, Carolina Industrial
21 Insulation Company here in Greenville.

22 Q Carolina?

23 A Carolina Industrial Insulation in Greenville.

24 MR. McKAY: Do you want his record too?

25 MR. DAVIES: Yes, please.

1 Q (Mr. Davies) Mr. Covil, would you know without
2 looking at records, or possibly you've got the records that
3 you'd need with you, what manufacturers Covil has been a
4 distributor for?

5 A What manufacturers we have been a distributor
6 for?

7 Q Yes sir.

8 A I think I can give you that. Owens-Corning
9 Fiberglass Corporation.

10 Q All right sir. Now when were you a distributor
11 for them?

12 A Since about Nineteen Fifty-four.

13 Q And you still are?

14 A Still are.

15 Q Do you have any particular agreement with them?

16 A I don't believe so.

17 Q Anybody else?

18 A We were distributors for Keene Corporation.

19 Q And what years were included there?

20 A From about Nineteen Seventy-three until Seventy-
21 six.

22 Q Anybody else you can think of?

23 A Well, we are recognized as a distributor for
24 Johns-Manville, we don't have any written agreement or anything
25 with them, but we handle their products on a distributor basis.

1 (OFF THE RECORD)

2 Q You have mentioned now as being persons you
3 have distributed for or companies you have distributed for
4 Owens-Corning, Keene and J-M?

5 A Yeah.

6 Q Who else?

7 A Armstrong ---

8 Q What about the date on Johns-Manville?

9 A Well, we have no formal agreement with Johns-
10 Manville, we buy as a distributor from them, and I know we've
11 bought from them as far back as Nineteen Sixty-six.

12 Q All right sir. And you still are I assume?

13 A Yeah, we still are.

14 Q Now is there a difference in your relationship
15 with Johns-Manville and say your relationship with Owens-
16 Corning?

17 A Yes, to a certain extent. We are a distributor
18 for Owens-Corning, recognized distributor, what I mean by that,
19 at one time we had a formal agreement with them but several
20 years they quit making any formal agreement. Johns-Manville,
21 we never had a formal agreement with Johns-Manville, they just
22 sell us as a distributor.

23 Q What about Keene?

24 A I don't believe we ever had a formal agreement
25 with Keene. Now Armstrong Corck, we buy materials from them.

1 Q What dates?

2 A We still buy from them.

3 Q When did you start?

4 A I don't know.

5 Q Just approximately?

6 A I'd say about Nineteen Sixty or somewhere along

7 about there.

8 Q All right sir. And is that informal or formal?

9 A It's informal.

10 Q I'm going to use informal and formal from now

11 on, formal being that you have had or do have a signed agree-

12 ment or some sort of particular agreement and informal being

13 merely that you buy from them and end up distributing for

14 them.

15 A We can clear that up right now, Owens-Corning

16 I think is the only one that we ever had any kind of a formal

17 agreement with.

18 Q All right. Go ahead, sir, please.

19 A I can't think of anybody else offhand that we

20 would say we're a distributor for. Now all the manufacturers

21 will sell to us as a distributor, and when I say that, it's

22 a pricing situation, they would price material to us as a

23 distributor, somebody else they might price as a contractor.

24 Q A distributor would get a lower price?

25 A Yeah.

1 Q Now the four that you have named so far, do
2 you get any kind of an economic break when you buy their
3 products?

4 A Nothing more than distributor pricing.

5 Q Well, how do you differentiate between them and
6 the other group that you would buy from?

7 A How would I differentiate?

8 Q Yes sir, in other words, do you tell us their
9 four names and then make a difference between them and every-
10 body else because you bought mostly their products?

11 A We bought mostly their products, more so than
12 we do the other people. Now you take for any given job we
13 might buy a certain manufacturer's material because they're
14 specified, their material is specified for that job, on any
15 particular job we might buy from somebody and it might be a
16 year or two before we'd buy from them again because their
17 material was specified for that job, and there's numerous
18 manufacturers that we have bought from like that and we might
19 at any time, but we don't consider --- we consider Owens-
20 Corning our number one supplier, J-M is probably two and
21 Armstrong is number three, I'd rate them like that.

22 Q Has that listing been true for say the last
23 fifteen or twenty years or has it changed?

24 A It's been pretty well true since Nineteen
25 Fifty-four.

1 Q So Owens-Corning at least has been number one
2 since Fifty-four?

3 A Yes.

4 Q But now you say you haven't been buying J-M
5 stuff but about ten years?

6 A Now I don't believe --- well, I'd say we started
7 buying --- we may have bought a little bit but we never bought
8 much from them until about Nineteen Sixty-six. Now Rockwool
9 Manufacturing Company is another one that we're a distributor
10 for, they only handle Rockwool products.

11 Q What are the dates on that, approximately again?

12 A I would say starting about Nineteen Sixty-eight,
13 now we may have bought something from them before that but
14 I don't know for sure.

15 Q Is there anybody else you particularly remember
16 that you have bought products from?

17 A Well, that's a long list if we go down all of
18 them we've bought products from, we buy from a lot of people.
19 We buy from other contractors sometimes, you know, we run short
20 and may buy from North Brothers, we may buy from Porter-Hayden,
21 we may buy some from Guy Beaty, may buy some from Starr Davis,
22 C. E. Thurston, Breeding.

23 Q But I am specifically talking about manufacturers.

24 A You're specifically talking about manufacturers,
25 all right. Well, we have bought from C.S.G., we have bought

1 from Pittsburg-Corning.

2 Q C.S.G.?

3 A C.S.G., they are part of Jim Walter Corporation.
4 Celotex, I believe they have them listed as Celotex Corporation,
5 they've changed hands three or four times.

6 Q All right sir, you mentioned Celotex and who
7 else now, who was the other one?

8 A C.S.G.

9 Q Okay, but I think you mentioned one right
10 after that.

11 A Pittsburg-Corning, and in the past we've bought
12 some from Pittsburg Plate Glass; however, they're out of the
13 insulation business now. That's mainly the ones that I can
14 remember.

15 Q So any products you bought from anybody else
16 would be very minor amounts compared to your total?

17 A I would think so.

18 (OFF THE RECORD)

19 THE WITNESS: We buy numerous accessory products
20 from fifteen or twenty manufacturers I guess.

21 Q What are accessory products?

22 A Well, mastics, coatings, type, adhesive, wire,
23 wire mesh, metal lath, that's about it.

24 Q All right sir. Now you mentioned a little
25 earlier, sir, that certain jobs had certain products specified?

1 A Right.

2 Q In the specifications I assume for the job?

3 A Right.

4 Q Do you all write those specifications or are
5 they given to you?

6 A They're given to us.

7 Q In all cases?

8 A Well, we might --- on a maintenance job or
9 something like that we might specify what materials we would
10 use on that, but all new construction would be --- specifica-
11 tions would be written by the engineers.

12 Q By who?

13 A By the engineers.

14 Q Then Covil has not written specifications other
15 than for repair jobs?

16 A That's right.

17 Q At any time?

18 A Not that I know of.

19 Q Do you recall any particular big jobs or any
20 jobs or possibly any particular groups, like Dupont or Daniel
21 or anybody like that, that might require a certain type of
22 product on a job?

23 A Well, Dupont for instance, they have an approved
24 list of products that they have approved and that's the only
25 products you can use on a Dupont job or the only products they

1 will buy, what's on that approved list. Daniel at certain
2 times on a certain job will say, we want a certain manufactur-
3 er's products. I guess just about all of them sometime for
4 a particular job they'll say we want to buy a particular
5 product.

6 I like to got fired one time for sending some
7 Johns-Manville products to a Owens-Corning plant.

8 Q I would assume that if you're working on
9 something for one of these people they want their own.

10 A Yeah. They let us known in no uncertain terms
11 we needed to get it out of there right quick.

12 Q In the course of your business since Nineteen --
13 well, whenever you started in the insulation business --- let's
14 go into that first. When did you personally first get
15 involved in insulation?

16 A In business for myself or ---

17 Q No, just first have any contact with it.

18 A About Nineteen Thirty.

19 Q How was that?

20 A Working as an apprentice.

21 Q And you worked as an apprentice or a mechanic
22 up until about Nineteen Forty-two?

23 A No, I didn't work all the time, I worked for
24 about a couple or three years as an apprentice and then I
25 got out of the insulation business and worked at something

1 else until about Nineteen Thirty-six or Thirty-seven and went
2 back to it at that time and I worked in the business in
3 various capacities until Nineteen Forty-eight when I started
4 my own business.

5 Q Where did you grow up, sir, where are you from?

6 A Greenville County.

7 Q So you've lived most of your life here in
8 Greenville County?

9 A Yeah, I lived in Savannah, Georgia for awhile
10 and lived in Richmond, Virginia for awhile and Wilmington,
11 North Carolina for awhile. Now outside of about ten years
12 I've lived in Greenville all my life.

13 Q So off and on for the last forty-seven years
14 you've had something to do with insulation?

15 A Right.

16 Q Since about Nineteen Forty-eight you've been in
17 it, for the last thirty years, pretty solid?

18 A That's correct.

19 Q During this time have you kept up with the
20 articles and things like this on the subject?

21 A Well, pretty much.

22 Q I assume you all have had a good bit of sales
23 paraphernalia in your offices of people trying to sell you
24 insulation materials?

25 A Yes sir.

1 Q And you've read a lot of that?

2 A Yes sir.

3 Q I assume you've talked to some people about
4 this?

5 A About insulation?

6 Q Yes.

7 A I talk to them all the time about it.

8 Q You talk about changes in insulation, new
9 products, and things like that?

10 A Yes. And we've been a member of the Southeast
11 Insulation Contract Association since Nineteen Forty-eight and
12 now I am on the Board of Directors, and I've been President
13 and a Board Director in that organization for a long time.
14 I served nine years as a Board Director to the National
15 Insulation Contract Association and been a member of that
16 since about Nineteen Sixty or somewhere thereabouts.

17 Q Have you gone to any conferences or conventions
18 or anything of that nature where presentations were made on
19 insulation?

20 A Yes sir.

21 Q How many of those?

22 A I couldn't tell you right offhand but I've been
23 to several of them.

24 Q Over what period of years?

25 A Well, since we've been in business, since

1 Nineteen Forty-eight.

2 Q With all of this background in the industry
3 do you have any knowledge about the fact that asbestos was
4 removed from insulation materials at some particular time?

5 A That asbestos was removed?

6 Q Yes sir.

7 A Yes sir.

8 Q Well, what do you know of your own knowledge
9 about an approximate date for that?

10 A About an approximate date that they were removed?

11 Q Yeah.

12 A Well, I would say around Nineteen Seventy to
13 Nineteen Seventy-two, maybe Seventy-three, I think some of
14 them were Seventy-three, but different manufacturers...
15 from about Nineteen Seventy to Seventy-three started removing
16 asbestos from their products.

17 Q Do you have any idea about when you would have
18 last sold an insulation product which contained asbestos?

19 A Somewhere around Nineteen Seventy-three, I don't
20 believe we had any --- well, in Greenville after the fire
21 in May of Nineteen Seventy-three we didn't have any there,
22 we might have had some in branches, but I'd say after Nineteen
23 Seventy-three we have not had any asbestos containing materials.

24 Q Have you checked with any of the branches
25 specifically to find out if they had anything after that date?

1 A Not specifically, no, but we have a policy of
2 moving old materials out and moving new in and they shouldn't
3 have had any beyond Nineteen Seventy-three.

4 Q First in first out?

5 A Yeah.

6 Q And that would be the policy of the branches
7 also?

8 A Right.

9 Q How long does it normally take for a turnover
10 in your inventory? Is it something that's done quickly or
11 does it take two or three years is what I mean?

12 A Well, occasionally you'll have a certain
13 product that will take two or three years, but normally we
14 would turn it over within a year.

15 Q I think earlier you mentioned O.S.H.A.
16 requirements and regulations. What personal knowledge do
17 you have of the O.S.H.A. requirements and when they were
18 initiated and that sort of thing? I'm asking you a general
19 question because I don't know what specific questions to
20 ask and I'm trying to cut down on time.

21 A Well, I believe about Nineteen Seventy was when
22 the first O.S.H.A. regulations were issued, now I could miss
23 that by a year or two, I'm talking about for the construction
24 industry, now they issued some for the manufacturing industry
25 earlier than that but I believe Nineteen Seventy was about the

1 first time.

2 Q All right sir. What other knowledge do you have
3 about the O.S.H.A. requirements, and I'm specifically talking
4 about asbestos now or products containing asbestos?

5 A Well, I know when it first came out 'O.S.H.A.
6 required that you not have more than five part per million
7 and then they reduced it down to two parts per million.

8 Q What was that for?

9 A That was the asbestos fibers in the air in the
10 work area.

11 Q Anything else?

12 A That's about all I --- well, they started out
13 and they recommended if you was working with it wear
14 respirators and they give you the type respirators that you
15 could wear, the approved respirators.

16 Q Sir?

17 A They give you the approved respirators.

18 Q How would you find out about these requirements,
19 how did you get this information?

20 A On O.S.H.A.?

21 Q Yeah.

22 A We ordered a register, federal register.

23 Q How did you find out that you should order one,
24 where did you first hear about it and how did you keep up your
25 knowledge on it?

1 A I don't know, I guess it was a general thing
2 that was in the trade going around from manufacturers and
3 different contractors and things like that and trade magazines
4 published something about them when they came out, and when
5 they were first issued we ordered the register and then we
6 ordered some supplements that came out after that to keep up
7 to date.

8 Q What trade magazines do you subscribe to, sir?

9 A Well, we're members of National Insulation
10 Contract and we get their NICA Outlook, which is their
11 magazine.

12 Q Anything else?

13 A I don't know of any specifically, we get
14 several different business type magazines in the trade.

15 Q Do you still sell any products that contain
16 asbestos?

17 A Yes sir.

18 Q What's that?

19 A We sell asbestos cloth that's been treated and
20 meets O.S.H.A. regulations as far as asbestos products
21 are concerned.

22 Q That's the only thing now you sell?

23 A That's the only thing.

24 Q Do you any jobs still specify asbestos, do the
25 engineers still use the told terms?

1 A Occasionally you'll find one that will but
2 very few, I think practically all of them have quit it by
3 now, you know. Sometimes it takes awhile for all of it to
4 get out of their literature and out of specifications, but
5 I don't know of any that specify anything like that now.

6 Q How would you handle a set of specifications
7 that came in requiring use of asbestos insulation products?

8 A Well, we'd just go back to them and ask for a
9 change.

10 Q In your research in the O.S.H.A. area and
11 talking with other persons in your field have you become
12 familiar with the warning labels or labels saying caution,
13 you know what I'm talking about?

14 A Yes sir.

15 Q When did you first see one of these labels?

16 A I'm going to say about Nineteen Sixty-eight.

17 Q And do you know whose product that would have
18 been on?

19 A Well, Johns-Manville and Owens-Corning both
20 came out with warning on the cartons about that time.

21 Q And do you know what I'm talking about if I
22 talk about the O.S.H.A. warning label?

23 A I think so.

24 Q That's different from the one you saw the first
25 time, right?

1 A Yes sir. Well, the first one I ever saw just
2 said, this material contains asbestos dust, and that's all
3 it said, and then later on they came out with a warning that
4 it may be hazardous to your health and there were several
5 different warnings, some said you should wear respirators
6 and several different warnings.

7 Q But the first time you remember seeing any
8 sort of a warning label was around Nineteen Sixty-eight?

9 A Yes sir, I believe that's right.

10 Q When products are distributed to a job site by
11 Covil, other than the situation on Covilite which we're going
12 research, do you remove them from the boxes or do you change
13 the packaging in any way?

14 A Normally no, we ship it from the warehouse to
15 the job site in the cartons it comes in.

16 Q Normally?

17 A Well, if you had a broken carton you might take
18 some out of three or four cartons and put it in one in order
19 to make a carton but it would be in the original carton, and
20 the only way they'd do that is when there were broken carton
21 quantities.

22 Q When you first started getting these caution
23 labels on packages did you have any specific change in your
24 procedures that you made for your own employees, did you have
25 any meetings or anything like that?

1 A I don't know right offhand if we did.

2 Q Would Mr. Johnson know about that?

3 A Mr. Johnson, we had meetings, we've had meetings
4 with the people at different times and I'm sure that was
5 brought up at some of them.

6 Q Now Mr. Covil, at the present time I'm sure you
7 know these cases that we are all involved in concerning
8 diseases and various kinds of problems that are related to
9 asbestos exposure and some doctors have come out and said this,
10 this and this are caused by asbestos exposure or may be caused
11 and so forth. When did you get your first information or when
12 did Covil get its first information that there might be
13 diseases that would be harmful to humans from a medical
14 standpoint, in other words, when did you hear that a doctor
15 had said it or when did you first see medical literature or
16 something to that effect?

17 A I don't know if I've ever really seen any
18 medical literature to that effect. The union began to make
19 noises about it in Sixty-five, somewhere about that time,
20 and I've read some articles that Dr. Selikoff put out concern-
21 ing it along about Sixty-five or Sixty-six. I didn't hear
22 very much about it before about that time.

23 Q Sixty-five or Sixty-six?

24 A Right.

25 Q When you say the union began to make noises what

1 specifically do you mean?

2 A Well, over the years they have made noise about
3 different products, you know, mostly to try to get more money
4 for working with them. Like when Fiberglas insulation first
5 came on the market, they tried to claim it was harmful and
6 some of them tried to get Twenty-five Cents an hour or Fifty
7 Cents an hour more for working with it, and then of course
8 they started with asbestos along about this time and just made
9 a lot of noise about it.

10 Q Do you specifically remember any conversations
11 or any situations where union members or representatives made
12 any comments about this?

13 A I don't remember any particular comments.

14 Q But you remember the union or some conversation
15 with the union or something coming from the union making you
16 aware of it around that time?

17 A Well, I think the man thing was in our
18 association magazine they printed things about, you know, what
19 the union had said about it and what Dr. Selikoff said about
20 it and stuff like this was basically my first knowledge.

21 Q Do you have any knowledge about what transpires
22 at the local union meetings or what was the local union here,
23 the Greenville union?

24 A No sir.

25 Q You don't get any feedback on that from any

1 formal or informal sources?

2 A I've had some feedback from it.

3 Q Have you ever heard of anything discussed in
4 those meetings of the local union about diseases related to
5 asbestos?

6 A I never have heard. Generally at the local
7 meetings they're not interested in that.

8 Q Have you ever been to any of these meetings?

9 A Well, I have when I belonged to the union.

10 Q No, I mean here locally?

11 A No, not here locally.

12 Q Of your own knowledge do you know why asbestos
13 was used in insulation to begin with?

14 A Yes sir, it was used as a binder.

15 Q What are its properties, what are the good
16 things that it can do for insulation?

17 A Well, for instance, and I guess calcium silicate
18 insulation was the biggest, it was used as a binder in that
19 material, it's kind of a --- they mix up kind of a slury like
20 material and they put it in molds and heat it and press it out
21 and they have to have something to hold it together and they
22 used asbestos fibers, and I'm saying about ten percent asbestos
23 fibers in there to hold the insulation together, and it's the
24 best binder they've ever found for that purpose.

25 Q And they have to use asbestos as opposed to glue

1 because of what?

2 A Well, glue doesn't have any fiber in it, any
3 fiber to hold it together. Now since all this asbestos fiber
4 thing came up the manufacturers have spent a lot of time
5 researching other products for binders and some of them I know
6 are using a wood fiber binder, I know one particular
7 manufacturer now that's using a nylon fiber, which I understand
8 when you put enough heat it burns out and you don't have any-
9 thing dust left.

10 Q So the reason for using asbestos was that it
11 would resist high temperatures?

12 A It would resist high temperatures and would
13 bind the other products together.

14 Q And they haven't come up with anything that
15 is that good since?

16 A No sir.

17 MR. RICHARDSON: I object to the form of the
18 question.

19 Q (Mr. Davies) I'm going to rephrase that
20 question to you. Have they developed another binder as a
21 substitute for asbestos which is as good as asbestos?

22 A Well, they have developed other binders but
23 personally I don't believe any of them are as good as asbestos.

24 (OFF THE RECORD)

25 MR. DAVIES: Mr. Covil, that's all the general

1 questions that I have at this time, some of the other Defendants
2 have some specific questions. Now as we said earlier, after
3 we get through reviewing these records we're going to probably
4 have some more general questions, but we're going to turn it
5 over now and I think Combustion Engineering indicated they
6 didn't have any questions?

7 MR. PRESSLY: No questions.

8 MR. DAVIES: And I'm going to yield the floor.

9 EXAMINATION BY MR. HORGER:

10 Q Mr. Covil, my name is William Horger, I repre-
11 sent Johns-Manville, and Mr. Davies has asked you a number of
12 questions I'll attempt not to repeat; however, there are
13 certain areas that I may want to go into that he has been
14 into in some more detail. And the first one I can think of
15 ~~is a little more about your personal background,~~ you indicated
16 that you had lived in Greenville County all but ten years of
17 your life?

18 A That's correct.

19 Q Where in Greenville County did you live, sir?

20 A Well, I was born about seventeen miles up in
21 the country and I lived there till I was about ---

22 Q What part of the country?

23 A What they call the Sandy Flat section.

24 Q And your age is what, sir?

25 A Sixty-six.

1 Q All right sir. Now where else have you lived
2 other than that section?

3 A In Greenville County?

4 Q I'm going to get Greenville and then I'm going
5 to get the others too.

6 A Well, I live on Sandra Avenue and I've lived
7 out there for about fifteen years, and I lived on Morris Street
8 in San Souci and I lived on James Street and I lived on
9 Florence Avenue.

10 Q All right sir. Now when you were away from
11 Greenville tell me briefly where you lived away from Greenville
12 you may stick to the town now rather than the street.

13 A I lived in Savannah, Georgia for maybe a
14 little over two years, two and a half years, something like
15 that.

16 Q About when was that, roughly, I'm not asking
17 exactly?

18 A I'm going to say about Nineteen Forty-two to ---
19 Forty-two and Forty-three or Forty-one and Forty-two would pro-
20 bably be more appropriate. I lived in Richmond, Virginia for
21 about three years and that would be from about Forty-four
22 through Forty-seven.

23 Q All right sir. Were you in the service,
24 World War II?

25 A No sir.

1 Q Any particular reason?

2 A Well, no particular reason except I was working
3 on a Navy project for the Bureau of Yard and Docks and they
4 wouldn't let them take me.

5 Q And in regard to your educational background,
6 what education do you have?

7 A Well, I was educated in Greenville County
8 schools through high school, I do not have any college back-
9 ground, I've taken some trade courses and stuff like that.

10 Q And what is your official title with Covil
11 Corporation?

12 A I'm President of Covil Company.

13 Q President. And Covil Corporation I believe
14 you have indicated or someone has indicated is relatively
15 a very large insulating contract firm, is that correct?

16 A Yes sir, we're fairly large.

17 Q How does it rate with the other insulating
18 firms such as North Brothers, Starr Davis, Guy Beaty, Reid-
19 Hayden?

20 A We probably rate about number two in the
21 southeast.

22 Q Who is number one in the southeast?

23 A North Brothers.

24 Q And I believe that you have been in the
25 insulation business since the early Thirties except for a few

1 years?

2 A Right.

3 Q And I assume being President of Covil that
4 you have built up a rather successful enterprise or business
5 more or less with your leadership, is that correct?

6 A Yes sir.

7 Q And to do so you have had to become right
8 familiar with asbestos and asbestos products and the insulation
9 trade in general?

10 A I've become familiar with the insulation trade
11 in general.

12 Q Let me kind of skip around just a little bit
13 before we go into some other things. You indicated to us that
14 you are the official distributor or have a formal agreement
15 with Owens-Corning and you've had one since Nineteen Fifty-four
16 to the present?

17 A Well, we originally had a formal agreement, it's
18 been run out and never renewed, we don't have any formal
19 distributor agreement with anybody, what I'm talking about
20 is a written formal agreement.

21 Q All right. No one else has a distributorship
22 for Owens-Corning, is that correct, in this area?

23 A Not in Greenville, no. Now North Brothers are
24 a distributor for them in a general area and we cover generally
25 the same area that they do.

1 Q Does Johns-Manville have a distributorship in
2 this area?

3 A In Greenville area, I don't think so.

4 Q Now you indicated to us that you purchased
5 from various other asbestos manufacturers, Johns-Manville and
6 Rockwool and Keene and Pittsburg-Corning and perhaps some
7 others, and you termed that you were purchasing as a
8 distributor, is that correct?

9 A Yes.

10 Q Does that really just simply come down to it
11 depends upon how much you buy as to what price you get?

12 A Well, I would guess so --- well, not really. I
13 think they would term a distributor as a person who stocks
14 and sells insulation material, as well as carry on contract
15 work. Now there's some contractors that do not stock material,
16 they maybe have a real small warehouse or something and they
17 buy from somebody else, they buy for a job and things like
18 that, and I think all of them would classify them as a
19 contractor, and somebody like North Brothers or like ourselves
20 that buy it and stock and resell it as well as contract I
21 think they would classify as a distributor, that's my
22 interpretation.

23 Q You then tell us that you sell your asbestos
24 products to others, is that correct, as a distributor?

25 A That's correct.

1 Q And I believe that you've indicated to us that
2 you first became aware of asbestosis in about Nineteen Sixty-
3 eight, is that correct?

4 A Sixty-six.

5 Q Sixty-six I believe is when you first became
6 aware of it and Sixty-eight is when you began seeing labels?

7 A That's about right.

8 Q After you became aware of asbestosis in about
9 Nineteen Sixty-six did you label your products in any way?

10 A No sir. Let me clarify that a little bit, we
11 don't label any products ourselves, we handle them in the
12 manufacturer's cartons and the way they label them, we just
13 pass it on like that.

14 Q We had some testimony from Guy M. Beaty that
15 he had a stamp that he put on, did you put any type of stamp
16 on your products?

17 A No sir.

18 Q At any time, any caution labels or warning
19 labels whatsoever?

20 A Not to my recollection.

21 Q Now you have indicated to us that you have
22 about a Fifteen Million Dollar gross sales operation per year,
23 is that correct?

24 A That's right.

25 Q Has it been running that for the last number

1 of years?

2 A Well, it's run that for about the last two
3 years and it was about Thirteen Million the third year before
4 that.

5 Q Getting a little bigger every year?

6 A Yes sir, that's correct.

7 Q And you've been acquiring a little bit more
8 business every year, is that correct?

9 A Basically, yes sir.

10 Q Now do you have any kind of research department
11 or medical director or anything like that?

12 A No sir.

13 Q Do you have a plant physician or a doctor?

14 A We have a company doctor that we employ for
15 different things.

16 Q And who would that be?

17 A Gosh, I couldn't tell you right now cause we
18 changed some five or six months ago.

19 Q What is that person's job, what is he used for?

20 A Well, we've used him for various things, treating
21 injuries mainly, if somebody gets hurt we refer them to him,
22 and we also have --- we have used him for --- we have all of
23 our people take X-ray examination once a year.

24 Q When did you start that?

25 A We've been doing that for about three or four

1 years.

2 Q Is that a result of O.S.H.A. regulations or
3 what is that a result of?

4 A As a result of O.S.H.A. regulations and North
5 Carolina declared us a dusty industry and they require ---
6 everybody that works with our company in the insulation
7 business in North Carolina has to have a permit from the
8 Industrial Commission and to have that permit they have to
9 have yearly X-rays, chest X-rays.

10 Q Now have you ever had a workmen's comp. claim
11 filed against your company?

12 A Yes sir.

13 Q And now I'm speaking strictly in terms of
14 asbestosis or a lung disease or some ---

15 A Asbestosis we have.

16 Q When was that that your first claim would have
17 been filed?

18 A I think I've got that information right here.
19 I'm going to have to look that up cause I don't remember.
20 We had a claim filed on Seven/Six/Seventy-two.

21 Q By whom?

22 A Willie C. Webb.

23 Q Is that your first asbestosis claim?

24 A Yes sir.

25 Q Or any related disease that may have been

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1 attributed in any way to asbestos?

2 A Yes sir.

3 Q Have you had any filed since?

4 A We had one on Five/Eight/Seventy-five but he
5 was cleared up and given permission to go back to work.

6 Q And who was that?

7 A Willie L. Cooper.

8 Q All right sir. Any others?

9 A That's all.

10 Q Have you ever testified in any workmen's comp.
11 case?

12 A Not personally, no.

13 Q Do you have a file in regard though to particu-
14 lar workmen's comp. back in your office somewhere?

15 A Yes sir.

16 Q Could they be made available to us?

17 A Yes sir, I have this information here.

18 Q Well, that's just the condensation though
19 that you have read, is that correct?

20 A Right.

21 Q And could we look at the file itself?

22 A Yes sir.

23 MR. McKAY: Sure.

24 Q (Mr. Horger) All right, would you bring that
25 tomorrow morning.

1 Now you've indicated to us that since about
2 Nineteen Fifty-four or Fifty-five you have had a training
3 program which contained as a part of that a safety program
4 and that a gentleman by the name of Russell Johnson would
5 be more familiar with that than you?

6 A Yes sir.

7 Q What is Russell Johnson's title, official
8 title?

9 A He's construction manager, that's his title.

10 Q And do you know whether or not you put out any
11 particular manual or training program or any information at
12 all in regard to this program, this training program, and in
13 particular the safety program?

14 A I'm not sure.

15 Q All right sir. Would you make a note to let
16 us have tomorrow morning whatever information that you might
17 have that was given in the training program and particularly
18 the safety phase of that program since Nineteen Fifty-four,
19 whatever you might have?

20 A Okay.

21 MR. McKAY: You're talking about written
22 information?

23 MR. HORGER: Written information, yes sir.

24 Q (Mr. Horger) Now you indicated to us that
25 you've been furnishing respirators to your workers?

1 A Yes sir.

2 Q How long have you been furnishing those
3 respirators?

4 A Well, I know that we started furnishing them
5 in Nineteen Sixty-eight, I don't know if we furnished any
6 before that or not --- well, I would guess we furnished some
7 before that but I know we were furnishing them in Nineteen
8 Sixty-eight.

9 Q Well, it'd be safe to say by Nineteen Sixty-
10 eight you were well aware of asbestosis?

11 A We were aware of it, yes sir.

12 Q I believe you indicated Sixty-five or Sixty-six
13 that you became aware of it?

14 A Yes sir.

15 Q And I believe you've indicated to us that
16 probably your first knowledge came from some of your own
17 trade magazines?

18 A That's right.

19 Q I assume that as successful as you've been
20 and as big as your company has grown you've had to keep up
21 pretty much with the trade in general?

22 A Yes sir.

23 Q You started to name some of those magazines
24 and you may have named one and then I don't think you named
25 any others, could you give us the list as best you can of the

1 magazines which you have taken over a period of years in
2 which you have gotten that type of information?

3 A Well, the one I named was what we called a
4 NICA Outlook, N-I-C-A Outlook, that's put out by the National
5 Insulation Contract Association.

6 Q And how long would you say you've been taking
7 that?

8 A Since about Nineteen Sixty-five or Sixty-six,
9 somewhere along there.

10 Q Would you make it a practice to more or less
11 read it and observe what was in it?

12 A Yes sir.

13 Q All right sir.

14 A We also get a Occupational Safety and Health
15 magazine.

16 Q How long have you been getting that?

17 A I believe about two or three years, not too
18 long.

19 Q All right sir. Any others?

20 A I don't recall any except general business
21 magazines like Business Week and stuff like that, but not
22 pertaining to just our business.

23 Q Well, this national association that you
24 belong to and I believe that you indicated that you are an
25 official in or have been an official, trustee or something

1 like that ---

2 A I have been.

3 Q --- and that you have attended conventions;
4 or converences or what not, was the subject of asbestos ever
5 discussed at any of these particular conventions?

6 A Yes sir.

7 Q When to your knowledge would that have been?

8 A I'm not sure, I would guess it was subject
9 that was brought up from time to time from about Nineteen
10 Sixty-six on up to through Nineteen Seventy-two or maybe
11 presently comes up.

12 Q About how long have you been going to these
13 national conventions?

14 A Well, I've been going since about Nineteen
15 Sixty.

16 Q And I don't want to stretch your memory, but
17 would it be safe to say that you went regularly or every year
18 or most of the years or what, any way you want to put it in
19 your words?

20 A I went most of the years, I know a couple of
21 years I didn't go.

22 Q Well, maybe it'd be easlier if I asked you to
23 tell me the years you missed?

24 A Well, I missed last year and I missed one about
25 Nineteen Sixty-six I believe.

1 Q When you went did you go more or less on a
2 social basis for a good time or did you go to these meetings
3 that they normally had, what was your general practice, you
4 know, people go to conventions in different ways?

5 A Yes sir. I always attended business meetings
6 when I went, I attended some of the social functions too.

7 Q Right, I understand that at nighttime you would
8 have no doubt attended some of the socials, but you made a
9 habit of attending the business sessions that they had?

10 A Yes sir.

11 Q Now what about the Southeastern Insulators,
12 I believe that was the name of the other outfit that you
13 belong to, have you gone to that regularly?

14 A Yes sir.

15 Q About since when?

16 A Since about --- it was organization in Nineteen
17 Forty-eight and it didn't become real active till about
18 Nineteen Fifty-two, and they have spring and fall meetings
19 and I've attended the majority of those.

20 Q Where would they have those meetings?

21 A Well, the fall meeting is held at Waynesville
22 Country Club in Waynesville, North Carolina and has been ever
23 since it started, spring meetings are held in different areas,
24 they move from one place to the other with them.

25 Q Is the national convention always held in one

1 place?

2 A No sir, it's moved around.

3 Q In various places?

4 A Yes sir.

5 Q At the Southeastern conventions did asbestos
6 and asbestosis ever come up?

7 A It has come up.

8 Q Do you recall approximately when it would have
9 come up in the Southeastern conventions?

10 A I don't remember exactly when it came up, it
11 didn't come up as much in the Southeastern as it did in the
12 national, I'll say that.

13 Q And you of course are not quite sure of the
14 year, you give that Sixty-five as an approximation and if
15 the records reflect Sixty-three or Sixty-seven you would go
16 along with that?

17 A I'd go along with that.

18 Q All right sir. Now after becoming aware of
19 the asbestos discussions that were going on what steps or
20 action did you take, if any, to implement that back in your
21 business?

22 A Restate that.

23 Q After becoming aware of the asbestos discussions
24 that were taking place in the national convention and in the
25 trade magazines and so forth what action, if any, did you take

1 in your business?

2 MR. McKAY: I'm going to object to the form
3 of that question, it's a double question. You can ask him
4 what the discussions were and then ask him if as a result of
5 them he did anything.

6 Q (Mr. Horger) Would you answer your counsel's
7 question and I'll go on from there? He asked you what the
8 discussions were.

9 MR. McKAY: No, I'm not asking that, Mr. Horger,
10 I'm objecting to the form of your question, if you want to
11 rephrase it so that I will not object to it it's your
12 prerogative.

13 MR. HORGER: All right, I'll go that way.

14 Q (Mr. Horger) In the national meetings that
15 you had what were the general form of the discussions that
16 you had, the general content of the discussions you had?

17 Any objection?

18 MR. McKAY: No.

19 A Well, the general content that I heard was
20 they'd have various speakers that would refer to it in a
21 talk, about what had taken place and the hazards of it, and
22 that's basically all I heard on it.

23 Q All right sir, I think we understand each other.
24 Now after you heard that what action, if any, did you take to
25 implement that in any way?

1 A We took more precautions than we did, after
2 this asbestosis thing came up we started --- when we had a
3 power saw we bought some portable vacuum cleaners that we
4 could attach to a power saw to catch the dust as it come off
5 the saw and we installed those on power saws. In our shop we
6 put in an air cleaning system, a vacuum system on all saws
7 there to pull all the dust out. In mixing cements containing
8 asbestos we started buying and the manufacturers started
9 putting them up with a plastic lined bag and we recommended to
10 our people and tried to get our people to mix it in the bag
11 rather than mix it in an open box, open the bag and pour two
12 gallons of water or whatever was necessary and mix it up in
13 the bag to keep the dust from getting out, we did that. We
14 warned our people ---

15 Q When you say "our people" are we talking about
16 the people who work for you as insulators?

17 A Yes sir.

18 Q Such as the Plaintiffs in these various cases
19 here that you are aware of?

20 A Yes sir. We warned our people about opening
21 a box more than anything else. You got a cardboard carton
22 containing cal. sil. pipe covering and in shipping and stuff
23 a certain amount of dust and stuff gets in the box and if you
24 just pull it like that you get dust and we talked to them about
25 opening them easy and be careful, and when they opened the

1 carton to immediately take the insulation out of the carton
2 and stay away from that carton.

3 Q I would assume then that that would have been
4 implemented in your safety part of your training program to
5 your workers?

6 A Yes sir.

7 Q To people employed by you?

8 A Yes sir.

9 Q Now you made a statement at one time which was
10 somewhat in the field that we're in now that on the sawing
11 machines that you required them to wear respirators, and if
12 I quote you right, "as long as I can remember"?

13 A Yes sir, as long as I can remember using power
14 saws we asked people to wear respirators.

15 Q And I don't want to stretch your memory any
16 further than the truth would allow it, but approximately how
17 long would you think that would be, as long as you can remember
18 that you've required the use of respirators?

19 A I would say in the latter part of the Fifties,
20 about Fifty-five or Fifty-six, somewhere in that area.

21 ~~Q~~ Now there's something I think we might as well
22 lay things out on the table and sooner or later I need to know.
23 As I understand it you were asked previously in regard to
24 your agreement as to the Bumgardner case and you indicated
25 that you had an agreement to, if I didn't misunderstand you,

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1 help the Plaintiff, is that your understanding of you agree-
2 ment?

3 A That's my understanding.

4 Q What was the purpose of that agreement, why?

5 A Well, the purpose was that we would give him
6 any information we had or pass on to him any information we
7 had pertaining to the asbestos products and stuff like that.

8 Q And I realize now you're telling me what you
9 agreed to do, but I'm asking you why you agreed to that?

10 A Well, I think you'll have to ask my attorney
11 that more so than me.

12 Q I assume you were consulted before your attor-
13 neys reached that agreement?

14 A Yes sir.

15 Q And I would assume that it met with your
16 approval?

17 A Yes sir.

18 Q And you also indicated to us, and I don't know
19 if I fully understood the import of that, that -- if I quote
20 you correctly -- "kinda assumed that agreement would apply to
21 all of them." Explain that statement to me if you can?

22 A Well, I guess this was more or less an assumption
23 on my part, that I assumed if we had an agreement on one case
24 that it would apply to all of them, it was just merely an
25 assumption.

1 Q In other words you assumed that if you agreed
2 to help them and get them all the information in one case
3 you would assume that would obviously apply to all, is that
4 correct?

5 A Yes sir.

6 Q And other than the suggestion I ask your
7 attorney you don't why you entered into that agreement, is
8 that correct?

9 A Well, in discussing it with them they recommend-
10 ed that we do this in our discussions and I agreed to go along
11 with it.

12 Q Did it serve your purpose in any way that you
13 know of, without asking your attorney, to your knowledge
14 did it serve your purpose?

15 A Well, I don't know if it would really serve
16 our purpose or anything, except that I feel that this is the
17 manufacturers' responsibility and not ours.

18 Q I didn't ask you though about what you felt,
19 what was your opinion, I'm asking you for any concrete reason
20 that you desired to join hands with the Plaintiff and
21 prosecute the Defendants?

22 MR. McKAY: Well, I object to the form of that
23 question. You're leaving out the other half of the agreement,
24 by furnishing the Plaintiff information that Covil would be
25 not held for any verdict.

1 Q (Mr. Horger) Your counsel suggests that I have
2 left out a part of the agreement. Is the reason then that
3 you agreed to prosecute the Defendants was that the Plaintiff
4 wouldn't do anything to you if he got a judgment against you,
5 is that your real reason?

6 A I think that's the real reason, yes sir.

7 Q And in helping the Plaintiff to prosecute the
8 manufacturers you were going to do what for the Plaintiff, if
9 you know?

10 A Well, I think the way you're phrasing that
11 probably is wrong, I don't think we really wanted to help
12 them prosecute the manufacturers but we would agree to
13 furnish them any information that we had available.

14 Q You didn't want to but you would to protect
15 yourself, is that correct?

16 A Well, it was not a purpose to prosecute the
17 manufacturers but it was a purpose that we would agree to
18 furnish them any information we had in case they got a
19 judgment that they would not enforcement that judgment
20 against us.

21 Q Have you supplied the Plaintiff any information
22 that you know of?

23 A No sir.

24 Q In the meantime of course I understand you are
25 a distributor for one of the Defendants, Owens-Corning?

1 A Yes sir.

2 Q And you do not have any real agreement but you
3 in effect call yourself a distributor for several of the other
4 Defendants?

5 A Yes sir.

6 Q Now you were asked about the first warnings
7 that you saw and you indicated that the first warning you saw
8 simply said contains asbestos dust?

9 A Yes sir.

10 Q Do you know about when that particular warning
11 came out, and perhaps I'm going to ask you a double question --
12 I'll ask it this way, are you sure that's all that was on
13 that warning?

14 A Yes sir, I'm fairly sure it was.

15 Q All right sir. Do you know when that came out?

16 A I think that was about Nineteen Sixty-six or
17 Sixty-seven, I'm not sure which year, I could be off a year
18 or so either way.

19 Q And you indicated some others came out with
20 certain caution and using certain types of respirators and
21 so forth, when did that come out to your knowledge?

22 A Well, in Nineteen Sixty-eight most of them came
23 out with the warning that this product contains asbestos dust
24 and may be a health hazard and some of them, and I don't know
25 who and I'm sure this wasn't all the manufacturers, but some of

1 them said use respirators added to that.

2 Q Mr. Covil, there will be some testimony that
3 Johns-Manville began labeling its products with a caution
4 warning and indicating the desire to use --- that you should
5 use respirators and so forth in Nineteen Sixty-four. Assuming
6 that that information comes out do you recall when the first
7 time you saw a Johns-Manville warning such as that?

8 A The first time it said use respirators, I
9 believe it was Nineteen Sixty-eight the first time I saw that.

10 Q Was that a Johns-Manville product?

11 A Yes sir. Now I'm not saying it didn't come out
12 before that but that's the first time I remember it.

13 Q In fact you were I assume using some other
14 product more than Johns-Manville at that time?

15 A Yes sir.

16 Q I'm not trying to label what product you were
17 using, I don't care to do that, but Johns-Manville was not
18 your main product at that time?

19 A I guess we started using more Johns-Manville
20 products along about Nineteen Sixty-seven or Sixty-eight than
21 we did before.

22 Q Yes sir. In fact I believe you have previously
23 testified that you didn't start using Johns-Manville products
24 until about Nineteen Sixty-six?

25 A That's probably true.

1 Q And so it would be a fair statement to say then
2 that shortly after you began using Johns-Manville products
3 that you noticed the label?

4 A Yes sir.

5 Q And I assume it would also be a fair statement
6 that you don't know what took place between Sixty-four and
7 Sixty-six cause that wasn't a product you were using?

8 A I don't remember seeing any warning during that
9 period of time, and we may not have used any, but if we did
10 use any I don't remember seeing any warning on it.

11 Q But you don't know whether you used any or didn't
12 use any during that period?

13 A No sir.

14 Q Mr. Covil, you have been a union man I believe,
15 have you ever been an official in the union organization?

16 A I was business agent for Savannah local one
17 time.

18 Q And you have worked with the union or had a
19 union shop for awhile, is that correct?

20 A Yes sir.

21 Q And you now have an open shop, is that correct?

22 A Yes sir.

23 Q And you started your open shop on what date?

24 A Well, we just --- in Nineteen Sixty-two our
25 agreement with the union ran out and we tried to negotiate a

1 new agreement and we couldn't negotiate a new agreement, they
2 walked off and we replaced them with open shop people.

3 Q During those agreements that you did have with
4 the union was the nature of asbestos ever raised as one of the
5 reasons why they wanted such and such a pay?

6 A I don't think it really was, I don't remember
7 it.

8 Q I believe you testified, however, that the
9 unions do raise that and have raised that in general, is that
10 correct?

11 A Well, not so much asbestos but they raise
12 different questions like that and then they usually wind up
13 asking for a pay raise when they start raising questions
14 about a hazard or something like that.

15 Q Well, if I didn't misunderstand your testimony
16 you indicated that you know of your own knowledge that they
17 have asked for more pay for working with Fiberglas?

18 A Yes sir, I know that for a fact.

19 Q And I believe you also indicated that also
20 asbestos was one of those products?

21 A I don't remember them asking for more pay for
22 working with asbestos. I assumed that when they started making
23 noise about it that they would.

24 Q Do you know whether or not asbestos workers
25 receive a little higher wage than other persons in --- skilled

1 persons in the trade?

2 A I believe they're about the highest paid craft
3 workers in the country.

4 Q Is that because of the knowledge required or
5 is that because of --- partly because of the products that
6 they have to work with?

7 A Cause they have a strong union.

8 Q All right sir. And I gather from your testimony
9 also that you more or less not --- you'd prefer not to be
10 involved with the union these days, is that correct?

11 A Well, we are involved with them in our
12 subsidiary branches, but I prefer not to if I have my
13 preference. The nature of our business today almost demands
14 that you have both open shop and closed shop operations.

15 Q In your subsidiaries, I know you've been over it
16 but I want to get a clear picture in my mind, of course you've
17 told us that you are in the contract business for insulation
18 work and I'm sure that you take on mostly fairly large jobs,
19 not little small jobs?

20 A Well, we take on small ones too, but more large
21 jobs.

22 Q Mostly your big insulation jobs, such as
23 atomic energy plant or the Dupont Plant or some big outfit?

24 A Yes sir.

25 Q And in the course of that you're also in the

1 business of selling I assume to wholesalers, about forty per-
2 cent?

3 A I don't think you can classify it exactly
4 wholesalers but we sell to other insulation contractors, we
5 sell to mechanical contractors, we sell to industrial plants
6 and general contractors, when you say wholesale the term may
7 not apply.

8 Q All right sir. And you told us about a
9 fabrication shop?

10 A Yes sir.

11 Q And I don't want to go into a lot of detail,
12 but just in a few words, what does that fabrication shop do?

13 A Well, we make pipe covering from buns or
14 billets of certain materials, we make fitting covers,
15 fabricate fitting covers, we bring raw Fiberglas blanket in
16 and put different types of facings on it.

17 Q And how long have you been doing that?

18 A Since about Nineteen Sixty-three or Sixty-four.

19 Q Is that a separate corporation?

20 A No sir.

21 Q All right sir. Go ahead and tell me about the
22 other businesses that you own or that are subsidiaries of
23 Covil or that you own directly?

24 A Well, we own Industrial Associates, which is a
25 wholly own subsidiary.

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1 Q And what do they do?

2 A They do insulation contracting and sell
3 materials, primarily contracting.

4 Q Now let me stop you right there. Have you had
5 any workmen's comp. claims against them?

6 A No sir.

7 Q Excuse me for interrupting you.

8 A And all the rest of the businesses that we
9 acquired have been put into Covil Corporation and are a part
10 of Covil Corporation now.

11 Q Are there any corporations under Covil that
12 are separate corporations?

13 A Industrial Associates is the only one.

14 Q That's the only one?

15 A Yes sir.

16 Q And when you tell us that you have had only
17 these two workmen's comp. claims that takes in not only
18 Covil but takes in all of its subsidiaries, whether owned or
19 wholly owned or partly owned, is that correct?

20 A Yes sir.

21 Q And I believe I may have been interrupting you
22 so much you may not have told me the rest of the businesses
23 that you have owned or bought out that you are in, and I'm
24 not speaking of the realty company but things that have to do
25 with asbestos?

1 A Well, all the other businesses that we
2 acquired have been made a part of Covil Insulation Company
3 and they are part of our Covil Corporation operation now.

4 Q All right sir. I know I appear to be jumping
5 around but I'm trying to pick up some of the points that I
6 have left hanging, and one time we were discussing respirators
7 and you indicated that you made those available as long as
8 you can remember. What type of respirator was it that you
9 made available?

10 A Well, we made two or three different types, and
11 when we first started out we didn't have a whole lot of
12 information on respirators, we used a very simple respirator
13 to start with, and then we got into certain types or certain
14 makes of respirators that are approved by the Bureau of Mines.
15 I believe it is and for the last several years we've used one
16 of the types that are approved by them.

17 Q Do you know what, for instance, you were using
18 in the Sixties?

19 A In the early Sixties we were probably using a
20 very simple respirator with a pad that went in it and they
21 put it right over the mouth, and they're very difficult to
22 breathe through, especially after they collect a little dust,
23 but then we went to kind of a mask type approved by the
24 Bureau of Mines, it has kind of a snout on it out here and
25 you have different fillers you put in and you screw that off

1 and change them.

2 Q Is there any reason you didn't go to that one
3 beforehand?

4 A Didn't know about, we didn't know about that
5 type in the early years.

6 Q Did you make any investigation to determine
7 what type of respirators were available?

8 A Yes sir.

9 Q Back in the Nineteen Sixties?

10 A I think we did, yes sir.

11 Q And the only thing you could find available
12 was this very simple type?

13 A The very simple type, and what we did, we
14 checked with people that supply this kind of equipment in this
15 general area and the only thing they had was a simple dust
16 respirator, and we got to investigating more and we found out
17 that in the mines and things like that they used a certain
18 particular type that was approved by the Bureau of Mines and
19 we swtiched over and started using that type because they're
20 better, they're easier for people to use and not as much
21 trouble, they don't have as much trouble breathing with those
22 as the others.

23 Q But at all times it was your policy to advise
24 and recommend and try to get your employees to use the
25 respirators that were available, on hand on the job, is that

1 correct?

2 A Yes sir, we've always taken the position that
3 breathing any kind of dust doesn't help your lungs, we don't
4 know whether it's really harmful or not but we advise the
5 people when they're working with a power saw or anywhere
6 where they breathe dust to wear some sort of respirator.

7 Q By the way, when you saw that first sign that
8 you said simply contained the words contains asbestos dust
9 what did that mean to you, what did that import to you or
10 what significance did you place upon that?

11 A I don't know if it really had a whole lot of
12 meaning to me because I already knew that the products
13 contained asbestos and I don't really think it had much
14 meaning as far as I was concerned.

15 Q Well, in other words, if had just said contains
16 dust that wouldn't have made any difference to you whether it
17 contained asbestos dust or just dust?

18 A Well, I think if it had just said dust there
19 would have been a little bit of difference, I knew some of
20 the hazards of asbestos dust and I think asbestos dust would
21 have more meaning to me than just plain dust.

22 Q Are you saying then that when you saw the sign
23 contains asbestos dust you already had some knowledge that
24 asbestos could be harmful, is that correct?

25 A Yes sir.

1 Q During that course and period of time before
2 any signs came out, before you ever saw any signs, was
3 this pretty well known and accepted through the trade, that
4 asbestos dust was harmful?

5 A I don't know that it was of common knowledge in
6 the trade in our area up until about Nineteen Sixty-five or
7 Nineteen Sixty-six, I don't remember hearing anything hardly
8 about it before that period of time.

9 Q When you heard about it did you impart that
10 knowledge to anybody?

11 A Well, I'm sure I talked to Russell about it
12 since he's in charge of your field personnel and we discussed
13 it over a period of time.

14 Q Did you instruct him to include that in the
15 safety program?

16 A Well, I think we discussed it and came to a
17 mutual agreement that we ought to.

18 Q Do you have any copies of any union contracts
19 in your office?

20 A I think there may be a copy in the folder
21 which was brought over here awhile ago.

22 Q What year would that have been?

23 A It would have been prior to Nineteen Sixty-two.

24 Q Mr. Covil, do you have any medical records on
25 your employees?

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1 A Wel do now, we didn't.

2 Q When did you start keeping medical records?

3 A We've started them since Nineteen Seventy.

4 Q Did they get burned up in the fire in Seventy-
5 two?

6 A Yes sir.

7 Q So you have no records then before Nineteen
8 Seventy-two on anything, is that correct?

9 A Well, not pertaining to personnel.

10 (OFF THE RECORD)

11 Q So you have no records before May of Seventy-
12 three?

13 A That's right.

14 Q Mr. Covil, you've been an insulator yourself for
15 a number years, actually did the work?

16 A Yes sir.

17 Q How is your health?

18 A Pretty good.

19 Q You've had your chest X-rayed?

20 A Yes sir.

21 Q Have you had any tests made to see whether
22 you have any lung problem or any trouble?

23 A Well, I would guess about six or seven years
24 ago when I had a chest X-ray made a spot showed up in my
25 chest and my doctor was quite concerned about it for awhile,

1 he thought it was in my lung, but I went back for a series
2 of different X-rays and they finally diagnosed it as being a
3 fatty tumor outside my lungs in the chest cavity, and they
4 didn't think it'd ever cause any problem, and he watches it,
5 I go at least once a year and have a chest X-ray made, and he
6 said if it ever started growing we'd have to do something
7 about it and it's still the same size it was when he first
8 discovered it, but no asbestosis, no lung problems.

9 Q You're satisfied that whatever is in your lung
10 is not asbestos ---

11 A It's not in my lung, it's in my chest cavity,
12 and I'm satisfied I don't have any asbestosis.

13 Q And you don't plan on suing anybody for
14 asbestosis in so far as you know?

15 A No sir.

16 Q All right. Have you had any conversations with
17 any of the Plaintiffs who do have cases in regard to asbestos,
18 and particularly in regard to their law suit?

19 A Any of the Plaintiffs in these cases?

20 Q Yeah.

21 A I don't believe so.

22 Q I'm about through, Mr. Covil, but there's still
23 one question that I want to reask you and we if we have a
24 complete understanding. You said, if I don't quote you
25 incorrectly, "the union began to make noises about asbestos

1 in Nineteen Sixty-five or Sixty-six," and then you were asked
2 what you meant by making noises and you went on to explain
3 that they wanted more money because of having to work with
4 asbestos, now is that an incorrect assumption of your
5 previous testimony?

6 A I think that's incorrect, I think I assumed
7 that they were going to ask for more money, I didn't say that
8 they wanted more money.

9 Q Well, what did you mean when you said, "began
10 to make noises"?

11 A Well, they began to --- they began in the
12 Asbestos Worker, in the publication they began to put out
13 statements about asbestosis.

14 Q Was this in Nineteen Sixty-five and Sixty-six?

15 A That's the first time I remember it.

16 Q Were you also a recipient of the Asbestos Worker?

17 A I was for awhile.

18 Q Well, during the Nineteen Sixty-five-Sixty-six
19 period, along in that period?

20 A No, not during that period. I was given some
21 copies by some people and I've had some copies up as late as
22 Nineteen Sixty-six I believe, but they were not sent to me.

23 Q Would it be safe to say then that before Nineteen
24 Sixty-six that some articles began to appear in the Asbestos
25 Worker in regard to the dangers of asbestos?

1 A Yes sir.

2 Q Are you familiar with the green sheets contained
3 in those?

4 A Yes sir.

5 Q You ever seen any of them?

6 A Yes sir.

7 Q And is that probably where you saw these
8 particular articles?

9 A I don't remember seeing any green sheets in
10 the Asbestos Worker, the NICA Outlook started publishing some
11 about Nineteen Seventy and I saw those.

12 Q What you saw in the Asbestos Worker were not
13 necessarily green sheets but just general information?

14 A Just information, statements they put in there.

15 Q Have you ever attended any union national
16 conventions or regional conventions?

17 A I attended some regional conventions when I
18 was actively involved, when I was an active member I attended
19 some regional conventions, never a national.

20 Q That was before Sixty-two, is that correct?

21 A Yes sir.

22 Q And I assume at that time you didn't hear or
23 discuss asbestosis or the dangers of asbestos?

24 A Well, I wasn't an active member after about ---
25 Nineteen Forty-five or Nineteen Forty-six was when I was last an

1 active member, and I didn't attend any of their conventions
2 or anything like that after that time.

3 MR. HORGER: I think that's all I have. Thank
4 you.

5 (OFF THE RECORD)

6 (At this point the deposition was adjourned
7 until July Fourteen, Nineteen Seventy-seven at 9:00 A.M.)

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1 STATE OF SOUTH CAROLINA)
2 COUNTY OF GREENVILLE) : C E R T I F I C A T E

3
4 I, NELDA M. KAY, a Notary Public in and for the State
5 of South Carolina-at-Large, do hereby certify that, pursuant
6 to notice, there came before me on the 13th day of July, 1977,
7 at 11:00 O'Clock, A.M., the following named person to wit:

8 PALMER COVIL, who was by me duly sworn to testify to the truth
9 and nothing but the truth of his knowledge touching and con-
10 cerning the matter in controversy in this cause; that he was
11 thereupon carefully examined upon his oath and his examination
12 on that date reduced to typewriting by me; that pages two
13 through one thirty-five are a true record of the testimony
14 given by the witness on that date; and that the reading and
15 signing of the deposition by the said witness were expressly
16 waived.

17 I further certify that I am neither attorney or
18 counsel for, nor related to or employed by, any of the parties
19 to the action in which this deposition is taken, and further
20 that I am not a relative or employee of any attorney or
21 counsel employed by the parties hereto or financially
22 interested in the action.

23 IN WITNESS WHEREOF, I have hereunto set my hand and
24 affixed by notarial seal this 22nd day of July, 1977.

25
Nelda M. Kay
Nelda M. Kay, Notary Public

My commission expires 7/24/80.

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EXHIBIT 47

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT
C/A No. 2020-CP-40-05731

EDWARD R. MORGAN, SR. and)
DOROTHY A. MORGAN,)
)
Plaintiffs,)
v.)
)
ARMSTRONG INTERNATIONAL,)
INC., et al.)
)
Defendants.)
)

**COVIL CORPORATION'S RESPONSES AND OBJECTIONS TO
PLAINTIFF'S STANDARD INTERROGATORIES AND REQUEST FOR
PRODUCTION OF DOCUMENTS**

Covil Corporation (Covil), by and through its undersigned counsel, hereby responds to Plaintiff's Standard Interrogatories and Request for Production of Documents. In doing so, Covil expressly retains its rights pursuant to the South Carolina Asbestos and Silica Procedures Act of 2006. Covil objects to the entire set of Standard Interrogatories and Request for Production (hereinafter Discovery Requests) on the following grounds, which are hereby incorporated by reference in Covil's responses to individual Discovery Requests below:

GENERAL OBJECTIONS

1. Covil states that while trial preparation and factual investigation are ongoing, Covil's responses to these Discovery Requests are based on information known to Covil at this time. Covil has not been an active company since 1991, was dissolved shortly thereafter, and currently has no active employees or officers. As a result, it is difficult for Covil to retrieve or reconstruct all information requested by these Discovery Requests.

Covil reserves the right, however, to make reference at the trial or at any hearing in this

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action to facts and documents not identified in these responses but that Covil or its counsel later determine exist and/or are relevant to this action. To the extent that the information contained herein differs in any respect from any prior responses to discovery, these responses shall be deemed to update and supersede such prior responses.

2. Covil objects to these Discovery Requests insofar as they would require the disclosure of information protected by the attorney-client privilege or work-product doctrine.

3. Covil objects to the instructions and definitions set forth in the Discovery Requests to the extent that they are inconsistent with the South Carolina Rules of Civil Procedure and purport to instruct Covil on how to respond to the Discovery Requests. In responding to the Discovery Requests, Covil has construed the Discovery Requests according to the plain and ordinary meaning of the words used.

**SPECIFIC OBJECTIONS AND RESPONSES TO PLAINTIFFS' STANDARD
INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS**

INTERROGATORY NO. 1:

Did you sell and/or distribute products containing asbestos to the employers and job sites of plaintiff as listed in the Answer to Defendant Interrogatory No. 4 attached during the time listed or one year prior thereto? Please note that this Interrogatory includes thermal insulation asbestos products or cloth or spray products containing asbestos.

ANSWER:

Covil objects to this interrogatory on the grounds that it is overly broad, unduly burdensome in location, scope, and time, and because the interrogatory seeks information that is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence in that it is not limited to specific products on which Plaintiffs' exposure claims are based or specific time periods when Plaintiff Edward R. Morgan, Sr. was allegedly exposed to such products. Plaintiffs

have not provided credible evidence of exposure to any product for which Covil is responsible. Covil further objects that the phrases “products containing asbestos,” “thermal insulation asbestos products,” and “cloth or spray products containing asbestos” are vague and ambiguous because they are undefined.

Subject to and without waiving its general or specific objections, Covil responds that it has no operations, employees, or officers, and has not been an active company since 1991. Due to the passage of time, death of employees and officers, and old age and illness, Covil is not aware of any persons with knowledge of facts relevant to the presence or absence of its supply of products or employees at the jobsites or premises at issue. By way of further response, with these responses, Covil is producing 866 pages of documents that may refer to the following job sites identified by Plaintiffs in their Answer to Interrogatory No. 4: Rock Hill Printing & Finishing Co. in Rock Hill, SC; Champion Paper in Canton, NC; Bowater Paper Mill in Catawba, SC; PPG in Shelby, NC; and Celanese in Rock Hill, SC. Covil refers Plaintiffs to its document production (COV_Morgan_000001–000886).

Covil further responds that, during a hearing on July 11, 2019, Covil’s previous counsel identified for the court the existence of a data tape that had been maintained within Covil’s records that were previously made available for review by other parties in asbestos litigation. The contents of the data tape are currently being analyzed by a third-party vendor, who is attempting to procure the software needed to recover the contents of the tape. Covil does not presently believe that this tape contains information relevant to this case and is disclosing the existence of this tape only in an abundance of caution. Upon completion of the vendor’s forensic analysis of the tape, Covil will produce any contents from the tape responsive to these Discovery Requests.

INTERROGATORY NO. 2:

Did you sell and/or distribute products containing asbestos to job sites at which plaintiff was employed as described in Exhibit A for the time periods that plaintiff was at each job site?

ANSWER:

Covil incorporates its answer to Interrogatory No. 1, including all objections set forth therein.

INTERROGATORY NO. 3:

If the answer to Interrogatory #1 or #2 is in the affirmative, please state:

- (a) The names of the products sold;
- (b) To whom the product was sold and shipped;
- (c) As to each of the above-mentioned products, please include the quantities of each shipped to each company during the applicable time period; the site to which each product was shipped; and the date of shipment;
- (d) As to each of the products mentioned above, will you provide without a Motion to Produce copies of:
 - (1) Any pertinent trademark, copy of such trademark, and the trademark registration number;
 - (2) The label, or copy of the label, used in the packaging of the particular product;
 - (3) A photograph of the product itself;
 - (4) Sales brochures, specification sheets, performance data, or other promotional material as well as any and all installation materials, date or

brochures which would have accompanied or been distributed in connection with the installation, application or use of each of the above-mentioned products;

(5) Copies of any invoices, sales receipts or other documents which show sales referred to in Interrogatories #1 and #2 above.

(e) If you cannot provide all of the above documents, please indicate the name or names of the individuals having custody of said documents or copies thereof.

ANSWER:

Covil incorporates its answer to Interrogatory Nos. 1 and 2, including all objections set forth therein.

INTERROGATORY NO. 4:

Have you consulted with any expert whom you expect to call as an expert witness at the trial of this case? If so, please give:

- (a) The name and address of each such person so consulted;
- (b) When the person was consulted and what did the person do as a result;
- (c) The subject matter on which the expert is expected to testify;
- (d) State the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds of each opinion of the expert.

ANSWER:

Covil objects to this interrogatory to the extent that it seeks information regarding consulting experts whose mental impressions and opinions have not been reviewed by a testifying expert in this case.

Subject to, and without waiving its general or specific objections, Covil responds that it has not yet identified an expert witness that it expects to call to testify at trial in this matter. Discovery is ongoing, and Covil reserves the right to supplement its response to this interrogatory in accordance with the South Carolina Rules of Civil Procedure and/or any scheduling order of the court. Covil also reserves the right to call at trial any expert witnesses retained by other defendants who have been or remain parties to this case.

INTERROGATORY NO. 5:

State the names and addresses of all witnesses the defendant intends to call to testify and give a brief statement of the substance of the testimony of each such witness.

ANSWER:

Covil incorporates its Answer to Interrogatory No. 4, including all objections set forth therein.

Subject to and without waiving its general or specific objections, Covil responds as follows:

Covil anticipates calling the following witnesses to testify at trial:

- Palmer Covil (by deposition)
- James Covil (by deposition)
- Russell Johnson (by deposition)
- Machen Carpenter (by deposition)
- Noral Belvin
- Charles F. McWhorter
- Yvonne Wells Ward

- Corporate representative(s) of Covil

Discovery is ongoing, and Covil reserves the right to supplement its answer to this interrogatory in accordance with the South Carolina Rules of Civil Procedure and/or any scheduling order of the Court as additional information may warrant. Covil states that Plaintiffs; all witnesses named or designated by Plaintiffs; all defendants; all witnesses named or designated by other defendants; co-workers of Edward R. Morgan, Sr.; family members of Plaintiffs; medical personnel who have treated or examined Edward R. Morgan, Sr.; and medical personnel who have reviewed records, x-rays, and/or pathology of Edward R. Morgan, Sr. may all have knowledge of relevant facts. Covil additionally incorporates herein Covil's witness lists and designation of deposition testimony filed or to be filed in this case.

INTERROGATORY NO. 6:

With regard to the preceding Interrogatory, state whether or not a written or recorded statement or deposition or testimony has been given by such witness and indicate who has possession of such statement, deposition or testimony.

ANSWER:

Covil objects that this interrogatory is overly broad, unduly burdensome, seeks irrelevant information, and is not reasonably calculated to lead to the discovery of admissible evidence in that it is not limited to any relevant time period or to statements, depositions or testimony related to this case.

Subject to and without waiving its general or specific objections, Covil responds that Robert Glenn was deposed on July 9, 2018, December 14, 2018, November 22, 2019, March 4, 2020, June 29, 2020, July 28, 2020, and August 10, 2020, as a 30(b)(6) representative testifying

on behalf of Covil Corporation. Covil's counsel possesses copies of these deposition transcripts.

Palmer Covil was deposed on July 13-15, 1977. Covil's counsel possesses copies of these deposition transcripts.

James Covil was deposed on February 7-8, 2018, and March 27, 2018, as a 30(b)(6) representative testifying on behalf of Covil Corporation. Covil's counsel possesses copies of these deposition transcripts.

Russell Johnson was deposed on August 28, 1977. Covil's counsel possesses a copy of this deposition transcript.

Machen Lee Carpenter was deposed on May 27, 2004. Covil's counsel possesses a copy of this deposition transcript.

Discovery is ongoing, and Covil reserves the right to supplement its response to this interrogatory in accordance with the South Carolina Rules of Civil Procedure and/or any scheduling order of the court as additional information may warrant.

INTERROGATORY NO. 7:

Set forth a list of photographs, plats, sketches, or other documents relating to the individual plaintiff in this case in the possession of the party or its attorneys that will potentially be used as an exhibit at the trial of this case by you.

ANSWER:

Covil objects that the phrase "other documents relating to the individual plaintiff in this case" is vague and ambiguous. Covil also objects to the extent this interrogatory requires Covil to create a list detailing all documents related to this case. Furthermore, Covil objects to this interrogatory to the extent that it seeks the invasive disclosure of the mental impressions,

conclusions, opinions, and legal theories of Covil's legal counsel, and to the extent that it purports to require Covil to marshal all of its proof or the proof that it intends to offer at trial. Covil also objects to this interrogatory to the extent that it seeks information protected by the attorney-client privilege or work-product doctrine.

Subject to and without waiving its general or specific objections, Covil responds that Covil has not identified which exhibits it may use at trial. Covil further responds that it possesses no photographs, plats, sketches, or other documents that relate specifically to Edward R. Morgan, Sr. Discovery is ongoing, and Covil reserves the right to supplement its response to this interrogatory in accordance with the South Carolina Rules of Civil Procedure and/or any scheduling order of the court as additional information may warrant. Covil further incorporates its exhibit lists filed or to be filed in this case.

INTERROGATORY NO. 8:

Did you provide instructions and/or warnings concerning the potential health hazards of asbestos exposure to plaintiff's employers during the time period during which plaintiff was employed by each of his employers as listed in Answer to Defendant Interrogatory No. 4? If so, please state:

- (a) Whether the employer was expected or requested to transfer the instructions and/or warnings to its employees such as Plaintiff;
- (b) The date(s) you provided instructions and/or warnings to Plaintiff's employer;
- (c) Who prepared the instructions and/or warnings;
- (d) To whom the instructions and/or warnings were addressed;
- (e) The manner in which the instructions and/or warnings were transmitted to

Plaintiff's employers (i.e., orally, printed, pamphlets, printed on carton, etc.);

- (f) The precise wording used in the instructions and/or warnings or in lieu thereof attach an authenticated copy of the instructions and/or warnings.

ANSWER:

Covil objects that this interrogatory is overly broad, unduly burdensome, seeks irrelevant information, and is not reasonably calculated to lead to the discovery of admissible evidence in that it is not limited to specific products upon which Plaintiffs' exposure claims are based, specific time periods when Edward R. Morgan, Sr. was allegedly exposed to such products, or specific locations where exposures to any such products is alleged. Moreover, Covil objects that Plaintiffs have provided no credible evidence of exposure to any product for which Covil is responsible, nor is there any evidence to support any claims against Covil.

Subject to and without waiving its general or specific objections, Covil incorporates its answer to Interrogatory No. 1, including all objections set forth therein.

INTERROGATORY NO. 9:

Did you provide instructions and/or warnings concerning the potential health hazards of asbestos exposure to plaintiff and/or his co-workers at each of the job sites listed in Answer to Defendant Interrogatory No. 4? If so, please state:

- (a) The date(s) you provided instructions and/or warnings to plaintiff and/or co-workers;
- (b) Who prepared the instructions and/or warnings;
- (c) To whom the instructions and/or warnings were addressed;
- (d) The manner in which the instructions and/or warnings were transmitted to

plaintiff and/or his co-workers (i.e., orally, printed pamphlets, printed on carton, etc.);

- (e) The precise wording used in the instructions and/or warnings or in lieu thereof attached an authenticated copy of the instructions and/or warnings.

ANSWER:

Covil incorporates its answers to Interrogatories Nos. 1 and 8, including all objections set forth therein.

INTERROGATORY NO. 10:

Did you provide instructions and/or warnings concerning the potential health hazards of asbestos exposure to any persons at plaintiff's job sites during the time period during which plaintiff was employed at each job site as listed in Answer to Defendant Interrogatory No. 4? If so, please state:

- (a) Whether the employer was expected or requested to transfer the instructions or warnings to persons at plaintiff's job sites;
- (b) The date(s) you provided instructions and/or warnings to persons at plaintiff's job sites;
- (c) Who prepared the instructions and/or warnings;
- (d) To whom the instructions and/or warnings were addressed;
- (e) The manner in which the instructions and/or warnings were transmitted to persons at plaintiff's job sites (i.e., orally, printed pamphlets, printed on carton, etc.);
- (f) The precise wording used in the instructions and/or warnings or in lieu thereof attach an authenticated copy of the instructions and/or warnings.

ANSWER:

Covil incorporates its answers to Interrogatories Nos. 1, 8, and 9, including all objections set forth therein.

INTERROGATORY NO. 11:

Did you provide respirators to plaintiff, plaintiff's employers or persons at plaintiff's job sites during the time period plaintiff was employed at each as listed in Answer to Defendant Interrogatory No. 4? If so, please state:

- (a) The dates respirators were provided;
- (b) To whom the respirators were provided;
- (c) The type of respirators provided;
- (d) The instructions and/or warnings provided with the respirators, if any.

ANSWER:

Covil objects that this interrogatory is overly broad, unduly burdensome, and not sufficiently limited in time or scope. Covil further objects that this interrogatory seeks information that is neither relevant to this litigation nor reasonably calculated to lead to the discovery of admissible evidence in that it is not limited to products sold or distributed by Covil to which Edward R. Morgan, Sr. was allegedly exposed. Covil further objects to this interrogatory to the extent that it suggests a right or duty on the part of Covil to provide respirators to the employees of its customers or to the employees of the contractors of its customers.

Subject to and without waiving its general or specific objections, Covil states that it did not provide respirators to the employees of its customers or to the employees of the contractors

of its customers. By way of further response, Covil states that according to the deposition testimony of its former president, Palmer Covil, Covil required its own employees to wear respirators as early as 1955 or 1956.

INTERROGATORY NO. 12:

Did you receive any comments or complaints concerning asbestos dust and/or asbestos health hazards from any persons who were co-employees or employed at plaintiff's job sites during the time period plaintiff was employed as described in Answer to Defendant Interrogatory No. 4? If so, please state:

- (a) The name and address of the person commenting or complaining;
- (b) The precise wording of the comment and/or complaint;
- (c) The date the comment and/or complaint was received by you;
- (d) What action, if any, was taken in response to the comment and/or complaint?

ANSWER:

Covil objects that this interrogatory is overly broad, unduly burdensome, and not sufficiently limited in time or scope. Covil further objects that this interrogatory seeks information that is neither relevant to this litigation nor reasonably calculated to lead to the discovery of admissible evidence in that it is not limited to products sold or distributed by Covil to which Edward R. Morgan, Sr. was allegedly exposed.

Subject to, and without waiving its general or specific objections, Covil is not aware of any complaints or comments from anyone at the job sites of Edward R. Morgan, Sr. concerning asbestos dust and/or asbestos health hazards.

This 22nd day of February, 2021.

ELLIS & WINTERS LLP

/s/ Ashley K. Brathwaite

Ashley K. Brathwaite

S.C. Bar No. 76952

P.O. Box 33550

Raleigh, NC 27636

Telephone: (919) 865-7000

Email: ashley.brathwaite@elliswinters.com

Attorney for Covil Corporation

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Responses and Objections to Plaintiff's Standard Interrogatories and Requests for Production of Documents was served on Plaintiffs' counsel and on all known defense counsel by electronic mail, with an offer to provide a physical copy via U.S. Mail upon request.

This 22nd day of February, 2021.

/s/ Ashley K. Brathwaite
Ashley K. Brathwaite

EXHIBIT 286

RESUME OF WORK PERFORMED BY COVIL CORPORATION

OWNER	TYPE OF WORK	OWNER OR CONTRACTOR	LOCATION OF JOB	YEAR COMPLETED
Santee Cooper(Winyah #2)	Insulation	Burns & Roe Inc.	Georgetown, S.C.	1977
Oconee Nuclear Facility	Insulation	Duke Power Company	Seneca, S.C.	1975
Cliffside Power Plant	Insulation and Lagging	Daniel Constr. Co.	Cliffside, N.C.	1973
Skyland Steam Plant	Insulation	Ebasco Services	Skyland, N.C.	1961
Skyland Steam Plant	Insulation and Lagging	Brown & Root	Skyland, N.C.	1970
Firestone Tire & Rubber	Insulation	Firestone Tire & Rubber	Nashville, Tenn.	1976
Firestone Tire & Rubber	Insulation	Firestone Tire & Rubber	Albany, Georgia	1970
Dow Badische	Insulation	Daniel Const. Co.	Anderson, S.C.	1968
Champion Paper	Insulation	Daniel Const. Co.	Canton, N.C.	1965
Merck & Company	Insulation	Daniel Const. Co.	Albany, Georgia	1976
Michelin Tire	Insulation	Daniel Const. Co.	Greenville & Anderson, S.C.	1976
McGuire Nuclear Station	Insulation	Duke Power Company	Cowans Ford, N.C.	1980
Belews Creek	Insulation and Lagging	Duke Power Company	Walnut Cove, N.C.	1976
Carolina Power & Light Plant	Insulation and Lagging	Brown & Root	Goldsboro, N.C.	1969
Ecusta Paper	Insulation and Lagging	Olin Corporation	Brevard, N.C.	1976
Virgil C. Summer Nuclear Plant	Insulation	S.C.Electric & Gas	Parr, S.C.	1979
Catawba Nuclear Plant	Insulation	Duke Power Company	Catawba, S.C.	1985

We have also done precipitators and miscellaneous work for South Carolina Electric & Gas, Duke Power Company, Federal Paper, and Carolina Power & Light.

NOTE: The above jobs were performed on a contract basis.
Total amount approximately \$26,100,000.00.

EXHIBIT 287

Telephone
EDison 3-8625

GUY M. BEATY & CO.

520 S. ELLIOTT ST.

CHARLOTTE, N. C.

Nº 14692 N.C.

Covil Insulation Co.

10-16-63

DATE

2610-63-3102-SC

Greenville, S. C.

CUSTOMER ORDER NO.

Street

Town

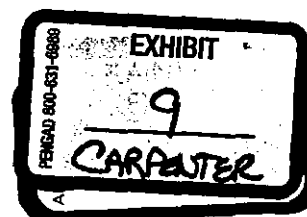
RECEIVED IN GOOD ORDER BY

How Ship

prepaid freight \$16.42
to: You c/o Champion Papers, Inc.
c/o Russ Engineering
Paper Machines 11 & 12
Canton, N. C.

10" 102 ft. 1½" thk. KaytherM cov.

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Telephone
EDison 3-8625

GUY M. BEATY & CO.

520 S. ELLIOTT ST.

CHARLOTTE, N. C.

No 14692 N.C.

Covil Insulation Co.

DATE 10-16-63

Street Greenville, S. C.

CUSTOMER ORDER NO. 2610-63-3102-SC

Town 6295 Broward.

RECEIVED IN GOOD ORDER BY

How Ship

prepaid freight \$16.42
to: You c/o Champion Papers, Inc.
c/o Russ Engineering
Paper Machines 11 & 12
Canton, N. C.

10" 102 ft. 1 1/2" thk. Kaytherm cov.

1.73

Freight

176.46 ✓
16.42 ✓
192.88 ✓

1.732 ✓
102 ✓
176.66 ✓
17.67 ✓
158.99 ✓
16.42 ✓
175.41 ✓

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Telephone
EDison 3-8625

¹⁹⁵²
GUY M. BEATY & CO.

520 S. ELLIOTT ST.

CHARLOTTE, N. C.

Nº 14692 N.C.

To Covil Insulation Co.
Street Greenville, S. C.
Town 6295 Burnwood.
How Ship _____

DATE 10-16-63
CUSTOMER ORDER NO. 2610-03-2102-SC
RECEIVED IN GOOD ORDER BY _____

prepaid freight \$16.42
to: You c/o Champion Papers, Inc.
c/o Russ Engineering
Paper Machines 11 & 12
Canton, N. C.

10" 102 ft. 1½" thk. Kaytherm cov.

1.73

Freight

176.46 ✓
16.42 ✓

192.88 ✓

1.732 ✓
102 ✓

176.66 ✓
17.67 ✓

158.99 ✓
16.42 ✓

175.41 ✓

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Edward Morgan Vol 1
February 22, 2021

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF RICHLAND) FIFTH JUDICIAL CIRCUIT

EDWARD R. MORGAN, SR., and)
DOROTHY A. MORGAN,) C/A NO. 2020-CP-40-05731
Plaintiffs,)
vs.) In Re:
ARMSTRONG INTERNATIONAL,) Asbestos Personal Injury
INC., et al.,) Litigation Coordinated
Defendants.) Docket

PRESERVATION DEPOSITION OF:
EDWARD R. MORGAN, SR.
February 22nd, 2021
Day 1 of 3

PURSUANT TO NOTICE, the remote videotaped preservation deposition of EDWARD R. MORGAN, SR., was taken via Zoom videoconference and summoned on behalf of the Plaintiffs, on February 22nd, 2021, from 11:29 a.m. (EST) to 1:04 p.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

Reported by:
Rolayne M. Volpe, CCR, RPR, CSR
GOUCHER PARKER SPIVEY, LLC
214.347.4781
www.GPS.LLC



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GPS LLC
gpscalendar@gps.llc ~ 214.347.4781

PLAINTIFF'S
EXHIBIT

24H

Edward Morgan Vol 1
February 22, 2021

Page 2 Page	Page 4 Page
1 A P P E A R A N C E S 2 For the Plaintiffs: 3 JONATHAN HOLDER, ESQ. 4 Dean Omar Branham Shirley, LLP 5 302 North Market Street 6 Suite 300 7 Dallas, Texas 75202 8 855.722.5910 9 jholder@dobslegal.com 10 11 For the Defendants, Foster Wheeler Energy Corporation, 12 Electrolux Home Products with regard to former Copes 13 Vulcan, and Spirax Sarco, Inc., 14 KATIE E. BAIRD, ESQ. 15 Evert Weathersby Houff 16 3455 Peachtree Road NE 17 Suite 1550 18 Atlanta, Georgia 30326 19 678.651.1200 20 kbaird@ewhlaw.com 21 For the Defendant, John Crane, Inc.: 22 KATHERINE W. BINNS, ESQ. 23 Binns Law Firm, PLLC 24 3839 McKinney Avenue 25 Suite 155-773 972.754.1733 kbinns@binnsrtrial.com For the Defendant, Morse TEC, LLC: WILLIAM BLOUNT, ESQ. Milligan & Hens 721 Long Point Road Suite 401 Mount Pleasant, South Carolina 29464 843.971.6750 will@milliganlaw.com	1 A P P E A R A N C E S 2 (continued) 3 For the Defendant, IMO Industries, Inc.: 4 WILLIAM A. COLLINS, JR., ESQ. 5 Dougall & Collins 6 1700 Woodcreek Farms Road 7 Elgin, South Carolina 29045 8 803.865.8858 9 wcollins@dougallfirm.com 10 11 For the Defendant, Zurich American Insurance Company: 12 HOOD DAWSON, ESQ. 13 ROBERT MANGUM, ESQ. 14 Turner Padget 15 1901 Main Street 16 Suite 1700 17 Columbia, South Carolina 29201 18 803.227.4301 19 hdawson@turnerpadget.com 20 rmangum@turnerpadget.com 21 For the Defendant, General Electric Company: 22 JOHN W. ELDER, ESQ. 23 Paine Tarwater Bickers, LLP 24 900 South Gay Street 25 Suite 2200 Knoxville, Tennessee 37902 865.525.0880 jwe@painebickers.com For the Defendant, Kadant Black Clawson, LLP: JAMES H. ELLIOTT, ESQ. Richardson Plowden & Robinson, P.A. 235 Magrath Darby Boulevard Suite 100 Mount Pleasant, South Carolina 29464 843.805.6550 jelliott@richardsonplowden.com
Page 3 Page	Page 5 Page
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Page 11 1 A P P E A R A N C E S (continued) 2 3 For the Defendant, Occidental Chemical Corp.: 4 JACK SLOSSON, ESQ. 5 Nelson Mullins 6 One Wells Fargo Center 7 23rd Floor 8 301 South College Street 9 Charlotte, North Carolina 28202 10 704.417.3045 11 jack.slosson@nelsonmullins.com 12 13 For the Defendant, Resolute FP US, Inc.; Rust 14 Engineering & Construction, Inc.; Rust International, 15 Inc.; United State Fedelity & Guaranty Company; The 16 Brock Group, Inc.; and Brock Services, LLC: 17 KIMBERLY SULLIVAN, ESQ. 18 Womble Bond Dickinson 19 One Wells Fargo Center 20 Suite 3500 21 Charlotte, North Carolina 28202 22 704.444.2923 23 kimberly.sullivan@wbd-us.com 24 25 For the Defendants, CRANE Co. and PPG: TARA C. SULLIVAN, ESQ. K&L Gates, LLP 134 Meeting Street Suite 500 Charleston, South Carolina 29401 843.579.5679 tara.sullivan@klgates.com For the Defendant, 3M Company: DEREK TARVER, ESQ. Bowman and Brooke, LLP 1441 Main Street Suite 1200 Columbia, South Carolina 29201 803.726.7474 derek.tarver@bowmanandbrooke.com	Page 13 1 I N D E X 2 3 DESCRIPTIONPAGE 4 5 February 22nd, 2021, Day 1 of 3 6 7 WITNESS: EDWARD R. MORGAN, SR. 8 Examination by Mr. Holder 16 9 REPORTER'S CERTIFICATE 77 10 ERRATA SHEET 78 11 12 E X H I B I T S 13 DESCRIPTIONPAGE 14 15 (No exhibits were offered.) 16 17 18 19 20 21 22 23 24 25

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Page 14 1 The following proceedings were taken pursuant to 2 the South Carolina Rules of Civil Procedure. 3 Preservation Deposition 4 February 22nd, 2021, Day 1 of 3 5 * * * * * 6 THE VIDEOGRAPHER: We are now on the record. 7 The date today is February 22nd, 2021, and the time 8 is approximately 11:29 a.m. This is the video 9 recorded deposition of Edward Morgan, Sr., being taken 10 in the matter of Edward and Dorothy Morgan versus 11 Armstrong International, Inc., et al., Case Number 12 2020-CP-40-05731. 13 The deposition today is being held remotely. My 14 name is Patrick Blaskopf, a legal videographer 15 representing GPS Court Reporting. The court reporter is 16 Rolayne Volpe, also with GPS. 17 At this time, counsel will be noted on the 18 stenographic record. 19 And our court reporter can swear in the witness, 20 and then we can proceed. 21 THE COURT REPORTER: Good morning, my name is 22 Rolayne Volpe. I have a short read-on for counsel. 23 My name is Rolayne Volpe; I will be your court 24 reporter today. I am asking counsel to stipulate and 25 agree that I may administer the oath remotely due to	Page 16 1 ahead and get started. 2 EDWARD R. MORGAN, SR., 3 having been first duly sworn by the Court Reporter to 4 tell the truth, the whole truth, and nothing but the 5 truth, was examined and testified upon his oath as 6 follows: 7 EXAMINATION 8 BY MR. HOLDER: 9 Q. Mr. Morgan, this is Jonathan Holder, your 10 lawyer. Can you hear me and see me okay? 11 A. Yes, sir. 12 Q. Okay. Are you ready to -- are you ready to go 13 forward with your deposition? 14 A. Yes, sir. 15 Q. Okay. Can you state your name once again for 16 everyone? 17 A. Edward R. Morgan, Sr. 18 Q. Okay. And do you go by Eddie; is that right? 19 A. Eddie or Ed, uh-huh. Eddie, usually. 20 Q. Okay. And what's your date of birth? 21 A. [REDACTED]. 22 Q. And that makes you today; is that 86 years 23 old -- 24 A. Old. 25 Q. -- is that correct?
Page 15 1 COVID-19. 2 Do all parties agree that this witness may be 3 sworn remotely, and that the oath so given is valid for 4 purposes of this deposition? 5 (Counsel so stipulates.) 6 THE COURT REPORTER: Mr. Morgan, if you'll raise 7 your right hand, please. 8 (The court reporter administers the oath, and 9 the witness answers: I do.) 10 MR. HOLDER: Okay. Before we get started, this 11 the Jonathan Holder on behalf of the Plaintiffs, and 12 we're just going to put a few stipulations on the 13 record. First, this deposition is going forward under 14 South Carolina Rules of Evidence and Procedure, as well 15 as all the Court's orders regarding the pandemic. 16 The one objection -- or an objection by one is 17 good for all parties present without the need to 18 identify any joining parties in an objection. All -- by 19 going forward with the deposition today, all defenses 20 are preserved for Defendants as to -- to the 12(b) 21 defenses and things of that nature. 22 Is there anything else that I left off, Defense 23 Counsel, in terms of stipulations? 24 MR. FRICK: That's agreed, Jonathan. 25 MR. HOLDER: Okay. Hearing none, I'll just go	Page 17 1 A. Yes, sir. 2 Q. Okay. 3 A. Coming up on another one. 4 Q. Yeah. In May. 5 Now, where were you born? 6 A. In Rock Hill, South Carolina. 7 Q. Okay. And we'll just go through them -- I'm 8 just trying to go through some background about your 9 family and growing up and stuff like that. Where -- 10 what was your parents' names? 11 A. Lilburn Morgan and Eunice Morgan. 12 Q. Okay. And your father's name -- I'm just going 13 to spell it -- L-i-l-b-u-r-n, Lilburn? 14 A. Yes, sir. Yeah. 15 Q. Okay. And did you have any siblings? Any 16 brothers or sisters? 17 A. I had one brother. He's passed on. He was ten 18 years older than me. 19 Q. Okay. What was his name? 20 A. Bob. 21 Q. Oh, okay. Bob. 22 And did you -- were you raised -- did you grow 23 up in -- in Rock Hill? 24 A. Yes, sir. 25 Q. Okay. Did you go to school? Graduate from



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Page 18 1 school in Rock Hill? 2 A. Didn't grad- -- quit in ninth grade. 3 Q. Where did you go to school? Okay. 4 A. Central School. 5 Q. Where did you go? 6 A. Rock Hill High in Central School. 7 Q. Where was Central School? Is that also in Rock 8 Hill, or is that just what it was called? 9 A. I was on Black Street. They tore it down and 10 got a nursery or something in the buildings now. 11 Q. Okay. 12 A. It went to the eighth grade, I believe. 13 Q. Okay. What did you -- I think you said you left 14 school in the ninth grade? 15 A. Yeah. 16 Q. And what did -- what did you do after you left? 17 Did you start working? 18 A. I had to, yeah. I think that mother got me a 19 job. 20 Q. Okay. Around -- let's see, ninth grade would 21 that have been around 14, 15 years old? 22 A. Something like that, yeah. 23 Q. Okay. 24 A. Didn't know what -- 25 Q. We're up -- sure. We're up to about the	Page 20 1 one another, it helps the court reporter. Okay? 2 A. Okay. 3 Q. Also, just while we're at it, if you need a 4 break at any point for any reason, you want a cup of 5 coffee or go to the bathroom or anything like that, you 6 just let me know, and as long as there's not a question 7 pending, that's fine, we'll take a break. Okay? 8 A. Okay. 9 Q. And if for some reason you can't hear me or if 10 the -- your video goes out or if the -- if I'm just 11 using words, and it doesn't make any sense, and a 12 question, you don't understand it, just feel free to 13 have me re-ask the question or rephrase it. Okay? I'm 14 happy to do that. 15 A. Okay. 16 Q. Okay? 17 A. Okay. 18 Q. And whenever -- it gets easy when we're talking 19 conversationally, but whenever we say "yes" or "no," we 20 always want to use the words instead of "uh-huh" or 21 "huh-uh" or head nods or head shakes, or anything like 22 that. We always want to actually say the word. Okay? 23 A. Okay. 24 Q. Back to -- I think it was around ninth grade 25 time frame that your mom -- did you say she wanted you
Page 19 1 late '40s. Does that sound about right? 2 A. Yeah. 3 Q. Okay. And did y'all have a farm or anything 4 growing up, or did y'all -- 5 A. No. 6 Q. -- have any work that you had to do around the 7 house like that? 8 A. No. We just had the house, and daddy had cars. 9 Q. Did y'all live in the same place the whole time 10 growing up? 11 A. Yep. Yes. 12 Q. Where was that? 13 A. At 2nd Street. 14 Q. I mean, I know it's in Rock Hill. 15 A. Yeah. 16 Q. I'm sorry. I spoke over you -- 17 A. 624 -- 624 2nd Street. 18 Q. Okay. That's actually a good part to -- or a 19 good moment to remind us all. I should have mentioned 20 it at the very first. Because we have a court reporter 21 and a videographer for the depositions, it's real 22 important that I wait until the end of your answer 23 before I ask another question, and the same way, just 24 wait to the end of my question before you state the 25 answer, just soon we can give a moment and not talk over	Page 21 1 to get a job, or she got you a job? 2 A. She got me a job. I didn't like it. But she 3 got me a job. 4 Q. Where did she get you a job? 5 A. In the mill, Highland Park Mill. 6 Q. You say, Highland Park Mill? 7 A. Highland Park Mill, yes. 8 Q. And what were you doing at Highland Park Mill? 9 A. I took off cloth, and that's a complicated 10 thing. It -- they have weavers in there. The women do 11 the work. And it rolls up on the roll, and they put a 12 flag up -- like a little bobbin up on top of the loom, 13 and I had to go by when it gets full and cut that off 14 and put a tube on it, raise it back up, and start the 15 machine up -- loom up and go to the next one. 16 Q. Okay. And do they have a job title for you -- 17 whatever you hired on as? Whatever that job was? 18 A. I guess just taking off cloth, took off cloth. 19 Q. Okay. And so it was after the -- it had 20 finished being woven, and it was kind at the end of that 21 finished product for what the cloth was? 22 A. Yeah. Uh-huh. 23 Q. How long did you have that job? 24 A. Not long. It got old fast. 25 Q. Okay.

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Page 22 1 A. I don't know exactly how long I stayed -- it 2 wasn't that long. I left and started something else. 3 Q. Okay. Where did you work next after -- after 4 the Highland Park Mill? 5 A. I'm trying to think. I can't -- I guess I 6 was -- mother went and got me a job at the bleachery, I 7 guess, after that. That was -- 8 Q. Okay. Hold on one second, right there. One of 9 the things that we want to make sure of is that we're 10 only talking to you, and you're the only one providing 11 us answers. Is there anyone in the room with you today? 12 A. My bride. 13 Q. Okay. Is that Dorothy? 14 A. Yes, sir. 15 Q. Okay. Please tell her Jonathan said hello, 16 first off. But, secondly -- secondly, I just want to 17 remind everyone and you specifically, she can't help you 18 with any answers, she can't remind you of anything, 19 she's more than welcome to stay there, because she's a 20 party to the case, but we just have to be real -- we're 21 just trying to see what you remember. So that's all. 22 A. Okay. 23 Q. No harm done or anything. We just want to make 24 sure we're getting your memories. 25 On -- I think you had said the next job you	Page 24 1 machine and go up there -- we had little forklift, and 2 up to the binds and whatever it took on the order, 3 that's what we got and brought back to the lady to -- 4 they called the yards, and wherever they send it to -- 5 China or wherever -- they sent it all over the world. 6 Q. Okay. Did your work here at the Bleachery, as 7 an order filler, involve having to work on any equipment 8 or anything like that? 9 A. No. 10 Q. Okay. Do you recall around, generally, how long 11 you worked at -- at the Bleachery? 12 A. I think it was nine -- right at nine or ten 13 years. 14 Q. Okay. We had gotten your social security 15 earnings statement, showing your employment and your 16 employment years, and it had -- I think it had 1952 to 17 1962. 18 A. Yeah. 19 Q. Does that sound about right? 20 A. Right. 21 Q. For working at the Bleachery, is what I'm 22 talking about; is that correct? 23 A. Yes, sir. 24 Q. Okay. Now, at this point, where did you -- 25 where do you remember working next, after -- after the
Page 23 1 worked was out at the breachery. Is that what you said? 2 A. Yes, sir. Uh-huh. 3 Q. Okay. And is that in Rock Hill? 4 A. Yes, sir. It's on White Street, I think it is. 5 Q. Okay. And is this -- was this also called the 6 Rock Hill Printing and Finishing plant? 7 A. Yes, sir. 8 Q. Okay. Now, what was your job out at the 9 Bleachery? 10 A. I was an order filler. And Dave-somebody had 11 ordered something, they'd give me the order, and they'd 12 want so many shirts of blue or green or whatever, and 13 they had them in binds -- all different sections of the 14 bind, and whatever the order called for, I had to go and 15 pull it out of the binds and bring it down the skid to 16 the woman down there, and she'd put -- what do you call 17 it -- checked the yards in it and sent to whoever it 18 went to. That was most of my job. 19 Q. And so was it -- it sounds like a stockroom. 20 Was it almost like a stockroom, and you were the person 21 at the window when they came up and handed the order to? 22 A. Well, no. But it's an open -- it's open stock, 23 but the -- the boss man would come around, and we would 24 go by him and pick up our orders for the day. And we'd 25 pick one out, and whatever it takes, we had to take the	Page 25 1 Bleachery? 2 A. Well, I went and drove a race car for this man. 3 And he owned Justice Pontiac and Buick in Rock Hill, and 4 I went to work for him. 5 Q. And that's in '62? 6 A. Yeah. 7 Q. And were you the driver? 8 A. Yes, sir. 9 Q. And were these, like, races on dirt tracks? 10 A. Yeah, dirt tracks. Uh-huh. 11 Q. Did they -- I'm blanking on the division 12 certification. But was -- was this like a -- a circuit 13 of racing that they had that was an actual division of 14 dirt track racing? 15 A. Well, he didn't have no, like, NASCAR or 16 nothing. They just said -- they had old cars like from 17 '40 to '52, you know. We'd drive old cars and had them 18 sooped up a little bit. 19 Q. Okay. And who was the fellow that you said you 20 worked for as -- as his race car driver? 21 A. Neil Justice, Justice Pontiac and Buick. 22 Q. And how did you come to know Mr. Justice? 23 A. The race car. I went over there and watched it 24 from the Bleachery, when it was happening one night, and 25 after that one night, and after that, hmmm, I loved --

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Page 26 1 loved doing that. I had a good time. 2 Q. Okay. Now, did you ever have to do any of the 3 brake or clutch work on your -- on your race car? 4 A. No. Harold, the mechanic, he did all the work 5 on it. Everything. I just drove. 6 Q. Okay. And this Harold fella, was this a 7 mechanic that worked at the Justice Pontiac dealership? 8 A. Yes, sir. It was Harold Tinker. Yes, sir, he 9 was a good mechanic. 10 Q. Okay. You said his last name was Tinker, 11 T-i-n-k-e-r? 12 A. Uh-huh. 13 Q. And that's a "yes"? 14 A. Yes. 15 Q. Okay. Now, would you -- would you ever have to 16 be there in the garage and help him when he was doing 17 any of the -- anything like a brake change or a clutch 18 change, in any? 19 DEFENSE COUNSEL: Object to the form. 20 A. I would go and change an oil -- help him change 21 the oil sometime and beat the sides out on it. That's 22 about it. 23 Q. (BY MR. HOLDER) When you say "beat the sides 24 out," what do you mean by that? 25 A. They'd caved them in that night racing. Next	Page 28 1 A. Four or five years. 2 Q. Okay. Is it your understanding that you were 3 also employed by Daniel Construction during any of that 4 time? 5 A. Well, we was under the -- Davis Electrical, is 6 what we were under, but Daniel would have the job, and 7 we'd be working right with Daniel. 8 Q. Okay. On your -- and the reason I ask is that 9 on your social services employment records, they do have 10 you as working for Davis Electrical in '66, but have you 11 working for Daniel in '64, '65, '66, and '67. And I 12 just -- I was just wondering if you were working 13 separate from Davis during '64 and '65, or do you think 14 all of your work was helping with Davis Electrical 15 during that whole time frame, from '64 through '67? 16 A. Well, somewhere in there, we were finishing up 17 with the electrical part, but I went to work helping the 18 Daniels with the trucks -- dump trucks and everything, 19 changing oil in them, and -- not doing the brake or 20 nothing, but just changed the oil in them and had them 21 fueled up. I did that until I came back to Rock Hill, I 22 think. 23 Q. I gotcha. 24 I am -- if you can't see my video, that's okay. 25 I think you can still hear my audio.
Page 27 1 car -- they'd beat you half to death, those little race 2 tracks. 3 Q. So fenders, that's what you're talking about? 4 A. Yes, sir. 5 Q. Now, how long do you think you did that as your 6 profession? 7 A. It wasn't over three years, at the most. 8 Q. Okay. And what was your next employer, if you 9 recall, when you got -- I don't know if you were done 10 racing -- but when you start another job after this 11 racing job? 12 A. I think I started out with Davis Electrical. I 13 don't know how I got in touch with this feller, and he 14 was working out at Celanese, and I got in with them. 15 And that's how I got in with the -- Davis and them as an 16 electrician helper at the time. 17 Q. Okay. Was this Davis Electrical -- or Electric, 18 was this in any way associated with Daniel Construction? 19 A. They used Daniel. In other words, every job 20 that Daniel got, they would get Davis a job for the 21 electrical part. So we was, you know, stayed busy all 22 the time. Good work. 23 Q. Okay. During how -- long did you work with 24 Davis? And you can -- if you remember, you can 25 approximate years.	Page 29 1 A. Right. 2 Q. So my video will pop up in a second. We can 3 just keep going if that's okay with you. Where -- do 4 you recall any of the worksites, any plants, or anything 5 where you would have worked with Davis and Daniel? 6 A. Worked at the chemical place down here at Rock 7 Hill at Chester, but I can't remember the name of it. 8 And we worked at PPG over in Shelby, I believe it is. 9 And I'm trying -- and maybe worked down at Bowater, but 10 we was working for Davis through Daniel, I guess. I 11 guess that's the way they done everything. 12 Q. Okay. 13 A. But they still got a Harrison check. 14 Q. Sure. Did you ever have an opportunity to work 15 at a Champion Paper Mill? 16 A. I worked at Champion Paper Mill, yeah, in 17 Canton. This is an old, old mill. And we was in the 18 mess -- it was some messed stuff, dirty there. 19 Q. Okay. And of these places you've mentioned, a 20 chemical plant, a PPG plant, Bowater -- 21 A. Yes. 22 Q. -- and Champion -- 23 A. Right. 24 Q. -- do you recall which -- which of those you 25 went to first?

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Page 30 1 A. I'm going to say it was down to Chester first, 2 because we had a little job going down -- just to ground 3 up building. 4 Q. Okay. 5 A. And I think PPG is next. 6 Q. Uh-huh. 7 A. And then -- 8 Q. Well, let me stop you right there. Hold on -- 9 hold on one second. I'll just try to unpack these as 10 quickly as we go. At the chemical plant in Chester, 11 what work were y'all doing there? 12 A. We were grounding the building. In other words, 13 you take two-inch -- I mean, what is it -- half-inch or 14 three-quarter inch copper, and we bugged it on all the 15 beams through the plant, all the way around the outside, 16 and then you had to dig holes like -- you made a pyramid 17 like -- well, say one hole is here, and you have two 18 more holes, and then we had them in -- drove down in the 19 ground, copper tubing, pipe, and then we bugged them on 20 for the other copper. So the whole plant went around 21 that all the way back to the ground. 22 Q. Okay. Was this a part of new construction of 23 the plant there, the chemical plant? 24 A. It was after they finished the biggest part of 25 it, we went down and finished the grounding on it.	Page 32 1 furnaces in there, you know, had to stay a certain 2 temperature. But we had the job -- Jim had it, and we 3 were, like, up on the hill, maybe a half a mile up on 4 the hill, my men, and you could see down to where they 5 was working, the whole plant. But we was up there at a 6 substation, we had to change out some breakers up there. 7 And the big boss went around, he was going to disconnect 8 it from down there, and I thought he had permission to 9 do it, well, when he took it, to disconnect it from that 10 place down to that -- their power, a flame come out of 11 there about 4-foot long, big ball of fire, and all the 12 white shirts, you'd ever seen come out of that place 13 then. And they chewed him out for that. He said, our 14 furnaces will be down for two days to try to get back, 15 the temperature right. 16 Q. Wow. So after that -- I mean -- well, first 17 off, did that occur the first day? 18 A. First day. We didn't get to stay there -- that 19 was it. 20 Q. Okay. So y'all did not actually complete the 21 job after that happened? Y'all were finished and gone 22 from the worksite? 23 A. They run us off. They didn't want us messing 24 with anything else. I'm glad it was him and wasn't me. 25 Q. Yeah. Yeah, I would imagine.
Page 31 1 Q. Was there workers from -- whether it was Daniel 2 or other contractors -- doing, like, other craftwork 3 still around the -- around the construction site there, 4 or was there pretty much just the electrical people 5 doing these bugs? 6 A. I think it was just the regular people there and 7 just us doing the grounding work and that was it. 8 Q. Okay. Did it seem to you that the plant was 9 already running, already -- 10 A. Operating. 11 Q. -- in production? 12 A. It was already operating. 13 Q. Okay. So this was not during the construction 14 site phase? 15 A. No. 16 Q. Okay. Was this going on during a shut down of 17 any sort of the rest of the equipment in the plant? 18 A. Nope. It didn't have to be no shutdown, huh-uh. 19 We was all outside grounding. 20 Q. Okay. After that, I think you went to PPG? 21 A. Yeah. 22 Q. You said -- explain to us what y'all did at PPG. 23 A. Jim Harrison was our boss man with Harris -- 24 Davis Electrical. So we went up the -- at Shelby, at 25 PPG, it was a plant. They made glass, I think. And had	Page 33 1 Did -- did the -- did you ever get into your 2 work there at PPG before they ran y'all off? 3 A. No, huh-uh. No, we didn't get to start nothing. 4 Q. Okay. I think -- okay. After PPG, you had 5 mentioned working at Champion and Bowater. Do you know 6 which one would have been in what order? 7 A. I think Champion -- I think Champion was first, 8 and then Bowater was second. 9 Q. Okay. So let's talk about Champion. You had 10 said that this is in Canton, North Carolina; is that 11 correct? 12 A. Canton, yeah. Paper mill. 13 Q. Awesome, uh-huh. How far is that from Rock 14 Hill? 15 A. Gosh, 120 or -30 miles, -40. 16 Q. Okay. 17 A. I guess. I'd go up and hit interstate 40 and go 18 over there to it. 19 Q. Was this -- was this a job that you would 20 commute home every day, or did they get y'all a place to 21 stay out there? 22 A. No, we stayed in a motel. Yes, it was about a 23 two-year, three-year job. 24 Q. Okay. Now, when you got to Champion, what was 25 your job title? Were you still just a helper?

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Page 34 1 A. Well, I guess I was what they call a top helper. 2 Q. Okay. And that was electrical, too -- 3 electrical workers? 4 A. Right. 5 Q. And what were your job duties at Champion Paper 6 Mill? 7 A. I was wiring up motors and everything to a -- 8 they had me go up on an overhead crane. They've got a 9 big overhead crane, about a 50-ton job, and it was way 10 up. And that was when they were doing the basement and 11 all, had the dirt, you know, and you could see trucks 12 down there. And I climbed up there like a big wheel. I 13 thought I was tough. And I walked in that railroad 14 track down there and got on the crane to go out there to 15 wire that motor up, and I said: Eddie, you fall, you 16 going to hurt yourself, get in bad shape. I couldn't 17 get over it. And I, man, I got -- I got back and I -- I 18 said a bad word, though. This thing had -- 19 Q. That's okay. 20 A. -- a train track type -- 21 Q. That's okay. 22 A. -- thing that thing run on. Well, I got down on 23 my hands, and I guarantee you I bent that steel metal; 24 because I come down off that thing, I told the boss man, 25 I said: I ain't never going back up on that. You can	Page 36 1 A. Yeah, go ahead. 2 Q. So they were constructing a new paper machine at 3 the Champion Paper Mill in Canton, and that's the job 4 that you worked through Davis or Daniel, working on when 5 you were there as an electrical helper? 6 A. Yes. 7 Q. Okay. And so what would -- I think you said, 8 the -- well, strike that. 9 Was this time that you explained to us where you 10 had to go up to pretty high heights and kind of crawling 11 across what sounded like a ladder bridge, did that occur 12 near the beginning of your time up at Champion? 13 A. Are you talking about the high part, where I was 14 at? 15 Q. Yeah. You told us a story about, yeah. 16 A. Yeah, that was new. And we had been there 17 awhile. I mean, I was doing pretty good until I had to 18 get up on the height up there, and that scared me. 19 Q. I understand. 20 A. And that was the new -- brand new crane. 21 Q. Uh-huh. What did -- did your job involve 22 pulling wire? 23 A. We pulled wire and run conduit all over the 24 place, and grounded the bottom of the basement and 25 everything; I did.
Page 35 1 fire me, whatever you want to do. So he gave me a 2 job -- 3 Q. I gotcha. 4 A. -- checking all the wires after that. 5 Q. Okay. 6 A. That was scary. 7 Q. Yes. Let me -- let me -- let me -- I gotcha. 8 Let me back up. I should have asked the 9 question first. Was this job up at Champion a new 10 construction, or was this just old repair maintenance? 11 What type of work was it? 12 A. New construction. New construction. 13 Q. Okay. Okay. You had mentioned earlier that the 14 plant was one of the oldest you had been around. 15 A. Uh-huh. 16 Q. Was this a new addition that was being tied on 17 to the original plant? 18 A. A paper mill, the machine. They was putting a 19 new paper machine in. Some kind -- I didn't -- 20 Q. Okay. 21 A. I don't remember the name of it. 22 Q. Okay. 23 A. I can't remember. 24 Q. So they were constructing -- 25 Sorry. Were you finished?	Page 37 1 Q. Okay. And when you say "ground the bottom of 2 the basement," are you talking about -- is there a 3 basement of this paper machine building? 4 A. Yeah. The bottom part of it, I call it the 5 basement, because they finally poured cement, you know, 6 and we could walk on it. But we had to ground the 7 building while it was going up, the metal; so we was 8 doing that. And they drove pylons in the ground, like 9 40-foot long, and had a power thing that drove them 10 down, steam operated. And it -- we were above the 11 copper tubing on the bottom of it and running it all the 12 way up to that length of the piece they drove into the 13 ground, of course, where they grounded the whole place, 14 and we just tied it around there. It was -- it was a 15 pretty good job. I mean, I didn't do too much. 16 Q. Sure. Were there -- during this two years, were 17 you around the other phases of the construction crafts 18 as they built the different sections of this paper 19 machine building? 20 A. Yeah, all down in the basement, the welding 21 machines, and all the fellas laying everything. Putting 22 new motor on, the bases in, and everything. I was down 23 there with them. All of us. 24 Q. Were y'all still there when they were actually 25 installing the equipment of the paper machine?

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Page 38 1 A. Yes. Yeah. 2 Q. Okay. Did -- were you -- were y'all still there 3 when they were -- when the insulators would come in and 4 insulate the lines and anything that needed to on the 5 equipment? 6 A. Yes. Yes, sir. 7 Q. Do you recall the insulators that were 8 installing this new insulation, if they had to cut it to 9 shape or mix anything for -- for any kind of 10 applications there in the building where y'all were? 11 A. They had the insulation already there -- what 12 did they call them? Like, pipefitters. And they did 13 all the insulation work, from the steam pipes, going 14 down the plant, the new part. And -- 15 Q. Okay. 16 A. And I'm guessing -- it was white looking. I 17 can't remember exactly. But they put it under, and then 18 they put a cover over the top of it. Aluminum, over the 19 top of that. 20 Q. I gotcha. 21 Did -- did the electrical craft people, that you 22 were helping, did they have to maintain and keep up the 23 construction equipment? 24 Like the electrical portions of the construction 25 equipment that was actually being used to build this	Page 40 1 A. Then we -- down in the basement, there, we had 2 the welding machines, they were 440 volt. And we had 3 three or four lines running down in the basement. All 4 the way from one end to the other. So we had to connect 5 the welding machines up to the buses -- I called them 6 the bus -- to get their power, 240 or whatever they had. 7 And I wired them and had to wire -- and I wasn't 8 supposed to, but -- I was a helper -- but the 9 electrician told me, he said: Eddie, you go ahead and 10 do it. So I said: I'll go get you key, and he said: 11 No, just do what I did tell you. So I did what he said. 12 Then I wrapped it up and you could touch it with your 13 hand and it still wouldn't hurt you. Black tape. You 14 know, I'd have a ball two inches around. Yeah, we done 15 that through there, connecting the welding machines. 16 Q. (BY MR. HOLDER) Okay. Do you recall if any 17 electricians ever had to repair/remove an arc shield or 18 arc chute from a -- from any kind of electrical 19 equipment -- 20 MR. WILSON: Form. 21 Q. -- to pull it out? 22 A. I don't remember if we did or not. Not right 23 offhand. 24 Q. Okay. Yeah, that's no problem. 25 Do you recall if you were still present at
Page 39 1 stuff? 2 A. Yeah, we kept everything. Yeah. 3 Q. Okay. Did you ever have to -- well, strike 4 that. 5 Were you ever around these electricians that 6 were working when they were working on or repairing a DC 7 motor, for instance? 8 MR. WILSON: Object to form. 9 A. Yes. They -- they had DC motors on the side of 10 that machine -- paper machine all the way down through 11 it. And I don't know why they done that. But they put 12 a generator in the middle of it that -- coming down 13 through there. But -- and then steam run the whole 14 machine, and it turned them generators to make DC power 15 for the inside of the plant. And it was pretty 16 interesting. 17 Q. (BY MR. HOLDER) Okay. Do you recall if during 18 any of this work that -- that you would have been 19 helping or beside or nearby -- other electricians that 20 were repairing arc chutes in any type of electrical 21 equipment, either switchgears or circuit breakers, 22 anything like that? 23 MR. WILSON: Objection to form. 24 DEFENSE COUNSEL: Objection to form. 25 MR. WILSON: Foundation.	Page 41 1 Champion once they got the paper machine up and 2 operating? 3 A. Yes. We left -- 4 Q. Okay. 5 A. -- right after that. Come back up to Rock Hill. 6 Q. Okay. Did -- did the Champion Paper Mill have 7 other paper machines that were in operation while y'all 8 were there for construction? 9 A. Yes. But I don't know how many run. They 10 wouldn't let us go over there in it. We just went so 11 far, where we was building onto. But I didn't go back 12 in there, because that was a -- it was an old place, and 13 I didn't even like being -- walk through there. 14 Q. Okay. Where -- at what point did this new paper 15 machine -- did it have any connection points to any 16 older facility or buildings there that would need tying 17 in? 18 A. Yes. The whole building was tied in to them. 19 Q. Okay. So was it kind of an appendage off of the 20 existing building -- 21 A. Yes. 22 Q. -- or was it a separate structure? Okay. 23 A. Well, they just tore the side of the building 24 off before we could get to the beams, and then you run 25 the beams across there and made the other section over

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Page 42 1 there -- 2 Q. I gotcha. 3 A. -- God knows, it was -- I don't know how big 4 that place was. It was a whopper. That paper machine 5 was long. 6 Q. Sure. Do you recall ever having to help any 7 electricians wiring any pumps while at Champion? 8 A. Yeah. Yeah. Well, I had to check all the pumps 9 before we run the wire to them. We checked the rotation 10 on it from the main circuit. In other words, from 11 control room to all the wires and everything was up 12 there, and we had to cut the breaker off and cut it on 13 and had all over -- walkie-talkie, he'd be down there at 14 the pump, and we'd say: Okay. We're going to cut it 15 on, and he'd check the rotation, if it was the right or 16 left; and if it was different, we could change the wires 17 inside to the right rotation. We did that -- 18 Q. Okay. 19 A. -- a week or two in a row. 20 Q. Now, would this have been after the the lines 21 and equipment had been insulated? 22 A. Somebody brought me something. 23 Yeah. They were -- 24 Q. Okay. 25 A. -- yeah, they would be doing insulation with us	Page 44 1 A. Yes, sir. 2 Q. Okay. We had just been talking about the 3 Champion Paper Mill where you had done work for a few 4 years with Daniel and Davis Electrical in Canton, North 5 Carolina; do you recall that? 6 A. Yes, sir. 7 Q. Now, did -- after y'all completed that, where 8 was -- I think you said y'all went back to -- y'all 9 headed back Rock Hill. During those two years, would 10 you come home on the weekends? 11 A. Yeah, come home every weekend. Uh-huh. 12 Q. Okay. And did y'all have uniforms or coveralls 13 or anything that y'all wore out at Canton? 14 A. No. Just what we -- what we wanted to wear. 15 Q. Okay. And so would you -- would you just pack 16 up your laundry at the end of the week and bring it home 17 to do your laundry at home? 18 A. Yes. 19 Q. Okay. By this point, when you are -- by the 20 time your working at Champion, this is -- you're -- I 21 think you're approximately 30 years old; does that sound 22 about right? 23 A. Yeah, probably. I was old. 24 Q. Okay. I think we've had nailed down -- yeah. 25 And for the -- when were you married? Were you
Page 43 1 right there. 2 Q. Okay. Okay. Right there while y'all were doing 3 this work on the pump? 4 A. Uh-huh. 5 Q. Okay. Do you recall if there was ever 6 insulation on the pumps already, like on the body or up 7 over the flange? 8 A. No, it was just bare metal. They were going to 9 do that, I guess, after we left. 10 Q. I gotcha. 11 A. I've got to have some candy. 12 Q. Now -- okay. 13 MR. HOLDER: Why don't we take a -- go off the 14 record and take a short break? 15 THE VIDEOGRAPHER: Sure. The time is 16 approximately 12:11, and we are off the record.) 17 (A break is taken from 12:10 p.m. (EST) until 18 12:18 p.m. (EST).) 19 THE VIDEOGRAPHER: We are back on the record. 20 The time is approximately 12:18. 21 Counsel, you may proceed. 22 Q. (BY MR. HOLDER) Okay. We're back from a -- 23 back from a short break, Mr. Morgan. This is your 24 attorney, Jonathan Holder, again. Are you ready to go 25 forward?	Page 45 1 already married by the time y'all -- you went up to 2 Champion? 3 A. Yes. Eight, nine -- '60-something. I believe 4 we've been married 66 years. 5 MRS. MORGAN: -3. 6 Q. (BY MR. HOLDER) Okay. When -- and that's fine. 7 Do you recall -- and, really, the main part I'm trying 8 to figure out is, did -- did Dorothy do your laundry 9 when you'd bring it home, or was -- was that your job on 10 the weekends when you would bring some dirty workclothes 11 home from Canton? 12 A. Dorothy. She did it all. 13 Q. Okay. And would you carpool with any other 14 workers from Rock Hill going up there, or would you just 15 drive yourself? 16 A. Yes. I had Ken Malone and one more. There were 17 three of us. We would leave every -- 4 o'clock every 18 Monday morning and then go up there. 19 Q. And I didn't catch that name. Who did you say 20 it was that you rode with? 21 A. Ken Malone. He went with us and one more. I 22 can't remember his name. But Ken -- when I stayed up 23 there, got a job at Bowater, a big wheeler. 24 Q. Okay. Was this -- okay. After the job at 25 Champion, you said y'all did some work at Bowater. Was

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Page 46 1 that kind of directly next in line? 2 A. Not positive. 3 Q. The job? 4 A. It would be close to it, yeah. 5 Q. Okay. And what type of work were y'all doing 6 out at Bowater? Was this a new construction type of 7 addition? 8 A. It was -- yes, putting lights in this big 9 building. They had this white stuff, like powder, they 10 had piled up in there, and we were putting overhead 11 lights. And I guess they push it up in there, and it 12 was white-looking stuff. I didn't know what it was. It 13 was -- great day, them things, they'd be 40 -- they'd be 14 50-foot up in the air, and they'd put the -- we was 15 putting the top -- they put the top on, and then we run 16 the lights, conduit all through the top of it up there, 17 and run lights for them too. 18 Q. Was this outside, or was this indoor? 19 A. It's indoor. You had a top over it. You know, 20 a cover. They'd done put a top on it. 21 Q. Okay. And was this -- was this work in the 22 powerhouse? 23 A. No, it's outside. 24 Q. Okay. This was -- this was work was outside. 25 A. Yes, sir.	Page 48 1 and, I guess they took it inside -- I don't know what 2 happened to it, you know, to tell you the truth, you 3 know, on that. 4 Q. Okay. And would this have also been in this '64 5 to '67 time frame? 6 A. Yeah. 7 Q. Okay. And how long did this work outside -- 8 running the conduits and the lights for this material, 9 how long did that part last, if you can approximate? 10 A. I don't know that -- I don't believe it was over 11 a week or two, At the most. 12 Q. Okay. Did you do any other work at Bowater 13 aside from this two weeks' work that you were talking 14 about? Did you ever do any other work inside buildings? 15 DEFENSE COUNSEL: Object to the form. 16 A. Well, they had a shutdown, like, 4th of July, 17 somewhere in there, and we went in, and I was still with 18 Davis, but it was probably Canton -- Daniels. But they 19 had a big control room, like, God knows, I don't know 20 how long. They got all the wiring and everything, 21 switches, coming inside of that, and we were above the 22 substation, is where the power come in, and it's just 23 put together with bolts, you know, this -- this copper, 24 and -- but it didn't -- like, vibration, it loosened the 25 bolts on it. So all we done, we had -- I took my tool
Page 47 1 Q. And so what were you hanging the lights on if it 2 was outside, or were they -- were they put up on large 3 poles or what? 4 A. They had beams running across there holding the 5 top up. How can I tell you? Like, channel -- I don't 6 know. It's a beam, and you could -- how can I tell you? 7 But we -- 8 Q. That's okay. Around -- go ahead. 9 A. The conduit, we put it -- hooked it on to that 10 beam that was across there. We just hooked it on there, 11 and that's where we'd drop the lights, down from it. 12 Q. Okay. And do you know what this material or 13 substance was, that was piled up? 14 A. I never did find out what that was. It was -- I 15 guess something they used inside the plant there. And 16 the plant was just -- wasn't no piece less than a half a 17 mile from there to the plant where they used it. 18 Q. Uh-huh. 19 A. It wouldn't be that far. It just -- 20 Q. Well, did you ever witness them, like, moving 21 any of it to -- over to the plant? I mean, was this 22 done by bulldozer or what? 23 A. It had a front-end loader. 24 Q. Okay? 25 A. Like a pan on the front. And they'd pick it up,	Page 49 1 and taped it up with black tape where it wouldn't shock 2 me -- and they supposed to make sure everything was 3 off -- and all we did was tighten those nuts all the way 4 down in that place. And it was -- you know, it's long. 5 Three blocks long or longer. And there was all of 6 those, a bunch of electrician helpers, and that's all we 7 was doing is tightening that. 8 And then one, I grabbed ahold of it, and it 9 knocked my wrench out of my hand. And this fella said 10 -- he said a bad word. He was the boss man from 11 Bowater. And he come up there and told me, said: 12 Eddie, you all right? I said: Yeah. I said: Man, 13 that sucker, you still had the power on that. He said: 14 I'm going to get them. And he said: Come on with me. 15 I followed him. That was -- that was in the evening, 16 10 or 11 o'clock at night. So he took me up to his 17 office, and I said -- I thought he was going to fire me 18 or something. I didn't know. He said: Go on in there, 19 and here's a cot right here, pillow. Said, I'll wake 20 you in the morning. He said: I'll pay you for all 21 night, and you ain't got to worry about it. You all 22 right? And I said: Yes, sir, I'm good. He said: 23 Well, stay here, and I'll come wake you in the morning. 24 And I said: Thank you. Good bye. 25 Q. (BY MR. HOLDER) Wow. So, well, let me ask you.

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Page 50 1 During these shutdowns, were they -- wer y'all working 2 around the clock -- 3 A. Yes. 4 Q. -- or what was your shift? 5 A. All the way around the clock. I think it 6 was 12 hours. I think we was doing 12 hours. 7 Q. Okay. Did -- when you're doing this work, this 8 electrical room that you're talking about, is this in 9 the powerhouse? 10 A. It's part of the powerhouse, in the building. 11 Q. Okay. 12 A. It's part of it. 13 Q. Did -- was there other crafts doing shutdown 14 work in the powerhouse the same time you were in there 15 doing your work in the powerhouse? 16 A. Yeah. Daniels -- Bill Rice were checking their 17 motors -- lining the motors and changing packing and 18 anything they had to do on that line. 19 Q. Okay. Would that include removing and replacing 20 gaskets? 21 A. Right. 22 Q. Gasket material? 23 A. Yes, sir. 24 Q. Okay. And would that work also required the 25 Daniel workers to remove any insulation to get to the --	Page 52 1 jobs where you went out and worked out Bowater other 2 than those two? 3 MR. HALL: Objection to form. 4 And, Jonathan, I'm sure you're doing it by 5 accident, but you've characterized him as -- 6 MR. HOLDER: I'm sorry. 7 MR. HALL: -- saying he worked for a few weeks 8 during the -- hanging the light, where he said just one 9 week. 10 MR. HOLDER: I thought he said one or two weeks. 11 I'm sorry. My apologies. 12 Q. (BY MR. HOLDER) When y'all were hanging the 13 lights -- let me straighten this out -- was that -- were 14 you in and out in one week, or was this more than one 15 week? Could it have been a couple of weeks? 16 A. I think it was just about a week, or a couple of 17 days, whatever. It wasn't -- it wasn't that long. 18 Q. Okay. Now, for the shutdown, for the July 4th 19 week shutdown, how long do think you worked there that 20 time? 21 A. Well, that was going to be over a week. But 22 after we -- 23 Q. Okay. 24 A. -- done that to me, I didn't work anymore 25 outside.
Page 51 1 whatever they're working on? 2 DEFENSE COUNSEL: Objection to form. 3 A. Probably did, because they couldn't get to it 4 without taking that insulation off of it. That was in 5 there a long time. 6 Q. (BY MR. HOLDER) Yeah. Do you know if they 7 were -- were there any new equipment or anything being 8 constructed while you were there; like a paper machine 9 or boiler or anything like that? 10 A. I think that they was getting ready to have 11 another paper machine, but I can't remember for sure. 12 But they was going to -- getting ready to put another 13 one. They had Old Blue, and they was going to put 14 another one. 15 Q. Okay. When you were there, they just had the 16 one? That one old one? 17 A. Yes. 18 Q. At Bowater? 19 A. Yeah, Old Blue. 20 Q. Okay. Now, did -- did you have -- so we've got 21 the couple of weeks' work when you were working at -- 22 hanging lights around that pile of material outside, and 23 then we have this, I think, July 4th week shutdown where 24 you were tightening up everything and working in the 25 electrical room in the powerhouse. Were there any other	Page 53 1 Q. Okay. Okay. Outside. 2 A. Well, anywhere. I got to go back home. 3 Q. You let your -- last -- 4 Was that your last work at Bowater? 5 A. Yes. 6 Q. When you got shocked? 7 A. Yeah. 8 Q. Okay. So do you think if you totaled the two 9 together, it was about two weeks, maybe a little more, 10 of work at Bowater? 11 A. Yeah. 12 Q. Okay. Now, just to back up just one second, 13 just to be clear. Those were the two jobs when you were 14 with Daniel -- or Davis, sorry, at Bowater, is the 15 outdoor material, and then the shutdown electrical work; 16 is that correct? 17 A. Yes. 18 Q. Okay. After -- well, let me ask a few more 19 questions on that. I'm assuming that you were just 20 commuting from home during your Bowater work. 21 A. Yes. It's not but ten miles, from here to down 22 there. 23 Q. Okay. Do you recall if -- if you would have 24 gone any other places -- any other plants working for 25 Davis or Daniel between those two Bowater jobs, or did

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Page 54 1 you kind of finish the material, and y'all go into the 2 shutdown? 3 A. We did the shutdown. And then after that, I 4 think I went down to the battery place down in 5 Lancaster. 6 Q. Okay. Is that a battery -- 7 A. Duracell. 8 Q. A Duracell plant? 9 A. Uh-huh. I can't remember the name for sure on 10 it. 11 Q. Okay. Is that a -- in Lancaster County, South 12 Carolina; is that what you said? 13 A. Yes. 14 Q. Okay. What -- what did you do at the Duracell 15 battery facility? 16 A. We run wire and hung lights, big -- this long 17 building, pretty -- pretty long building. 18 Q. Okay. Was that in a new construction job as 19 well? 20 A. Yeah. They had everything done except the 21 lights, and we come in there and done the lights. 22 Q. Okay. Were they -- was it an addition being 23 added onto an older plant, or was this all new 24 construcion? 25 A. That was new back in them days. I couldn't get	Page 56 1 on the -- when we was running the wires, and, you know, 2 it's just, like I said, dust. 3 Q. Is that Champion, or Bowater? 4 A. Champion. 5 Q. Okay. 6 A. And it was -- now, it could have been anything 7 in that place. I couldn't say whether it was asbestos 8 or what. It was -- it was just bad dusty. And we 9 were -- we didn't have nothing on up there. I mean, as 10 far as Rock Hill, it was better than Champion was. We 11 were just -- 12 Q. Well, did they offer -- did they offer y'all 13 full respirators or anything to do your work with? 14 A. No. They didn't offer us nothing. Said: Get 15 the job done. 16 Q. Right. You had mentioned you had asked about 17 the dust or dirt that y'all were dealing with at 18 Champion. What -- explain what you're talking about. 19 Was it -- what was -- explain it, I'm sorry. 20 A. Before they run the wires up on the ceiling, 21 it's about a foot below the ceiling, or maybe a foot and 22 a half, you got a tray, and it's aluminum -- some of 23 them are aluminum back then -- and it's like a ladder, 24 you just turn it flat, and you put wire inside that, and 25 you hold it up with rods going up in the ceiling, and
Page 55 1 over it. It being shut down now. Gone. 2 Q. Yeah. Was -- do you recall if there were other 3 Daniel crafts there doing work when you were there, or 4 was it just the electrical people? 5 A. I couldn't say for sure, because all we worked 6 is in that one section, and it was like, you know, a 7 block long and that wide -- and that wide. And we 8 were -- we were the only ones in there running lights. 9 I didn't see anybody else in there. Now, whether they 10 would come in after we did or what, I don't know. 11 Q. Okay. All right. During any of this time was 12 Daniel or Davis -- did anybody from their Davis 13 Electrical or Daniel ever warn you about the hazards of 14 asbestos and that you could get cancer potentially from 15 the work you were doing at any of these worksites for 16 Daniel and Davis? 17 A. No. 18 DEFENSE COUNSEL: Form. 19 A. No nobody told me nothing. 20 Q. (BY MR. HOLDER) Okay. Did anyone from the 21 Champion Paper in Canton, North Carolina, did any of 22 those folks warn you about the hazards of asbestos and 23 that you could get -- possibly get cancer from the work 24 you were performing? 25 A. Well, I asked them what that dust was up there	Page 57 1 you had to bug it into the ceiling. And we took the 2 wire and lays it right down this tray, all the way to 3 the end -- or if it was a motor down there, we'd drop 4 that wire off down through there to the motor and -- but 5 it was nasty. It was dirty, dirty. Man, dirty. You 6 wouldn't want to work in there. And they didn't offer 7 us nothing. You know, that was it. 8 Q. Was there -- was there -- was there insulated 9 piping or anything in that space between the tray and 10 the ceiling that -- that would be dropping down stuff? 11 A. No. It was just a ceiling there. I guess it 12 just come out of the floor or whatever, the building 13 there. 14 Q. Yeah. 15 A. I guess when they blowed everything off, it went 16 up there. 17 Q. Okay. And this was the new construction 18 building of the -- of the new paper machine -- 19 A. Right. 20 Q. -- is that correct? 21 A. Yeah, in the powerhouse part of it. That was 22 what -- 23 Q. Okay. 24 A. -- was so dirty. Because, see, all we had in 25 the other part, where I got scared, that was brand new

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Page 58 1 stuff. This was old as -- older than me now. It was 2 old stuff. 3 Q. Okay. So you had to pull wire from the old 4 powerhouse portion where the power was coming from to 5 the new addition paper machine that was being 6 constructed; is that correct? 7 A. Uh-huh, yes. 8 Q. And -- and the dust and dirtiness that you're 9 talking about was in the older powerhouse portion of the 10 work you did there; correct? 11 A. Canton, yeah. Uh-huh. It's a big old, tall, 12 skinny powerhouse. 13 Q. Okay. And would they have compressed air there 14 in the powerhouse that they would blow down the 15 equipment? 16 A. Yes. Yeah, they'd blow it all off. I guess it 17 moved from one place to another one. 18 Q. Was there insulated piping and insulated 19 equipment in the -- in that older powerhouse at 20 Champion? 21 A. Yes. 22 Q. Okay. Do you believe at least some of that dust 23 and dirt that you dealt with up near the ceiling was 24 residue, or at least some of it, from the insulated -- 25 older insulated piping and equipment there in the	Page 60 1 A. Because -- 2 Q. Did you stay in a motel? 3 Okay. Did you also stay in a motel again this 4 time up there? 5 A. Yeah, stayed at the motel. 6 Q. Okay. Did you ever -- now, I know we're about 7 to -- we'll talk to it in just a second, about your 8 employment at Celanese. 9 But when you were at -- when you were working 10 for Daniel or Davis, did you ever have the opportunity 11 to go over and do any work at Celanese Rock Hill? 12 DEFENSE COUNSEL: Object to form. 13 A. Yes. 14 Q. (BY MR. HOLDER) Okay. What did y'all do? 15 A. John Hare (phonetic), who was our bossman, he 16 was with Davis Electrical; he was our supervisor. We'd 17 run lights on the conveyor from the coal pile to the 18 powerhouse, and -- and what else did we do? 19 And, I think, run some wires over in the 20 spinning department in the plant. But I can't remember 21 exactly. We run the pipe, and the others pulled the 22 wire, but I can't remember exactly who -- 23 Q. Okay. Would you have to actually go in the 24 powerhouse as part of that? 25 DEFENSE COUNSEL: Objection; form.
Page 59 1 powerhouse? 2 DEFENSE COUNSEL: Object to the from. 3 A. I would say so. As old as that place was -- 4 Q. (BY MR. HOLDER) Okay. 5 A. -- and that stuff piled up, yes. 6 Q. Okay. After leaving Bowater from that shock, 7 and I think you talked about going to Duracell after 8 that, was there any other places that you remember going 9 and working with Daniel or Davis after the Duracell 10 plant? 11 A. I went -- I can't remember when it was. We went 12 to Somerset, Kentucky, and we wired -- wired a place up 13 there that made bucket seats for Stingrays. 14 Q. Okay. Was there -- was that a new edition or -- 15 or new construction? 16 A. Yeah, it was a new addition to it. They were 17 already making them bucket seats for the Stingrays. 18 Q. And when you say "Stingrays," you mean a 19 Stingray Corvette? 20 A. Corvette, yeah. High dollar. 21 Q. And how long did that job take up there in 22 Kentucky? 23 A. We wasn't over there -- probably a week. Or 24 maybe a week, two weeks, at the most. 25 Q. Okay.	Page 61 1 A. Now, repeat that. What do you mean "the 2 powerhouse"? 3 Q. (BY MR. HOLDER) You had -- yeah. I thought you 4 said y'all were running lights or -- 5 A. Oh, the wire. Yes. 6 Q. -- running power from the conveyor to the 7 powerhouse -- 8 A. Right. All that -- 9 Q. -- or from the powerhouse to the conveyor. 10 And so did your work doing that while employed 11 by Daniel or Davis, does that actually bring you into 12 the powerhouse there at Celanese? 13 A. No, we didn't have to go in. At the time, they 14 wouldn't let us in. 15 Q. Okay. All right. And then at -- how far away 16 from the powerhouse was the conveyor where the pole was 17 that you had to connect the wiring? 18 A. To, I guess, about a half a block, like a city 19 block or maybe -- could be farther. Because they had a 20 pile of coal as big as the powerhouse that they used out 21 there. 22 Q. Okay. Now, the connection work that you had to 23 do for the spinning department, does that actually take 24 y'all into the building there at the spinning area? 25 A. Yes. Yes.

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Page 62 1 DEFENSE COUNSEL: Object to form. 2 Q. (BY MR. HOLDER) Okay. Was there any 3 maintenance or shutdown work going on in the spinning 4 department when you went in to do that work for -- for 5 Daniel or Davis? 6 A. No. The girls or ladies, and all that, women, 7 were still doing their jobs; doffer, and all that stuff, 8 and we were just working around them. 9 Q. Okay. All right. After -- well, was -- let me 10 ask you this: Was there Daniel millwrights doing any 11 kind of work at the same time y'all were there doing the 12 electrical work during that portion at the Celanese Rock 13 Hill? 14 A. No. 15 DEFENSE COUNSEL: Objection; form. 16 Q. (BY MR. HOLDER) Okay. All right. After you 17 finished your employment with Davis and Daniel, where 18 did you go to work next? Where was your next 19 employment? 20 A. I'm thinking AME. 21 Q. Okay. Is AME a mechanical contractor in Rock 22 Hill there? 23 A. Yes. They had millwrights and a machine shop, 24 cranes -- you name it, they had it. 25 Q. Okay. What was your job while with AME?	Page 64 1 AME workers that were going out to the worksite during 2 that period? 3 A. No. I never did get to go out on no job. 4 Stayed there all the time. 5 Q. That's fine. After AME, where was the next 6 place you were employed? 7 A. I'm thinking that I went to Celanese from there. 8 Because I'm -- 9 Q. Okay. 10 A. -- PM -- PM, the bossman that -- at AME, I said: 11 I've got to go. And he said: No, I'll give you 12 \$3-and-something an hour. I said: I've got to go where 13 they've got insurance. I said: You don't have no 14 insurance here. And he said: Well, Eddie, I'll give 15 you that. That's as high as I can go. Now them other 16 boys are watching me out there talking to you. But I 17 said: Well, I'm sorry. I'd been working with him, days 18 good, but I went on and worked for Celanese. 19 Q. Okay. And because of the insurance benefits for 20 your family? 21 A. Right. Retirement and insurance, is what I was 22 after. 23 Q. I gotcha. Now, what was your job that you 24 entered at, your entry-level job, at Celanese? 25 A. First one in there, I guess got a mechanic in
Page 63 1 A. I guess you call it a layout. We'd have beams 2 come in, and like going across a trestle and all on the 3 interstates and all, and you had the holes in the ends 4 where it bolted to something else. There'd be six holes 5 on each side, and they'd be like an inch or 6 seven-eighths or whatever it is. We'd mark them holes 7 off, and then we had another helper come up, and he'd 8 drill the holes five-eighths or one inch or whatever it 9 was. They could have put those -- what do you call 10 them? -- rivets in there and seal them. They could that 11 with them. 12 Q. Okay. And was all of this work done there at, 13 like, AME's shop, or did you have to go out to -- to a 14 worksite? 15 A. No, in the shop. They had a big shop, and we -- 16 they done about everything. We worked for Homelite 17 chainsaws. We welded them together, where the gas tank 18 was, and they come here from Gastonia, and we had to 19 weld the gas tanks on the chainsaws. And PM got us that 20 job, and we worked that, just welding them together, for 21 a John Brown year. Just -- that's all we done. In that 22 one shop now. They still had the others -- millwrights 23 and all that were on another job, but that was about it. 24 I stayed in that all the time. 25 Q. Okay. Did you ever assist or support any of the	Page 65 1 CA building. That's the -- 2 Q. Okay. 3 A. -- first ever one -- 4 Q. Okay. Now, to ask -- okay. One second. Just 5 to be clear -- I should have been clear. When I say 6 Celanese, this was, you're employed at Celanese's Rock 7 Hill Plant; is that correct? 8 A. Yes, sir. 9 Q. Okay. In Rock Hill, South Carolina? I just 10 want it -- 11 A. Yes, sir. 12 Q. -- to be correct. 13 A. Yes. 14 Q. All right. And you said a mechanic in the CA 15 building; is that correct? 16 A. Yes. Yes, sir. 17 Q. Okay. First, what does -- well, do you know 18 whta CA stands for? 19 A. Tell you the truth, no. CA -- because all we 20 had is flake in there. And they made the other stuff -- 21 I can't -- I can't think of what it could be. I know 22 the AR is the next building over from it. 23 Q. Sure. 24 A. And it's acid recovery. I know what that was. 25 But I --

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Page 66 1 Q. That's fine. What -- what process was going on 2 inside the CA building? 3 A. They had driers in there and had mixers and a 4 butch of pumps -- like a half-block long of pumps, 5 pumping that liquid and everything all over the place. 6 And had turbines outside -- two turbines outside 7 Synernet brine. I think it was brine they used, because 8 that stuff had to be cold. And then pipes, it goes up 9 around the things they had them mixed in, that's where 10 the ones we changed the bearings -- we had to change the 11 bearings in them, to stir sometime, and we had to use 12 that white lead. I've never -- I mean, that's been a 13 long time ago. But that's the only thing we had. We 14 didn't have no Seven Eleven, or pressure washer, and all 15 that. We didn't have nothing to put on there -- the 16 bearing to slide down on the shaft. So we put that on 17 there. That's what they side put on it. 18 Q. Okay. 19 A. Whether it was bad for you, I don't know. 20 Q. Okay. Now, you had mentioned flake. What is 21 flake? 22 A. Do what now? 23 DEFENSE COUNSEL: Object to the form. 24 Q. (BY MR. HOLDER) You had mentioned in part of 25 your explanation, in the CA building, they made flake or	Page 68 1 conveyors, a chain or a bearings or a pump, that -- that 2 is what I did. 3 Q. Okay. You had mentioned -- okay. You had 4 mentioned that there were a bunch of pumps associated 5 with the CA building. Was it your job as a mechanic to 6 keep all those pumps maintained while you were there as 7 a mechanic? 8 DEFENSE COUNSEL: Objection; form. 9 A. Are you talking about -- they had stainless 10 steel, round -- like, 1,000 gallons or 500 gallons, and 11 it -- I'm trying to think. I can't remember all that on 12 that. 13 Q. (BY MR. HOLDER) Sure. Let me ask a better 14 question. I think I asked a bad question. Let me ask 15 it this way. 16 Did you ever, as part of your as a CA mechanic, 17 did you have to replace any packing in the pumps there 18 in the CA building? 19 DEFENSE COUNSEL: Objection; form. 20 A. Yes, they had -- they probably had a hundred of 21 them, yeah, replacing. That was the other -- yeah. 22 Q. (BY MR. SMITH) Go ahead. No. No. Tell me. 23 A. That other big thing I was telling you about, 24 it's cold from the CA. They -- we had brining going up 25 through there running that thing, and they had to keep
Page 67 1 had flake. Maybe I just heard it incorrectly. 2 A. I'm sorry. No, this ear don't work good on this 3 side. 4 It was flake. They had flake in there. It's -- 5 up in the top of the CA building, they had a -- a thing 6 -- they had their paper come in with rolls -- big rolls. 7 I mean, two-foot long, three-, four-, five-foot long, 8 and big round thing. Well, it goes through this 9 machine, and that machine just tears it up. You know, 10 little teeny pieces, just one little -- and then fellas, 11 that's all they done, was sit there and put them rolls 12 up on there and run it through that. When it come out 13 of there, it come up and goes on this conveyor, and they 14 spray all that stuff -- I don't know whether it's acid 15 or what -- sulphuric acid or whatever -- and it goes up. 16 When it gets through with that, it went through a dryer. 17 And the dryer, they said, is like a peanut dryer. And I 18 said: I don't know what a peanut dryer is. But that's 19 what he said it was. And that flake would be, you know, 20 soft and fluffy in the end of that thing; so it did 21 work. But that was about it, I think. 22 Q. Yeah. What was the -- what were the actual 23 duties for a CA mechanic in the CA building? What did 24 you have to keep maintained? 25 A. A chain that would be on the -- one of the	Page 69 1 that stuff -- and it was stirring all the time, and kind 2 of looked like -- what is that? -- taffy or stuff you 3 pull? You know, shiny? And that thing stirring that in 4 there. But CA went through that process, by the time it 5 went up through the peanut dryer, it was a flake. It 6 amazed me. 7 Q. Sure. Did any of -- did any of the work on the 8 pumps require you, as a mechanic in the CA building, to 9 remove and replace old gasket material? 10 A. Yes. 11 DEFENSE COUNSEL: Objection; form. 12 A. Yes. You had to take them off, and then you got 13 a puller, go through there and pull the packing out, and 14 it might be six or seven pieces of packing in there. 15 And we'd -- they'd take that puller and start pulling 16 them out. And they were in our hand; we didn't have no 17 gloves on or nothing. We'd just throwed it in the 18 trash, but -- then put our new packing. Cut it and 19 slide it in there. 20 Q. (BY MR. HOLDER) Okay. How about for gaskets, 21 would -- would you have to clean off any flange facings 22 where there would be old gasket material left over? 23 DEFENSE COUNSEL: Object to the form. 24 A. Yeah, we had a tool about a half-inch wide, like 25 a flat bar, and it had a handle on it, and end had some

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Page 70 1 steel, it was angled, like sharp, and it was welded on 2 that handle we got. We would take that and had to 3 scrape that gasket off, the top and the bottom, you 4 know, to put a new gasket on, and then we put that -- 5 what did they call it? -- white lead on there if we put 6 a gasket on there, and then put -- 7 Q. (BY MR. HOLDER) Okay. 8 A. -- the top on it. 9 Q. Is -- what is white lead? 10 A. I ain't never did know what it was. But they -- 11 they made us use that. By the time I got in the 12 CA building, that's the time I heard about it. Every 13 time we took a bearing off of something, or a shaft, if 14 you put another bearing on it, you know, you got to heat 15 them and get them hot to put it back on there. You got 16 the other bearing off. And then put white lead around 17 it where that gasket -- bloop -- I mean, that bearing 18 would slide right down on there. I said: What is this 19 white lead? See, they didn't have no -- nothing like we 20 did now. 21 Q. Is it a liquid form? 22 A. Yes, liquid. And it's liquid. 23 Q. Okay. 24 A. And we had a little paintbrush, and we'd paint 25 it all the way around there on the shaft, and then slide	Page 72 1 Air-driven too (mimics sound), yeah. 2 Q. Okay. On -- do you recall if any of the 3 replacement gasket that you installed or replacement -- 4 well, let me just ask you about the gaskets. Were the 5 gasket materials that you would replace -- the new one 6 that you would install -- would that be pre-cut, or would 7 you have to cut that from a sheet? 8 DEFENSE COUNSEL: Objection; form. 9 A. You would get the sheet and cut it ourselves. 10 We'd put it down there and take a hammer, lay it on the 11 pump, and just tap around that chink, and then cut it 12 out. 13 Q. (BY MR. HOLDER) Okay. Do you recall if any of 14 the gasket material had any bluish kind of tint to it, 15 or bluish fibers running through it? 16 DEFENSE COUNSEL: Objection; form. 17 A. Probably did. 18 Q. (BY MR. HOLDER) Okay. 19 A. I didn't pay it that much attention. The 20 biggest part of it, on the pump packing, it was black -- 21 just about black. 22 Q. Okay. You had said they come out in six or 23 seven pieces on pulling the pump packing out -- 24 A. Yeah. 25 Q. -- is that because it would rip apart as you're
Page 71 1 the bearing, bloop, it'd drop right down there. But I 2 didn't ever knew what that was. All they'd say is: 3 White lead. 4 Q. Okay. Would they make you -- did you have to 5 paint white lead on any flange facings after -- 6 A. Yeah. 7 Q. -- or before you put on the new -- 8 A. Yeah. 9 Q. -- gasket? 10 A. Yeah, we put it on there -- 11 DEFENSE COUNSEL: Form. 12 A. -- sometimes. The biggest part of the time 13 is where the two couplings go together. You know, the 14 bearing -- a pump, where the two pieces go together, we 15 had to scrape the top and bottom of them to put them 16 back, because it -- it was -- well, like steam, it had 17 it on there. 18 Q. (BY MR. HOLDER) Yeah. And did you ever -- did 19 y'all ever use, like, any hand-held grinders to remove 20 any of the material? 21 A. Oh, yeah. 22 DEFENSE COUNSEL: Objection; form? 23 A. Grinder? Yeah. 24 Q. (BY MR. HOLDER) Yes, sir. 25 A. Rotary files, is what you call them, yeah.	Page 73 1 pulling it out? 2 A. Oh, yeah. 3 DEFENSE COUNSEL: Object to form. 4 A. Yeah. You had to do that to get all the 5 packing out, including that reservoir out in there. 6 You'd blow -- take the blower and blow around in there, 7 and then you put your new gasket on there, and put some 8 of that darn white lead on there and slide it all the 9 way in. But if you didn't seal it, it would blow out 10 again. 11 Q. Okay. 12 A. It would blow out the steam or whatever you was 13 running through there. 14 Q. Would you use compressed air to blow out the 15 equipment on -- for both pump packing and the gasket 16 facing? 17 A. The biggest part of time when you get to it, you 18 know, yes. 19 DEFENSE COUNSEL: Form. 20 Q. (BY MR. HOLDER) Okay. And that was to remove 21 the old gasket material and packing material that you 22 scraped off or pulled off; correct? 23 A. Yes. Right. Yes, sir. 24 DEFENSE COUNSEL: Form; leading. 25 Q. (BY MR. SMITH) Now, do you know if -- were

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Page 74 1 there other mechanics there that were responsible for 2 valves or any valve work that was going on inside the 3 CA building? 4 A. All of them. All of us did the same thing. 5 Q. Okay. So did you also perform this type of work 6 on valves in the CA building? 7 A. Yes. Uh-huh. 8 Q. Okay. And when I say "this work," I mean the 9 removal and replacement of gaskets and any packing. 10 A. Right. 11 DEFENSE COUNSEL: Objection; form. 12 Q. (BY MR. HOLDER) Okay. How long were you in the 13 CA building as a CA mechanic? 14 A. I don't know. I can't remember how long I 15 was there. You know, I work back and forward in the CA 16 and AR. When the bossman came up there -- I don't know 17 what -- you know, what day it was of the year, but the 18 bossman said: Mr. Emmett Hall, said: I'm going to -- 19 they didn't have no boilermakers at the powerhouse. 20 They had one, and he'd done got old. They needed -- 21 they wanted somebody to work. He said: Well, I got a 22 place for five or six of us, said, I'll give you full 23 pay, y'all can go down in there. If you don't, you 24 might get laid off up here in the CA building. I said: 25 Put me on the list. So we all -- all of us went down	Page 76 1 MR. HOLDER: Hold on one second. 2 THE WITNESS: 1:30? 3 MR. HOLDER: We are -- 4 THE WITNESS: Hold on just a minute. 5 MR. HOLDER: Can we go off the record? 6 THE VIDEOGRAPHER: Yeah. 7 MR. HOLDER: Could we go off the record for one 8 second? It's about the top of the hour, anyway. 9 THE WITNESS: Let's do that, because we've got 10 to go the -- 11 MR. HOLDER: Go off the record for one second if 12 you don't mind? 13 THE VIDEOGRAPHER: The time is approximately 14 1:01, and we are off the record. 15 (A conversation is held off the record for 16 scheduling purposes.) 17 MR. HOLDER: Okay. Plan to resume tomorrow 18 morning at 10:00 a.m. I think I've probably got maybe 19 an hour total left, and I'll be finished, and then we 20 can move right into Defendants' questioning. 21 Thank you, everyone. 22 (The Preservation Deposition of 23 Edward R. Morgan, Sr., Day 1 of 3, adjourns at 24 1:04 p.m. (EST), on February 22nd, 2021, to reconvene 25 tomorrow at 10:00 a.m. (EST), February 23rd, 2021.)
Page 75 1 there to the powerhouse. 2 Q. Okay. Let me follow up -- that's fine. 3 A. About six of us. 4 Q. Go ahead. 5 And were the six all mechanics from the 6 CA building or the AR building? 7 A. Yeah, CA building. But that was just -- 8 Q. Okay. 9 A. -- us. They still had more. No. No. They 10 had -- we had probably had a hundred mechanics in CA and 11 AR together. 12 Q. Oh, wow. 13 A. So they just -- they had . . . 14 Q. Did you have to -- before we leave that portion, 15 did you have to perform the same type of maintenance 16 work on the pumps and the valves in the AR building 17 while you were a CA mechanic? 18 A. Same thing, yes. 19 DEFENSE COUNSEL: Form. 20 Q. (BY MR. HOLDER) Okay. Now -- 21 THE WITNESS: You ready, monma? 22 MR. HOLDER: Say again. 23 THE WITNESS: I was thinking about mother. 24 What -- what time you got to go? 25 MRS. MORGAN: 1:30.	Page 77 1 R E P O R T E R ' S C E R T I F I C A T E 2 3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR, 4 and Registered Professional Reporter, RPR, Certified 5 Shorthand Reporter, CSR, do hereby certify that the 6 transcript of the foregoing proceedings accurately 7 reflects the events that occurred before me to the best 8 of my ability at the time and place set out on the 9 caption hereto, the witnesses having been duly cautioned 10 and sworn, or affirmed, to tell the truth, the whole 11 truth, and nothing but the truth. 12 I FURTHER CERTIFY that I am neither counsel for, 13 related to, nor employed by any of the parties to the 14 action in which these proceedings were taken or to any 15 attorney or counsel employed by the parties hereto, nor 16 financially interested, directly or indirectly, in the 17 outcome of this action. 18 CERTIFIED AND SIGNED on this 4th day of March, 2021. 19 20 S/: Rolayne M. Volpe 21 22 ROLAYNE M. VOLPE, CCR, RPR, CSR 23 Certified Court Reporter and 24 Registered Professional Reporter 25 and Certified Shorthand Reporter

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1	E R R A T A S H E E T	
2	I have read the transcript of my deposition and	
3	find that no changes are necessary.	
4	EDWARD R. MORGAN, SR.	
5	* * * * *	
6	Having read the transcript of my deposition, I	
7	wish to make the following corrections (please state	
8	reason):	
9	Page: Line: Reason:	
10	_____	
11	_____	
12	_____	
13	_____	
14	_____	
15	_____	
16	_____	
17	_____	
18	_____	
19	_____	
20	EDWARD R. MORGAN, SR.	
21		
22	Sworn to and subscribed before me this day of _____	
23	of _____, 20____, County of _____, State	
24	of _____.	
25	Notary Public _____	
	My commission expires _____	

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STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF RICHLAND) FIFTH JUDICIAL CIRCUIT

EDWARD R. MORGAN, SR., and)
DOROTHY A. MORGAN,) C/A NO. 2020-CP-40-05731
Plaintiffs,)
vs.) In Re:
ARMSTRONG INTERNATIONAL,) Asbestos Personal Injury
INC., et al.,) Litigation Coordinated
Defendants.) Docket

PRESERVATION DEPOSITION OF:
EDWARD R. MORGAN, SR.
February 23rd, 2021
Day 2 of 3

PURSUANT TO NOTICE, the continuation of the remote videotaped preservation deposition of EDWARD R. MORGAN, SR., was taken via Zoom video conference and summoned on behalf of the Plaintiffs, on February 23rd, 2021, from 10:03 a.m. (EST) to 12:24 p.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

Reported by:
Rolayne M. Volpe, CCR, RPR, CSR
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PLAINTIFF'S
EXHIBIT

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2	(continued)	2	(continued)
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2	(continued)	2	(continued)
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4	Crosby Valve, LLC,	4	Automation, Inc.; and United Conveyor Corporation:
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Page 89 Page 1 A P P E A R A N C E S (continued) 2 For the Defendant, Occidental Chemical Corp.: JACK SLOSSON, ESQ. Nelson Mullins One Wells Fargo Center 23rd Floor 301 South College Street Charlotte, North Carolina 28202 704.417.3045 jack.slosson@nelsonmullins.com 7 For the Defendant, Resolute FP US, Inc.; Rust Engineering & Construction, Inc.; Rust International, Inc.; United State Fedelity & Guaranty Company; The Brock Group, Inc.; and Brock Services, LLC: KIMBERLY SULLIVAN, ESQ. Womble Bond Dickinson One Wells Fargo Center Suite 3500 Charlotte, North Carolina 28202 704.444.2923 kimberly.sullivan@wbd-us.com 13 For the Defendants, CRANE Co. and PPG: TARA C. SULLIVAN, ESQ. K&L Gates, LLP 134 Meeting Street Suite 500 Charleston, South Carolina 29401 843.579.5679 tara.sullivan@klgates.com 18 For the Defendant, 3M Company: DEREK TARVER, ESQ. Bowman and Brooke, LLP 1441 Main Street Suite 1200 Columbia, South Carolina 29201 803.726.7474 derek.tarver@bowmanandbrooke.com	Page 91 Page 1 I N D E X 2 3 DESCRIPTION PAGE 4 February 23rd, 2021, Day 2 of 2 5 WITNESS: EDWARD R. MORGAN, SR. 92 6 Continued Examination by Mr. Holder 177 7 REPORTER'S CERTIFICATE 178 8 ERRATA SHEET 9 10 11 E X H I B I T S 12 DESCRIPTION PAGE 13 14 (No exhibits were offered.) 15 16 17 18 19 20 21 22 23 24 25

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Page 92 Page 1 The following proceedings were taken pursuant 2 to the South Carolina Rules of Civil Procedure. 3 Preservation Deposition 4 February 23rd, 2021, Day 2 of 3 5 * * * * * 6 THE VIDEOGRAPHER: We are now on the record. 7 The date today is February 23rd, 2021, and the time is 8 approximately 10:03 a.m. This is the continued 9 videotaped deposition of Edward Morgan, Sr. The witness 10 has previously been sworn in. 11 Counsel, you may proceed. 12 Q. (BY MR. HOLDER) Good morning, again, 13 Mr. Morgan. As the videographer stated, I just remind 14 you that you're still under oath for where -- from where 15 you administered the oath -- or you were administered 16 the oath yesterday. Do you understand? 17 A. Yes, sir. 18 Q. Okay. Great. Are you ready to go forward 19 today? 20 A. Yes. Yes, sir. 21 Q. Okay. We stopped yesterday talking for you to 22 go to a doctor's visit for your wife. Do you recall 23 that? 24 A. The skin doctor, yes, sir. 25 Q. And we -- we were just about to the point when	Page 94 Page 1 Q. Okay. 2 A. But with Harrison and Davis -- I think he owns 3 part of it, some of it, because he had money. 4 Q. Okay. Okay. And then you had mentioned 5 another fella when y'all were up at the Champion plant 6 in Canton, North Carolina, by the name of Jack Partlow. 7 A. Jack Partlow, yeah. 8 Q. And I just want to make sure I'm hearing that 9 right. Is that P-a-r-t-l-o-w? 10 A. I think that's it. Right. 11 Q. Partlow. And was he an employee of Davis 12 Electrical or Daniel up at the Champion plant in Canton? 13 A. Davis, yes. 14 Q. Okay. 15 A. He was with us. 16 Q. Okay. And what was his job up there? 17 A. He was the DC man, all the direct current man. 18 He knew everything on that. He had -- 19 Q. And did you help him -- 20 Sorry. Go ahead. 21 A. He had a crew -- you know, his crew, DC 22 electricians that worked with him. But he'd tell them 23 what to do. 24 Q. Okay. How many were on his crew of DC 25 electricians?
Page 93 Page 1 you were -- had been working in the CA building during 2 your employment at Celanese in Rock Hill. Do you recall 3 us getting up to that point? 4 A. Yes, sir. 5 Q. Okay. I want to touch on just a few things 6 that we discussed yesterday, to clarify a few questions 7 that I had when I was looking at my notes. Going back 8 to your time when you were employed by Daniel and Davis 9 Electrical between '64 and '67; do you recall that 10 timeframe? 11 A. Yeah. 12 Q. Okay. You had mentioned a couple of fellas, or 13 that had worked with you at -- at Davis Electrical, and 14 I just want to kind of place them into some context and 15 make sure I had them at which sites you had described 16 them. 17 First, you had mentioned during a short stint 18 at the PPG plant, a boss man by the name of 19 Jim Harrison; is that correct? 20 A. Jim Harrison, yes, sir. 21 Q. And did he -- did you understand him to be an 22 owner of the company, or was he just in management? 23 A. I thought -- it was my opinion that he -- I 24 think he had something to do with it. You know, owned 25 part of it or something. He didn't own Daniel.	Page 95 Page 1 A. I'd say six. 2 Q. Okay. Did your job as an electric helper ever 3 have you helping the DC crew or Mr. Partlow? 4 A. Sometimes I'd go up and get their wire on top 5 of the mountain and bring it down to them. You know, 6 the DC cable. 7 Q. Uh-huh. You'd mentioned the mountain. Would 8 y'all have y'all's stock, or whatever, for Daniel and 9 Davis up, as you're calling it, on a mountain, separate 10 from the plant? 11 A. It's a -- yes, sir. Yeah, it's behind the 12 plant. It's a hill. I call it a mountain. But all the 13 wire and everything on the reels come in up there where 14 we can use a forklift or a truck, or something, to move 15 them down to the main shop. 16 Q. Okay. Now, when you mentioned working around 17 fellas that were working on DC motors, or even replacing 18 or repairing arc shields or arc chutes, would this have 19 been at Champion? 20 DEFENSE COUNSEL: Objection; form. 21 A. Probably at Champion, yeah. We had a lot of 22 welders and all down in the section of those motors and 23 everything, yeah. 24 Q. (BY MR. HOLDER) Would y'all also have to be -- 25 would you help with the electricians that were keeping

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Page 96 Page 1 those welding machines maintained? 2 A. Yes. They let me wire some of them. 3 We had a big cable down in the basement room 4 running from one end to the other with 440, I believe it 5 was, and we connected them to the welding machines all 6 the way down through there. I helped them do that. 7 Q. Now, are you aware one way or the other whether 8 any of the DC motors or arc shields that the 9 electricians were working on, near you, if they were 10 asbestos-containing or not? 11 DEFENSE COUNSEL: Objection; form. 12 A. I really don't know for sure. But I was always 13 leery of that stuff. I stayed away from the biggest 14 part of it. 15 Q. (BY MR. HOLDER) Okay. And you're talking 16 about the electrical things, like the -- the motors and 17 the switches; things like that? 18 A. Right. Right. 19 All we done was connect on to three wires going 20 down there for the motor -- actually, it wasn't nothing 21 -- well, I had to make a -- cover it, tape it up when I 22 got through putting the wires -- three wires in. Well, 23 there was 1/0 or 2/0 wires we was running down through 24 there. 25 Q. And when you're helping on this, what's the	Page 98 Page 1 Q. But thank you for coming up with that name. 2 A. Well, it come back to me. 3 Q. No worries. No worries at all. 4 Finally, you had mentioned one last fella named 5 John Hare (phonetic)? 6 A. John Harring (phonetic). 7 Q. Uh-huh. 8 A. He was Indian. 9 Q. Was he down at Bowater? 10 A. He was at Bowater and Celanese. 11 Q. Okay. And when you say "Celanese," is that 12 Celanese while you were employed by Daniel? 13 A. Yes, sir. 14 Q. Okay. 15 A. Well, it wasn't Daniel then. It was Davis. 16 John was over Davis Electric. 17 Q. Okay. And so he was one of your supervisors 18 for Davis Electric -- 19 A. Right. 20 Q. -- while you were at Bowater? 21 A. Right. 22 Q. Okay. 23 A. And Rock Hill. 24 Q. And Rock Hill Celanese. 25 Where was -- was John Hare the fella that
Page 97 Page 1 electrician doing that you're helping? 2 A. He was telling me what to do. That's where I 3 learned a lot of stuff, you know, that I'm doing. He 4 was full-blooded electrician. And he was sharp. And 5 he'd tell me, he said: Now, this will shock you, and 6 this won't. And I trusted -- 7 Q. And that's Mr. Partlow? 8 A. No. God, his name -- hold on. 9 Shera (phonetic). It was Shera. 10 Q. No -- I thought you were asking your wife -- 11 A. No, uh-huh. 12 Shera. I can't think of his first name. But 13 he drank a lot of whiskey coming back and forth up 14 there. He was -- he was bad. But he was a good 15 electrician. I don't know whether -- 16 Q. Shamel? 17 A. Shera. 18 Q. Shera. 19 A. He helped me wire my house. 20 Q. I gotcha. And I'll just remind you. When I 21 said "no," I felt that you were asking your wife 22 something. Just a reminder, like we said yesterday, 23 don't ask anything. We're just asking for your memories 24 right now. 25 A. Right.	Page 99 Page 1 allowed you to go lay down when you got shocked? 2 A. No. That was a fella at Bowater when we had 3 the shutdown down there. I don't know whether it was 4 4th of July, or somewhere along in there. But we had a 5 shutdown, and this fella worked for Bowater. But I 6 didn't get his name, really. I thought -- 7 Q. Oh, Bowater employee? 8 A. Yeah, Bowater. 9 Q. I gotcha. Okay. 10 Now, when you became employed by Celanese as an 11 actual Celanese employee, did you have to do any, like, 12 DC motor, electrical work, once you were in the job 13 employed by Celanese? 14 A. No. 15 Q. Okay. So was that any -- any of the work with 16 or around that -- those type of electrical equipment, 17 would have been during this '64 to '67 timeframe? 18 A. Yes, sir. 19 Q. Okay. 20 A. But Celanese, if we were working on a job or a 21 motor or anything, they had their own -- we had our own 22 electricians. They wouldn't let, you know, just a 23 regular helpers or me, mechanic, work on anything 24 without the electrician being there disconnecting -- 25 disconnect it or whatever.

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Page 100 1 Q. Okay. Now, after you were in the CA building, 2 and just moving forward to your employment at Celanese, 3 was there a piece of equipment that required you -- 4 that -- I know we talked about pumps and valves -- but 5 was there any other types of equipment that you had to 6 change out the packing or gasket material for while in 7 the CA building? And I know that y'all were also 8 working over in the AR building as well. 9 A. Yes. We -- 10 DEFENSE COUNSEL: Object to form. 11 Q. (BY MR. HOLDER) Go ahead. 12 A. In the center part, we had a bunch of pumps, 13 like 25 or 30 of them, and we had to check them about 14 every day or every other day to make sure they weren't 15 leaking. We had to change packing on it; we put the 16 packing in it. And there was a lot of pumps in there 17 moving all that stuff, acid and everything else. 18 Q. Okay. Do you -- 19 THE COURT REPORTER: Mr. Holder, can you hold 20 one moment, please? 21 This is the court reporter. I'm sorry. 22 MR. HOLDER: Yes, ma'am. 23 THE VIDEOGRAPHER: Counsel, should we go off 24 record? 25 MR. HOLDER: That's fine.	Page 102 1 about the AR building than the CA building, if anything? 2 A. Acid. They had bad sulfuric everything. They 3 recovered any acid we didn't -- CA didn't use -- acid 4 recovery come over -- it was over on that side. So we 5 had a lot of the pumps, everything over there. 6 Q. Okay. And are those pumps in the AR building, 7 pumps that you also maintained and changed the gasket 8 and packing material on? 9 A. Well, I didn't get to work on that many over -- 10 DEFENSE COUNSEL: Form. 11 A. -- in the AR. They had a -- we had a -- they 12 had a press over there, and it -- we had to change -- it 13 was a big long press, like, 15-feet long, and you put 14 square pads in it, like, two foot by two foot, and they 15 was like a filter, and put it down there, and it 16 filtered -- we had to take them out and put new ones in 17 it, and 18 it -- press went back together, and it filtered the -- 19 all the gook out of there where they just got pure 20 sulfuric, I guess. I never did know exactly. 21 Q. (BY MR. HOLDER) Did -- the work you did 22 related to that press, did that have any packing or 23 gasket material that you had to remove as part of the 24 changing out of those pad? 25 DEFENSE COUNSEL: Object to form.
Page 101 1 THE VIDEOGRAPHER: Okay. The time is 2 approximately 10:16, and we are off the record. 3 (A break is taken from 10:16 a.m. (EST) until 4 10:17 a.m. (EST).) 5 THE VIDEOGRAPHER: The time is approximately 6 10:17, and we are back on the record. 7 Counsel, you may proceed. 8 Q. (BY MR. HOLDER) Mr. Morgan, aside from pumps 9 in the -- that we were -- you were just discussing, was 10 there any other, like, sorts of equipment that required 11 packing or gasket maintenance in the -- in the CA 12 building while you were working there? 13 DEFENSE COUNSEL: Form; asked and answered. 14 A. This is a -- about every pump, every -- we had 15 in there we had to put packing in. And, especially, if 16 we had some sulfuric lines come through there, we had to 17 take that out and be careful with it, gloves and all 18 that jazz. But, yeah, about everything we had was 19 packing. 20 Q. (BY MR. HOLDER) I gotcha. Would that involve 21 having to replace gaskets on the flanges where pumps 22 were connected? 23 A. Yes. 24 DEFENSE COUNSEL: Form; asked and answered. 25 Q. (BY MR. HOLDER) All right. What was different	Page 103 1 A. Tell you the truth, I don't know what that two 2 by two plate -- I mean, it was like paper, but it was 3 thin, but I don't know what it was made out of. It was 4 to filter that acid. I don't know. It must have been 5 good stuff. 6 Q. (BY MR. HOLDER) Okay. How would y'all get 7 those out and remove them? 8 A. By our hands. You release all the pressure, 9 the press comes back open, just like a sponge, you know, 10 it'd open up, and we'd pull them out and put new ones 11 back in in each section. I don't know how many -- I 12 can't remember exactly how many was on there. 13 Q. (BY MR. HOLDER) Did the new filters you put 14 in, were they already pre-made, or did you have to cut 15 those from something? 16 A. No, they was already pre-made, wherever they 17 ordered them from. Yeah. 18 Q. Now, we had gotten up to you getting the 19 opportunity to become a boilermaker after spending a few 20 years in the -- as a CA mechanic; is that correct? 21 A. Yes. 22 Q. Would 1972 sound about right for an approximate 23 date when you become -- became a boilermaker or went 24 over to the powerhouse at Celanese? 25 DEFENSE COUNSEL: Form.

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Page 104 1 A. I believe it was, because I got me a '72 2 Chevrolet Caprice then. 3 Q. (BY MR. HOLDER) Okay. When -- when you went 4 over to start working in the powerhouse, how did your 5 job duties change? What did you have to do as a 6 boilermaker? 7 A. Just about everything. It was -- you had 8 safeties, you had pumps, you had fly ash, you had 9 asbestos, you had -- anything on the pumps was bad. We 10 had to make our own gaskets and everything. 11 Q. Okay. Let me unpack some of that because you 12 kind of rattled -- went through a good bit. So as a 13 boilermaker, you would be -- let's start with where you 14 were stationed for work every day. Would you report to 15 the powerhouse? 16 A. Yeah. We had our own shop there. Let me see 17 -- see how many -- one, two -- I think there was six of 18 us. 19 Q. And -- 20 A. And the boss man. 21 Q. Okay. Who was the boss man? Do you remember? 22 A. Jay Gardner (phonetic). When I first went down 23 there, Jay, because he knew all about the pow- -- he was 24 the only one they had at the powerhouse in 1972. He 25 had -- they had one. And that's when our big boss	Page 106 1 that correct? 2 A. Pump house. 3 Q. Okay. 4 A. At the river. 5 Q. I'm just going back through what you rattled 6 off, and I'm just trying to clarify it. I'm sorry. 7 A. Pump house. 8 Q. Okay. 9 A. We took care of that. 10 Q. So I've got powerhouse, the filter plant, the 11 pump house -- is there anywhere else that -- as a 12 boilermaker, that y'all had to -- an area that you had 13 to work in, do maintenance in? 14 A. No. That -- well, later on, they would send us 15 down, every now and again, to waste plant, wastewater. 16 We'd go down there sometimes and help because they had 17 one mechanic down there, and they sent us down there; 18 and then later on, they put two men down there all the 19 time at the waste treatment. 20 Q. Okay. And this -- okay. So waste treatment 21 plant, was a fourth place that you did some work while 22 you were a boilermaker; is that correct? 23 A. Yes. Yes. 24 Q. Okay. You retired from Celanese in 1996; is 25 that correct?
Page 105 1 Emmett Hall said: Y'all -- they was laying off people 2 there in CA and AR. And he said: If you want to go to 3 be a boilermaker, you can go down there and you won't be 4 laid off and you'll make more money, so I left. 5 Q. I gotcha. And so am I correct that -- let's 6 see . . . 7 The buildings y'all were -- or the area that 8 y'all covered or had to keep maintained, was the 9 powerhouse? 10 A. Yes. 11 DEFENSE COUNSEL: Form. 12 Q. (BY MR. HOLDER) Was it -- sorry. 13 Was there any other buildings that y'all had to 14 do maintenance or kind of do your work in, other than 15 the powerhouse as a boilermaker? 16 A. The filter plant, too. We took it and covered 17 the river pump house too. 18 Q. Okay. You said the "filter plant"; is that 19 correct? 20 A. Yeah. It filtered the water and everything -- 21 drinking water and everything for the plant. 22 Q. Gotcha. And you said the "pump house"; is that 23 correct? 24 A. Lay it on me again. What? 25 Q. You said the "pump house" was another place; is	Page 107 1 A. '96, yes, sir. 2 Q. For your last about nine or ten years, were you 3 a mechanic down at the waste treatment plant? 4 A. Yes. 5 DEFENSE COUNSEL: Objection; form. 6 Q. (BY MR. HOLDER) Okay. And so that's -- you 7 were one of the two that you had referenced earlier that 8 left the boiler- -- left the powerhouse and the 9 boilermaker and became full-time mechanics at the waste 10 treatment plant? 11 A. Yeah. Me and Carol Phillips. He's passed on, 12 too -- 13 Q. Okay. 14 A. -- but me and him worked together. 15 Q. Okay. So would it be fair, then, from what 16 we've just gone through to give the approximate time 17 frame from when you were a boilermaker, from 1972 18 through about 1986 to '87; is that about right? 19 A. Right in there, yeah. 20 Q. Okay. Well, then, let me start talking just 21 for the '72 to '87 time period as a boilermaker. The -- 22 starting at the powerhouse where you had said y'all 23 reported to y'all's shop. In the powerhouse, are there 24 any boilers? 25 A. Five.

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Page 108 1 DEFENSE COUNSEL: Form. 2 Q. (BY MR. HOLDER) Okay. Do you recall the 3 manufacturers or brands of these five boilers at 4 Celanese Rock Hill? 5 A. One is Riley Stoker. I'm not -- I can't 6 remember that other one. It set halfway in and halfway 7 out, and it was the number five; but I can't -- I seen 8 it every day for all them years, but I can't remember 9 the name of it. 10 Q. That's okay. Are the other ones, you said, 11 though, were Riley? 12 A. I think they were Riley's. 13 Q. Okay. And also in the powerhouse, were there 14 any turbines or generators? Turbine generators? Sorry. 15 DEFENSE COUNSEL: Form. 16 A. Yeah, there was four -- four Westinghouse and 17 one Swedish. 18 Q. (BY MR. HOLDER) Okay. Is that four 19 Westinghouse turbines? 20 A. Yes, sir. Big ones. 21 Q. Okay. And did you say one Swedish? 22 A. Swedish. I think -- I thought it was Staval or 23 Stavill, something like that. But they were Swedish 24 jobs, because they come over, and when they'd have a 25 maintenance on it, the Swede would come over. And I	Page 110 1 all the way to the top checking everything, when the 2 boiler was down. Maintenance. Go up and all the 3 packing. And in the pulverizers down there, we had to 4 work on them. That was bad dudes. I can't remember 5 whether there was two to a boiler or one, but they were 6 all down through there on the bottom floor, and we had 7 to overhaul them and put new plates in them, and it 8 was -- I don't know where they got that steel. It was 9 heat-treated and all that, and it had -- it looked like 10 brazed or something -- the pieces of metal together to 11 keep that coal from tearing it up -- you know, cutting 12 it up. And -- 13 Q. You talking about the pulverizers? 14 A. Yeah. That's a bad dude. Heavy pieces. I 15 mean, they -- I'd say two inches thick, be a foot wide 16 or a foot and a half and about two foot long. And when 17 you picked that up, you were -- you'd eat your beans 18 when you went home. 19 Q. Sure. Let me back up just one second. You 20 mentioned when y'all would -- when y'all would shut down 21 the boiler and you would start from the bottom and go to 22 the top checking everything. How often were these 23 shutdowns on a boiler for the maintenance? 24 A. I'm going to say every six or eight months 25 something like that. It wasn't -- it wasn't a whole
Page 109 1 couldn't get over him wearing wooden shoes. 2 Q. Okay. So when you said Swedish, you actually 3 meant the nationality of the -- of where it was made. 4 It was a Swedish brand turbine; is that correct? 5 A. Right. Yeah. And a mechanic. 6 Q. Okay. You don't happen to remember the 7 mechanic's name, the Swede, do you? 8 A. Well, it sounded like a bad word. But I 9 can't -- 10 Q. Don't worry. 11 A. You want me to say it? 12 Q. No, don't worry. Don't worry about that. 13 That's a good enough description. 14 A. It's like SD. 15 Q. I gotcha. 16 A. And he was a little old -- two of them. They 17 was short. One big and one short. But it sounded like 18 a bad word. 19 Q. I gotcha. 20 A. But I don't know the other one. 21 Q. No worries. All righty. On the -- on the 22 boilers, let's start with that. Would -- what were some 23 of the jobs that the boilermakers had to perform for the 24 boilers? 25 A. We went in and started at the bottom and went	Page 111 1 year. I mean, if something happened, they had a leak or 2 something, we had to go right then and get it shut down 3 and work on it. 4 Q. Okay. Now, would they ever shut down all five 5 of the boilers at the same time? 6 A. No. 7 Q. Okay. Would they stagger them so that they 8 could keep the plant powered? 9 A. Yes. 10 Q. Did -- did each of the five boilers have to 11 be -- have a shut down for maintenance each one of these 12 periods, six to eight months? Was that -- 13 A. Right. 14 Q. -- for each one of them? 15 A. Yes. 16 DEFENSE COUNSEL: Objection; form. 17 A. Because that would wear out -- the metal would 18 wear out in the pulverizer, and you had to replace it. 19 You know? And that -- and that was pretty regular 20 maintenance on that. 21 Q. (BY MR. HOLDER) Okay. Did -- you mentioned 22 the boilers doing work on the first level or the first 23 floor. How many floors, or levels high, were these 24 boilers in the powerhouse at Celanese Rock Hill? 25 You can approximate.

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Page 112 1 A. That thing was 40- or 50-foot tall. 2 Q. Okay. So -- 3 A. At least. 4 Q. So really large. We're not talking about 5 small -- 6 A. No. 7 Q. -- little boilers you'd put in a bedroom? 8 A. No. 9 Q. And, so, was there -- were these boilers 10 insulated, or have portions that were insulated? 11 DEFENSE COUNSEL: Objection; form. 12 A. They had -- they had, I guess, it was 13 insulation about one-inch thick, all over thick, you 14 know, but -- 15 what do you call them? -- the insulators would come in 16 there and cover lines. So anything that was asbestos or 17 anything showing, they -- they didn't do that in -- when 18 I first went there. And later on, they started to cover 19 their lines up, the 600-pound lines, because they had 20 insulation on it, but it didn't have a cover on it, and 21 that insulation would go everywhere. So they put an 22 aluminum cover over the top of it, the insulators 23 would -- 24 Q. Like a jacket? 25 A. A jacket, yes.	Page 114 1 A. -- ten minutes. 2 Q. Okay. Let me see if I can clarify. When the 3 safety valve popped off from the pressure at 600 pounds, 4 did it blow dust out of it, or is this like from the 5 shaking or something that would cause dust from every -- 6 all the other insulation to come down? 7 DEFENSE COUNSEL: Objection; form. 8 A. I'm guessing it would be from the vibration. 9 Because the stack -- it went out -- it was about a 8- or 10 10-inch pipe, and it came out of the safety valve and 11 went up through the ceiling outside, straight up, but 12 it would shake the whole cotton-picking place, you 13 know, when it went -- that's a lot -- 650 pounds of 14 pressure -- steam pressure is a lot now. 15 Q. (BY MR. HOLDER) And would it -- I mean, would 16 you say that it would shake the area violently? 17 A. Yeah. Yeah. Everything. Dust. 18 DEFENSE COUNSEL: Form. 19 A. Everything. 20 Q. (BY MR. HOLDER) And would -- would it shake 21 the entire boiler and all the piping and everything -- 22 pipes around it? 23 A. Shake it pretty good, yes. 24 DEFENSE COUNSEL: Object to form. 25 A. Everything from the top to the bottom.
Page 113 1 DEFENSE COUNSEL: Form; move to strike, 2 nonresponsive. 3 Q. (BY MR. HOLDER) And on the -- on the places 4 that were insulated -- I know we were just talking about 5 some piping -- but for your normal maintenance and work 6 on these boilers, would you have to disturb the 7 insulation anywhere on that boiler? 8 DEFENSE COUNSEL: Objection; form. 9 A. Well, we disturbed it pretty good when we had 10 -- when we'd first start the boiler back up. We had to 11 check the safety valves. And so we had us a cable, 12 metal, and it was so long, had a hook on it, and you 13 connect it at the pop-off valve, and you'd be, like, 25 14 or 30 feet, I mean, farther away from that valve, and we 15 had to run it up to 600 pounds -- 650 pounds of pressure 16 to make sure it was popping. And if it didn't pop at 17 650 pounds, we had this chain connected to it, and we'd 18 pull that, and then there would be dust and everything 19 else. I couldn't see you -- just like we here -- I'd be 20 nose to nose with my buddy, and I couldn't see him. I 21 mean, you know, so much dust. And we had a rag around 22 our mouth. We didn't have any mask. And it would be 23 that way all the way down from the top to the bottom; it 24 covered everything up for at least -- 25 Q. And that would --	Page 115 1 Q. (BY MR. HOLDER) And so did y'all have to brush 2 off and everything after one of those safety valves 3 popped off? 4 A. Well -- 5 DEFENSE COUNSEL: Form. 6 A. -- we'd take the air hose and blow it off -- 7 blow it off off there. We did that, and later on, they 8 had the insulators come, and they put, I guess, 9 fiberglass on top of the boiler, and then they put a 10 metal plate over the top of that, and they welded them 11 together where it couldn't move, and that kept the 12 insulation down. But it still had dust settle on top of 13 that metal. 14 Q. (BY MR. HOLDER) Okay. Did -- did that help 15 the shaking, or did it just help the not being as much 16 dust? 17 A. Not as much dust, yeah. 18 DEFENSE COUNSEL: Form. 19 Q. (BY MR. HOLDER) Okay. As part of the 20 shutdowns that you had to -- when you're doing the 21 maintenance on each of these boilers and doing the 22 checking from the top to the bottom, would you check, 23 also, valves as well as pumps? 24 A. Yes. You had a -- I can't remember the name of 25 it. But that -- with pressure, and it was a spiral



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Page 116 1 shaft of motor on there of steam, and it'd go through 2 there and blow inside the boiler, you know, I -- I don't 3 know what they called it, cleaning or something. 4 But it was a steam-operated, and it'd go 5 through the boiler one side from the other blowing the 6 stuff off of the sides of it, inside. And they did 7 that, and we had packing on that pole cat. It was 8 steam-operated. And we had to put packing all in it, 9 and it was bad. It was pretty good sized motor, but it 10 was steam driven. 11 Q. And were y'all pretty much -- did you do 12 this -- I think you'd said each boiler had a shutdown. 13 But did you personally during your years do these 14 shutdown maintenance on each of the boilers, all five of 15 them? 16 A. Yes. Uh-huh. 17 DEFENSE COUNSEL: Form. 18 Q. (BY MR. HOLDER) And at one time or another, 19 were -- I mean, were y'all responsible for checking all 20 the valves and all the pumps on those -- on all five 21 boilers? 22 DEFENSE COUNSEL: Form. 23 A. Yes. Anything that's leaking or whatever, we 24 had to put new packing and everything back in it. 25 Q. (BY MR. HOLDER) Okay. So even it -- go ahead.	Page 118 1 A. Them clinkers was hard as a brick and one had 2 -- 3 Q. Okay. 4 A. -- one had it so bad in number five, and we -- 5 we'd go -- after everything was down, but we went in 6 there, and a big clinker was around the burner, I mean, 7 the burner, you know, is a pretty good size, four foot 8 or five across, and it -- it got the whole thing plugged 9 up. The firing wasn't doing no good. 10 And we got -- after it went down, we let it 11 cool, blowing in, and everything else, we got a bosun 12 chair and went down inside the boiler, and we was 13 knocking that clinker -- that's all they ever called 14 them, a clinker, just hard coal, hard as a brick. And 15 we'd take a -- in bosun chair, we'd take the jackhammer 16 with an air job and hit them things and get them loose 17 from around the boiler -- the burner. That was a pretty 18 good job. 19 Q. And so were -- were you wearing any protective 20 gear so that you wouldn't get burned being that close to 21 the burner, or was it shut down? 22 DEFENSE COUNSEL: Form. 23 A. No. It was shut down. But when we'd hit the 24 clinker, a piece of it would fall off, it would be -- 25 it's still hot. It'd be warm. You could see it red in
Page 117 1 A. The pulverizer? 2 Q. You did mention pulverizer. I was about to 3 follow up on that in just a second. 4 A. Oh, okay. 5 Q. Okay. On the -- on the boilers, was there ever 6 a reason that y'all might be on an upper floor or an 7 upper portion of the boiler and have to be suspended 8 down to do any work, like in a chair? 9 DEFENSE COUNSEL: Form. 10 A. We had -- well, I'll try to explain it. A coal 11 has -- we called it clinker. It's just a hard piece. 12 It's been through that heat. It makes a -- they call it 13 clinker. It's just hard as cement. And we had to take 14 rods and everything out and poke around in the burners. 15 And there's four burners there, and you had to poke 16 around them to knock them clinkers off down into -- 17 inside the boiler. But the maint- -- the people over 18 the boiler -- let's see. They had two of them -- and 19 they'd blow down them boilers every day. But those 20 clinkers would go down to the bottom, and that had a 21 chute down there, and it would blow it all the way down 22 to the -- it was a tank outside where the -- all of the 23 dust and everything went to, and it pumped it down to 24 the -- to the ash pond. But them clinkers -- 25 Q. And so when you're -- sorry. Go ahead.	Page 119 1 there. It was still hot. But we had coveralls on. I 2 think we had a mask or a shield on. I can't remember 3 for sure on that. But we was in a little bosun chair, 4 let down with a cable. Wasn't no rope or nothing, 5 because it's a cable to cause -- that burn in two, you 6 know, boop. You'd go to the bottom. 7 Q. (BY MR. HOLDER) When you're having to poke 8 around there and doing this, trying to release clinkers, 9 which are just, I think you said, were hardened coal, 10 are you having -- are you disturbing any insulation at 11 all? 12 A. Everything, yeah. 13 DEFENSE COUNSEL: Form. 14 Q. (BY MR. HOLDER) Is that creating dust there 15 in -- while you're sitting there in your bosun chair? 16 A. Oh, yeah. 17 DEFENSE COUNSEL: Objection; form. 18 A. It'd be falling around. Uh-huh. 19 Q. (BY MR. HOLDER) And number five, that you've 20 mentioned specifically, is that the one that's half in, 21 half outside that you can't remember the name of? 22 A. Yes, sir. Uh-huh. I can't -- 23 Q. Okay. 24 A. Look like I could. I worked on that thing 25 enough, but I'm sorry.

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Page 120 1 Q. That's okay. That's okay. 2 You had mentioned working on pulverizers, and 3 was -- were the pulverizers -- where were they in 4 association to the boiler? 5 A. They were on the bottom floor. 6 Q. Okay. 7 A. Because -- 8 Q. And -- go ahead. 9 A. The coal comes down the chute from the top 10 bunker, all the way down, and it went through a grinder 11 there, and then it come down to the pulverizer, and the 12 pulverizer's got fingers -- I call them fingers -- and 13 they stick out on a rotating piece of metal, and 14 the -- they'd hit the coal. But they were heat-treated 15 or some kind of -- I don't know. They order those 16 things for those -- especially for that. It was made. 17 And it'd wear all the pieces off, and it wouldn't 18 pulverize the coal. And that -- we had to replace all 19 them in that thing. I done forgot how many is in there. 20 Probably a hundred or more. And, too, we had to put new 21 brake line and everything in the -- in the motors that 22 turned that thing. 23 And it had that -- I guess them motors or at 24 least 150 horses. And it turned that big piece of 25 metal, and what it done, it had a clutch, and the clutch	Page 122 1 Q. -- was that like a brake lining or clutch 2 lining material? 3 A. Yeah. Just like it. 4 DEFENSE COUNSEL: Objection; form. 5 A. Except it was thicker. It was bonded to that 6 lead, and it was about -- um, I don't know how thick it 7 would have been. But it was bonded to that lead, and 8 that's what finally, over time, when you -- they'd start 9 it so often off, it would melt them things, I guess, all 10 the lining, it'd blow dust everywhere when it first 11 started taking off. 12 Q. Okay. And would the -- would your removal of 13 the old lining, would you have to clean it out, or clean 14 out all the old lining material before you could pop 15 back on the new clutch lining material? 16 A. We'd take -- 17 DEFENSE COUNSEL: Objection; form. 18 Q. (BY MR. HOLDER) And would you -- go ahead. 19 A. We'd take it, blow it out good, clean it out 20 good, and put the new ones in there, and we got a plate 21 that goes over and holds them in. 22 Q. Okay. All right. Would there be -- would you 23 have another -- would y'all have your whole crew working 24 on these pulverizers when you were having to change out 25 these flush lining materials, or would it just be you
Page 121 1 was about a foot and a half wide, or maybe -- yeah, foot 2 and a half at least; and that clutch, it's about four or 3 five inches thick, and it's got little sections all the 4 way around it. And then had the shaft on the motor to 5 hold it. But it got sections around that -- about four 6 or five little sections, and in them sections there, 7 you've got a piece of -- it's like lead, and it's a 8 brake line and -- on it, like a brake shoe on a car. 9 Q. Uh-huh. 10 A. And when that got to turning, when that motor 11 turned that stuff, it goes out from that little piece. 12 It didn't have to go out but about four inches, and, 13 bam, it was up against there, and it started turning the 14 big motor and all -- I mean, the pulverizer itself. 15 Q. I gotcha. So with the -- 16 A. And so -- 17 Q. Go ahead. I didn't mean to interrupt. 18 A. Yeah. There was a lot of them on there. I 19 don't know how many was in there. But a lot of people 20 would take it -- they said it was lead. They'd take and 21 make fishing plugs and all that stuff out of it. 22 Q. The material that you're talking about that you 23 had to change the lining on for the -- on these 24 pulverizers -- 25 A. Uh-huh.	Page 123 1 and a partner, or what? 2 DEFENSE COUNSEL: Form. 3 A. They'd have three of us working on it at a 4 time. 5 Q. (BY MR. HOLDER) All right. And did each one 6 of the boilers have pulverizers? 7 A. Yes. Except five down there, it had a round 8 one like -- ten -- ten- or 15-foot wide and round, and 9 it had big balls in it. I guess they were -- oh, great 10 day, two foot by a foot. They were -- and then had a 11 shaft through the center of it. Like a -- it was a ball 12 of metal, and the shaft come through it to hold it 13 through this arm that makes it go round and round 14 inside. All that wheel done -- it was like a car wheel. 15 It rolled over the coal and crushed it, it was so heavy, 16 and then it dropped to the bottom, and that -- and then 17 the blower blowed it up into the burners. 18 Q. Okay. You had also described there being 19 turbines. I think you said in the powerhouse, there 20 were four Westinghouse turbines and one Swedish- 21 manufactured turbine that you didn't recall the name of; 22 is that correct? 23 A. Yes. 24 Q. Did these turbines have to be shut down for 25 maintenance on a regular basis like the boilers did?

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Page 124 1 A. Yes. 2 DEFENSE COUNSEL: Object to the form. 3 A. I don't know who took care of it, but ever so 4 often the Swede -- I don't know whether it was every two 5 years or every year and a half or what, but then the big 6 Westinghouse's, when they'd come down, the Westinghouse 7 would send their man in, and the Swede's would send his 8 man in, too, when they come down. But they -- they'd 9 shut them down pretty good, and we had to take them all 10 apart. 11 Q. (BY MR. HOLDER) What did you help with when 12 y'all took apart -- and let's talk about the big 13 Westinghouse turbines. 14 DEFENSE COUNSEL: Form. 15 A. The Westinghouse turbines, God knows, they 16 were, what, 20-feet, 25-, 30-feet long, and the 17 generator and the steam together, and they had a blanket 18 of asbestos, and it was a good two and a half, three 19 inches thick of blanket, heavy. And we'd pick it up 20 with a crane -- or, you know, sometimes we'd take -- 21 three or four of us, grab it on one side of the turbine 22 and pull it off. Because it would be -- it would be 23 like 10-foot long and 5-, 6-feet wide. And we laid it 24 across there, and the other one -- the other side, laid 25 it up against there and tied them together.	Page 126 1 turbine? 2 DEFENSE COUNSEL: Object to the form. 3 A. No, they never did say anything. No. 4 Q. (BY MR. HOLDER) Did -- when you had to -- when 5 the Swedish men would come to help do maintenance on the 6 fifth turbine -- 7 Well, first off, how big was the fifth turbine, 8 the Swedish turbine, in comparison to the Westinghouse 9 turbines? 10 A. Say you got the Swedish turbine, it would be 11 like putting a Volkswagen next door to it. The Swedish 12 was a little compact thing. I mean, it was still pretty 13 good size, but, I mean, as far as height, it wasn't -- 14 maybe 4-foot high. And -- 15 Q. Okay. 16 A. -- maybe 5-, 6-feet wide. And you had a 17 generator on one end and a generator on the other end. 18 The shaft and the center come out from the right one, 19 and I'd -- I never did understand how it worked, but it 20 worked. One side turns to the right, and one side turns 21 to the left. It's the blading inside where they -- made 22 it do that. 23 Q. One thing I forgot to ask about the maintenance 24 on the Westinghouse turbines. Did all four require this 25 type of regular maintenance?
Page 125 1 Q. (BY MR. HOLDER) Did -- would that take y'all's 2 whole crew of -- of boilermakers, whoever was there 3 helping? 4 A. No, that would -- 5 DEFENSE COUNSEL: Form. 6 A. -- be all of us. Two or three of us would be 7 on that. And the Westinghouse sent their own men in, of 8 turbine men. 9 Q. (BY MR. HOLDER) Okay. So did you work 10 alongside the Westinghouse men? 11 A. Yes. 12 Q. Okay. 13 A. Anything they wanted or anything, we'd get it 14 for them. 15 Q. Sure. Did -- when you got to the powerhouse 16 and you started work as a boilermaker, were all four of 17 the Westinghouse turbines already erected and in 18 production when you arrived in there, or were some of 19 them built while you were there? 20 A. No, they were all going when I got there. 21 Q. Okay. Did anyone from Westinghouse, any of 22 those Westinghouse men that were -- that would come in 23 to work on the turbine, did any of them warn you at all 24 about asbestos or a possibility of getting cancer from 25 the work with those blankets or anything with the	Page 127 1 A. Yes. 2 DEFENSE COUNSEL: Object to form. 3 A. I don't know how -- I mean, I never did know 4 the schedule. Whether it was every six months or every 5 year. I know the little turbine was, like, a year and a 6 half or two years. 7 Q. (BY MR. HOLDER) Okay. And would the -- same 8 with the boilers for the big Westinghouse turbines, 9 would they stagger them so that the other turbines could 10 continue to run and operate so that only one would be 11 down at a time? 12 A. Yeah. They can do that. Uh-huh. 13 Q. Okay. But would you agree that over -- over 14 the years as a boilermaker you worked on all four of the 15 Westinghouse turbines that were there in the powerhouse? 16 DEFENSE COUNSEL: Object to the form. 17 A. Yes. 18 Q. (BY MR. HOLDER) Okay. Were there -- did you 19 do any work while you were a boilermaker -- well, strike 20 that. 21 Was there any equipment in the powerhouse at 22 Celanese Rock Hill that you recall by the -- being -- by 23 the name of precipitator? Like a -- that's called a 24 precipitator? 25 DEFENSE COUNSEL: Form.

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Page 128 1 A. That's on top of the boilers, yeah. 2 Q. (BY MR. HOLDER) Okay. Would you do any work 3 during your time as a boilermaker associated with the 4 precipitators? 5 DEFENSE COUNSEL: Form. 6 A. I think we had to -- I think we got -- it 7 had a motor sitting out there, and it turned the shaft 8 going through there with arms on it, lead, on wheels, 9 and that -- they would hit the -- where the wires come 10 in, it would get -- there was so -- coal dust on there, 11 and that thing would turn them, and that'd hit them 12 wires and shake them where the fly ash would be off of 13 them. I guess that would mess it up, the electricity, 14 you know? I didn't get to work on the electrical part 15 of that. 16 Q. (BY MR. HOLDER) Okay. Did -- you mentioned 17 fly ash. Was there any sort of fly ash removal or 18 bottom ash removal systems at Celanese Rock Hill? 19 DEFENSE COUNSEL: Form. 20 A. Yes. And on the -- on the third floor or 21 fourth, I guess you'd call it, under the boilers at 22 the back, where it went out the stack, the smoke or fly 23 ash -- I was trying to think. We had a -- a -- it was 24 just like a diamond, and it -- it's metal, like, 4-foot 25 wide -- 10-foot wide, and down to a point, it had holes.	Page 130 1 doughnut and, I guess -- I don't know what that was made 2 out of. But -- 3 Q. Was it around the door? 4 A. No. It was -- where the -- where the vacuum 5 system goes together. You know, you got four bolts 6 holding the coupling there. You take them loose and 7 then it's -- I guess, it -- a door like. But it -- 8 Q. Okay. 9 A. It's a round -- 10 Q. That's -- that's -- that is fine. Was there 11 any -- were there any valves, pumps, steam traps, 12 anything like that associated with -- associated with 13 the ash removal systems? 14 DEFENSE COUNSEL: Form. 15 A. Yeah. All of them air-operated valves. We had 16 to change them too. They'd mess up, just the sealer. 17 We'd take it off and put new packing in and put a new 18 sealer on. 19 Q. (BY MR. HOLDER) Okay. Were these flanges 20 connected into the lines? 21 A. Yes. But that's where that -- where that 22 one, at the boiler, that it was round, but I can't 23 remember -- we took it off -- that's four bolts there, 24 we'd pull it together like a coupling, and it sealed 25 everything with that -- that round gasket. But I can't
Page 129 1 That's where the fly ash fell down. They had -- we had 2 a vacuum system on and a -- a switch there; you'd pull 3 it, and it opened the gate and suck all the fly ash out. 4 Because we had a vacuum on it going down to this pond 5 outside, from the top floor down into the pond at the 6 back. And that was a -- sometimes we'd hit them things, 7 it would be plugged up inside, and it'd come out of 8 there and cover us up, you know. 9 Q. Uh-huh. 10 A. I thought it was just fly ash, whatever it was. 11 It would cover you up. 12 Q. Sure. Did the conveyor systems that were 13 removing this fly ash or bottom ash, did they have any 14 gaskets or seals that had to be removed or replaced? 15 A. Yes. Uh-huh. 16 DEFENSE COUNSEL: Object to form. 17 A. It was -- 18 Q. (BY MR. HOLDER) And where was -- go ahead. 19 A. It was a seal, and they were down there at 20 the bottom floor, a boiler on the second level, and it 21 was -- they were made -- they looked -- they're black, I 22 mean, shiny, and it was a -- a factory-made gasket on 23 it -- on that ash system, and we'd pull it out and put 24 their -- take the other one out, because it was leaking, 25 and put a new gasket on. And it was round like a	Page 131 1 remember -- I knew it was black, but that's all. 2 Q. Did -- you had mentioned the safety valves 3 earlier. And were they on -- was there a safety valve 4 on each one of the boilers? 5 A. Yes. Uh-huh. 6 Q. Okay. And do you happen recall the 7 manufacturer or the brand name of the safety valves that 8 were utilized on any of the boilers? 9 A. No. They had -- 10 Q. That's fine. 11 A. -- some company come in there -- the name of 12 them -- and take one off one time and rebuild that 13 thing. But when we take one off the boiler, we'd take 14 it over to the instrument shop, take it down to -- all 15 the way to the bottom and take it over the instrument 16 shop, and they would reset it. You know, if it wasn't 17 popping off at the -- if it was popping off at 500, and 18 they wanted 550, they would reset it, and we'd get it 19 and bring it back after they'd get through. It might 20 take two or three days or whatever -- while the boiler 21 was down. 22 Q. Okay. And when you would take those out, would 23 they be connected via a flange connection? 24 A. Yes, sir. Flange and coupling and all. 25 Q. And --or would you --

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Page 132 1 okay. And so would you have to clean off the 2 flange facing of the old gasket material on the safety 3 valve that you removed from the boilers at Celanese? 4 A. Yes. 5 DEFENSE COUNSEL: Form; leading. 6 A. Because there was -- all that steam, they was 7 melted on that. You'd have to have grinder and 8 everything to take it off. 9 Q. (BY MR. HOLDER) Okay. And was this a 10 large -- I don't know -- 10-inch-plus flange facing? 11 A. At least, yeah. 12 Q. Okay. Because this is the one that's blowing 13 the 600 hundred pounds -- 14 A. Right. 15 Q. -- steam; is that correct? 16 A. Uh-huh. 17 DEFENSE COUNSEL: Form. 18 Q. (BY MR. HOLDER) You've mentioned a lot of 19 places where y'all had to do repair of -- or replacement 20 of gasket material and packing material. Do you happen 21 to recall if -- one way or the other if y'all ever 22 utilized Crane packing or John Crane packing or gaskets 23 at Celanese? 24 DEFENSE COUNSEL: Objection; form. 25 A. Yes. Crane.	Page 134 1 (A break is taken from 11:03 a.m. (EST) until 2 11:12 a.m. (EST).) 3 THE VIDEOGRAPHER: We are back on the record. 4 The time is approximately 11:12 a.m. 5 Counsel, you may proceed. 6 MR. HOLDER: Thank you. 7 Q. (BY MR. HOLDER) Mr. Morgan, we were just 8 talking about all of your jobs and different work that 9 you had performed in the powerhouse. You had also 10 mentioned a couple of other buildings or places at 11 Celanese where you performed work as a boilermaker. I 12 just want to touch on those quickly. You talked about 13 the pump house. What work would y'all perform in the 14 pump house? 15 A. It's according to what -- usually, when the 16 leaves are falling off the trees in the end in summer -- 17 or start, we had to go down and pull screens. They had 18 one, two -- five or six screens. And they were like 19 three-foot wide and 20- or 25-feet long, and we'd pull 20 them with the chain fall, all the way up to get all the 21 trees, limbs, and anything that was on it. And we'd 22 pull it all the way up and just shake it back -- you 23 know, real -- back and forward to knock all the leaves 24 off. So any leaves that were in there, it went up 25 to -- it had a trough up there. That big stuff went out
Page 133 1 DEFENSE COUNSEL: Object to form. 2 Q. (BY MR. HOLDER) And would that be for both 3 gasket -- gasket material and packing material? 4 A. Yes. 5 DEFENSE COUNSEL: Form. 6 Q. (BY MR. HOLDER) Okay. 7 A. They would have -- 8 Q. Go ahead. 9 A. At stores, we'd go over there and get it, and 10 it was in rolls. And, you know, we'd get a piece 11 two-foot wide and two-foot long, and we'd lay it on 12 there and make our gaskets -- or have them cut out, 13 either one. We had a thing to cut gaskets with. 14 MR. HOLDER: I gotcha. We have been going 15 about an hour. Before I get into the -- your time at 16 the waste treatment facility, would it be okay to take a 17 quick bathroom break for about five minutes? 18 THE WITNESS: Yeah. I can go check the fish 19 pond. 20 MR. HOLDER: Okay. All right. Off the record. 21 THE VIDEOGRAPHER: Okay. The time is 22 approximately 11:03, and we are off the record. 23 MR. HOLDER: Be back in five minutes. 24 Thank you, guys. 25 THE WITNESS: All right. Thank you.	Page 135 1 and spit it back out the other end of the powerhouse. I 2 think the pipe's still there. And it would shoot it 3 back out to the right, going on down the river. And 4 we'd have to -- 5 Q. Did a -- okay. Sorry. 6 Did any of -- any of your work down at the pump 7 house, did y'all have to do any checking on the pumps 8 there for -- to see if they had any leaks or anything 9 and have to do any replacement of packing or gaskets? 10 A. Yeah. Put the gasket material on a shaft. And 11 I think there was another one over there next to it that 12 run the screen -- they had screens in there, and the 13 screens -- copper screens about half-inch holes in them, 14 and they are -- they were five-foot long, and they were 15 on -- how can I call it? -- it went from the bottom of 16 the water to the top of the -- inside the pump house. 17 And all the leaves and everything come off of that would 18 drop down in that chute I was telling you about, and 19 they'd shoot them out the other end. Yeah, it took us 20 about -- a couple or three hours or whatever to do that. 21 Q. Okay. Aside from pulling the screens in the 22 fall of each year down at the pump house, did y'all do 23 anything else in the pump house, any work? 24 A. We had a shutdown one time for the powerhouse 25 and the water, and we had to go down in a hole --



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Page 136 1 there's a big hole at the front there. 2 Q. Of the pump house, or powerhouse? 3 A. At the pump house. 4 And it's about ten -- about 20-feet deep. Ten, 5 15 -- I guess, something like that. And they had a big 6 valve in that -- the pump -- the sump pump, the valve 7 must have been, God knows, I want to say two -- two 8 foot, three foot. I had even measured that thing. But 9 it had a stem on it, and we had to go down in there and 10 shut it off. And we took turns about. And we had air 11 blowing down in there because it's up under the ground 12 and it's in the hot summertime, and I thought it was 13 gravy, but it wasn't. And we were sitting there -- two 14 of us would go down and start turning down to close that 15 valve. And you might be in there 20 minutes, and you 16 wouldn't, like, go down a half-inch, doing round and 17 round, you know. 18 Q. Really? 19 A. We had a platform in there. But that -- that 20 was a rough, rough thing. 21 Q. Now, are -- are these valves that you were 22 turning on -- 23 A. Uh-huh. 24 Q. -- are these the same ones that they have on 25 display now out in front of that Pump House restaurant?	Page 138 1 A. And it -- they would alternate them pumps 2 because -- 3 Q. How much packing was in those -- those big 4 pumps? 5 DEFENSE COUNSEL: Form. 6 A. I'd say a big one would take at least six or 7 eight packets, maybe more. 8 Q. (BY MR. HOLDER) Wow. Okay. And you had to 9 remove all that before replacing it with new? 10 A. Yeah. All the -- 11 DEFENSE COUNSEL: Objection; form. 12 A. -- down in the cavity where it is to the bottom 13 part of it. And we'd clean all that out and blow it out 14 or whatever, or scraped it. We had a -- we had a 15 scraper. They come up with that. I don't know how they 16 done that either. It was about an inch wide and 17 quarter-inch thick and had a blade on the end of it and 18 it had a handle -- a wooden handle, and it was about 12 19 inches long, and we could use that. Could go with that, 20 and if we couldn't get off with that, we'd use a side 21 grinder or a brush with a side on it. 22 Q. (BY MR. HOLDER) Okay. And then after y'all 23 had finished, would you then take compressed air to blow 24 it out? 25 A. Yes. Biggest part of the time.
Page 137 1 A. Yes, uh-huh. Same one. 2 Q. And at the time, either of the pumps or valves 3 that you ever dealt with on any of your work down at the 4 pump house, did they have any insulation on them or 5 associated with them that had to be removed for you to 6 do the work? 7 DEFENSE COUNSEL: Objection; form. 8 A. Come to think of it, I don't believe they had 9 no insulation nowhere down there. 10 Q. (BY MR. HOLDER) Okay. What about -- I know 11 you had said there was gasket material that you had to 12 take off associated with the screen work. Where would 13 the gasket material have been that you removed? 14 DEFENSE COUNSEL: Form. 15 Q. (BY MR. HOLDER) Like, from where on the pump? 16 A. Oh, the pump. Oh, where it goes -- the first 17 part of it, it's up -- up at the top. And there's a 18 flange there with two bolts on it. You just take them 19 loose and then take a puller and pull that packing out 20 and put new packing back in it. They didn't -- they 21 didn't look that bad down there for them running 24 22 hours a day. They alt- -- they alternated each pump 23 down through there. And I think it was three pumps or 24 four, pumping at the powerhouse. 25 Q. Yep.	Page 139 1 DEFENSE COUNSEL: Form. 2 A. So you can get -- get to it. 3 Q. (BY MR. HOLDER) Okay. Now, you had also -- I 4 just want to clarify one thing. You had mentioned that 5 you thought that the work was gravy or going to be 6 gravy, and it wasn't? Do you mean -- that's a -- that's 7 a -- you mean by that, you thought it was going to be 8 easy -- 9 A. Easy. 10 Q. -- is that correct? 11 A. Yeah. 12 Q. Yeah. 13 A. It was going to be easy, but it wasn't easy. 14 Q. Yeah. Sounds like it. 15 And you also mentioned y'all worked down at the 16 filter plant, or were responsible for work down at the 17 filter plant. What all did y'all -- the boilermakers 18 have to do down at the filter plant? 19 A. We had -- they had -- I'm trying to think now. 20 One, two, three -- I'm going to think about four, it 21 might be five pumps that pumped water all the time. And 22 they were alternating, you know, too, and they had 23 packing it, and they would leak, and we'd take them out, 24 clean it out, and put new packing in it. But they were 25 pretty good sized motors. And the packing, it would

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Page 140 1 be -- down in there at least four or five inches. And 2 then we'd would take a pulley, go down through there, 3 and screw it into them, pull it out, and put new on, and 4 blow it out. Because we was right there and had power 5 and all right there at it. 6 Q. And did you ever have to -- aside from the 7 packing, did you ever have to remove or replace any 8 gaskets on those pumps at the filter plant? 9 DEFENSE COUNSEL: Form. 10 Q. (BY MR. HOLDER) Whether it was just a flange 11 or even internal? 12 A. I'm thinking. 13 I don't believe we did on that. 14 Q. Okay. That's fine. No worries. 15 How often was this maintenance or checking on 16 the pumps down at the filter plant, when you were a 17 boilermaker? 18 A. That -- that was every day. Somebody would go 19 by there and look at them every day. Because they'd, 20 you know, running around the clock, 24 hours a day, and 21 we would go by there. And -- 22 Q. Sure. 23 A. -- if it was leaking anything, try to fix it 24 right then. 25 Q. I gotcha. So the last place you had mentioned	Page 142 1 to check all of the pumps for leaking and then repair 2 and replace the packing? 3 A. Yes. 4 DEFENSE COUNSEL: Form. 5 A. And it -- it was different from the powerhouse 6 because, you know, we just had water, or something, 7 steam up there going through the line. This down there, 8 you had all the -- everything from the bathrooms and all 9 from the plant coming down there, and it would get on 10 your hands when you were cleaning that out and putting 11 new stuff in there. But they gave -- they give me a 12 shot -- I done forgot what that shot was -- because I 13 was working around all that waste stuff down there. 14 Q. (BY MR. HOLDER) I -- was it a hepatitis shot? 15 Does that sound right? 16 A. I think it was -- 17 DEFENSE COUNSEL: Form. 18 A. -- yeah. Because they -- they said you're 19 going to be working in some bad stuff down there. 20 Q. (BY MR. HOLDER) Sure. So when we say waste 21 treatment, this is more human waste than the chemical 22 waste that might be left over from the synthetic 23 manufacturing that was going on; is that correct? 24 DEFENSE COUNSEL: Form. 25 A. The biggest part was human and everything,
Page 141 1 was the waste treatment plant. Now, you mentioned 2 that -- earlier that you were a full-time waste 3 treatment mechanic the last ten years you worked at 4 Celanese; correct? 5 A. Yes. 6 Q. Okay. Prior to that -- prior to '87, did you 7 still work as -- when you were a boilermaker, did you 8 still have responsibilities to do work down at the waste 9 treatment plant? 10 A. Yeah. They would send us down there once a 11 week when they first started, and then it got so working 12 around the clock, they said, we're going to put two men 13 down there. I did volunteer. I said: I want to go. 14 And my buddy, Carol Phillips, he went. We -- both of. 15 Q. Okay. So when you went to the waste treatment 16 plant, you had already been doing that work -- the same 17 work that you did when you were a full-time mechanic at 18 the waste treatment plant, you were already doing that 19 when you were a boilermaker; is that correct? 20 A. Yes. 21 DEFENSE COUNSEL: Object to form. 22 Q. (BY MR. HOLDER) And so I think you said 23 checking on pumps, is that the same type of work 24 that you've described at the filter plant and at the 25 boiler -- at the boilers and everything that -- having	Page 143 1 yeah. 2 Q. (BY MR. HOLDER) Okay. Okay. 3 How many pumps did they have down at the waste 4 treatment plant? 5 A. We had two up there at the front there and four 6 down there. I think four down there. Four. 7 When I first went, see, we didn't have but 8 eight. But after they started remodeling the waste 9 treatment, you know, they shut down all them, and they 10 come up with new ones, and they come up with this big 11 tank -- two big tanks. They were aluminum, and they 12 were holding -- they had more pumps on them and 13 insulation. And then where it comes in up there, where 14 they dumped it in a truck, the excess waste and all, 15 take it to the landfill, they were -- all kind of -- two 16 pumps up there. And then -- 17 Q. So did you -- 18 A. We doubled up on the work what we did have. 19 Q. I gotcha. Did -- did you ever have to work on 20 any of the pumps associated with the tanks where -- that 21 were disturbing any of that insulation that you 22 mentioned? 23 A. Yeah. On top of it, it had a -- Like, it was a 24 motor and a wheel on each side, and it was just -- it 25 was rolling all the time with chain-driven, all the way

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Page 144 1 around the top of that thing, skimming the top of the 2 poop stuff out of there -- off of it. And -- 3 Q. Okay. 4 A. -- we had to change the motors on it, jack it 5 up, cut everything off. I mean, the wheels, they were 6 like 12-inch wheels about, ten inches wide, and it was 7 some kind of plastic. I don't -- I didn't ever know 8 what it was. But it wasn't rubber or nothing; it was 9 some kind of plastic. 10 Q. And was -- was this kind of like circulating 11 the water; the waste water that was in the -- in the 12 tank? 13 A. Yeah. Everything that come in there -- 14 DEFENSE COUNSEL: Form. 15 A. -- yeah, went into that one tank, and that was 16 supposed to have been going around; and the good stuff 17 is supposed to come off and went back down to the river, 18 and the other settled to the bottom like, and then it 19 went out to the ponds. We had them two ponds there. 20 They -- great day, they were -- I don't know. I don't 21 know how to -- 22 Q. Sure. 23 A. City -- long as a city block, them two ponds. 24 And they were 20-, 30-foot wide, each one of them, and 25 that was thick juice in it.	Page 146 1 A. No, huh-uh. It's on top of it. 2 Q. Oh, okay. So you were -- is there like a lid? 3 A. Yeah. It's got a cover. It looked like a 4 space ship, big, aluminum. They picked it up with a 5 crane at one time. They put it together on the ground 6 and picked it up with a crane and set the whole thing 7 over the top of it. It was pretty neat. 8 Q. Okay. And so when you were working on the -- 9 when you were working on the motor, were you just kind 10 of climbed out on top of the lid, on the top of the top? 11 A. Yeah. There was a place there for you to walk, 12 like a walkway, you could get to it. 13 Q. Okay. 14 A. But that was -- 15 Q. Go ahead. 16 A. The biggest part of the pumps and all that, the 17 packing all, was down at the bottom. 18 Q. Okay. Tell me about those. What -- would 19 you -- to work on those pumps at the bottom, would it 20 have to be drained, or could you just work from 21 underneath? 22 DEFENSE COUNSEL: Form. 23 A. No. Didn't have any pumps down there. It 24 was -- these are up at the other end. I'm trying to 25 think. I don't believe it had a pump down in the bottom
Page 145 1 Q. Yeah. 2 A. It was really bad. And it had to be aerated -- 3 Q. Answer me this -- 4 A. Uh-huh. 5 Q. Okay. You had to have it aerated; is that what 6 you said? 7 A. Yeah. We had one, two, three -- we had three 8 on this side and three on the other side, aerators. 9 Stainless steel. 10 Q. Did you ever have to do any work on the 11 aerators? 12 DEFENSE COUNSEL: Object to form. 13 A. Yeah. We started out with -- when they first 14 started with the aerators, we were using cable. 15 Regular, you know, cable. Regular cable steel. And 16 that stuff would eat them up. So we -- this boss man, 17 Bill Wilkerson (phonetic), he's the engineer; he said, 18 Eddie, let's change this, and he ordered this nylon -- 19 it was like nylon rope with some kind of stuff to it. I 20 don't know. But we'd tie that on there, and after that, 21 we didn't have no more -- I mean, changed them and put 22 them on there, it didn't eat them up. 23 Q. (BY MR. HOLDER) Okay. Quick question on the 24 -- on the tanks, when you had to work on the motors, did 25 they drain the tanks first?	Page 147 1 of it. It went by gravity flow and overflowed, you 2 know, in a pipe, and it would go down in there. 3 Q. (BY MR. HOLDER) Okay. 4 A. I got a picture of it down there. 5 Q. Okay. Did your work -- associated with 6 anywhere at the waste treatment, tanks included, did 7 y'all have to -- in addition to packing, did you also 8 have to change out any gasket material on any of the 9 pumps or valves? 10 DEFENSE COUNSEL: Objection; form. 11 A. Yeah, sometimes we had to change the gasket on 12 the -- where it goes down to the river. 13 Q. (BY MR. HOLDER) Okay. And when you say, "goes 14 down to the river," you're talking about where -- is 15 there a -- is there a pipe that goes from the water 16 treatment plant down to the river? 17 A. Yeah. Goes down and goes out halfway in the 18 river. 19 Q. And that is the pipeline that you were talking 20 about that sends the good water back after it's kind of 21 separated it from waste? 22 A. Yeah. It's supposed to have been good, but, 23 you know, a lot of time it come down through there, and 24 we'd come in and somebody would call you and see -- it 25 would be -- it'd be like foam going down the river, you

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Page 148 1 know? And they would raise Cain about that. So they 2 -- this -- these chemical people come up with this 3 stuff, a chemical, and you put it in there, and it 4 knocked the foam down. John Brown, we'd use a 5 thousand-gallon tank. We'd sit there and dump that 6 whole thing in the ash pond and, you know, let it -- I 7 don't know, it was something like a pool would get rid 8 of the bubbles. 9 Q. I gotcha. 10 DEFENSE COUNSEL: I'm going to object to the 11 nonresponsive portions. 12 Q. (BY MR. HOLDER) And so that was because the -- 13 whoever, whether it's people at Celanese or whoever, 14 didn't want foam on top of the water that was being put 15 back in the river? 16 A. No, huh-uh. 17 DEFENSE COUNSEL: Object to form. 18 A. Because they -- they'd come down through there 19 with a helicopter ever now and again and airplanes, fly 20 by the river. You could see it like a sore thumb, you 21 know, if it come out foamy going down through there. 22 Q. (BY MR. HOLDER) Sure. 23 You had mentioned a little earlier -- 24 And this might have been back at the 25 powerhouse, so, please, correct me if it wasn't.	Page 150 1 DEFENSE COUNSEL: Form, speculation, lacks 2 foundation. 3 A. I don't know whether it was the environment 4 people. Something for the State, because we had to -- 5 Q. (BY MR. HOLDER) Okay. 6 A. -- we wanted it cleaned out good for them to 7 check it. But they must allowed so much to go out in 8 the air, you know. I don't -- I didn't get into that 9 part of it. But that's what I figured. 10 Q. And so what was your job ahead of the site 11 visit? 12 A. We worked overtime. They'd say, like, 13 tomorrow, they'd say: Come in at 4:30 or 3:30 or 4:00. 14 And they were going to come in at 10 o'clock in the 15 daytime to check the stacks. 16 So all we'd do is take a sledgehammer up there 17 and sit around and smoke a cigarette -- that's when I 18 smoked cigarettes -- and sit there and beat on the side 19 of the stack, and it'd bore out of the top of that 20 thing. 21 Q. What would be released when you -- 22 Well, first, what is -- what are you hitting 23 when you -- on the stack with a hammer? 24 DEFENSE COUNSEL: Object to form. 25 A. The steel outer edge of it. The whole --
Page 149 1 -- that there would be stacks. What were you 2 talking about when you said "stacks," if you remember? 3 DEFENSE COUNSEL: Form. 4 A. Stacks? 5 Q. (BY MR. HOLDER) You know, what, strike that 6 question. Let me ask a better question. 7 A. Smokestacks? 8 Q. I'm not sure. You had kind of -- you had 9 referenced it, and I'm not sure if it was in reference 10 to fly ash, or whether it was -- you know, associated 11 with the boilers. Were there any stacks that you've had 12 to work around or do any work on associated with the 13 boiler house -- or powerhouse at Celanese? 14 DEFENSE COUNSEL: Object to form. 15 A. Well, the smokestack, I might -- I might have 16 told you when the State would come and check it; we had 17 to work overtime and hit them with a hammer, the 18 smokestack and just vibrate it. 19 Q. (BY MR. HOLDER) Where were the smokestacks? 20 A. On top of the powerhouse. They were -- 21 Q. Okay. 22 A. -- I don't know how many feet tall that'd be. 23 Q. And who -- you said: The State would inspect 24 it. Who would -- who, to your knowledge, do you know 25 would do an inspection of the smokestacks at Celanese?	Page 151 1 Q. Okay. 2 A. -- it's made out steel -- half-inch steel, 3 rolled, you know, to make a stack. 4 Q. (BY MR. HOLDER) Gotcha. And so when you would 5 hit it, what would happen? 6 A. It would vibrate it and -- 7 DEFENSE COUNSEL: Form. 8 A. -- it would come out of the top of it and cover 9 the world up. It was unreal. 10 Q. (BY MR. HOLDER) What would come out the top? 11 A. Smo- -- fly ash. 12 DEFENSE COUNSEL: Form. 13 Q. (BY MR. HOLDER) Okay. 14 A. Everything that's in the boiler. 15 Q. It was some -- I gotcha. It was some kind of 16 -- it was dust, debris, anything that was in the 17 smokestack; is that correct? 18 A. Right, uh-huh. 19 Q. Okay. 20 DEFENSE COUNSEL: Form; speculation. 21 Q. (BY MR. HOLDER) Now, was there any 22 establishment maybe adjacent or across the road from 23 Celanese, known as Johnny Porter's? 24 A. Yes. 25 DEFENSE COUNSEL: Form.

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Page 152 1 Q. (BY MR. HOLDER) Did he ever have any 2 complaints about y'all's work? 3 A. Yep. 4 DEFENSE COUNSEL: Object to form. 5 A. When we did that -- I don't know when he came 6 out there, whether he came that same day or after we had 7 done that. But it messed his swimming pool up and all 8 over his cars and it had -- I don't know how many cabins 9 they had down there, and he had an eating place, and a 10 steak place across the road. And I guess Celanese sent 11 somebody down there to the clean pools and clean up, you 12 know -- some company, I guess. 13 Q. (BY MR. HOLDER) Okay. And was that related 14 to material that was released from y'all hitting those 15 smokestacks with a sledgehammer? 16 A. Yes, sir. 17 DEFENSE COUNSEL: Form; foundation; 18 speculation. 19 Q. (BY MR. HOLDER) Okay. So it wasn't just a 20 little bit -- 21 A. Huh-uh. 22 Q. I guess the point we're making, it wasn't just 23 a little bit of dust that kind of went up. It was 24 large amounts that traveled distances -- 25 DEFENSE COUNSEL: Form.	Page 154 1 explain to the jury. Are you okay to go forward and 2 answer questions about that? 3 A. If I can, yeah. 4 Q. Okay. Around -- well, first off, we are here 5 for this deposition because you and your wife have filed 6 a case -- a lawsuit against Defendants for your 7 diagnosis of what? 8 A. Cancer. 9 Q. Okay. And is that cancer of your lung? 10 A. Yeah. Right lobe, uh-huh, yes. 11 Q. And just going back in your medical history a 12 little bit, you were diagnosed in -- I believe, it was 13 2000 or 2001, with asbestosis; is that correct? 14 A. Yes. From Dr. Shanks. 15 Q. Okay. And is that the pulmonologist or whoever 16 the doctor was that treated you at that time? 17 A. Yes. Dr. Shanks and Shaw, yes, sir. He was 18 good. 19 Q. Okay. Is he with us anymore? 20 A. He retired and -- 21 Q. Okay. 22 A. -- Alleyne is the new doctor now. 23 Q. Okay. So Dr. Alleyne is who you now see for 24 anything related to your lungs and asbestosis and that 25 treatment?
Page 153 1 Q. (BY MR. HOLDER) -- and landed other places 2 too? Correct? 3 A. Oh, yeah. 4 DEFENSE COUNSEL: Object to form. 5 Q. (BY MR. HOLDER) Okay. 6 A. There to the river wouldn't be but, say, two 7 city blocks down to it. 8 Q. Once you -- once you moved over to those last 9 nine, ten years when you were at the waste treatment 10 plant, did you ever have to get pulled back in to help 11 down at the powerhouse or anything like that or was -- 12 did you pretty much stay 100 percent at waste treatment? 13 A. Yeah, I stayed there 100 percent of the time. 14 Q. Okay. Is there any -- any other work that we 15 haven't discussed at Celanese that you think could have 16 exposed you to any asbestos-containing materials? 17 DEFENSE COUNSEL: Objection; form. 18 A. No. The only thing I know would be -- would be 19 the powerhouse. The upper part of the powerhouse. 20 Q. (BY MR. HOLDER) Okay. I want to shift gears 21 just a little bit and talk about a little bit of your 22 medical history, if that's okay. 23 A. Okay. 24 Q. And I apologize that this might be tough to 25 talk about, but it's just something that we need to	Page 155 1 A. Yes. 2 Q. Is that correct? 3 A. Yes, uh-huh. 4 Q. Now, asbestosis, what is your understanding of 5 asbestosis; what it is, and what the disease is? 6 A. I was told it eats your lungs up. It's bad. 7 Q. Have you heard that it's -- it scars your 8 lungs? 9 A. Well, what -- 10 DEFENSE COUNSEL: Form. 11 Object to the form. 12 A. -- Dr. Shanks showed me, he said: Look here -- 13 he showed me a picture, and it looked like trees growing 14 in your lungs. And I said: What is that? He says: 15 That's asbestos. And I said: What's going to happen? 16 He said: Well, when you die, that will be it. Said so 17 far right now, you just got it stationary in there. I 18 don't guess it's moving around or nothing. 19 Q. (BY MR. HOLDER) Okay. But you've been able 20 to -- I mean, at least live the last 20 years with this 21 condition; is that correct? 22 A. I've been pretty good until about -- I don't 23 know, I guess, when this started a year ago. I was 24 having trouble, like I told you, going to the bathroom, 25 making water. I was worried about that. I didn't know

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Page 156 1 what was wrong. 2 Q. Okay. Let me go back to the -- at the time 3 when you got diagnosed with asbestosis. 4 You filed a lawsuit at that time for that 5 condition of asbestosis; is that correct? 6 A. Yes. 7 Q. Okay. I wasn't your lawyer at that time; is 8 that correct? 9 A. Yes. 10 Q. Okay. Who was your lawyer that helped you with 11 the asbestosis case? 12 A. Donaldson Black. 13 Q. Okay. Are they in -- are they in North 14 Carolina? 15 A. Yeah, in Greensboro, North Carolina. 16 Q. Okay. And did that case end up -- did that 17 case end up going to trial? 18 A. No. No. No. 19 Q. Did you have -- hold on. 20 MR. HOLDER: Whoever has that ringing can you 21 please mute your phone since we're on video? 22 Oh, I'm sorry. Is it you, Mr. Morgan? I 23 apologize. 24 A. No. It was momma. Somebody -- youngin' 25 calling.	Page 158 1 condition asbestosis that you were diagnosed with back 2 in 2001; is that correct? 3 A. Yes. 4 DEFENSE COUNSEL: Object to the form. 5 Objection; form. 6 Q. (BY MR. HOLDER) Now, you mentioned that you 7 continued to be monitored by, I think you said, first 8 Dr. Shanks, and then Dr. Alleyne; is that correct? 9 A. Yes. Yes. 10 Q. And then approximately, maybe a little over a 11 year ago, you began to have trouble going to the 12 bathroom; is that correct? 13 A. Yes, sir. 14 Q. And when -- did you go to a urologist to have 15 that checked out? 16 A. Yes, I did. And I went to him and -- 17 Q. As part of that visit, did they take some 18 X-rays of your torso so they could get a shot of your 19 pelvic area for the -- for the urologist? 20 A. Yes, they did, uh-huh. 21 Q. Okay. Was it from these X-rays that your -- 22 that your urologist forwarded them or sent them on to 23 Dr. Alleyne? 24 A. Yes. 25 Q. Okay. And was it Dr. Alleyne that contacted
Page 157 1 Q. (BY MR. HOLDER) Okay. My apologies. 2 I think I had asked you: Did this -- your 3 asbestos [sic] case, did it go to trial? 4 A. No, huh-uh. 5 Q. Did you ever have to give a deposition in your 6 asbestosis case like you're doing here today? 7 A. No. 8 Q. To your knowledge, did you either resolve with 9 the defendants or they were dismissed out; is that your 10 understanding of how that asbestosis case ended? 11 A. I guess. I never did hear anymore, one way or 12 the other. 13 Q. Okay. And did you -- as part of it, get -- at 14 least some of them, have some settlements for the 15 asbestosis case? 16 A. Oh, yeah, uh-huh. 17 Q. Anything that you settled or anything like that 18 back then, were you thinking that you were settling for 19 future cancers that you might get? 20 DEFENSE COUNSEL: Object to the form. 21 A. I didn't know. 22 Q. (BY MR. HOLDER) Go ahead. 23 A. I didn't know. 24 Q. Okay. And so anything that you settled with or 25 resolved with back in that asbestosis case was for that	Page 159 1 you about those X-rays in relation to your lung? 2 A. Yes. Dr. Alleyne called and said: Eddie, they 3 found a spot, and they don't know what it is and said 4 they need to get a biopsy to see what it is. He said: 5 I want you to go see this surgeon. I done forgot his 6 name. I got it in there. But I went to him, and he 7 wanted me to get my wife and my son, granddaughter -- 8 all the kids, would come in there, and we talked to the 9 surgeon, and he said: You might live, you know, 50 10 years, and you might not live two years. He said: It's 11 just a chance. We just want to go in there and get a 12 biopsy. And I said: What you going to do? And he 13 said: I'm going to go down through there and go through 14 your liver. And I said: What? That scared me. And he 15 said: No. It won't hurt the liver. And go through 16 there and get a biopsy off that right lung. 17 So they did that. Then -- they must have done 18 it when they had me out. Then they said it -- I done 19 forgot the cancer. I got it wrote down in there. And 20 it said it was cancer. 21 Q. Okay. I know we -- the lawyers have -- we 22 produced medical records that we have been able to get, 23 and I think it said: Squamous cell carcinoma. Does 24 that sound correct? 25 A. Yeah, uh-huh.



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Page 160 1 Q. Okay. Now, after they had gotten this biopsy 2 and diagnosed it, did -- did they talk to you again 3 about: Okay, you know -- I know they said before the 4 biopsy, you know, it might be nothing. You could live 5 for 50 years or you could drop dead tomorrow. That's 6 why we need to get in there and find out what it is from 7 the biopsy. 8 A. Right. 9 Q. After they did the biopsy and diagnosed it, did 10 they have another conversation with you about what your 11 prognosis was or what stage cancer it was or anything 12 like that? 13 A. No. They never -- they just -- Alleyne said: 14 I want to check it every six months. And, you know, 15 that's all I've got to go by right now. 16 Q. Okay. Was this -- did you go to the, surgeon 17 and did they actually have a surgery to -- after the 18 biopsy to see if they could get the tumor? 19 A. No. I mean -- no. He done that while I was 20 out -- you know, when the operation was going on. 21 Q. Okay. Okay. So you had the operation, and did 22 they -- did they do everything laparoscopically? 23 Meaning, did they go in from your side and kind of 24 maneuver it up to your lung where it needed to go? 25 A. They went on my right lung -- right side. I	Page 162 1 Q. Okay. Has -- have the doctors -- strike that. 2 I think I already asked that. 3 When they had your whole family there and they 4 talked to -- talked to y'all, what was your-all's -- 5 what was your kids' reaction to hearing it? 6 A. They -- they went along with it. They just 7 thought -- they said: Daddy, you don't want to sit 8 there and worry about the rest of your life what that is 9 or if it's going to do something. They all agreed, 10 let's go ahead and do it. So I did what they said. So 11 far -- 12 Q. That's your -- sorry. 13 At that first follow-up that you had with 14 Dr. Alleyne, had it metastasized, or spread, any, or is 15 it still -- the tumor still pretty stable? 16 A. Right now, the way he talked, it's pretty 17 stable. 18 Q. Okay. And have you had any separate treatment 19 or analysis as to the asbestosis, anything associated 20 with the -- the trees, that you called them, in your 21 lungs? 22 A. No. Everything's going, I guess, pretty good, 23 because I -- I sleep good and get up. As long as I can 24 get up, that's the main thing. But I hadn't been doing 25 like I used to, get out and work and everything. But in
Page 161 1 think the holes are gone now. There's one at the top 2 and one at the bottom on my chest. And I guess that 3 goes down, and -- I guess they went across there into 4 the liver and then goes -- 5 Q. Uh-huh. 6 A. Said it was so hard to get to that right lobe. 7 That's the reason he had to go through the liver. And 8 then after he did it, we went back up there and seen 9 him. But I didn't get to see him going to back; we seen 10 another -- his helper, I guess, or whatever it was. And 11 she said: Everything's good. You're good. I said: In 12 other words, I'll -- 13 Q. Okay. 14 A. -- be all right. She said: Yes. 15 That's all I had. 16 Q. Okay. So did -- have you had any of these 17 follow-up with Dr. Alleyne since your visit to the 18 surgeon? 19 A. Yes, I had one. And everything -- I think 20 everything was all right on that. So it's about time 21 for me to go back now. 22 Q. Okay. And did you ever have any treatments or 23 anything like chemo treatment or radiation treatment or 24 anything like that? 25 A. No, sir. No.	Page 163 1 this, say, last year, I've been slowed down, I guess. 2 Q. Okay. You had mentioned in passing when y'all 3 were talking about hitting the smokestacks that you'd 4 smoke a cigarette. When did you start smoking the first 5 time, or whenever was the first time you smoked? 6 A. Shoot, I was probably 14 years old, probably. 7 Q. So we're talking around 1950? 8 A. Yeah. 9 Q. Okay. Was this -- does it sound about right, 10 that it was once you had started working after you had 11 left school? 12 A. Yes. 13 Q. Okay. And then did you continue to smoke on -- 14 during your time while you were working at the 15 Bleachery? 16 A. No. I didn't -- they didn't allow you to smoke 17 in there. Yeah, they did. They had a little 'ole room 18 down there you can go in and smoke. I did. Yeah, at 19 the Bleachery, yeah. 20 Q. And did there eventually come a time when you 21 started to cut back and eventually stopped smoking 22 altogether? 23 A. Yeah. I just -- I just said, I'm going to 24 stop, and I quit. Because that -- it's a time -- that's 25 when my daddy, he had lung cancer, and I said -- and

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Page 164 1 then 2 Dr. Robicheaux said: You smoke? And I said: Yeah. He 3 said: Well, I'll get you next. And I said -- that made 4 me think. I said: Uh-huh, you ain't going to do that. 5 Daddy looked bad from that operation, too. So I said: 6 They ain't going to cut on me. 7 Q. So your father passed away from lung cancer as 8 well? 9 A. Yes. 10 Q. When you quit smoking, was that about -- been 11 around the time -- would that have been around the time 12 that you went to work at the waste treatment facility in 13 the second part of the -- second half of the '80s? 14 A. Yep, right, uh-huh. I quit somewhere along in 15 there. 16 Q. And so from the time you quit smoking until you 17 were diagnosed with lung cancer, would that have been 18 about a little over 30 years? 19 A. Probably, yeah. 20 Q. And during that time, after you quit smoking, 21 your wife wasn't smoking in the house or anything like 22 that, was she? 23 A. No, huh-uh. She never did smoke. She'd -- 24 when I smoked, blowed up, she sucked up her nose, I 25 guess. But she never did smoke.	Page 166 1 approximately 11:58, and this is the end of Media 2 Number 1. 3 (A break is taken from 11:59 a.m. until 4 12:10 p.m. (EST).) 5 THE VIDEOGRAPHER: We are back on the record. 6 The time is approximately 12:10 p.m. 7 Counsel, you may proceed. 8 MR. HOLDER: Thank you. 9 Q. (BY MR. HOLDER) Mr. Morgan, just a few more 10 questions. Sorry, if I'm kind of hopping around; I was 11 just looking over my notes. 12 During your time at Celanese, all the way from 13 when you started to when you retired there in the '90s, 14 did anyone from Celanese ever warn you about the hazards 15 of asbestos and that it could cause cancer from your 16 work there one day? 17 DEFENSE COUNSEL: Objection; form. 18 A. No. Nobody said anything about that. We've 19 heard humors, but that's all. 20 Q. (BY MR. HOLDER) Yeah. What do you mean by 21 "rumors"? 22 A. People said: Oh, that will give you -- 23 DEFENSE COUNSEL: Form. 24 A. -- cancer if you work in that department there. 25 You know, you can't work over there, and all that jazz.
Page 165 1 Q. Okay. And so you wouldn't have been in your 2 house or at your -- in your work, you wouldn't have been 3 around smokers in close proximity or anything like that 4 after you stopped smoking; is that correct? 5 A. Yeah, right. 6 Q. And some of the medical records, I think it 7 said -- had put it at, like, a pack per day; that you 8 would smoke a pack of cigarettes per day. Were you 9 smoking a whole pack of cigarettes each day? 10 A. No. I didn't smoke the whole pack. 11 DEFENSE COUNSEL: Form. 12 A. I'd smoke maybe four or five, like that. I 13 didn't -- I didn't -- I didn't smoke no pack a day, not 14 the way people would. I didn't do that. 15 MR. HOLDER: Sure. All right. 16 We have been -- we're at the top of the hour 17 again. Why don't we take another break and go off the 18 record for about -- let's take another five-minute 19 break. I probably just have a few last questions after 20 the break, and then the Defendants are going to ask you 21 some questions and follow-up to everything that I've 22 been asking you. Does that sound okay, Mr. Morgan? 23 THE WITNESS: Yes. Fine. 24 MR. HOLDER: Okay. We can go off the record. 25 THE VIDEOGRAPHER: Okay. The time is	Page 167 1 And they said: If you work in the powerhouse, said 2 you've got cancer. I said: I don't know. I said: I 3 worked there all of my life just about. But, no, that's 4 all I heard is rumors. Just talk like that. 5 Q. (BY MR. HOLDER) Nothing from any -- anyone 6 from Celanese management, or anything like that, or that 7 you were warned? 8 A. No, huh-uh. 9 DEFENSE COUNSEL: Form. 10 Q. (BY MR. HOLDER) Did y'all have safety 11 meetings, though? 12 A. Yep. Uh-huh. Yes. 13 Q. Did -- were they pretty regular? Did y'all 14 have them weekly? 15 A. No, we didn't have them weekly. Every couple 16 of months, I guess. Something like that. 17 Q. Okay. And what types of things were covered at 18 these safety meetings? 19 A. They were talking about when we are going down 20 in the manholes, you had to have a harness lift, you 21 know, to pull you out of there if you passed out or 22 something got old, and they had -- they had a gas mask 23 and, you know, oxygen -- it's like a gas mask -- oxygen 24 thing, went on your back, you know, for that, and stuff 25 like that. I don't know why they -- well, we could have

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Page 168 1 used them gas masks, like, in the boiler, you know, 2 where we were breathing good air. 3 Q. Sure. Did y'all -- were y'all supplied full 4 respirators for y'all's work there? 5 A. No. 6 DEFENSE COUNSEL: Form. 7 Q. (BY MR. HOLDER) Okay. At one point, you said 8 that when y'all knew that the safety valve was about to 9 go off or pop off, sometimes you'd have rags that you'd 10 hold over your face or tied around? 11 A. Yeah. 12 Q. Were those rags -- 13 DEFENSE COUNSEL: Form. 14 Q. (BY MR. HOLDER) -- supplied by Celanese? 15 A. Yes. 16 DEFENSE COUNSEL: Form. 17 Q. (BY MR. HOLDER) Okay. Were they for the 18 purpose of cleaning up or protecting yourself or what 19 was the purpose of giving y'all rags? 20 DEFENSE COUNSEL: Objection; form. 21 A. I guess for cleaning us off or cleaning where 22 we were working. But we used them up there on the 23 boiler for -- when they were doing the -- popping the 24 safety, in around our nose and all. And we had our 25 safety glasses on, but it's just everywhere.	Page 170 1 can't . . . 2 Q. (BY MR. HOLDER) Would they ever have any 3 reason -- or would you have any reason to -- to do any 4 work on the steam traps, or do any -- change out any 5 gaskets or anything like that associated with these 6 steam traps? 7 DEFENSE COUNSEL: Form. 8 DEFENSE COUNSEL: Object to form. 9 A. I can't remember if we did or not on that. 10 Q. (BY MR. HOLDER) Okay. Let's see . . . 11 Also, you had mentioned, I think at the very 12 beginning, about when you were employed for Daniel, that 13 the first stint before you started doing electrical help 14 work, you helped out in the warehouse for Daniel. Do 15 you recall that? 16 A. Yeah. We was at -- at General Tire, I worked 17 in the warehouse. 18 Q. Okay. Well, when did -- that's -- I don't 19 think we've heard about that yet. When did you work at 20 a General Tire plant? 21 A. I don't know. They was just building the 22 thing. 23 Q. Was this while you were employed by Daniel or 24 Davis? 25 A. Davis. Yeah, when we was Davis. Because we
Page 169 1 Q. (BY MR. HOLDER) Okay. And so after y'all had 2 used these rags to wipe down the equipment and 3 everything like that, you'd then tie them around your 4 mouth and nose to protect yourself when the safety 5 valves pop off -- 6 A. Yes. 7 Q. -- because Celanese didn't give y'all any type 8 of respirators; is that correct? 9 A. Yes, sir. Yes. 10 DEFENSE COUNSEL: Form, misstates testimony, 11 argumentative. 12 Q. (BY MR. HOLDER) One thing I forgot to ask 13 about at Celanese in the powerhouse, were there steam 14 traps. Do you know what those are? 15 DEFENSE COUNSEL: Form. 16 Object to the form. 17 A. Yeah. A steam trap, a line running through, 18 and every now and again they'd go, spish, you know, 19 stuff like that. Is that what you're talking about? 20 Q. (BY MR. HOLDER) Yes, sir. Did y'all have 21 those at the powerhouse at Celanese? 22 A. Yeah. Yeah. 23 DEFENSE COUNSEL: Form. 24 A. I don't know -- I can't remember -- I 25 remember them going off like that, blowing out, but I	Page 171 1 went up there when they first started that place, but I 2 can't remember the date on it. 3 Q. Is that the General Tire plant in Catawba? 4 A. This one was right here towards the airport, 5 before Charlotte, yeah. 6 Q. Yeah. How long do you think you worked up at 7 the General Tire plant with Davis? 8 A. I worked there until they got that built. Just 9 about. I can't remember where I left -- when I left 10 there. 11 Q. All right. Do you think this would have been 12 after your work at -- at Canton? 13 A. Yeah. Oh, yeah. Yeah, we come back. 14 Q. Okay. All right. Prior to -- or let me ask 15 you maybe a little bit more. You said you worked in the 16 warehouse at General Tire. 17 A. It -- we -- 18 Q. Go ahead. 19 A. It was like a warehouse, but we -- I just had 20 a -- they had a house out there, and I was -- that's 21 when they first started the job, and I was still with 22 Davis. I was issuing the tools out and all in that 23 warehouse. 24 Q. When you were -- so when you were working 25 General Tire, were you kind of like -- like a stockroom

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Page 172 1 operator for the toolshed or just kind of hand out what 2 people came to you and requested? 3 A. Right. They had a badge -- you had a badge. 4 When you went in there, kind of a copper, you had your 5 number on there of your -- your name and all. You had a 6 number on it. You have -- they didn't have your name; 7 they went by a number. And you'd leave that tag. If 8 you didn't bring that thing back, we could -- found out 9 who got the drill or who got the chainsaw or whatever. 10 Q. Okay. Did you ever . . . 11 And I think you had referenced it in regards to 12 a fleet maintenance, when you first started at Daniel. 13 Did you do any type of work like that? 14 A. Doing what now? 15 Q. In the warehouse. 16 A. Oh, yeah. We was -- when they was -- we -- 17 they was finishing up there, and I worked with Daniel 18 changing oil in the trucks and driving the trucks and 19 all, keeping them serviced. Dump trucks and all. 20 Q. Right. Yes, sir. And y'all would wash the 21 vehicles and stuff like that; is that correct? 22 A. Yes, sir. 23 Q. Okay. And you wouldn't have been doing any 24 brake work or anything at that time on these trucks; 25 correct?	Page 174 1 Daniel folks and Daniel being a contractor doing 2 anything on site? 3 DEFENSE COUNSEL: Object to the form. 4 Q. (BY MR. HOLDER) At Celanese, I mean. 5 DEFENSE COUNSEL: Same objection. 6 A. No. No. Because they was using AME and these 7 other -- you had more pipefitters and all that stuff. 8 They -- outside the gate going to the waste treatment, 9 you had all kind of little buildings, and then different 10 contractors in every one, but, you know, they had 11 millwrights, everything. 12 Q. (BY MR. HOLDER) Sure. And it wasn't just AME, 13 it was other contractors, but you just don't remember 14 Daniel being one of them? 15 A. I don't believe Daniel -- 16 DEFENSE COUNSEL: Form. 17 A. -- come back with that, because that would be 18 too little a jobs to leave some men out there. 19 Q. (BY MR. HOLDER) Okay. All right. Were there 20 any other contractors working out of General Tire when 21 you were working out there? 22 A. Daniel? A Roe- -- Roe- -- 23 What was they called? Roe- -- 24 He had dynamite, and he worked for Roe. The 25 name of them was Roe, I think it was. And he was riding
Page 173 1 A. No, they had -- yeah, they had a mechanic for 2 that. Two mechanics up there. 3 Q. All right. When you were working for Davis, 4 would Daniel workers still be at the sites doing other 5 things? 6 DEFENSE COUNSEL: Object to the form. 7 A. Yeah. Uh-huh, yeah. 8 Q. (BY MR. HOLDER) And I think you had 9 specifically recalled when we were talking about it 10 yesterday, Daniel Millwrights would be on -- often on 11 the jobs doing mechanical work while y'all were doing 12 electrical work; is that correct? 13 A. Right. Right. 14 DEFENSE COUNSEL: Object to form. 15 A. Yeah. The millwrights would be setting 16 motors and everything down through there. They're -- 17 they're -- you had one group of millwrights, and that's 18 all they done is line the motors up, and about -- you 19 know, set them and everything. 20 Q. (BY MR. HOLDER) Okay. Okay. 21 And this is the last thing I want to touch back 22 on. 23 when you were at -- after you became an 24 employee at Celanese, late '60s, during the '70s or even 25 during the '80s, do you remember ever dealing with	Page 175 1 around in his car with dynamite in it. And he'd come 2 down there and wanted to show one day. I said: What 3 you got in there? He said: Dynamite. I said: God 4 knows. And he'd go out there and take dynamite and set 5 it up a certain -- because there was a bunch of rocks up 6 in there, that place in Charlotte there, and they took a 7 big, like, wire basket. Oh, man, it was, like, 20-feet 8 long and 30-feet wide, and he'd set dynamite, and they'd 9 put that over top of it where the rocks wouldn't go and 10 kill anybody. And that old man would do that. I said: 11 God knows. And he'd leave that thing right -- parked 12 around out there. That scared me. 13 Q. Yeah. I don't blame you. 14 Okay. At the -- at the General Tire plant, was 15 there already -- I mean, were you there when they were 16 even installing the, like, insulation on the pipes? 17 A. Yeah. I was there when they started, when we 18 poured the cement, and I stayed there all night keeping 19 the heaters going for fellas finishing the cement. And 20 they was putting in -- I was there for the whole thing. 21 To the end of it, just about. 22 MR. HOLDER: Okay. All right. Mr. Morgan, I 23 want to thank you for your patience today, for answering 24 all my questions that I have. I'm sure I could possibly 25 have some follow-ups from the questions that you get

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Page 176 1 asked by defense counsel, but for right now, that's all 2 the questions that I have. 3 Thank you so much for your time. 4 And I'm -- I have no further questions at this 5 time. I'm fine to go off the record. 6 THE VIDEOGRAPHER: Okay. Hearing no 7 objections. 8 The time is approximately 12:24, and we are off 9 the record. 10 (The Preservation Deposition of 11 Edward R. Morgan, Sr., Day 2 of 3, adjourns at 12 12:24 p.m. (EST), on February 23rd, 2021, to reconvene 13 on Tuesday, March 2nd, 2021, 10:00 a.m. (EST).) 14 15 16 17 18 19 20 21 22 23 24 25	Page 178 E R R A T A S H E E T 1 I have read the transcript of my deposition and 2 find that no changes are necessary. 3 4 EDWARD R. MORGAN, SR. 5 * * * * * 6 Having read the transcript of my deposition, I 7 wish to make the following corrections (please state 8 reason): <table border="1"><thead><tr><th>Page:</th><th>Line:</th><th>Reason:</th></tr></thead><tbody><tr><td>9</td><td>_____</td><td>_____</td></tr><tr><td>10</td><td>_____</td><td>_____</td></tr><tr><td>11</td><td>_____</td><td>_____</td></tr><tr><td>12</td><td>_____</td><td>_____</td></tr><tr><td>13</td><td>_____</td><td>_____</td></tr><tr><td>14</td><td>_____</td><td>_____</td></tr><tr><td>15</td><td>_____</td><td>_____</td></tr><tr><td>16</td><td>_____</td><td>_____</td></tr><tr><td>17</td><td>_____</td><td>_____</td></tr><tr><td>18</td><td>_____</td><td>_____</td></tr><tr><td>19</td><td>_____</td><td>_____</td></tr><tr><td>20</td><td>_____</td><td>_____</td></tr></tbody></table> 21 EDWARD R. MORGAN, SR. 22 Sworn to and subscribed before me this day of _____ 23 of _____, 20____, County of _____, 24 State of _____. 25 Notary Public _____ My commission expires _____	Page:	Line:	Reason:	9	_____	_____	10	_____	_____	11	_____	_____	12	_____	_____	13	_____	_____	14	_____	_____	15	_____	_____	16	_____	_____	17	_____	_____	18	_____	_____	19	_____	_____	20	_____	_____
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Page 177 R E P O R T E R ' S C E R T I F I C A T E 1 2 3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR, 4 and Registered Professional Reporter, RPR, Certified 5 Shorthand Reporter, CSR, do hereby certify that the 6 transcript of the foregoing proceedings accurately 7 reflects the events that occurred before me to the best 8 of my ability at the time and place set out on the 9 caption hereto, the witnesses having been duly cautioned 10 and sworn, or affirmed, to tell the truth, the whole 11 truth, and nothing but the truth. 12 I FURTHER CERTIFY that I am neither counsel for, 13 related to, nor employed by any of the parties to the 14 action in which these proceedings were taken or to any 15 attorney or counsel employed by the parties hereto, nor 16 financially interested, directly or indirectly, in the 17 outcome of this action. 18 CERTIFIED AND SIGNED on this 5th day of March, 2021. 19 20 S/: Rolayne M. Volpe 21 22 ROLAYNE M. VOLPE, CCR, RPR, CSR 23 Certified Court Reporter and 24 Registered Professional Reporter 25 and Certified Shorthand Reporter																																								

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EDWARD R. MORGAN, SR., and)
DOROTHY A. MORGAN,) C/A NO. 2020-CP-40-05731
)
Plaintiffs,)
) In Re:
vs.) Asbestos Personal Injury
) Litigation Coordinated
ARMSTRONG INTERNATIONAL,) Docket
INC., et al.,)
Defendants.)

PURSUANT TO NOTICE, the remote videotaped discovery deposition of EDWARD R. MORGAN, SR., was taken via Zoom videoconference and summoned on behalf of the Defendants, on February 23rd, 2021, from 1:22 p.m. (EST) to 4:38 p.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

Reported by:
 Rolayne M. Volpe, CCR, RPR, CSR
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24J

Edward Morgan
February 23, 2021

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Edward Morgan
February 23, 2021

Page 10 Page 1 A P P E A R A N C E S (continued) 2 For the Defendant, Plastics Engineering (PLENCO): CARMELO (Sam) D. SAMMATARO, ESQ. 3 Turner Padget 1901 Main Street 4 Suite 1700 Columbia, South Carolina 29201 5 803.227.4253 ssammataro@turnerpadget.com 6 For the Defendant, Riley Power, Inc.: 7 JASON M. SAUL, ESQ. Cetrulo, LLP 8 Two Seaport Lane 10th Floor 9 Boston, Massachusetts 02210 617.217.5214 jsaul@cetllp.com 10 For the Defendant, Covil Corporation: 11 CURTIS J. SHIPLEY, ESQ. Ellis & Winters, LLP 12 300 North Greene Street Suite 800 13 Greensboro, North Carolina 27401 336.217.4084 14 curtis.shiple@elliswinters.com 15 For the Defendants, Genuine Parts Co., and Rogers Corp.: 16 E. ELAINE SHOFNER, ESQ. Hawkins Parnell & Young, LLP 17 303 Peachtree Street NE Suite 400 18 Atlanta, Georgia 30308 404.614.7445 eshofner@hpylaw.com 19 For the Defendant, 4520 Corp., Inc.: 20 CHRISTIAN J. SINGEWALD, ESQ. White and Williams, LLP 21 Courthouse Square 600 North King Street 22 Suite 800 Wilmington, Delaware 19801 23 302.467.4510 singewald@whiteandwilliams.com 24 25	Page 12 Page 1 A P P E A R A N C E S (continued) 2 For the Defendant, AECOM Energy & Construction, Inc.: 3 JOSEPH E. THOENSEN, ESQ. Richardson Plowden & Robinson, P.A. 4 1900 Barnwell Street Columbia, South Carolina 29201 5 803.253.8719 jthoensen@richardsonplowden.com 6 For the Defendant, Zurn Industries, LLC: 7 DAVID TRAYLOR, ESQ. Nelson Mullins Meridaian 17th Floor 8 1320 Main Street Columbia, South Carolina 29201 9 803.255.9439 david.traylor@nelsonmullins.com 10 For the Defendant, ViacomCBS, Inc.: 11 LAWRENCE D. WILSON, ESQ. Evert Weathersby Houff 12 3455 Peachtree Road NE Suite 1550 13 Atlanta, Georgia 30326 678.651.1200 ldwilson@ewhlaw.com 14 15 Also Present: 16 Patrick Blaskopf, GPS Videographer 17 18 19 20 21 22 23 24 25
Page 11 Page 1 A P P E A R A N C E S (continued) 2 For the Defendant, Occidental Chemical Corp.: 3 JACK SLOSSON, ESQ. Nelson Mullins 4 One Wells Fargo Center 23rd Floor 5 301 South College Street Charlotte, North Carolina 28202 6 704.417.3045 jack.slosson@nelsonmullins.com 7 For the Defendant, Resolute FP US, Inc.; Rust 8 Engineering & Construction, Inc.; Rust International, Inc.; United State Fedelity & Guaranty Company; The 9 Brock Group, Inc.; and Brock Services, LLC: KIMBERLY SULLIVAN, ESQ. 10 Womble Bond Dickinson One Wells Fargo Center 11 Suite 3500 Charlotte, North Carolina 28202 12 704.444.2923 kimberly.sullivan@wbd-us.com 13 For the Defendants, CRANE Co. and PPG: 14 TARA C. SULLIVAN, ESQ. K&L Gates, LLP 15 134 Meeting Street Suite 500 16 Charleston, South Carolina 29401 843.579.5679 tara.sullivan@klgates.com 17 For the Defendant, 3M Company: 18 DEREK TARVER, ESQ. Bowman and Brooke, LLP 19 1441 Main Street Suite 1200 20 Columbia, South Carolina 29201 21 803.726.7474 derek.tarver@bowmanandbrooke.com 22 23 24 25	Page 13 Page 1 I N D E X 2 3 DESCRIPTIONPAGE 4 February 23rd, 2021, Day 1 of 4 5 WITNESS: EDWARD R. MORGAN, SR. 6 Examination by Mr. Frick 15 7 Examination by Ms. Putnam 74 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 E X H I B I T S DESCRIPTIONPAGE (No exhibits were offered during this portion of the deposition.)



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Page 14 Page 1 The following proceedings were taken pursuant to 2 the South Carolina Rules of Civil Procedure. 3 Discovery Deposition, Day 1 of 4 4 February 23rd, 2021 5 * * * * * 6 THE VIDEOGRAPHER: We are back on the record. 7 The time is approximately 1:22 p.m. 8 Counsel, you may proceed. 9 MR. FRICK: If -- if you could swear the 10 witness, please. 11 THE REPORTER: And do you want me to read the 12 stipulation again? 13 MR. FRICK: I'll be happy to put the 14 stipulations on the record. That's fine. 15 THE REPORTER: Okay. That I can swear remotely, 16 okay. 17 (The court reporter administers the oath, and 18 the witness answers: It is.) 19 MR. FRICK: This is Scott Frick. Let me put a 20 few things on record before we get going. 21 MR. HOLDER: I think she meant as to the remote 22 swearing specifically, at first. 23 MR. FRICK: I'll include that. 24 MR. HOLDER: Thanks. 25 MR. FRICK: All right. So we'll agree to --	Page 16 Page 1 jobsites. When I'm finished, there will be other 2 lawyers that will have questions for you. 3 If at any time you don't understand one of the 4 questions that I've asked you, will you please tell me, 5 and I'll be happy to re-ask or rephrase the question? 6 Okay? 7 A. Okay. 8 Q. All right. And we can take a break at any time. 9 You just let me know. I'll try to remember to take a 10 break if we need it, but you let me know if you need 11 one. 12 A. Okay. 13 Q. All right, sir. 14 Could you please state your full name. 15 A. Edward R. Morgan, Sr. 16 Q. And we received some discovery responses from 17 your attorneys, and let me just pick through some 18 information on that. Your date of birth is [REDACTED], 19 [REDACTED]; correct? 20 A. Yes, sir. 21 Q. The last four digits of your social security 22 number are 6029; is that correct? 23 A. Sixty -- right. 24 Q. We have here that your address is 924 Magnolia 25 Drive in Rock Hill, South Carolina; is that right?
Page 15 Page 1 that the court reporter can remotely swear the witness 2 and not be in the same room with the witness. This 3 deposition is taken pursuant to the South Carolina Rules 4 of Civil Procedure, An objection for one is good for 5 all, and an appearance today is not a waiver of any 6 defenses, including that of personal jurisdiction. 7 Is that agreed, Jonathan? 8 MR. HOLDER: So stipulated. 9 MR. FRICK: All right. Thank you. 10 EDWARD R. MORGAN, SR., 11 having been first duly sworn by the Court Reporter to 12 tell the truth, the whole truth, and nothing but the 13 truth, was examined and testified upon his oath as 14 follows: 15 EXAMINATION 16 BY MR. FRICK: 17 Q. Mr. Morgan, good afternoon. 18 A. Good evening. How are you doing? 19 Q. I'm doing fine. How are you? 20 A. Right now I'm just nervous and good. 21 Q. Okay. Well, my name is Scott Frick. I -- one 22 of the Defendants I represent is Daniel, and so I'm 23 going to have some questions for you today. I'm going 24 to start out, and I'll have some background questions, 25 things like that, and I'll ask you about some of the	Page 17 Page 1 A. Yes. 2 Q. The information I have is that you have lived at 3 that address since 1969. Is that -- does that sound 4 right to you? 5 A. Somewhere right in there, yes, sir. 6 Q. Okay. And I believe your wife is Dorothy 7 Morgan; correct? 8 A. Yes, sir. 9 Q. When did you marry Ms. Dorothy? 10 A. God, I don't know. We've been married 66 years. 11 Q. Is that about 1955? 12 A. Somewhere along in there, yeah. 13 Q. Okay. Did Ms. Dorothy ever work outside the 14 home? 15 A. When we first got married, she went to work at 16 Celanese, and I didn't like it. She had -- she worked 17 shift work, and I didn't want to attend to babies. 18 Q. Do you know how long she worked for Celanese? 19 A. Probably a year. Might have been two, at the 20 most. 21 Q. Okay. So you think she worked there around 1955 22 or 1956, something like that? 23 A. Be right around there, yeah. 24 Q. Okay. Was that the Celanese facility in Rock 25 Hill?



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Page 18 Page 1 A. Yes, sir. 2 Q. Do you know what she did there? 3 A. I think she was trying to be a doffer. 4 Q. Do you know if that was actually what she did, 5 or was it something else that she did? 6 A. No, I think it was the doffer. 7 Q. Okay. 8 A. Where they put bobbins on there and change them 9 where the thread is coming down, yeah. 10 Q. Was she employed by Celanese? 11 A. Yes. 12 Q. Is your understanding that she always worked in 13 the production area when she was at Celanese? 14 A. Yes. 15 DEFENSE COUNSEL: Form. 16 Q. (BY MR. FRICK) Did you ever go to visit her 17 while she was working at Celanese? 18 A. No. 19 Q. Other than working as a doffer and changing 20 bobbins, are you able to describe any other work that 21 she performed there? 22 A. No, sir, because I didn't know anything about 23 that place. 24 Q. Do you know anything about what work she may 25 have been around performed by others at the Celanese	Page 20 Page 1 Q. Okay. Where does she live? 2 A. Now? 3 Q. Yes. 4 A. She's living in a -- a townhouse up in the 5 middle of Rock Hill. 6 Q. What does she do for a living? 7 A. Nothing. 8 Q. Okay. Did she -- was she employed in the past? 9 A. Yeah. She worked at Celanese a long time ago 10 too. I don't know what year that was. 11 Q. Do you know what her job was? 12 A. She was in the warehouse, and they trained 13 her to drive a darn truck -- spotter truck, spotting 14 tractor-trailers. 15 Q. Did she have -- did she ever work for Celanese 16 while she lived in the home -- in the same home as you, 17 or was it after she had moved out? 18 A. No, she had gone. 19 Q. Okay. Is she married? 20 A. Yes, sir. 21 Q. And I assume her husband's last name is Kirk. 22 A. Yes, sir. 23 Q. What is Mr. Kirk's first name? 24 A. James. 25 Q. And do they have any children?
Page 19 Page 1 plant when she was there? 2 A. There were more women -- or ladies there doing 3 the same thing. I don't know how many there were. 4 Q. You just mean other doffers? 5 A. Yes, sir. 6 Q. You don't have any personal knowledge of any 7 kind of asbestos exposure that she may have had working 8 at the Celanese plant, do you? 9 A. No, sir. 10 Q. Did she ever go back to work after having 11 children? 12 A. No. 13 Q. Let me ask you about your kids. I believe you 14 have three children; is that right? 15 A. Yes, sir. 16 Q. Okay. Who is your oldest? 17 A. Debbie. 18 Q. Okay. I have her name -- I'm sorry. Go ahead. 19 A. Debra or Debbie. 20 Q. Okay. I have her name down as Debra Morgan 21 Kirk; is that right? 22 A. Right. Yes, sir. 23 Q. Okay. How old is Debra? 24 A. Don't ask me that. She's 60- -- I think it 25 is 64. She'll beat me.	Page 21 Page 1 A. Yes. A boy and a girl. 2 Q. What are their ages? 3 A. God -- Nicki, one of them. Nicki is -- Nicki is 4 getting on up there. I'm going to say she's 38 or 40. 5 I -- I'm not sure on that. And then Jamie is 40 or 50 6 too. I could find out for sure. I don't -- I don't -- 7 I didn't keep up with them youngins after they left. 8 Q. Okay. 9 A. Birthdays. 10 Q. Okay. Let me move on to your next child. Is 11 that Sandra Morgan McDowell, in terms of age? Is she 12 next? 13 A. Sandy, yeah. 14 Q. Okay. And same question: Do you know how old 15 Sandy is? 16 A. She's 62 or -3, somewhere in there. She can't 17 draw her Social Security for another -- I think she said 18 they go to 64 or -5. 19 Q. And where does she live? 20 A. Right below me, on Dunlap Roddey Road. 21 Q. Okay. So in Rock Hill? 22 A. Yes, sir. 23 THE VIDEOGRAPHER: I'm sorry. This is the 24 videographer. 25 Mr. Morgan, can you just shift the iPad camera

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Page 22 Page 1 so that you're more centered again, please? 2 (Witness complies.) 3 THE VIDEOGRAPHER: Thank you very much. That's 4 perfect. 5 Q. (BY MR. FRICK) Okay. Is Sandy employed? 6 A. No. 7 Q. Did she work in the past? 8 A. Yes. 9 Q. And what did she do? 10 A. Let me think. I don't believe she worked at 11 Celanese. I -- I don't -- don't really -- she was just 12 a housewife, I guess. 13 Q. Okay. Did Sandy ever have a job while she lived 14 in the home -- family home with you? 15 A. Probably, yeah. 16 Q. Do you know what that would be? 17 A. Probably the ice cream parlor or something like 18 that. 19 Q. Okay. I -- I think I forgot to ask that about 20 Debra. Did -- did she ever have any employment while 21 living under the same roof as you? 22 A. No. She left -- uh-huh. 23 Q. All right. And is Sandra married? 24 A. Yes. 25 Q. And what is her husband's name?	Page 24 Page 1 Q. Did Edward Ray Morgan, Jr. -- did he ever have a 2 job while living under the same roof as you? 3 A. With me? Yes. 4 Q. And what was that? 5 A. He had different ones. Like, worked at the ice 6 cream parlor and -- and worked with putting in swimming 7 pools. 8 Eddie's wife is Susan. God, next. 9 Q. Okay. So I'll really test your memory here. Do 10 you remember her maiden name? 11 A. No. 12 Q. Okay. 13 A. Oh, okay. God, no . . . it's -- 14 Q. Okay. It's okay. What does Edward do for a 15 living? 16 A. He's working for the State of South Carolina. 17 Q. Do you know what he does for the State? 18 A. He was driving a truck, filling up potholes and 19 all. He needs -- he needs a big truck to do that with. 20 Q. I think I know the answer to this question, 21 given the ages of your children, but are any of your 22 children dependent on you? 23 A. No. 24 Q. Let me ask you some questions about your 25 parents. What was your father's name?
Page 23 Page 1 A. It was Mike. He passed away about three year 2 ago now. I think it's three years going. 3 Q. Okay. And did they have any children? 4 A. Two girls. 5 Q. And are they grown? 6 A. Yes. Brianna and -- God, I can't think of 7 that -- Summer. 8 Q. Okay. And is your youngest child Edward Ray 9 Morgan, Jr.? 10 A. Yes, sir. 11 Q. How old is he? 12 A. I think he's 56 or -7, somewhere right in there, 13 close to Sandy. 14 Q. And where does he live? 15 A. He lives on Brattonsville Road in Rock Hill -- 16 well McConnellsville, South Carolina. 17 Q. Is he married? 18 A. Yes, sir. 19 Q. What is his wife's name? 20 A. That's too fast. God, hold on. 21 She's working at the bank. I can't think of it 22 right now. Is that -- is that bad? 23 Q. That's fine. That's fine. Do they have any 24 children? 25 A. No, huh-uh.	Page 25 Page 1 A. Lilburn Morgan. 2 Q. What did he do for a living? 3 A. As well I -- I can remember -- this was a little 4 bit before I was born -- he worked for the Rock Hill 5 Telephone Company. And I did have a paper -- a book 6 about it. He fell off -- he -- he -- he was a linesman, 7 you know, climbing the poles with the spikes, and they 8 slipped out, and he fell off the pole up on Oakland 9 Avenue and landed on his feet and broke both of them, 10 busted them up. And back then, they didn't know what 11 they was doing. He had big -- limps ever then -- they 12 were big old round, you know -- and his ankle would be 13 six, God, 6 inches, but he got around fairly good. 14 Q. So was he disabled from that fall? 15 A. Do what, now? 16 Q. Was he disabled after that fall? 17 A. No, I don't think so. Because he went and drove 18 the cars back and forth to Boston and go get them and 19 bring them back. But I think the fella that -- the 20 phone company -- I don't know who the boss man -- I read 21 the book, but I lost it. He kind of sued them and got 22 him some houses and stuff from the Rock Hill Telephone 23 Company. This was before I was born. 24 Q. To your knowledge, was he always a linesman 25 while working for the Rock Hill Telephone Company?

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Page 26 Page 1 A. At that time, yes. And -- 2 Q. Okay. Do you know if he -- I'm sorry. Go 3 ahead. 4 A. Later on he was -- worked for a concrete 5 company, driving a crane. 6 Q. Okay. As a linesman, I'm picturing somebody up 7 in the air most of the time; is -- is that right? 8 A. Yes, sir. Uh-huh. 9 Q. Okay. Do you have any knowledge whether if he 10 ever went into any buildings doing any of his work for 11 the telephone company? 12 A. I -- I wouldn't remember that. I -- I know 13 he -- he worked at Celanese. 14 Q. Are you saying that he worked at Celanese while 15 employed by the telephone company -- 16 A. No. 17 Q. -- or he just had a different job there? 18 A. Separate. After he left there. 19 Q. Do you remember when he worked at Celanese? 20 A. It was right when it was building, I think, 21 because he was driving the crane in the back, back 22 there, where they unloaded coal, on the coal cars. And 23 he had -- he drove the crane. But I don't know what 24 year that was. 25 Q. Did you ever go out there to visit him?	Page 28 Page 1 Q. Okay. 2 A. Part of it. 3 Q. Okay. While he was doing that work for the Rock 4 Hill Concrete Company, I'm trying to figure out, did he 5 go to any other jobsites, or was he at Rock Hill 6 Concrete Company doing that work? 7 A. He did that and then -- he went -- one time, 8 went over the -- God knows -- somewhere over towards the 9 beach and worked a while. Had a trailer -- he stayed -- 10 I don't know whether -- what he was doing over there. 11 Just -- I couldn't remember nothing on that. 12 Q. Okay. But, in any event, the work for Rock Hill 13 Concrete Company, he was -- he was operating a crane 14 outdoors; is that right? 15 A. Yes, sir. 16 Q. Okay. When did your father pass away? 17 A. I guess he was in -- in about -- somewhere in 18 the '90s there, I guess. 19 Q. And you had mentioned earlier that he had lung 20 cancer. Did he die of lung cancer? 21 A. Yes, sir. 22 Q. Did he smoke cigarettes? 23 A. Like a smokestack. He smoked Lucky Strikes. 24 Q. Do you remember him smoking around you when you 25 were growing up?
Page 27 Page 1 A. No. 2 Q. Okay. Now, you -- I thought I heard you say 3 that he was responsible for driving a -- a crane, and I 4 thought you said where the coal was? 5 A. Yeah, behind the powerhouse at the -- Celanese 6 in Rock Hill. He unloaded the train. It had a bucket 7 on it. He unloaded it and pushed the coal up in a pile. 8 Q. Okay. So other than operating the crane and 9 loading coal or unloading coal -- 10 A. Right. 11 Q. -- do you have any knowledge of what -- of 12 anything else that he did? 13 A. No. They offered him a job in the house -- in 14 the Celanese powerhouse, and he said bye. 15 Q. Okay. All right. So, to your knowledge, he was 16 always working outside with a crane unloading coal? 17 A. Well, on that. But later on, he had a job with 18 the Rock Hill Concrete Company, and he drove a crane 19 there, unloading sand and all from the rail cars. 20 Q. And where -- where did he do that work? 21 A. At -- mostly right there at Lesslie, South 22 Carolina. 23 Q. Is that where the Rock Hill Concrete Company was 24 located? 25 A. Part of it.	Page 29 Page 1 A. Yes, sir. And the car would be full of 2 nicotine, old '40 Plymouth. And I'd get in there -- I 3 loved the smell of that in an old car. I don't know 4 why, but I did. 5 Q. As long as you remember, was he a smoker? 6 A. Yes. After -- after his operation, he -- they 7 operated on his right lobe, took it off. And he did 8 good for two years, and then he started back smoking a 9 pipe. 10 Q. From the -- from as far back as you remember 11 until you moved out of the family home, is it fair to 12 say that he smoked cigarettes around you? 13 A. Yes, sir. 14 Q. Do you remember what year you moved out of the 15 family home? 16 A. I guess I was probably 18 -- 17 or 18. 17 Somewhere along in there. 18 Q. Did you move -- did you move out about the time 19 you got married, or was it before that? 20 A. Well, we got married, and I thought we was going 21 to stay there that night with him; and he said: That's 22 your little wagon, and you got to get out and do it. So 23 I left and got me a trailer rented. 24 Q. Okay. So did you live at home until you got 25 married?

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Page 30 Page 1 A. Yes, sir. 2 Q. Okay. Did your father -- was he ever diagnosed 3 with other any forms of cancer, other than lung cancer? 4 A. That's all I know of. 5 Q. Okay. Let me ask you about your mother. What 6 was her name? 7 A. Eunice. Mary -- Mary Eunice, I believe it is. 8 Q. What was her maiden name? 9 A. She was a Neal. 10 Q. Can you spell that for me? 11 A. N-e-a-l. 12 Q. Okay. Did she work outside of the home? 13 A. Yes, sir. 14 Q. What did she do? 15 A. She was a weaver in the mill. 16 Q. Do you know what mill that was? 17 A. What year? 18 Q. (Moves head up and down.) 19 A. Darn, she's worked ever since I can remember. I 20 don't know. 21 Q. Okay. 22 A. She worked in the mill until she got -- had a 23 wreck, messed her arm up. But, um, I -- I can't 24 remember that. 25 Q. During your time growing up, you always remember	Page 32 Page 1 different town? 2 A. In Rock Hill, yes, sir. 3 Q. Okay. Did you ever see any insulated piping 4 running through that mill? 5 A. Everything was bare. And they had these round 6 things -- I don't know what you call them -- like, 7 pumping moisture out, like a humidifier. And they were 8 big, up in the ceiling. And they were blowing that 9 out -- I think they said that was to keep the threads 10 from breaking. They had to have moisture in there. And 11 that cotton -- that -- the cotton, it was everywhere. 12 It would be up your nose, in your eyeballs, in your 13 ears. It was everywhere. Mother, she looked like a 14 snowman coming out of that place. 15 Q. Okay. I'm sorry. Maybe I -- maybe we just 16 weren't communicating. I'm curious if there was any -- 17 any insulated piping running through that facility. 18 A. They didn't have no insulated pipe. They just 19 had pipes running through the ceiling up there. I don't 20 know how far the ceiling was. But they didn't have 21 insulation back in them days. I didn't see any. 22 Q. Okay. And I don't know if you mentioned this 23 yesterday. How -- do you remember how long you worked 24 at that Highland Park Mill? Was it a matter of weeks, 25 or was it months?
Page 31 Page 1 her working at the mill; is that fair? 2 A. Always, at the Highland Park Mill. 3 Q. And the Highland Park Mill -- I think you 4 mentioned that yesterday -- that's -- she got you a job 5 there; right? 6 A. Yeah. A bad one. 7 Q. Was she a weaver there the whole time, to your 8 knowledge? 9 A. Yes, sir. She was good. 10 Q. Did you ever visit her on the jobsite? 11 A. Yeah. I worked right by her when I was taking 12 off cloth, yeah. 13 Q. Okay. Before you took a job there, did you ever 14 visit her on the jobsite? 15 A. No. 16 Q. And when you started working there, did you have 17 the same job as she did? 18 A. No. I couldn't -- I wasn't a weaver. I -- I 19 took off cloth. 20 Q. That's right. Okay. So she was doing the 21 weaving, and then on down the line, you would take the 22 cloth off? 23 A. Yes, sir. 24 Q. Okay. At that Highland Park Mill -- well, first 25 of all, what -- was that in Rock Hill, or was that a	Page 33 Page 1 A. It was less than weeks, because I -- that was 2 bad. 3 Q. Okay. What was your mother's cause of death? 4 A. She -- just old age, I guess. She was 93 or -4 5 years old. And she got dementia to start with, and we 6 had to put her in a nursing home. I didn't like that. 7 And -- oh, God, that -- that's bad business. Bad. For 8 anybody. 9 Q. Did she ever have cancer, to your knowledge? 10 A. Not as I know of, no. She was a tough old bird. 11 Q. Did she ever have any sort of breathing 12 condition, to your knowledge? 13 A. Not as I know of. She didn't smoke. Didn't do 14 nothing but work. 15 Q. Okay. 16 A. I got Susan -- Boone. Buck's wife, Eddie, 17 Jr.'s, wife is Boone. Her maiden name. 18 Q. Her maiden name is Boone? 19 A. I just thought of it. It's simple too. 20 Q. Okay. Thank you. 21 I'm sorry. I think you did mention this 22 yesterday. How many brothers and sisters do you have? 23 A. One brother. 24 Q. Okay. The one brother that passed away when he 25 was ten.

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Page 34 Page 1 A. Yeah. 2 Q. I'm sorry to bring that up, but do you know his 3 cause of death? 4 A. No. He worked -- he was a welder, and he 5 welded -- worked at Westinghouse, all the places around 6 it, Celanese, AME. He was around all that welding and 7 all, but I don't know whether that done him in or not, 8 but I think he partied a little bit too much. 9 Q. Oh, I'm sorry. What was -- I thought he was 10 younger. What was his age when he passed away? 11 A. He was ten years older than me. He was probably 12 60-something, or 68. 13 Q. Okay. Did he -- was he ever diagnosed with 14 cancer, to your knowledge? 15 A. Not as I know of, no. 16 Q. Okay. 17 MR. HOLDER: I had the same confusion. I 18 thought he died as a child as well. 19 MR. FRICK: Okay. 20 Q. (BY MR. FRICK) While you were living under the 21 same roof with your brother growing up, did he ever have 22 any jobs outside the home? 23 A. Not as I know of. 24 Q. Okay. Are you aware --and I'll just open this 25 up to cousins and people like that. Are you aware of	Page 36 Page 1 father become ill. 2 A. Yeah. I -- 3 Q. Tell me if I've got that wrong. 4 A. I slowed -- no, you're right. It -- I slowed 5 down after that. Dr. Robicheaux, the doctor in 6 Charlotte, who come out from the operating room, working 7 on Daddy, and he come out and looked at me, he said: 8 You smoke? I said: Yeah. And he said: Well, I'll get 9 you next. I said: No, man, no. And that was it. I -- 10 I slowed down. I didn't smoke no pack a day. I might 11 smoke two or three. Even working, I done that, slowed 12 up. 13 Q. Do you remember how old you were when you quit 14 smoking? 15 A. I guess I was still up in the 30s or 40s, 16 somewhere along in there. I been quit 30 years or -- I 17 don't know how many years -- or better. 18 Q. Okay. 19 A. I never wanted another one. I love my kin too 20 much. 21 Q. In talking to people before who smoked, it's my 22 understanding that at first you probably -- you smoke 23 less, and then you sort of build up to smoking more. 24 And so what I'm trying to figure out is, was there a -- 25 what was the most you ever smoked? What did you work up
Page 35 Page 1 anyone else in your family who has been diagnosed with 2 cancer, other than your father? 3 A. A couple of the aunts. They were older, smoked 4 a lot. I don't know whether they had cancer or not. 5 They all kicked the bucket young. 6 Q. Okay. You just know that a few aunts died 7 young, but you're not sure whether it's cancer? 8 A. Well, yeah. One was in Ohio, and one was in 9 Florida. 10 Q. Okay. All I'm trying to get at is, do you 11 believe they had cancer, or are you just not sure? 12 A. I'm not sure on that, no. 13 Q. Okay. 14 A. I just know they smoked a lot. 15 Q. Okay. And I believe you grew up at 16 624 2nd Street in Rock Hill; is that right? 17 A. Yes, sir. 18 Q. And that was the family home you lived in, at 19 that address, until you -- until you got married? 20 A. Yes, sir. 21 Q. Now, I believe that you told us earlier you 22 started smoking, yourself, at 14 years old; correct? 23 A. Fourteen or 15, somewhere along in there. 24 Q. Okay. And you said something that made me think 25 that possibly you decided to quit around the time your	Page 37 Page 1 to? 2 A. I didn't -- a pack -- I might have -- a pack 3 would last me all day long, you know, at work, because 4 we didn't get to smoke but a little bit and then throw 5 it down, but -- 6 Q. Okay. So there was a period of time where you 7 smoked a -- a pack per day? 8 A. Right at it. 9 Q. Okay. 10 A. Sometimes I didn't smoke a pack. I'd have them 11 with me when I went home. 12 Q. Okay. Okay. You mentioned a little bit earlier 13 something about your wife not smoking cigarettes. Let 14 me ask you this: Did she ever smoke cigarettes in the 15 past? 16 A. Might have smoked one. No, she didn't -- she 17 wasn't a smoker. 18 Q. When you say she might have smoked one, are you 19 saying she might have smoked one cigarette ever? 20 A. So if we sitting around on a Friday night and 21 watching TV and drinking a glass of wine, you know, she 22 might drink -- smoke one, or we are sitting out on the 23 deck, getting in the pool, you know, something like 24 that. But as far as cigarettes, no, she didn't like 25 that.

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Page 38 Page 1 Q. How long a period of time would she smoke, say, 2 one cigarette while having a glass of wine or out on the 3 porch or something? How long a period of time did she 4 do that? 5 MR. HOLDER: Objection to form. 6 A. Wouldn't be one or every -- every time -- every 7 week, or a couple of weeks, we'd do that, sit out on -- 8 if it's summertime, we can get on the deck and have a 9 wine, a cigarette. But, now, she don't -- she didn't do 10 it. I was -- I was smoking. 11 Q. (BY MR. FRICK) Yeah. And I -- I probably just 12 asked a bad question. When she would do that -- I'm 13 just trying to get sort of a time frame. Was that -- 14 did she do that a few years or several years, where she 15 would -- she would do that? Can you give me a sense for 16 how long a period of time she did that? 17 A. She never did smoke nothing. No. Maybe one, 18 like I said. In the whole time we was married, she 19 wouldn't have smoked a pack of cigarettes. 20 Q. Okay. Okay. Did any of your children -- when 21 they were growing up, were they ever smokers? 22 A. Sandy. 23 Q. Okay. Did she smoke while she was living in -- 24 in the family home, under your roof? 25 A. No. She would sneak out. Going to school, I	Page 40 Page 1 can't remember the -- the street name. It wasn't 2 Black Street. Might have been Arch Drive, somewhere 3 over there, in a house, a small house. 4 Q. Did you say Arch Drive? 5 A. I believe it was. 6 Q. Now, you -- you just said somebody's nickname 7 there. I didn't quite understand it. What name did you 8 say? 9 A. Billy Cornwell. We rented a -- a house from 10 them. He had a -- he had a big house, and he had this 11 little house beside it. He -- and we rented that for -- 12 I think I was -- went to playing race car, and the fella 13 that built the race car, he built me a little house over 14 there by Momma at 2nd Street. It was a two-car garage, 15 and he made me an apartment out of it, because I drove a 16 race car for him. And Mother broke down and spent -- I 17 believe it was \$1,500 for that thing. 18 Q. Okay. And do -- do you know how long you lived 19 there? 20 A. We stayed there to the -- I think we went to 21 Spruce Street. I can't remember the number on Spruce 22 Street we lived at. And then we stayed over there until 23 '62 or somewhere in there. Then we come out here, built 24 this house out here. 25 Q. Okay. Do you remember the number of the house
Page 39 Page 1 guess, they smoked, you know, but she didn't smoke when 2 she was here. 3 Q. Okay. All right. Did any of your other 4 children smoke? 5 A. No. Eddie, Jr, don't. Debbie don't. 6 Q. Okay. I'd like to see if I can -- if you 7 remember any of your previous addresses. So after you 8 moved out of the family home and got married, do you 9 remember the first -- the first place where you and 10 Ms. Dorothy lived? 11 A. There was a trailer park out there on Cherry 12 Road behind -- God, knows -- there was a store there, 13 and they had about -- about ten trailers behind it. We 14 stayed in a trailer there for -- for a little while. I 15 don't know how long. We didn't like that, anyway. But 16 that's all I could afford at the time. 17 Q. Do you remember a street name? 18 A. Cherry Road. 19 Q. Okay. 20 A. And it was Kimball's Grocery Store. Kimball. 21 Q. So it sounds like you weren't there for very 22 long? 23 A. No. I -- I was working at the Bleachery, 24 but I think we left there, and I think we went over to 25 Billy Cornwell's (phonetic) house. That was south -- I	Page 41 Page 1 at Spruce Street? 2 A. I'm thinking 741. I don't know how close I am. 3 Q. How about on Arch Drive? Do you remember a 4 house number? 5 A. That was the one -- no, I can't remember that 6 one. Got some pictures of it in there, but I don't 7 know -- 8 Q. Okay. And so after Spruce Street, that's when 9 you moved to Magnolia Drive? 10 A. Yeah. Spruce to here, uh-huh. 11 Q. Okay. 12 A. I stayed there -- at Spruce Street until I got 13 my lots paid for, and then come out here. 14 Q. Okay. All right. Thank you for that. 15 Let me talk about when you left school. I think 16 you said yesterday that was in the ninth grade; is that 17 right? 18 A. Yes, sir. 19 Q. And after that, did you ever go back and get 20 your GED? 21 A. No. I should have. I didn't. Stupid. 22 Q. Did you ever -- did you ever go to any technical 23 schools or take any courses like that? 24 A. No. Everywhere I worked, there was always a man 25 with me that was pretty smart, and I always picked up

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Page 42 Page 1 what they were doing. If they was working on a car or 2 working on that 220 volts lines and everything, I just 3 done what they -- they showed me. You know, I watched 4 them, and it went up my little brain. So I wired my 5 house and everything. Didn't have no prints to go by or 6 nothing. I done it all. 7 Q. On-the-job training? 8 A. Yes, sir. 9 Q. All right. Your lawyer asked you a little bit 10 earlier if you ever gave a deposition in connection with 11 your asbestosis case from, I think, 2001. I've got a 12 little bit of a broader question. Have you ever given a 13 deposition before at all? 14 A. No. 15 Q. Have you ever brought what is called a workers' 16 compensation claim? 17 A. No. 18 Q. Now, your lawsuit in 2001, it appears that was 19 brought in Mississippi. Are you aware of that? 20 A. No. 21 Q. Okay. There's a law firm by the name Barras 22 (phonetic) and Morgan on that Complaint. Do you -- do 23 you remember being represented by lawyers in 24 Mississippi? 25 A. No.	Page 44 Page 1 asbestos-containing products? 2 MR. HOLDER: Objection to form. 3 THE WITNESS: You want me to answer that? 4 MR. HOLDER: Yeah, you can still answer. I just 5 have to put an objection on the record. Only, I will 6 instruct you not to answer if you're not supposed to 7 answer. But you can go ahead and answer. 8 THE WITNESS: I done forgot what the question 9 was. 10 MR. HOLDER: Sorry. Can you re-ask your 11 question? 12 Q. (BY MR. FRICK) Yeah. To your knowledge, sir, 13 have you ever brought any claims against any bankrupt 14 manufacturers of asbestos-containing products? 15 A. No. That would be -- 16 MR. HOLDER: Object to form. 17 A. -- Donaldson Black. 18 Q. (BY MR. FRICK) These would also be called 19 bankruptcy claims. Does -- do you believe you've done 20 anything like that? 21 A. Not as I recall, no. 22 MR. HOLDER: Objection to form. 23 Q. (BY MR. FRICK) Let me ask you in particular 24 about a company by the name of W.R. Grace. Have you 25 ever brought a claim, to your knowledge, against W.R.
Page 43 Page 1 Q. Have you ever worked on any jobsites in 2 Mississippi? 3 A. No. 4 Q. I think I understood this earlier, but to make 5 sure I'm clear, you have received some settlement monies 6 from that lawsuit in 2001; is that right? 7 A. I guess I get some from Donaldson every now and 8 again, but I thought it was just asbestos. You know, 9 little bit here and a little bit there. The biggest 10 part of them gone out of business, bankrupt. 11 MR. HOLDER: I realized I was on mute before. 12 Just objection to form on that last question. Sorry. 13 MR. FRICK: Sure. 14 Q. (BY MR. FRICK) Other than your 2001 lawsuit, 15 are you aware of any other lawsuits that you have 16 brought for asbestos exposure? 17 A. Just everything that Donaldson Black done. 18 That's the only thing I know. 19 Q. Okay. And, I mean, I've got a few questions 20 about the claims you've brought, but let me just make 21 clear, I don't want to hear about any conversations 22 you've ever had with one of your lawyers; okay? 23 A. Okay. 24 Q. Okay. Have you, to your knowledge, ever 25 brought a claim against a bankrupt manufacturer of	Page 45 Page 1 Grace? 2 A. Not as I know of. 3 MR. HOLDER: Objection to form. 4 Q. (BY MR. FRICK) I already asked you a couple of 5 questions about the Highland Park Mill. Let me ask you 6 about Rock Hill Printing and Finishing. When you worked 7 there, were there insulated pipes in that facility? 8 A. Some. 9 Q. Okay. 10 A. It wouldn't have been in -- in that section I 11 was in, open stock. 12 Q. Do you know what kind of pipes those were; what 13 was running through the pipes that were insulated? 14 A. I'm guessing steam to heat the building. 15 Q. Did you ever see any of that piping worked on, 16 any of that insulation removed or insulated or anything 17 like that? 18 A. No. Huh-uh. 19 Q. Let me move on to your time working for Davis 20 Electrical. You mentioned the Chester plant first. 21 But I didn't get this: Do you know how long that job at 22 the -- at this chemical plant in Chester lasted? 23 A. It wouldn't have been over a couple of weeks, at 24 the most. We were grounding that building, and they had 25 already built the building, biggest part of it, and all



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Page 46 Page 1 we did, come back and do the grounding. 2 Q. Okay. You said that Daniel used Davis 3 Electrical to do electrical work; correct? 4 A. Yes, sir. 5 Q. Is it your understanding that Daniel 6 subcontracted electrical work to Davis Electrical? 7 A. Yes, sir. 8 Q. Okay. So on all the jobs where you were 9 employed by Davis Electrical, they were doing jobs as a 10 subcontractor to Daniel; correct? 11 A. Yes, sir. 12 MR. HOLDER: Objection to form. 13 Q. (BY MR. FRICK) Let me ask you a few questions 14 about Champion Paper. I won't ask many. I'll leave 15 that to somebody else. But my understanding is that 16 that was a two- to three-year job; correct? 17 A. Yes, sir. 18 Q. And I heard you describe your job as pulling 19 wire and running copper tubing; is that right? 20 A. Well, copper pipe -- 2/0 copper -- pure copper. 21 That's where we grounded the bottom of the plant. 22 Q. Okay. Were those tasks your main jobs working 23 at Champion? 24 A. Yes. 25 Q. Okay. You mentioned somebody that you rode to	Page 48 Page 1 was going to fire me, you know. I said: Well, this is 2 gone. 3 So he took me up to his office, and had a pillow 4 on the couch there, and he said: Get down here. I'll 5 come wake you up in the morning. Don't worry about 6 nothing. I said: Appreciate it. 7 Q. So were you supposed to work that entire shift, 8 and instead, you got to -- got to sleep? 9 A. Yes, sir, I was supposed to have been working. 10 Q. Okay. All right. So whatever that shutdown 11 was -- I think you said about a week -- you basically 12 worked that minus one day, because you got to sleep that 13 one day; is that right? 14 A. Right. I did. 15 Q. Okay. For that shutdown, do you know the year 16 that occurred? 17 A. I can't -- it had to be the 4th of July, but I 18 don't know -- I don't remember what year. Usually the 19 4th is when they shut down, the biggest part of the 20 time. 21 Q. I was just curious if you remember the year. 22 A. No. 23 Q. Okay. Now, you mentioned another job at Bowater 24 that I think was just a few days, where I think you 25 were -- you were putting in lights. And there was a
Page 47 Page 1 work with by the name of Ken Malone, I think? 2 A. Yeah. 3 Q. Did I get that right? 4 A. Yeah. 5 Q. Is Ken Malone still alive; do you know? 6 A. No. He went to work for Bowater and retired and 7 then kicked the bucket. He was young too. He was from 8 Boston. 9 Q. Okay. Let me move on to the Bowater job and ask 10 you a few questions about that. As I understand it, you 11 were doing that July 4th shutdown in the control room. 12 That's where you -- you -- you were -- you touched a hot 13 wire or something like that and got shocked; is that 14 right? 15 A. Right. Yeah. My tool -- excuse me. I had my 16 ratchet there and wrench with three-quarter socket, and 17 I -- I taped it up with black tape, my -- all my tools, 18 because if you touched a wire, they just going to go 19 off. But they supposed to be dead. All that supposed 20 to be dead -- no power, in other words. So I was going 21 through there and tightened it. About that time, pap. 22 Popped it out of my hand. And the boss man -- I can't 23 think of his name. He was good. He come over and asked 24 me, he said: Are you hurt? I said: No. I'm all 25 right. And he said: Come on with me. And I thought he	Page 49 Page 1 little bit of testimony that I just didn't quite follow. 2 I thought you mentioned there being a pile of 3 some sort of material that was moved with a front-end 4 loader, but I just did not understand what that was. 5 Can you tell me what -- what that was? 6 A. I don't know. It looked like -- 7 MR. HOLDER: Objection to form. 8 A. It looked like -- I don't know. It was just 9 white, you know, like a -- fluffy stuff. And I don't 10 know. They used that in the plant somewhere, you know, 11 for something. And we were up above that, but it was 12 piled up in there all the way up next to the ceiling 13 where we was. But I don't know what that was. They 14 used it in the plant for something, and it -- all I 15 remember, it's white, fluffy-like. 16 Q. (BY MR. FRICK) And what area of the plant was 17 this? 18 A. This is where you go in with the logging trucks. 19 On the bottom left-hand side of the plant, there's a -- 20 before you get to the river, there's a building -- 21 that's where the building was, and the trucks used to go 22 in there with logs right by it. That's the building. 23 It was a pretty good-sized building. Probably 80 by 80, 24 you know, tall and had a top on it. And we would run 25 the conduit from the ceiling down across there and put

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Page 50 Page 1 lights in it. And that's all. 2 Q. Was -- was this some sort of storage area? 3 A. Yes, sir. 4 Q. Okay. 5 A. They had that stuff stored in there, because 6 they had it pushed up with a front-end loader. They 7 pushed it up in there. I guess they brought it in in 8 either trains or tractor-trailers. I don't know for 9 sure on that. But they'd come in there and bring it and 10 push it all in there and pile it up, but then they'd 11 take it in the plant. I don't know what they done. 12 Q. And how far -- you said this was an 80 -- what, 13 80-foot-by-80-foot building? 14 A. Big 'ole -- big 'ole tall building, yeah. 15 Q. So from the area where you were doing the light 16 work, how far away was that pile? 17 MR. HOLDER: Objection to form. 18 A. Oh, we were up at the top. It wouldn't be 20 or 19 30 feet below us or less. If we would have fell, we 20 would have fell in that juice -- you know, stuff that 21 had been -- I wasn't too worried about falling there. 22 Q. (BY MR. FRICK) Okay. You have no idea what 23 that product was? 24 A. No idea. It just amazed me that they had it 25 piled up in there.	Page 52 Page 1 were hanging the lights, do you know what year that was? 2 A. No. 3 MR. HOLDER: Objection to form. 4 Q. (BY MR. FRICK) Now, let me move on. Just a few 5 questions about your time working for Davis at the 6 Celanese plant in Rock Hill. Can you say what year that 7 was? 8 A. When I first went to work for them? 9 Q. So no. This is -- this is when you were working 10 for Davis at the Celanese plant. 11 A. That was early, because they was -- they was 12 finishing up the plant, and we had to run the lights up 13 the conveyor all the way to the top of the powerhouse. 14 And I -- they had a -- contractors all over the place, 15 millwrights and electricians and everything. But I was 16 still with Davis, and I worked there. And then after 17 that, I -- later on -- I don't know where I went after I 18 left there. 19 Q. Right. I'm just trying to find out if you know 20 the year. 21 A. No. 22 Q. Okay. And do you know how long that job lasted? 23 A. I know it was over six months. Be over six 24 months. 25 Q. Was it less than a year?
Page 51 Page 1 Q. Was it ever -- did you ever handle any of that 2 material? 3 A. No, sir. 4 Q. Okay. How long were you at that Duracel 5 facility? 6 A. I'm guessing -- it was a good while. I'm going 7 to say a year or so. Because we drove from here down 8 there to Duracel. And we were talking about -- 9 Q. Who? 10 A. Ken Malone, I was telling you about, went and 11 worked at Bowater. He was down there -- now, his 12 father-in-law, his cousin or something -- father-in-law 13 was Jim Harrison, the big wheel with Davis; and 14 everywhere I went, Ken went. So I guess they had the -- 15 enough money or said: My men go on and go in there. 16 And then Ken learned pretty good. They went and made 17 him -- what is it? Like a -- over all the electrical 18 stuff at Bowater. 19 Q. Do you know what year the Duracel job took 20 place? 21 MR. HOLDER: Objection to form. 22 A. I can't remember the date on that. 23 Q. (BY MR. FRICK) Let me jump back. I forgot to 24 ask this. On that -- this few days, that job at Bowater 25 where you had that pile of that unknown material and you	Page 53 Page 1 A. Yeah. 2 Q. Okay. All right. For your time working at 3 Celanese -- 4 For Celanese, I'm going to let somebody ask 5 those questions; okay? 6 I'll just ask -- but let me ask -- I'll just ask 7 a few pointed questions, I should say, and then I'll let 8 somebody else finish it off. 9 But do you remember the manufacturer of any 10 pumps at the Celanese plant? 11 A. They had a Studebaker pump. I remember that. 12 That's the only one I ever remember. And it was made by 13 Studebaker, the cars. They made a pump, and I couldn't 14 get over it. That kind of stuck in my little brain. 15 Studebaker building a pump. 16 Q. Okay. Do you remember the manufacturer of any 17 valves at the Celanese plant? 18 A. I was thinking about CRANE and -- God, I can't 19 think of another one. 20 God, there was so many of them. I -- I didn't 21 pay that much attention to them then. 22 Q. All right. Do you remember OSHA coming into 23 effect? 24 A. By who? 25 Q. OSHA.

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Page 54 Page 1 A. I don't remember them coming in there. I heard 2 they did, but I -- I don't -- I never did see nobody. 3 Q. And I'm asking a slightly -- slightly different 4 question. Do -- I'm not so much asking if you remember 5 somebody coming in who worked for the federal 6 government. But do you remember new safety rules being 7 implemented as a result of OSHA, of the law? 8 MR. HOLDER: Objection to form. 9 A. Well, they always made us wear safety glasses 10 and ear plugs and hard hats -- I don't know. They come 11 around -- we had to wear hard hats -- hard hat all the 12 time. Oh, yeah, we had -- took a test on a -- how to 13 put a gas mask on. You know, had meetings on that. But 14 that -- that's about it. I can remember that. 15 Q. (BY MR. FRICK) Did you have rules about tying 16 off if you're in a high place above the ground? 17 A. Yeah. And then -- in the ground, too, they -- 18 we had practice on it, how to tripod over a manhole. 19 Because they would let us down sometimes in a harness, 20 down inside, where we had to work on a pump or take a 21 pump out. 22 Q. Do you remember around what time you first heard 23 of OSHA? 24 A. No. 25 Q. Can you tell me when you first learned that	Page 56 Page 1 there was also fiberglass insulation; correct? 2 A. Yeah. Now, see, that -- to start with, all that 3 fiberglass and insulation -- I don't know what all kind 4 it was -- it was on the pipes. And to start with, there 5 wasn't nothing on them. Then they came up and put this 6 on, and it had a white, like, asbestos -- they -- they 7 come in rolls about 4-foot long, and slice them in the 8 center half, and then go around the pipe, and then they 9 run a band around it. Then they come back and they made 10 a cover over that, aluminum cover over the pipe to -- I 11 think it's to protect us from that, everything. 12 Q. Okay. 13 DEFENSE COUNSEL: I'm going to object to the 14 nonresponsive portions. 15 Q. (BY MR. FRICK) And, you know, I'm just trying 16 to establish that you -- that you had -- you had 17 fiberglass insulation, you had a foam glass insulation, 18 you had mineral wool. Those were all types of 19 insulation that you had; correct? 20 A. We had -- we had all that. 21 MR. HOLDER: Objection to form. 22 Q. (BY MR. FRICK) Okay. Are you able -- just by 23 being 10 feet away and looking at insulation, are -- are 24 you able to tell whether it's asbestos-containing or 25 not?
Page 55 Page 1 asbestos could be hazardous? 2 A. I just heard rumors. Everybody said: That's 3 stuff bad for you, that will kill you. That's all. 4 Didn't nobody come around saying: This will kill you, 5 or that will kill you. 6 Q. Do you remember when you first started hearing 7 that? 8 A. Probably before the '80s. 9 Q. Did you say before the '80s? 10 A. I would say before the '80s, because they was 11 talking about -- some of the fellas were talking over in 12 AR about something. They said: That will kill you 13 right there. But I don't even know what they was 14 talking about. And that's where -- the second job, when 15 I went over from CA to AR, they were talking. Just 16 rumors. 17 Q. When you started hearing that, was there any -- 18 were they talking about any particular product? 19 A. No. 20 Q. Or any particular type of material? 21 MR. HOLDER: Objection to form. 22 A. I can't think of nothing. 23 Q. (BY MR. FRICK) Okay. And I think you said this 24 a few times. You agree that there was insulation, and 25 there may have been asbestos-containing insulation, but	Page 57 Page 1 A. I don't believe so. I might. Because I -- 2 always scared me, the packing. You know, it -- I always 3 was scared of packing, because I heard everybody say: 4 Man, that stuff will get you. But, you know -- 5 Q. I'm just talking about insulation. 6 A. Yeah. 7 DEFENSE COUNSEL: Move to strike. 8 Nonresponsive. 9 Q. (BY MR. FRICK) Okay. So your answer is that, 10 no, you wouldn't able to tell the difference? 11 A. No. I doubt it. 12 Q. Okay. Now, I know you -- you worked a number 13 of industrial facilities. Will you agree with me that 14 at industrial facilities, there is a constant rework 15 and -- and maintenance of systems that goes on as the 16 years go by; correct? 17 MR. HOLDER: Objection to form. 18 A. There probably was. 19 Q. (BY MR. FRICK) Okay. And as part of that 20 rework that would happen on systems as years go by, part 21 of that would be replacing the insulation; correct? 22 A. Right. 23 MR. HOLDER: Objection to form. 24 Was that specific to any specific facility, or 25 you just mean generally in the world?

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Page 58 Page 1 MR. FRICK: Yeah, just -- just generally. 2 MR. HOLDER: Okay. 3 Q. (BY MR. FRICK) Have you ever taken part in any 4 home renovation or remodeling work, Mr. Morgan? 5 A. No, nothing but my house. 6 Q. Okay. You mentioned a little bit earlier -- it 7 almost sounded like you said mechanic work. So let me 8 make sure I understand it. Have you ever performed any 9 auto mechanic, like, shade-tree mechanic-type work on 10 vehicles? 11 A. I'd work on my cars, my truck. 12 Q. On your truck? 13 A. Yeah. 14 Q. And what kind of work would you do? 15 A. Change brake line, and the oil, antifreeze, 16 wiring, stuff like that. 17 Q. So do you remember any of the trucks that you 18 did that work on? 19 A. What do you mean? 20 Q. Any of the models, make and model? 21 A. '56 F-100, black. God, I wish I had it. 22 Q. Okay. Any others? 23 A. No. 24 Q. Okay. So did I hear that correctly, a 1956 25 F-100?	Page 60 Page 1 those brake job . . . 2 A. Yeah, I did them a couple of times. 3 Q. For those couple of times, do you remember where 4 you purchased any of those new brakes? 5 A. The car place up on the hill up there. I can't 6 remember the name. It's still up there. 7 Q. Sitting here today, are you able to remember the 8 name of that place? 9 A. I go by it every day. I can't think of it. 10 Q. Was it the same company back in the 1960s that 11 it is now? 12 A. No. It would be another one. No. They 13 change -- they changed them two or three times up here. 14 Q. Do you know what it was back then? 15 A. Huh-uh. I can't think of one of them. 16 MR. FRICK: Okay. Mr. Morgan, I believe that's 17 all the questions I have for you -- oh, I'm sorry. I do 18 have some medicals. I wanted to ask Jonathan. 19 Jonathan, do you want me to do some medical 20 questions now or just wait until the end? 21 MR. HOLDER: I mean, I think you could ask your 22 questions -- if -- I mean, we've been going about an 23 hour. It might be a good time for a break. 24 MR. FRICK: Yeah, let's take -- take a break, 25 and then I can finish up.
Page 59 Page 1 A. Yeah. Called it custom solid black. Um, 2 pretty. 3 Q. And did you do a brake -- did you do a brake job 4 on that? 5 A. Probably. 6 Q. Okay. Now, when you say "probably," lawyers 7 don't like to hear those words, "probably." I'm -- I'm 8 trying to get your best memory whether you -- you did 9 or -- 10 A. Oh, yeah, I always -- they always -- the back -- 11 or I pulled the front disc brakes, and I always put the 12 back ones on. It wasn't nothing. Just a little bit on 13 it, but I don't know, they always said the brake line 14 was asbestos. Now, I didn't know it, whether -- whether 15 it was or not. 16 Q. Do you know how many of those brake jobs you did 17 on that F-100? 18 A. A couple of times is about it. 19 Q. Okay. In terms of the new brakes that you 20 installed, do you know the manufacturer? 21 A. No. 22 Q. Do you know what year or years you did that? 23 A. Probably in the '60s, somewhere in there. 24 Because that was a '56, I'd had it. 25 Q. Okay. For those couple of times that you did	Page 61 Page 1 MR. HOLDER: However you want to do it. Okay. 2 THE VIDEOGRAPHER: I'm sorry? You said you 3 wanted to take a break? 4 MR. HOLDER: I think Scott said, yeah, off the 5 record. 6 MR. FRICK: Yeah. I'm sorry. Yeah, that's 7 fine. 8 THE VIDEOGRAPHER: Okay. Thank you. 9 The time is approximately 2:26, and we are off 10 the record. 11 (A break is taken from 2:26 p.m. (EST) until 12 2:38 p.m. (EST).) 13 THE VIDEOGRAPHER: We are back on the record. 14 The time is approximately 2:38, and this is the 15 beginning of medium -- Media Number 3. 16 Counsel, you may proceed. 17 Q. (BY MR. FRICK) Mr. Morgan, can you hear me 18 okay? 19 A. Yes, sir. 20 Q. All right. I've got a few medical-related 21 questions mostly, and then -- and then I'll be done, 22 and others can ask you some questions. One thing that 23 I -- I'm not sure I asked you earlier. Your brother, 24 who was ten years older than you, when you were growing 25 up in the family, did he smoke in the family home?

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Page 62 Page 1 A. No. No. He never smoked. 2 Q. Okay. We've already talked about your cigarette 3 smoking. Have you ever used smokeless tobacco? 4 A. Long time ago. I tried it. I didn't like it. 5 Q. Okay. Other than lung cancer, have you ever 6 been diagnosed with any other form of cancer? 7 A. No, sir, not as I know of. 8 Q. Let me ask you a few questions about your 9 asbestosis diagnosis back in 2001. 10 A. Uh-huh. 11 Q. When you were diagnosed in 2001, were you having 12 any symptoms at the time? 13 A. You want me to tell you the start of it? 14 Q. Sure. 15 A. Okay. When I take the bride -- you know, that's 16 my wife -- we go shopping. Well, I had to go tinkle. 17 And she said I knew where every restroom was in Rock 18 Hill and Charlotte. Well, I said: There's something 19 wrong down there, you know. I said: I'm going to go to 20 the doctor. So I went to the urologist and -- called 21 and got me an appointment and went up there, and he 22 checked me all over, down -- and he said: You good. 23 And he made an X-ray. And I went on home -- 24 Q. Mr. Morgan, can I -- can I stop you right there? 25 I'm sorry.	Page 64 Page 1 to see? 2 A. Dr. Shanks. 3 Q. Okay. Back in 2001, do you remember who your -- 4 your general family doctor was? 5 A. I'm thinking. I can't think of who it was. Oh, 6 oh, oh, Dr. Berman, in Pineville. God knows. Yeah. He 7 was good. But we had to go to Pineville to see him. 8 Q. Is his name Dr. Larry Berman? 9 A. Yes. Yes. Yes. 10 Q. Do you have a different family doctor now, or 11 is -- 12 A. Yes, because I quit going -- it's too far for 13 old people -- you don't know nothing about that yet -- 14 going from here to Pineville to -- to the doctor, and 15 them people crazy. I mean, you going to die, but I 16 don't want to go that fast. And so we got us a -- a 17 lady now up here, my daughter's got her, and Momma, my 18 wife. All of us going to her now. 19 Q. What's -- what's her name? 20 A. Decker. Decker. I can't remember her first 21 name, but I like her so far. 22 Q. And what town is she in? 23 A. Pineville. Well, not in Pineville. You could 24 say . . . 25 It's a -- you come out -- it's on -- off of 85
Page 63 Page 1 A. Yes, sir. 2 Q. We'll get to that, but I'm actually asking about 3 an earlier time frame -- 4 A. No, I -- 5 Q. -- not your lung cancer diagnosis. I'm asking 6 about your asbestosis diagnosis back in 2001. 7 A. For the cancer? 8 Q. No. For your asbestosis. 9 A. God know. That's Dr. -- Dr. Shanks on that. 10 Q. Okay. Remember that you had that lawsuit back 11 in 2001. And so what I'm trying to get at is, when you 12 brought that lawsuit in 2001, did you have symptoms back 13 then? 14 MR. HOLDER: Objection to form. If you 15 understand the question. 16 MR. FRICK: I -- I can re-ask. 17 A. I don't -- I don't -- 18 Q. (BY MR. FRICK) In 2001 -- in 2001, just before 19 you were diagnosed with asbestosis, did you have any 20 symptoms that led you to go to the doctor that resulted 21 in an asbestosis diagnosis in 2001? 22 MR. HOLDER: Objection to form. 23 A. Well, I just thought I was slow -- slowing down, 24 and I thought I'd get a checkup. 25 Q. (BY MR. FRICK) Okay. And then who did you go	Page 65 Page 1 there -- or 77, and it's called Gold Hill Road. 2 Q. And do you know Dr. Decker's first name? 3 A. Gosh, she's a German or something. I'd have to 4 ask Momma. I can't remember her first name there, but 5 it's on Gold Hill Road. 6 Q. Do you know the name of the -- do you know the 7 name of the practice? Does the practice -- does the 8 medical practice have a name? 9 A. No. 10 Q. Okay. 11 A. If I could find the ticket . . . 12 They're in a building there, but I can't -- I'd 13 have to get a paper or something. 14 Q. Okay. When you went to Dr. Shanks back in 2001, 15 were you referred to Dr. Shanks by anyone else? 16 MR. HOLDER: Objection to form. 17 A. I -- I can't remember. I can't remember. I 18 know what you're talking about, but I can't remember who 19 told me. 20 Q. (BY MR. FRICK) Okay. 21 A. Or -- or who said to go to your -- your lung 22 specialist, you know. I don't know. 23 Q. Okay. After your asbestosis diagnosis, did you 24 have yearly monitoring? Did you go back every year for 25 a CT scan or something like that?

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Page 66 Page 1 A. Every year for a scan, and you have to walk that 2 thing and put you in a cage, you know, and check your 3 breathing, what it's doing. Dr. Shanks, like I said, 4 he's pretty accurate on everything. 5 Q. Do you remember where you went to get those 6 tests? 7 A. Presbyterian one year, and the next year would 8 have been another -- I don't know whether that was the 9 big hospital. But he'd change it about every year. 10 We'd go and -- me and Mother both. She got her checkup 11 the same time, both of us. 12 Q. And at some point you switched over from 13 Dr. Shanks to Dr. Alleyne when Dr. Shanks retired? 14 A. Yeah. He retired, and I brought a stack of 15 papers you wouldn't believe it -- a foot and a half 16 high, because he wrote -- he didn't have a computer. He 17 wrote everything down, the old doctor. 18 Q. When was the first time you were told, after one 19 of those CT scans, that there was something concerning 20 there? 21 A. He showed me. Dr. Shanks did. He told me when 22 he done that test, and I come up -- we did my test -- 23 and it wasn't about a mile and a half down to his 24 office. We went down there. He took me in and said: 25 Come in here, Eddie. And put that thing on the wall. I	Page 68 Page 1 he said: Eddie, you might live five years. You might 2 live 50 years. Said: There's no telling. So we need 3 to go in there and see what this is one way or the 4 other. 5 I said: Well, how bad is it? And then he 6 talked about -- I got two holes in my side, and he went 7 down -- and said he's going through my liver. I said: 8 Whoa, here. I said: How bad is that going to hurt? 9 And he: No, ain't feeling to that. Said: It won't 10 bother you. 11 And so he did that. And he said he got it all 12 there and checked the other side. He did -- he done it 13 all and come up with that. And I went back for the 14 checkup, and he said I was good. They took the X-rays. 15 Said: right now everything looks good, you know. 16 Q. And we have some of your medical records, but -- 17 but not all of them. I don't think I've seen medical 18 records from the urologist. When did you see the 19 urologist? 20 A. Before I went to -- I'm going to have to look 21 that up. I don't know. He wouldn't have a -- he 22 retired, too, after I left -- after he told Alleyne 23 about that. 24 I can call Alleyne and get a record on that, 25 whatever.
Page 67 Page 1 said: What is that? And he said: That's your lungs. 2 I said: What is -- where's that stuff at, anything? He 3 said: All these trees -- look like trees, said that's 4 it. I said: What you going to do about that? He said: 5 When you kick the bucket, that'll be -- it'll be gone. 6 Q. All right. Now, let me get back to that answer 7 you were giving, and I interrupted you on. You had gone 8 to the urologist. 9 A. Yes. 10 Q. All right. And I'll just let you take it from 11 there. 12 A. He called -- 13 MR. HOLDER: Objection to form. 14 Q. (BY MR. FRICK) Go ahead. 15 A. -- Alleyne, and Alleyne called me and said: 16 Eddie, this doctor has found a spot on your lung. And I 17 said: What? He said: You need to -- we need to find 18 out about that. And he knew a -- a specialist just come 19 to Rock Hill, surgeon, and I can't remember -- I got his 20 name, but I can't remember what it is. But he said I 21 should go in there and get a biopsy and see what it is. 22 So he said -- Alleyne said: Why don't you get 23 your wife and son-in-law and my daughter and my son, 24 bring them up here, and let's have a meeting. So I did 25 that. And we was all in there. And the doctor said --	Page 69 Page 1 Q. Okay. Do you remember the name of the 2 urologist? 3 A. God, darn it, he just retired. We was talking 4 about him the other day. He was good. He's the one 5 that found the spot. I can't remember his. 6 Q. Do you remember where his practice is located -- 7 or was located? 8 A. Yes. Over by the hospital. Over by the water 9 tank on the right. It got a -- there's about -- I don't 10 know -- ten doctors in there, urologists that's in 11 there. They do the X-ray and everything right there. 12 Q. What's the street name? 13 A. Oh, man. I don't know it. It's -- I don't know 14 whether it would be Waterford or what. There's a water 15 tank there, and it's up behind there. There's a bunch 16 of doctors in the building. It was Hart on the right, 17 and then behind him is a urologist right there. 18 Q. After you had your surgery -- and you've spoken 19 about this a little bit earlier today -- it's -- it's my 20 understanding that there was -- there was no cancer in 21 your lymph nodes; is that right? 22 A. Yes, sir. 23 Q. And how did your doctors feel about how -- how 24 the surgery went? Did they feel good about that 25 procedure?

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Page 70 Page 1 A. The way they talked, they said everything looked 2 good. They checked it all while they was in there. I'm 3 guessing, while they had me knocked out, that they found 4 out the name of the cancer, you know. I didn't -- I 5 didn't know what it was. He said it's cancer, and they 6 was going to do a biopsy. I got -- well, they got the 7 biopsy, and he come up with that name. 8 Q. Are you -- are you set to undergo any further 9 treatment for the cancer? And what I'm getting at is, 10 are you set to have any chemotherapy? 11 A. No, not a -- no, sir. Not yet. 12 Q. Are you -- 13 A. I was going every six months, you know, for a 14 checkup. 15 Q. For scans? 16 A. Yeah. He said everything looked good last time. 17 I hope it's still the same way. 18 Q. Do you have any plans for any radiation 19 treatment? 20 A. No. 21 Q. Is it your understanding that the doctors 22 believe they got all the cancer out of your lungs? 23 A. Yes. That's what he said. 24 Q. Did they give you any kind of prognosis? 25 A. No.	Page 72 Page 1 A. Well, I went to Decker. I -- I told you we 2 changed the doctor. I went to Decker the other week, me 3 and Mother -- and I think he upped my blood pressure 4 medicine. I'm not sure. Just a fuzz. But that's all 5 we done. 6 Q. Are you on medication for high cholesterol? 7 A. No. 8 Q. Okay. Do you have -- have you been diagnosed 9 with any other medical conditions that we haven't talked 10 about? 11 MR. HOLDER: Objection to form; vague. 12 A. No, not as I know of. I don't know of anything 13 else. 14 Q. (BY MR. FRICK) For example, any heart 15 conditions? 16 A. No. It's still kicking. And Dr. Decker, when 17 she checked me the other day -- went in and got the 18 shot, she checked my heart, said: It sounds strong. I 19 said -- I said: So far it is. As long as I can get up 20 and walk in the morning, I know it's all right. 21 Q. Okay. And did the urologist diagnose you with 22 anything? 23 A. No. Huh-uh. 24 Q. Okay. Are there any other doctors you see that 25 we -- that we haven't talked about?
Page 71 Page 1 Q. And so right now, what you're doing is going 2 back for scans at six-month intervals? 3 A. Right. 4 Q. To monitor? 5 A. Yeah. It's time -- I think it's right close to 6 it now. But all this stuff going on with all this, they 7 won't even let me go out of the house hardly because of 8 my, you know, operation and all. 9 Q. Right. You've mentioned a surgeon recently. Is 10 that Peter Zakow? 11 A. That's it. Yeah. 12 Q. Okay. All right. And have your doctors ever 13 told you they found anything in your bowel? 14 A. No. 15 Q. Okay. And it's my understanding you've been 16 diagnosed with COPD in the past; correct? That's 17 chronic obstruction -- 18 A. No. 19 MR. HOLDER: Objection to form. 20 Q. (BY MR. FRICK) -- pulmonary disease. 21 A. Not as I know of. 22 Q. Do you recall having been diagnosed with 23 emphysema in the past? 24 A. No. 25 Q. Do you have high blood pressure?	Page 73 Page 1 MR. HOLDER: Objection to form; vague. 2 A. No. Huh-uh. 3 Q. (BY MR. FRICK) Well, I can -- I can rephrase 4 that question. 5 We talked about Dr. Alleyne. We talked about 6 Dr. Zakow. We talked about Dr. Shanks. Do you have 7 an -- do you have an oncologist, for example, that you 8 go to see? 9 A. No. 10 Q. Is there any other doctor that you go to see on 11 any kind of -- on a regular basis to check in? 12 A. No. 13 MR. FRICK: Mr. Morgan, those are all the 14 questions that I have for right now. I may have some 15 later. But I very much appreciate your time, and I wish 16 you well. 17 THE WITNESS: Thank you. Appreciate it, man. 18 MR. FRICK: Thank you. 19 THE WITNESS: Is that your name, Stick? 20 MR. FRICK: That's S Frick, for Scott Frick. 21 THE WITNESS: I used to drive a race car with 22 this boy. His name's Stick Elliott. I said: Oh, my 23 gracious. 24 MR. FRICK: That's -- that's a great name for a 25 race car driver.

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Page 74 Page 1 THE WITNESS: It was good. 2 MR. HOLDER: That is a great name. 3 Mr. Morgan, what will happen now is another 4 defense lawyer will ask you some questions if you're 5 okay to go forward. 6 THE WITNESS: Yes, sir, I'm good. It's 7 beautiful outside. Seventy degrees. 8 MR. HOLDER: Oh, wow. 9 Who -- who would like to hop in next? Katie? 10 MS. PUTNAM: Yes, I can go, but give me just one 11 second here. 12 MR. HOLDER: Okay. No problem. 13 THE VIDEOGRAPHER: And, Mr. Morgan, this is the 14 videographer. Could you just shift the screen so you're 15 centered again, please, to your right? 16 THE WITNESS: This thing keeps sliding down. 17 I'm sorry. 18 THE VIDEOGRAPHER: No, that's fine. I 19 understand. Thank you. 20 THE WITNESS: Is that any better? 21 THE VIDEOGRAPHER: That's a little bit better, 22 yeah. 23 EXAMINATION 24 BY MS. PUTNAM: 25 Q. Mr. Morgan, are you able to hear me okay?	Page 76 Page 1 A. Yeah. 2 Q. Okay. Do you know how long he worked there? 3 A. He had worked about, maybe, two years, and they 4 offered him a job in the powerhouse, and he said: No, I 5 don't like working inside. And he quit -- just left. 6 Q. Okay. And is that when he went to work at the 7 concrete company? 8 A. Yes. Uh-huh. 9 Q. Okay. All right. And you mentioned that your 10 brother worked as a welder. And I believe that you said 11 something about Celanese being one of the places that he 12 did some work at; is that correct? 13 A. Yes, ma'am. 14 Q. Do you know who your brother was working for 15 when he did that welding work at Celanese? 16 A. AME. 17 Q. Okay. Do you know when he was out at Celanese? 18 A. I'm trying to think. I don't -- I don't know 19 when it was. Darn. 20 He -- they had these old big towers over there. 21 You ought to know that. And they had copper plates in 22 them, inside. And they hired -- well, Eddie -- Bubba -- 23 I called him -- my brother -- I called him Bubba. Bubba 24 welded them plates in there, and Celanese thought he was 25 the best in the world. Every time they'd get AME, they
Page 75 Page 1 A. Yes, ma'am. I gotcha. 2 Q. Okay. All right. I'm going to be asking you 3 questions next. If -- if at some point you can't hear 4 me, just let me know. Okay? 5 A. Yes, ma'am. 6 Q. Okay. All right. Are you good to continue? 7 A. Yes, ma'am. 8 Q. Okay. My name is Katie Putnam, and I represent 9 Celanese in this lawsuit. Okay? 10 A. Okay. 11 Q. So I'm going to primarily be asking you about 12 your employment at Celanese, but, first, I -- I have a 13 couple of other questions about your -- your work when 14 you were there for Davis Electrical and just a couple of 15 other background things that I needed to clear up. All 16 right? 17 A. Okay. 18 Q. Okay. First, do you know what year or years 19 your father worked at Celanese? 20 A. Golly. Daddy worked right when it was just 21 finishing, the biggest part. He was in -- I don't know 22 what year that would be. '50-something, or '48, '9, 23 somewhere up in there, I guess. 24 Q. Okay. When they were finishing construction on 25 the plant?	Page 77 Page 1 wanted Bob to weld those copper plates in there. But I 2 don't know what year, babe, really. Lady. I'm sorry. 3 Q. That's all right. 4 Was this after your brother no longer lived in 5 the family home with you? 6 A. Oh, yeah. Uh-huh. Oh, he left way before me. 7 Q. Okay. All right. Let me -- let me shift gears 8 a little bit and talk to you about the project that you 9 did at the Celanese Rock Hill plant when you were 10 employed by Davis Electrical. I'm going to ask you 11 about your Celanese employment in a little bit, but for 12 right now, I'm just going to ask you about the work for 13 Davis. Okay? 14 A. Uh-huh. 15 Q. All right. When you went to Celanese, you told 16 us, I think, about -- about two projects. You mentioned 17 running those lights along the conveyor system that 18 carried coal to the copper house. And then you also 19 mentioned something about running wiring in the spinning 20 department or in the bobbin's department. Were those 21 two separate projects, or was that all in that same 22 project that you were at the Celanese plant for? 23 A. They were separate, but I guess they're the same 24 thing. It was Davis Electrical doing it. We did that 25 on the lights going up, and then the other one over

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Page 78 Page 1 there in the spinning too. 2 Q. Okay. And when counsel asked you earlier how 3 long you were at Celanese, and you said -- you said six 4 months to -- less than a year, more than six months, was 5 that for both of those projects combined? 6 A. Probably, yeah. Yes, ma'am. 7 Q. Okay. Do you know how long the project in the 8 bobbin's department took? 9 A. It wasn't over two weeks. 10 Q. Okay. And so the -- the majority of that time 11 that you were at Celanese for Davis Electrical was 12 running the lights on the conveyor outside? 13 A. Yes, ma'am. 14 Q. All right. And just -- just to make sure I'm 15 clear, you were employed by Davis Electrical, rather 16 than Daniel Construction, when you were at Celanese; is 17 that correct? 18 A. Yes, ma'am. 19 MR. HOLDER: Objection to form. 20 Q. (BY MS. PUTNAM) Okay. Would you agree that 21 Davis Electrical was a reputable company when you went 22 to work for them? 23 MR. HOLDER: Objection to form. 24 A. Yes, ma'am. 25 Q. (BY MS. PUTNAM) And would you agree that Davis	Page 80 Page 1 Q. (BY MS. PUTNAM) Do you recall Davis giving you 2 any specific procedures or protocols for a jobsite 3 safety? 4 A. No, ma'am. 5 MR. HOLDER: Objection to form. 6 Q. (BY MS. PUTNAM) Okay. I'm just trying to skip 7 over things that have already been asked. So bear with 8 me. 9 All right. The -- the project where you were 10 installing lights on that conveyor, that was all new 11 installation; is that right? 12 A. Yes -- yes, ma'am. 13 MR. HOLDER: Objection to form. Vague as to 14 "new installation." 15 Q. (BY MS. PUTNAM) You thought that was early on 16 in your time with -- with Davis; is that accurate? 17 A. Do what, now? 18 MR. HOLDER: Objection to form. 19 Q. (BY MS. PUTNAM) I think you said that it was 20 early on -- 21 MR. HOLDER: Misstates testimony. 22 Q. (BY MS. PUTNAM) -- during your time working for 23 Davis Electrical -- 24 MR. HOLDER: He testified that it was early on 25 in his -- in his employment with Daniel or Davis. He
Page 79 Page 1 Electrical hired skilled employees? 2 A. Yes, ma'am. 3 MR. HOLDER: Objection to form. 4 Q. (BY MS. PUTNAM) Would you consider Davis 5 Electrical to be a knowledgeable company in their trade? 6 A. Yes, ma'am. 7 MR. HOLDER: Objection to form. 8 Q. (BY MS. PUTNAM) How did you get the job with -- 9 with Davis Electrical? 10 MR. HOLDER: Objection to form. 11 A. I was out of a job, and I met this foreman or 12 supervisor, Marion Howard (phonetic). And he was over 13 biggest part -- some of that stuff at Celanese, and I 14 went -- went to work with him. 15 Q. (BY MS. PUTNAM) Okay. And he was employed with 16 Davis? 17 A. Ma'am? 18 Q. Was he employed -- was he a Davis Electrical 19 employee? 20 A. Yes. Yeah. Yeah. He was a supervisor, yes, 21 ma'am. 22 Q. When you started working for Davis Electrical, 23 did you get any kind of training or orientation? 24 A. No. 25 MR. HOLDER: Objection to form.	Page 81 Page 1 didn't -- he didn't limit it to Davis. So if we're 2 going to mis- -- if we're going to state his testimony, 3 make sure it's accurate. 4 Q. (BY MS. PUTNAM) Okay. I was just trying to 5 nail down, if you know, what year that might have been 6 that you were at Celanese for -- for Davis or Daniel. 7 A. God, I can't remember what date it would have 8 been. 9 Q. That's all right. I'm just trying to figure out 10 what -- what you recall. 11 You didn't have to remove or install any 12 insulation when you were running the lights on that 13 conveyor system, did you? 14 A. We had to move some -- 15 MR. HOLDER: Objection to form. Go ahead. 16 A. -- some of the stuff out of the way. 17 Q. (BY MS. PUTNAM) What do you mean by "stuff"? 18 A. Well, whatever the insulation was up there, 19 and we -- I know we -- we -- they had a thing -- a 20 simple thing -- it looked like a ladder, but it's up in 21 the air and held up with bolts going up to the ceiling. 22 And we were running wire inside that -- some place for 23 the wire to lay without tying it down, inside. And 24 that's what we done the biggest part of the time. I 25 mean, we'd take the wire right through there, and you



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Page 82 Page 1 might go up 30 feet, and there'll be a motor down there, 2 and you'd drop a wire right down -- a certain wire -- 3 you had a number -- and drop it down to that motor to 4 connect up to that, if I'm telling you right. 5 Q. And this was -- this was outdoors? 6 A. Indoors. 7 Q. Okay. This -- this ladder in the air that 8 you're talking about, this is while you were running 9 lights for that conveyor system? 10 MR. HOLDER: Objection to form. 11 A. Yeah. The conveyor -- the lights, they just 12 bolted right onto the metal handrailing down through 13 there from -- all the way up to the powerhouse. They 14 were mounted to the -- well, it was a round handrail -- 15 2-inch round handrail down through there. They were 16 mounted onto that. 17 Q. (BY MS. PUTNAM) Okay. And so when you were 18 bolting those lights on, you were just attaching them to 19 the handrail? 20 A. Yes, ma'am. After that, we had to pull the wire 21 up there to them. 22 Q. Okay. And you pulled the wire -- 23 MR. HOLDER: I don't think that you're meaning 24 to. It seems like you're hopping between jobs. Can 25 you -- can you just explain to him at the end of --	Page 84 Page 1 there. We -- we mounted the lights to the conveyor with 2 a -- around that 2-inch handrail, and then we pulled the 3 wire all the way back up through there and connected 4 everything up. It was pretty simple after you got it 5 up. 6 Q. Okay. 7 MR. HOLDER: I think you're clear. I think it's 8 clear now. Sorry. 9 Q. (BY MS. PUTNAM) Okay. All right. All right. 10 And those -- those two projects at Celanese for Davis, 11 those are the only times that you were ever at Celanese 12 prior to your Celanese employment; is that correct? 13 A. Before what? Worked for Celanese? 14 Q. Right. 15 A. Beside those two jobs? 16 Q. Yes. Those -- 17 A. We had one in the -- we had one in the AR. I 18 don't know whether I ever tell Jonathan about it. But 19 we had one in the AR. This is -- God knows, this is 20 when they first got to building the thing, and we had 21 to run wire and pipe and everything in top of the AR 22 building. That's when they first started. That's been 23 a long time ago. 24 Q. Okay. And when you say "we," are you talking 25 about Davis Electrical?
Page 83 Page 1 MS. PUTNAM: No, I'm not. 2 MR. HOLDER: -- a question, if you're -- 3 Oh, yeah, if you're trying to stay on the same 4 job, then definitely -- it just -- for two questions -- 5 about three questions ago, one was talking about running 6 the lights, and the other was talking about pulling the 7 wire. So -- and if it was all meant for the same one -- 8 I just want you to get the clearest thing and not get 9 jumbled. 10 MS. PUTNAM: Okay. 11 MR. HOLDER: For the witness. Sorry. 12 MS. PUTNAM: Okay. I see. 13 Q. (BY MS. PUTNAM) Sir, when you were talking 14 pulling the wire, are you talking about pulling the wire 15 in the bobbin's department? 16 A. No, not over there. We had to do that later 17 on -- you talking about in the spinning -- in the parts 18 over there? 19 Q. Right. 20 A. Yeah, we had to do that. We run the wire -- I 21 mean conduit first. Like, we had 20 conduits coming up 22 and making them 90-bend, going over to a panel. We 23 pulled the wire -- new wire up through that conduit 24 going to that panel. 25 And it's the same thing with the conveyor over	Page 85 Page 1 A. Yes, ma'am. 2 Q. Okay. So you said you ran wire and pipe in the 3 top of the AR building? 4 A. Yes, ma'am. High, hooh. 5 Q. Do you know what year that was? 6 MR. HOLDER: Objection to form. I think -- 7 A. I don't know. It's -- we had to go outside the 8 fence out there before they even had a fence. And 9 they'd come in there with drinks for us, with a -- 10 eating and all, but I -- I can't -- I'm old, but, I 11 mean, I can't remember that. 12 Q. (BY MS. PUTNAM) Okay. Was the AR building 13 operational at that point, or was this before it was in 14 operation? 15 A. No. They -- they was just starting it, just 16 starting it up with new stuff, wire, pumps, everything 17 was in there. 18 Q. Okay. Was it -- was it new construction? 19 A. Yes, ma'am. 20 Q. Okay. All right. Were you working indoors or 21 on the roof of the building, outdoors? 22 A. Up in the air, in AR, walking across the beam 23 there. And they didn't have the windows -- they had the 24 top on it, but they didn't have any windows and sides up 25 on it. We was walking across beams or running the pipe

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Page 86 Page 1 thataway. We had a crew of people that run conduit. 2 They'd run the conduit, and then we had another crew 3 that come in and pull ever how many -- five wires for 4 this motor or whatever. 5 Q. How long was this project, working on the AR 6 building for Davis Electrical? 7 A. I'm going to say that was a year or two. 8 Q. Okay. And were you -- were you employed with 9 Davis that whole time? 10 A. Still with Davis, yeah. I don't -- I can't 11 remember the date on it. 12 Q. All right. So you told us earlier about being 13 at that Champion Paper Mill. You said you were there 14 for -- for two or three years; is that right? 15 A. Yes, ma'am. 16 Q. Did that overlap your time at Celanese, or was 17 that separate? 18 A. That was after -- before I even got to work at 19 Celanese. That was before. 20 Q. Okay. 21 A. That was with the -- 22 Q. All right. So if you were with Davis for -- 23 between 1964 and 1967, and you're at the Champion Paper 24 Mill for two to three years -- 25 A. Yeah.	Page 88 Page 1 that you were only working at Davis between '64 and '67, 2 even though you agreed with my questionings earlier, 3 that according to your social security records, that you 4 worked at both Daniel and Davis during that time frame. 5 So she needs some clarification. 6 MS. PUTNAM: Object to the form and not -- not 7 what I -- not what I stated, but -- 8 Okay. Then let me -- let me rephrase. 9 MR. HOLDER: Please restate your question, then. 10 MS. PUTNAM: I -- I'll be happy to do so. 11 Q. (BY MS. PUTNAM) Sir, if your social security 12 records indicate that you worked for either Davis or 13 Daniel between 1964 and 1967, do you have any reason to 14 dispute that time frame, being the time frame that you 15 were employed by -- by either Davis or Daniel? 16 MR. HOLDER: Objection to form. 17 A. It was with Davis. I was with Davis the whole 18 time. Like I said, we -- we might have got a check 19 from Daniel, but it was Davis. I mean -- Davis got the 20 job -- Daniel got the job, we done the work, Davis does, 21 the electrical. Same thing with Celanese and Bowater, 22 they -- they -- they got the job, Daniel did, and we did 23 electrical work, come in and do that. I can't tell you 24 the year. 25 Q. (BY MS. PUTNAM) That's okay. All right. And
Page 87 Page 1 Q. -- is that -- does that -- 2 MR. HOLDER: Objection to form. 3 Q. (BY MS. PUTNAM) -- give you any -- a better 4 idea of how long you were at Celanese? 5 MR. HOLDER: Objection to form. I think he had 6 stated it was Davis and Daniel during that time frame, 7 and that's what his social security records say. Please 8 don't misstate testimony. 9 But, go ahead, answer if you can. 10 MS. PUTNAM: That's -- I'll go ahead and say 11 that's not what he has testified to. That's what you 12 said the social security records say, but he has been 13 pretty clear that it was Davis Electrical on these 14 projects with Celanese. 15 MR. HOLDER: Okay. So if we're talking about 16 it, I guess, let's go ahead and put up the social 17 security records, and we can have everybody say if he -- 18 he can disagree with it if he needs to. 19 I thought we were trying to be helpful in 20 finding the truth, but if you -- you want to turn it 21 this way, we're happy to do it. 22 Answer the question if you understand it. 23 Q. (BY MS. PUTNAM) Would -- would you like me to 24 rephrase the question, sir? 25 MR. HOLDER: She's saying that you testified	Page 89 Page 1 your -- your projects at Celanese, they were after the 2 projects at Champion; is that right? 3 A. We did that. I think we had finished at 4 Celanese, and then we went to Champion Paper after that. 5 Q. Okay. All right. When you were working on the 6 AR building and you're running the wire and conduit, you 7 said that they had a -- a top on the building but no 8 walls yet; is that correct? 9 A. Yes, ma'am. 10 Q. Okay. 11 A. I can't remember the dates, but, see, I -- I 12 could remember, they -- they had a food truck -- or 13 you've seen these food trucks come out and have their 14 drinks and sandwiches and all. And it was outside the 15 gate, and we'd take breaks out at the plant there and 16 walk right over there to it. Wasn't no fence there or 17 nothing. I -- I can't remember the date of it. 18 Q. Okay. And when you did this work at Celanese, 19 while you were employed as a contractor for -- for Davis 20 and Daniel, would you go straight to the Celanese 21 facility in the morning, or did you meet up as a team 22 at -- at the Davis location or anything? 23 MR. HOLDER: Objection to form. 24 A. I mean, I think they used to have a trailer 25 down -- coming out of the back gate from AR, and we used



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Page 90 Page 1 to have a shop down there, just a throwed-up tin 2 building and all. And we'd always meet there in the 3 morning, but we'd come in the gate out the front of 4 Celanese. 5 Q. (BY MS. PUTNAM) Okay. And was there a 6 contracting gate that you would go through when you got 7 to Celanese? 8 A. Well, used to drive through it, but later on 9 they stopped that, and they started having the guards, 10 you know, check you, and you got to come down this way 11 and have passes and all that. But at first, we didn't 12 have no pass or nothing. We'd just drive in and go down 13 there to the job. 14 Q. All right. When you were working on these 15 projects at Celanese for Davis or Daniel, did you have 16 any type of uniform or badge or anything that identified 17 you as a -- a Daniel or a Davis employee? 18 A. No, ma'am. 19 MR. HOLDER: Objection to form. 20 Q. (BY MS. PUTNAM) Did you wear a hard hat with -- 21 that said Davis or Daniel? 22 A. Later on, I did. They didn't to start with. 23 Q. Who was your supervisor for Davis or for Daniel 24 on the Celanese projects? 25 A. At Celanese, it would have been John Hare	Page 92 Page 1 MR. HOLDER: Objection to form. 2 A. Usually Davis. 3 Q. (BY MS. PUTNAM) Okay. And would -- would Davis 4 provide you with any tools or materials that you needed 5 for your work? 6 A. No. 7 MR. HOLDER: Objection to form. 8 A. They -- well, they -- they had a fella that 9 bought their pipe or wire and all that stuff, but all we 10 done in the building there is take what we need to go 11 out on a job. 12 Q. (BY MS. PUTNAM) Okay. And did have your own 13 hand tools that you used? 14 A. Yes, ma'am. Had chain locks, pliers, hacksaw, 15 rulers. I can't think of what else it was. 16 Q. All right. When you were -- when you were doing 17 your work for Davis running wire and conduit and 18 installing lights at the Celanese facility -- 19 MR. HOLDER: Objection to form. 20 Q. (BY MS. PUTNAM) Well, I -- strike that. 21 MR. HOLDER: Okay. Okay. 22 Q. (BY MS. PUTNAM) Sorry. I'm just trying to skip 23 things that have already been covered. 24 When you were working at the AR building for 25 Davis and you were running conduit and wiring, that was
Page 91 Page 1 (phonetic). 2 Q. All right. And would you check in with Mr. Hare 3 in the morning to get your job assignments for the day? 4 A. Yes, ma'am. He was the boss man. 5 MR. HOLDER: Objection. 6 A. We'd either go out in pairs or whatever. 7 Q. (BY MS. PUTNAM) Okay. And he would -- he would 8 tell you what to do and where to go? 9 A. Yes, ma'am. 10 MR. HOLDER: Objection to form. 11 Q. (BY MS. PUTNAM) All right. And on these 12 projects at Celanese, you were employed either by Davis 13 Electrical or by Daniel Construction; correct? 14 A. Davis, yes, ma'am. 15 MR. HOLDER: Objection to form. 16 Q. (BY MS. PUTNAM) You were never employed by 17 Celanese prior to going to work there in 1968? 18 A. No, ma'am. 19 Q. Is that correct? 20 A. Yes, ma'am. 21 MR. HOLDER: Objection to form. 22 Q. (BY MS. PUTNAM) Okay. All right. And on these 23 projects at Celanese, when you were working for Davis, 24 you would get a paycheck either signed by Davis or 25 signed by Daniel?	Page 93 Page 1 to get power and lights up and running for that 2 building? 3 A. Yes, ma'am. That was from the breaker room, 4 uh-huh. That was from the breaker room, in the wire, in 5 the pipe, all the way, and drop it down to the motor, 6 and to check rotation and start motors up. 7 Q. Okay. Understood. 8 And when you were running wiring and lights on 9 the conveyor system, that was to get power and lights up 10 on that system so that it could be used at night? 11 A. Yes, ma'am. 12 Q. All right. And when you were pulling wire in 13 the spinning department, what was that for? 14 MR. HOLDER: Objection to form. 15 A. They had put some -- another motors in there -- 16 we didn't do it. I don't know whether Daniel or who put 17 them in there, but we went over there to connect them 18 up; and all we did, run the wire -- the conduit and took 19 the conduit down to over the motors, and there was about 20 ten three-quarter cut pipes in there. And we made 90s, 21 where it would drop down to the panel, where they're 22 going to connect it up. All we had to do is drop it 23 down to a 90, right at the panel, and then pull the 24 wire, and go in the panel with it. 25 Q. (BY MS. PUTNAM) All right. So you were running

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Page 94 Page 1 conduit and wire that would allow these motors to get 2 hooked up and -- and be powered? 3 A. Yes, ma'am. 4 Q. Okay. All right. Let me shift gears now and 5 talk to you more about your employment with Celanese 6 beginning in 1968. Okay? 7 A. Yes, ma'am. I remember that one. 8 Q. Okay. And -- and I'm going to do my best to 9 skip over things that have already been covered. So 10 when you were employed by Celanese, you were always 11 employed at the Rock Hill plant; is that correct? 12 A. Yes, ma'am. 13 Q. You never worked at any other Celanese facility 14 as a Celanese employee? 15 A. No, ma'am. 16 Q. And -- and that Rock Hill plant was a chemical 17 plant and a synthetic fibers plant? 18 MR. HOLDER: Objection to form. 19 A. Chemicals and everything, yes, ma'am. 20 Q. (BY MS. PUTNAM) It was a -- it was a large 21 plant; right? 22 A. Well, yeah. Celanese is big. We had sulfuric 23 acid, formaldehyde, you name it. They had some acid -- 24 I was scared of it -- a drop of it can mess you up. 25 But, yeah, we had every kind of chemical you can think	Page 96 Page 1 everywhere I wanted to go. 2 Q. Okay. So if you needed to get from -- from 3 one -- one area of the plant to another, you would 4 drive? 5 A. Yes, ma'am. I used my truck. 6 Q. Did you ever walk from place to place, sir? 7 A. Yeah, closer to the waste treatment, on down 8 there, when I'd have a job down there, I would walk out 9 to do whatever I wanted to down there, but I needed to 10 drive the truck down there to keep from walking. That's 11 a long way. 12 Q. Okay. Portions of that Rock Hill plant were 13 outdoors; correct? 14 MR. HOLDER: Objection to form. 15 A. Yes, ma'am. 16 Q. (BY MS. PUTNAM) And you told us about some of 17 the buildings you worked in. Was any of your work there 18 outdoors? 19 A. At the waste treatment, was outdoors. 20 Q. All right. When you went to work at Celanese, 21 were you full-time or part-time? 22 A. Full-time. I started at the bottom. 23 Q. How many -- how many hours a week would you 24 work? 25 MR. HOLDER: Objection to form.
Page 95 Page 1 of at that place. 2 Q. And they had a variety of manufacturing 3 processes going on? 4 A. Yes, ma'am. 5 MR. HOLDER: Objection to form. 6 Q. (BY MS. PUTNAM) Do you recall, approximately, 7 what the size of that plant was? 8 A. The size of it? 9 MR. HOLDER: Objection to form; vague as to 10 "size." 11 Q. (BY MS. PUTNAM) Yes, sir. 12 A. I would say you go down ten miles square and 13 come back up. It's that big or bigger. It's a long way 14 from the road -- to 85 to Red River there. That's -- 15 that's four or five miles long or longer, you know? And 16 then it goes from the -- the Red River Road all the way 17 to the river. It was a big plantation back in the days. 18 I believe it's Carhartt. They made Carhartt coveralls 19 and all that stuff. They had a mansion. It was on the 20 edge of the river there where I worked at. 21 Q. When you started at Celanese, did they have 22 paved roads around the plant, or were they gravel roads? 23 A. Pavement around the front part. All back where 24 I was at, going to the river and all, there wasn't 25 nothing. I had -- I had my four-wheel drive Ford to go	Page 97 Page 1 A. When I first went to work there, a buddy of 2 mine, Hasseman (phonetic), he was already there at 3 Celanese. And when he went -- when I went in the gate 4 and met him, he was going to take me down there, he 5 said: What you want to do is work overtime the first 6 year you have, because they'll go back on you -- you 7 know, when you retirement. It will take -- if you do 8 work them many days, you wouldn't get a fair retirement 9 check. So I did what he said. When they -- they come 10 up for overtime, I'd volunteer for everything. 11 Q. (BY MS. PUTNAM) Okay. So was -- was 40 hours a 12 week the standard amount? And then you would work 13 overtime when available? 14 A. Yes, ma'am. Usually 40 hours -- I'd do that, 15 but when I got down to waste treatment, I started 16 working 12 and 14 hours a day. 17 Q. Okay. 18 A. I was making money for the youngins. 19 Q. Did you work five days a week? 20 A. Yes, ma'am. 21 Q. All right. 22 A. First shift too. 23 Q. You -- I'm sorry. What did you say? 24 A. First shift. I worked the first shift the whole 25 time.

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Page 98 Page 1 Q. When you were employed at Celanese, you were a 2 member of the union; right? 3 A. A member of what? 4 Q. Of the -- of the union. 5 A. Yeah. Yes, ma'am. 6 Q. So it was a unionized plant? 7 A. Yes, ma'am. 8 MR. HOLDER: Objection to form. 9 Q. (BY MS. PUTNAM) All right. And -- excuse me. 10 Let me get some water. 11 Okay. And as a unionized plant, were the other 12 trades that worked there also members of the union? 13 A. No. Some of them did; some of them didn't. 14 More than -- I'd say more -- 15 Q. I'm sorry. 16 A. -- more than half of them would be union. 17 Q. I apologize. 18 A. More than half of them would be union. 19 Q. Were the millwrights part of the union? 20 A. Yes, ma'am. 21 MR. HOLDER: Objection to form. 22 Q. (BY MS. PUTNAM) Were the pipefitters part of 23 the union? 24 A. Yes, ma'am. 25 MR. HOLDER: Objection to form.	Page 100 1 MR. HOLDER: Objection to form. 2 Are you saying by the union? You said: As a 3 member of the member, were you instructed? And I'm 4 trying to -- I'm just trying to make sure the question 5 is clear. 6 THE WITNESS: No. The union, no, didn't 7 instruct us to do nothing. 8 MR. HOLDER: I'm not talking to you. I'm sorry. 9 I'm talking to the other attorney. I'm sorry. I'm not 10 asking a question. 11 THE WITNESS: Oh, I'm sorry. 12 MR. HOLDER: I'm just making sure -- I was 13 trying to clarify with Katie. Are -- you had said: As 14 a member of the union, were you instructed? So I'm just 15 trying -- are you -- are you asking him, was he 16 instructed by the union, or by Celanese? 17 MS. PUTNAM: I didn't -- I didn't ask him if he 18 was instructed by the union, no. 19 MR. HOLDER: Oh. 20 Q. (BY MS. PUTNAM) All right. Do you recall the 21 name of the union that you belonged to? 22 A. I was trying to think of it the other day. 23 U-N -- I don't know. I can't remember the name of it. 24 Q. Did you ever attend any union meetings? 25 A. Yep. Yes, ma'am. They had a union hall up at
Page 99 Page 1 Q. (BY MS. PUTNAM) Were the insulators part of the 2 union? 3 A. Yes, ma'am. 4 MR. HOLDER: Objection to form. 5 Q. (BY MS. PUTNAM) All right. And when you were a 6 mechanic, were you a part of the union? 7 A. Yes, ma'am. 8 MR. HOLDER: Objection to form. 9 Q. (BY MS. PUTNAM) And when you were a 10 boilermaker, were you a part of the union? 11 A. Yes, ma'am. 12 MR. HOLDER: Objection to form. Vague as to 13 "the union." 14 Q. (BY MS. PUTNAM) Would you agree that the -- the 15 union members at the plant had very specific trade 16 jurisdictions? 17 MR. HOLDER: Objection to form. If you 18 understand the terminology. 19 A. It didn't -- didn't make no difference whether 20 you was in the union or not, no. 21 Q. (BY MS. PUTNAM) Okay. Do you agree that as a 22 member of -- of the union, you were directed to perform 23 the tasks that were within your trade and not do another 24 trade task? 25 A. Yes, ma'am. Yeah. Yeah.	Page 101 1 Mt. Gal- -- 2 Q. Did -- 3 A. Oh, go ahead. 4 Q. No. I'm sorry. I didn't mean to speak over 5 you. 6 A. They had a union hall up on Mt. Gallant, out 7 from Cherry -- off from Cherry Road, and they had a 8 union hall there. Now, every -- I don't know -- three 9 or four months, we'd go up there and have meetings and 10 all. They'd just shoot the breeze the biggest part of 11 the time. 12 Q. Did -- did you ever have an office in the union? 13 Like, were you ever a -- 14 A. Shop steward? Yeah. 15 Q. Right. Did you ever have a title like that? 16 A. No, ma'am. 17 Q. Okay. When you -- when you went to work at 18 Celanese, you told us that you wanted to go work there 19 because you wanted to get benefits and insurance? 20 A. Yes, ma'am. 21 Q. Do you recall filling out paperwork when you 22 went to apply for the job there? 23 A. I filled out a little, not that much. I can't 24 remember. 25 Q. Okay. Do you recall Celanese having --

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Page 102 1 MR. HOLDER: Objection to form. 2 Q. (BY MS. PUTNAM) -- workers' compen- -- 3 MR. HOLDER: I would ask that as -- being that 4 Celanese is asking about this, if you have the personnel 5 records that you're asking him about, if you would show 6 them to him. But go ahead. It's up to you. 7 MS. PUTNAM: I just asked if he filled out any 8 paperwork or a job application. 9 MR. HOLDER: All right. And I'm just 10 requesting, on behalf of him, as his attorney, that if 11 you are sitting there with his personnel records or any 12 records that he filled out, as you're asking about them, 13 if you would just show them to him. And if not, don't 14 worry about it. I was just putting that request on the 15 record. 16 MS. PUTNAM: Okay. I'm -- I'm not. 17 Q. (BY MS. PUTNAM) Sir, do you recall Celanese 18 having workers' compensation insurance when you worked 19 there? 20 A. Yes, ma'am. 21 MR. HOLDER: Objection to form. 22 Q. (BY MS. PUTNAM) And I think you were asked 23 earlier, so I just -- I don't want to rehash, but is it 24 correct that you never filed any workers' compensation 25 claims when you worked at Celanese?	Page 104 1 hour. 2 MS. PUTNAM: Yeah. No problem at all. 3 MR. HOLDER: Let's take five minutes and go off 4 the record. 5 THE VIDEOGRAPHER: Okay. The time is 6 approximately 3:32, and we are off the record. 7 (A break is taken from 3:32 p.m. (EST) until 8 3:40 p.m. (EST).) 9 THE VIDEOGRAPHER: We are back on the record. 10 The time is approximately 3:40 p.m. 11 Counsel, you may proceed. 12 Q. (BY MS. PUTNAM) Mr. Morgan, are you ready to 13 continue? 14 A. Yes, ma'am. 15 Q. You mentioned having a Celanese badge. Did you 16 have that the whole time, or did you get that later on? 17 A. Lay it on me again. What? 18 Q. Yeah, sorry. That was a bad question. You 19 mentioned having a Celanese badge. 20 A. Oh, yeah. 21 Q. Did you have that the whole time you were 22 employed there, or was that something that came about 23 later on during your employment? 24 A. I had that a -- I -- I got it back there now. I 25 punched a hole in it where I could hook it on my belt,
Page 103 1 MR. HOLDER: Objection to form. 2 A. Not as I know of. 3 Q. (BY MS. PUTNAM) Did you wear a -- excuse me. 4 Did you wear a uniform when you worked at Celanese? 5 A. No, ma'am. 6 Q. Did -- did you have to wear any article of 7 clothing that identified you as a Celanese employee; 8 like a hard hat, or a badge? 9 A. Well, I had a badge and a hard hat later on, 10 but the clothes -- we wore Dungarees and T-shirts or 11 whatever we wanted to the biggest part of time. Nothing 12 special. 13 Q. Okay. You said in -- in the "later" times. Do 14 you recall when you started wearing a hard hat? 15 A. It's when we started -- I don't know when that 16 was. That -- in the last 20 years, I'd say. But -- but 17 we had to wear them -- they were doing some construction 18 all around the power plant and everywhere, different 19 people, and they made us wear hard hats after that. We 20 wore them every day after that. 21 MR. HOLDER: Katie, would this be an okay spot 22 for one last break? 23 MS. PUTNAM: Yeah, sure. No problem. 24 MR. HOLDER: Maybe -- even though you only 25 started about a half-hour ago, we've been going about an	Page 105 1 because we used to have to show the badge coming in the 2 gate. But that's been a long time ago too. 3 Q. Okay. That's okay. And so you would show that 4 badge to come in the gate -- once you had the badge, you 5 would show it at the gate to get into the property? 6 A. Yes, ma'am. 7 Q. Okay. When you were hired, did you -- did you 8 have, like, an initial orientation? 9 A. A small one. Not much. I just -- 10 Q. Okay. Do you recall getting some initial 11 training or being informed of some safety rules and 12 protocols, like -- such as precautions pertaining to the 13 chemicals at the plant? 14 A. They just tell me which is bad and -- no 15 smoking. No smoking nowhere inside Celanese at the 16 time. 17 Q. Okay. And your job title when you first hired 18 in was mechanic? 19 A. Yes, ma'am. 20 Q. And were you -- were you considered to be part 21 of the maintenance department? 22 A. CA -- they call them CA mechanics back in them 23 days. 24 Q. Okay. And you talked about the CA building the 25 other day. That was -- was that the cellulose acetate



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Page 106 1 building? 2 A. SA -- is the AR building. 3 Q. No. The -- the CA building, does cellulose 4 acetate ring a bell? 5 A. That's what they called -- yeah. I didn't -- 6 I always, CA building and AR building. 7 Q. Okay. And -- and the flakes that you talked 8 about, that was acetate flakes? 9 A. Yes, ma'am. 10 Q. Okay. If -- if I were looking at the facility 11 from the parking lot, where was the CA building located? 12 MR. HOLDER: Objection to form. 13 A. CA building? 14 Q. (BY MS. PUTNAM) Yes. 15 A. If you're looking at it, the left building would 16 be the CA building. The next building to the left would 17 be AR. The one on the right is -- I don't know what all 18 that is. Acetate or something another over there. I 19 didn't have nothing to do with that. 20 Q. Okay. And were the CA and the AR buildings two 21 separate buildings? 22 A. Yes, ma'am. 23 Q. In the CA building, how many stories tall was 24 that building? 25 A. I want to say --	Page 108 1 were about, four foot, and they were round, rolled up. 2 And those people up there would take them and roll them 3 up to this machine, put a rod through there, and put it 4 on there, and they'd pull that paper off, and it goes 5 through a machine, and all it done was shredded it, 6 blowed it all down in a -- a vat. And -- 7 Q. Okay. 8 A. -- that's what -- in the back, up there at the 9 top, the rest of it is where they put the acid in. It 10 was about, like -- you know how you make -- what is it? 11 Taffy? You know how you pull taffy? It's shiny. 12 That's the way they sold it. When they put the acid in 13 and they put that cotton in there, that's what it looked 14 like to me, you know, just looking at it. But it was -- 15 go all the way down, and then, finally, it come out to 16 flakes again and went through a peanut grinder, and when 17 it come out, it was flakes again. It -- it amazed -- 18 amazing. 19 Q. Okay. And you don't have any information that 20 there was ever any asbestos in that flakes, do you? 21 A. I wouldn't know, huh-uh. 22 Q. How many mechanics were assigned to the 23 CA building with you? 24 A. Oh, we would -- each one of them had about a 25 section down through there, and I would say there was 40
Page 107 1 MR. HOLDER: Objection to form. 2 A. -- three or four, maybe five stories, from the 3 ground up. Pretty tall. 4 Q. (BY MS. PUTNAM) Do you know approximately how 5 large it was? Like, the size of a football field? 6 Bigger than that? 7 A. Yeah. Probably the size of a football field, 8 yeah, could be. 9 Q. And was the AR building a similar size to the 10 CA building? 11 A. Same size. Yes, ma'am. 12 Q. Did they have a ventilation system in the CA 13 building? 14 MR. HOLDER: Objection to form. 15 A. They didn't have no air conditioning or nothing. 16 I mean, the doors was open, the windows was open, and, 17 you know, air all the time. No -- no special 18 ventilation and all. 19 Q. (BY MS. PUTNAM) Okay. All right. The -- the 20 acetate flakes that you talked about, was -- that was 21 made from wood pulp; right? 22 A. Yes -- yes, ma'am. In the back of the CA 23 building, say, if you're looking at it, going all the 24 way to the back of it, they had big rolls of paper come 25 in -- they'd come from Canada, I believe -- and they	Page 109 1 to 50 of us in there. Forty, at least. 2 My dog was barking at something. 3 Q. That's okay. I've got my dog here too. So I 4 may have to -- I may have the same problem. 5 A. She seen the mail person go by. 6 Q. Exactly right. Exactly. 7 MR. HOLDER: That will do it. 8 Q. (BY MS. PUTNAM) Okay. And when you were in the 9 CA building, who was your supervisor there? 10 A. We had -- I'm going to have to think on that. 11 We had one at the front. Earl Lee was in the front up 12 there, toward the road. And then you had Jim Real 13 (phonetic); he was over the turbines, on the side, in 14 air condition, the -- what do you -- not air condition, 15 for refrigeration -- refrigeration. That. And then 16 they had -- Charlie Lyons (phonetic) was the next one. 17 Three -- I think that was all. Three of them. 18 MR. HOLDER: Did you say Lyons? 19 THE WITNESS: Lyon, Lyon. Charlie Lyon 20 (phonetic). 21 MR. HOLDER: Okay. 22 THE WITNESS: He was there forever. 23 MR. HOLDER: Okay. Sorry. 24 A. That's all I can remember. 25 Q. (BY MS. PUTNAM) All right. And would -- would

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Page 110 1 one of those gentlemen give you your -- your 2 instructions on what to do each day? 3 A. Yes, ma'am. You -- you'd go in early, and if 4 they had something down or something another, he would 5 tell you, take so many -- he'd tell us which one, go do 6 this, and same thing down in the next one. It would be 7 pumps, go downstairs and change the pumps and do this. 8 There would be, you know, five or ten of us. We'd go do 9 that, either from the bottom to the top. We could go 10 anywhere, and all down to the next one. That was a lot 11 of mechanics. 12 Q. Did the mechanics have a shop in that building? 13 A. Yes, ma'am, at the end of the building. It was 14 kind of like -- say, about 30 feet, or maybe longer, 15 open back there. We had a -- a little cage down there 16 and a -- tables down there, eating -- well, we had a 17 coffee and eating down there at the -- at the back of 18 the CA building. 19 Q. Okay. And would you meet at that shop in the 20 morning to get your job assignments? 21 A. To get what? Our job order? 22 Q. To -- to get your assignments, would you go to 23 that shop in the morning? 24 A. Yes, ma'am, because we -- we was already -- the 25 first crew up there and then the second crew and the	Page 112 1 then we would take it from there. If they would go work 2 on the motor, we had to take the motor off, us, and take 3 it to the electric shop. 4 Q. (BY MS. PUTNAM) Okay. And I know I -- you were 5 asked -- I'm sorry. I'll give you a second. 6 A. Go ahead. I'm listening. 7 Q. I'll -- I'll wait until you're back. 8 MR. HOLDER: Yeah. Since it's on video, we'll 9 just wait. 10 A. I'm getting my candy. Go ahead. 11 Q. (BY MS. PUTNAM) No problem, sir. 12 A. Cinnamon. 13 Q. Are you okay to continue, or do you need a 14 break? 15 A. Huh-huh. I'm good. 16 Q. Okay. All right. You -- you were -- I think 17 you were already asked about the brands of those pumps. 18 And you mentioned Studebaker. Was that -- that was the 19 brand of pump you recalled? 20 A. It was. And I still couldn't -- I mean, I'd 21 loved to have had it when they tore the place down. I 22 had never seen a Studebaker pump in my life. Cars, I 23 have, but not no pump. And it was a good pump. It run 24 the whole time I was there. 25 Q. And other than that Studebaker, you just don't
Page 111 1 third crew. We'd always -- seven o'clock in the 2 morning, we all meet right there. That's when we went 3 to work. And then they'd assign -- assign you where you 4 were going that day, on -- on each boss man, supervisor. 5 Q. Okay. You -- you talked about performing 6 maintenance work on pumps and valves yesterday and -- 7 and earlier today. Was -- did you have scheduled 8 maintenance on those pumps and valves that -- that you 9 would do on a weakly basis or on a monthly basis? 10 A. Certain months would be monthly, and the other 11 one would be daily. Going through, if they was leaking 12 or anything, packing the packing, or take it out and put 13 new packing in. 14 Q. Okay. All right. So some of them you would 15 inspect daily to see if there were any leaks? 16 A. Yeah. If we see a leak, we'd take -- take it 17 down and take it off the line and fill it up. 18 Q. Okay. And did you have lockout and tagout 19 procedures for taking a pump off the line to work on it? 20 A. Yes, ma'am. 21 MR. HOLDER: Objection to form. 22 A. You had to call the -- you had to see the 23 supervisor over that section. And then if it's a motor 24 and we had to take the motor out, we had to call the 25 electrician to disconnect the motor. And then -- and	Page 113 1 recall the -- the brand or manufacturer of any of the 2 other pumps? 3 A. No, ma'am. We had a slew of them. I mean, a 4 bunch, like, 20 or 30 pumps. And if you go down to the 5 bottom, when it's pumping down there, I guess there 6 would be 25 or 30 pumps down there at the bottom. I 7 don't know where all they pumped to. But there was all 8 packing and everything on each one of them. 9 Q. Sorry. I'm trying to get my dog let out here 10 too. Sorry about that. 11 All right. Do you know what was flowing through 12 those pumps? 13 A. Acid, a lot of time. Be sulfuric acid, and I 14 don't know what the other -- I knew the sulfuric, but I 15 don't know those others, what it had in them, really. 16 And then the line going around it was air conditioning 17 -- what do you call that? Freon? Not Freon. Is it 18 Freon for cold stuff? I think -- it's a pump having -- 19 it's -- the pipes are frozen, ice hanging off of them, 20 that pump that through there, because it went around the 21 vessels in there. That stuff was hot inside those 22 stirring vats, and they had that cold all the way around 23 that thing. I guess they had a certain temperature they 24 had to keep that stuff -- keep it rolling. Because if 25 we would have shut down, something bad would happen,

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Page 114 1 that stuff would have froze up in the pump seal, you'd 2 -- you'd have to tear every -- the whole place down to 3 clean them out. 4 Q. Okay. So they had -- some of those had -- had 5 cold material flowing through them to cool down the 6 processes? 7 A. Yes, ma'am. And some of the -- they had valves 8 on those things. I guess it's certain -- you -- you had 9 so much of this from a certain one, because they had 10 different ones, the acid going to each tank. 11 Q. All right. So they used various pumps and 12 valves to keep these acids and coolant materials 13 flowing; right? 14 A. Coolant. Yes, ma'am. 15 Q. And those -- those pumps and valves were used in 16 their manufacturing processes? 17 A. Yes. Yes. All the pumps. 18 Q. And that equipment was essential to keep the 19 plant up and running; right? 20 A. Yes, ma'am, because -- 21 MR. HOLDER: Objection to form. 22 A. -- if they -- if they had cut off their power, 23 those things would clog up. We'd -- it would shut the 24 whole building down. 25 Q. (BY MS. PUTNAM) All right. And so the purpose	Page 116 1 THE VIDEOGRAPHER: Okay. The time is 2 approximately 3:55, and we're off -- okay. 3 MR. HOLDER: Back on the record. Yeah, I know. 4 Shouldn't. 5 Q. (BY MS. PUTNAM) Okay. Are you all right to 6 continue, sir? 7 A. I'm good. Doing what, now? 8 Q. Okay. That's okay. I'll -- I'll ask it -- I'll 9 ask my question again. If -- if at any point you need a 10 break or a drink or anything, just let us know, and we 11 can take a break. Okay? 12 A. Okay. 13 Q. All right. So the purpose of -- the purpose of 14 a -- of a gasket or a flange gasket was to create a 15 tight seal between the two pieces of equipment; right? 16 A. Yes, ma'am. 17 Q. And -- 18 A. You had to have that gasket cleaned off of there 19 when you put the new gasket on. What they were made out 20 of -- all I remember, Garlock -- Garlock and -- God, 21 there's another one -- a couple more, but I couldn't 22 remember the names. I just remember Garlock, stuck on 23 my little brain. 24 Q. Okay. And you associate Garlock with some of 25 those flange gaskets?
Page 115 1 of your maintenance work on those pumps and valves was 2 to keep the plant operating and keep the -- 3 A. Keep it going. 4 Q. -- manufacturing processes operating? 5 A. Yes, ma'am. Twenty-four hours a day. 6 Q. Right. Because they didn't want any 7 interruptions in the manufacturing process; right? 8 A. Right. Yes, ma'am. 9 MR. HOLDER: Objection to form. 10 Q. (BY MS. PUTNAM) Okay. When you talked about 11 changing gaskets, relating to these pumps and valves, 12 were -- were those all flange gaskets that you're 13 referring to? 14 A. Some of them were, yes, ma'am. We had to -- 15 Q. Were there -- 16 A. We had a tool where they'd stick on there, you 17 know, from the heat and all, and we had to peel them off 18 of that. And we had a tool specially for that, to get 19 it off. And if we didn't get it off with that, we used 20 a -- a grinder with a wire brush on it. 21 Q. So the purpose -- 22 A. Excuse me. 23 Q. Yep. 24 A. Water. 25 MS. PUTNAM: We can go off the record.	Page 117 1 A. Yes, ma'am. 2 Q. How did you know that was Garlock? 3 A. It was wrote on the -- 4 MR. HOLDER: Objection to form. 5 A. We had went over to the -- we got a stores -- 6 called a stores. They got everything in there, Garlock, 7 asbestos. Anything you wanted over there, they got it. 8 It was wrote on the box, Garlock. 9 Q. (BY MS. PUTNAM) Okay. All right. So if you 10 needed to remove an old gasket, you had to be careful to 11 get all the material off, but not scratch the flange; 12 right? 13 A. Yes, ma'am. 14 Q. So you would use that scraping tool and 15 carefully remove the gasket to get -- get a clean 16 surface? 17 A. Yes, ma'am. 18 MR. HOLDER: Objection; misstates testimony. 19 Q. (BY MS. PUTNAM) And you needed to -- to be 20 careful not to damage or scratch the -- the flange 21 itself, because if -- if the flange got scratched or 22 dented, you wouldn't be able to get a -- a good tight 23 seal when you put a new gasket on; right? 24 A. Yes, ma'am. 25 MR. HOLDER: Objection; misstates the testimony.

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Page 118 1 Misstating, I should say. I'm sorry. 2 Q. (BY MS. PUTNAM) Do you -- do you agree that 3 there are different types of gaskets? 4 A. Oh, yes, ma'am. I don't know how many. A slew. 5 Q. You agree that gaskets can be made of a variety 6 of different materials? 7 A. Yes, ma'am. 8 Q. Do you agree that the type of gasket that -- 9 that would be used would depend on the -- the 10 temperature and the pressure of the equipment? 11 A. I guess they -- 12 MR. HOLDER: Objection to form. 13 A. I guess they knew which one would stand up to 14 that, you know. I don't -- I don't know how they 15 figured that out. But, you know, some of it is cold, 16 and some of it is hot, and I don't know. It -- certain 17 gaskets, I guess, are certain -- up to a certain 18 temperature. 19 Q. (BY MS. PUTNAM) All right. Let me shift gears 20 a tad to the packing work that you talked about. When 21 you replaced packing on one of those pumps, you would 22 pull it out with a pulling tool? 23 A. Yes, ma'am. You got a tool there -- 24 MR. HOLDER: Objection to form. 25 A. -- it's one with a screw on the end of it, and	Page 120 1 the -- just the portion where you were installing the 2 new packaging, how long did the installation take? 3 A. Oh, if you pull that other out -- 4 MR. HOLDER: Objection to form. 5 A. -- it wouldn't take you over 25 minutes to put 6 another one -- take that out and blow it out, clean it 7 up, 25, 30 minutes. 8 Q. (BY MS. PUTNAM) All right. Are you saying 25, 9 30 minutes total to remove and replace the packing? 10 A. Yes, ma'am. 11 Q. Do you know the brand or manufacturing -- 12 manufacturer of the packing that you installed on the 13 pumps in the CA building? 14 MR. HOLDER: Objection to form. 15 A. Like I said, some of it is Garlock. I didn't 16 pay any attention to all the names, because we had so 17 many different packing -- you know, names on them. I 18 couldn't -- I remember Garlock, but I can't remember the 19 others. 20 Q. (BY MS. PUTNAM) Do you agree that there are 21 different types of packing? 22 A. Oh, yes. 23 MR. HOLDER: Objection to form. 24 Q. (BY MS. PUTNAM) Did the packing that you used 25 come precut?
Page 119 1 sharp. And you just run it in there and twist it, and 2 it goes into the gasket, the old gasket. You pull it 3 out, and there might be eight pieces, and it could be 4 ten pieces in there. You know, you'd pull it out, you 5 got your box, and then blow it out, and you put your new 6 gasket on, and you had to drive it back up in there to 7 the end. 8 Q. (BY MS. PUTNAM) Okay. And you would replace 9 the old packing because the pump was leaking? 10 A. Yes, ma'am. 11 Q. When you pulled out packing from a leaking pump, 12 would the packing be wet? 13 MR. HOLDER: Objection to form. 14 A. It could have acid or something another on it. 15 I -- I always used my gloves, because if -- if it was 16 acid, I used my gloves -- rubber gloves, I'd keep them 17 on. 18 Q. (BY MS. PUTNAM) Okay. How long would it take 19 to pull the packing out of a pump? 20 A. They get it cut off, pull the packing out, 20, 21 25 minutes, 30 minutes. It wasn't bad. Then if the 22 gasket didn't have too much cleaning, 25, 30 minutes. 23 If it's bad, it would take an hour, I guess, cleaning it 24 off good. 25 Q. Okay. How long did it take to -- just -- just	Page 121 1 A. Some of it did, and some of it didn't, and we 2 had to cut our own. 3 Q. Okay. And when you had to cut it, did that just 4 take a few seconds to cut the length that you needed? 5 MR. HOLDER: Objection to form. 6 A. Yeah. We'd lay it out by it and took a Stanley 7 knife -- we had Stanley knives, you know, pretty sharp, 8 you know, cut them off, if we wanted them tapered or 9 whatever, so where they would go together like a -- you 10 know, like a doughnut. 11 Q. (BY MS. PUTNAM) All right. Let me shift gears 12 to your work as a boilermaker. Are you good to keep 13 going? 14 A. Yes, ma'am. 15 Q. Okay. You told us earlier about doing scheduled 16 maintenance on the boilers, where each boiler would get 17 shut down every six or eight months to do a -- to do a 18 maintenance check on it. 19 A. Oh, yeah. And -- 20 Q. And -- 21 A. -- it could be something -- emergency come up 22 with the pulverizer. You know, if it goes clinging, you 23 had to cut it off right then. It don't make no 24 difference; shut the boiler down. But, see, a lot of 25 times, they'd do that, they can stick oil in there and

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Page 122 1 fire the boiler up with oil while we still working on 2 the pulverizer. They used to use gas, but they were so 3 stingy with it, they wouldn't let them use it all the 4 time. 5 Q. All right. So on a given day, if -- if you 6 weren't doing a shutdown maintenance job on a boiler, 7 you would be monitoring the boilers and -- and keeping 8 an eye on them for any emergency issues? 9 A. Yes, ma'am. 10 MR. HOLDER: Objection to form. Go ahead. 11 A. They had pumps all down at the bottom around the 12 boilers. You had pumps that pump different chemicals. 13 It pumped up in the boiler. You had to keep them going 14 because of -- you know, keep from being rusted inside. 15 Certain stuff be like antifreeze, be like, with a pump, 16 we'll pump that up into the boiler section, and it would 17 eat that crud up. But, yeah, we had to keep all them 18 pumps going. 19 Q. (BY MS. PUTNAM) Okay. Did you have, like, a 20 preventative maintenance schedule for the pumps that 21 were associated with these boilers? 22 MR. HOLDER: Objection to form. Asked and 23 answered. 24 A. Usually if the boiler was down, we'd be working 25 on them; but if it didn't, we just let them go. If	Page 124 1 A. I'm guessing. I'd say at least ten stories 2 tall, maybe nine -- each section -- 20 -- yeah, it was 3 at least 50-foot tall. Could be more. I'm not exact on 4 that. 5 Q. Were the floors separated, or was it all open? 6 A. The boilers, or the floors? 7 Q. No. The floors in the building. Was it -- was 8 it just one open building all the way up to the roof? 9 A. Yes, ma'am. It was floor down here, and they 10 had the boiler operator floor -- had a floor, but the 11 rest of it is open all the way up to the top of the 12 house -- boiler house. 13 Q. Were there windows and doors kept open in that 14 building as well? 15 A. They had some that roll out, on the turbine side 16 over there, roll them out when it gets a breeze, and 17 then it -- on the main floor, boiler floor, where the 18 operators were, we had doors on each end, you could 19 close them. Even if the wind got too bad, you could 20 close them. That's about it. 21 Q. Was there any other type of ventilation system 22 in that building? 23 A. No, ma'am. 24 Q. Were the turbine -- the turbines that you talked 25 about earlier, were those inside the powerhouse, or were
Page 123 1 something bad, we'd take it off-line. But the biggest 2 part of the time, it would keep on going until -- until 3 it was leaking or something, and we'd tear it down. 4 Q. (BY MS. PUTNAM) Okay. All right. You told us 5 that the powerhouse had five boilers; is that right? 6 A. Four or five, uh-huh. 7 Q. All right. And four of those were located 8 inside the building? 9 A. Yes, ma'am. And the other one had been -- 10 Q. Had they completely -- sorry. 11 And the -- the fifth was half in and half out? 12 A. Yes, ma'am. 13 Q. Okay. For those other four boilers, was the 14 equipment and piping associated with them outside, or 15 was that all inside as well? 16 A. All inside. 17 Q. Okay. Where was the fifth boiler located? 18 A. Outside. 19 MR. HOLDER: Objection to form. 20 A. If you're looking at the building -- you know, 21 the other part, say, the east, towards the road, the 22 boiler's on the back side, west, from -- it would be 23 west from it, I guess, on the back side. 24 Q. (BY MS. PUTNAM) Okay. How many floors -- how 25 many stories tall was the powerhouse?	Page 125 1 they outside? 2 A. They was inside. 3 Q. All right. How far from the boilers were the 4 turbines? 5 A. I'll say 25 -- 25 or 30 feet to the back of the 6 boiler to the turbine. You know, turbine is big. 7 Q. Do you agree that the turbines -- do you agree 8 that the turbines had to be kept clean in order for them 9 to operate properly? 10 MR. HOLDER: Objection to form. 11 A. They keep them fairly -- they had a janitor -- a 12 janitor, and they took a -- like a brush, a big brush, 13 you know, four-foot wide, and kind of rubs -- rub across 14 the top of it. But they didn't do any real polishing or 15 nothing, no. 16 Q. (BY MS. PUTNAM) All right. Did -- and I -- I 17 am sorry if you said this, and I missed it. Did -- did 18 you have a supervisor, when you were a boilermaker in 19 the powerhouse, that -- who you reported to to get your 20 job duties? 21 A. Yes, ma'am. His name was Jay Gardner -- 22 Gardner. 23 Q. Okay. You did say that. My -- my apologies. 24 All right. And the boss man that you mentioned 25 earlier, was his name Andy Hall? Did I understand that

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Page 126 1 right? 2 A. Who, now? No, not no -- oh, Emmett Hall. Is it 3 Emmett Hall? 4 Q. Let me -- let me just -- I'm sorry? 5 MR. HOLDER: Emmett Hall. 6 A. Emmett Hall. 7 Q. (BY MS. PUTNAM) Emmett. Okay. Thank you. 8 A. He was a big wheel. 9 Q. Okay. And when -- earlier, you talked about 10 Mr. Hall telling you that you should become a 11 boilermaker, he was -- he was a higher-up -- 12 A. Oh, yeah. 13 Q. -- management employee? 14 A. He was. 15 Q. Okay. And his first name was Emmett? 16 A. Emmett Hall. That was a good boss man. 17 Q. Okay. My apologies. I just want to make sure I 18 got that name down. 19 A. Okay. 20 Q. All right. You told us that the four boilers 21 that were inside were Riley Stoker. You just don't 22 recall who the -- who made the fifth boiler? 23 A. No, I don't. As much as I seen it and looked at 24 it, I can't tell you. It wants to come to me, but it 25 won't.	Page 128 1 knows. I don't know how -- how far it -- 2 MR. HOLDER: Maybe the number of sides. Maybe 3 just start with sides. 4 Q. (BY MS. PUTNAM) That's all right. Okay. Did 5 the fifth boiler look similar to the other ones, or was 6 it a different style of boiler? 7 A. It was different. Altogether different. It was 8 weird. They had them clinkers it in bad. You don't 9 know what a clinker is, do you? 10 Q. Well, you -- you described them earlier, so I've 11 got an idea. 12 A. Okay. 13 Q. So the fifth boiler, was it -- was it just as 14 tall as the other ones, was -- 15 A. Yes -- 16 Q. -- it shorter? 17 A. Yes, ma'am. But it was covered outside, the 18 insulators. They put insulation on it, and then they 19 put a metal jacket on there, on -- over top of that, 20 and -- I guess, to keep the heat in there, from being 21 outside like that, because it was out -- just in the 22 wide open space there. 23 Q. Okay. And do you recall that one having the 24 issue with the clinkers more than the other ones? 25 A. Yes, ma'am. Them bad dudes. Yeah. That's the
Page 127 1 MR. HOLDER: That's okay. That's okay. If it 2 pops in your head, volunteer the information. 3 Q. (BY MS. PUTNAM) Sir, I -- I completely 4 understand. 5 All right. The -- the four boilers that were 6 inside the building, did all four of those look alike? 7 Did they all look like each other? 8 A. Yes, ma'am. Yes, ma'am. You couldn't tell them 9 apart. 10 Q. What shape were they? 11 A. What shape? Well, they start at the bottom and 12 went all the way to the -- next to the top. They didn't 13 go to the top of -- they still had a roof on it, like, 14 30 feet from the top of the boiler to the roof. But 15 they were big. I don't know. They had to be 16 three-stories tall or more. And -- and they're wide. 17 And you -- they took up the whole space, all the way in 18 the -- in the powerhouse, from one side to the other. 19 Q. Were they rectangular, or rounded? 20 A. How can I tell you? You know, if you had a -- 21 if you'd stick your fingers like this and say they was 22 tubes sticking up there, you'd take these tubes -- 23 that's the boiler -- water's in the boiler. You go all 24 the way up, and it's covered all the way to the top. 25 And then there's a big tank up there -- tower -- God	Page 129 1 one I had to get in the bosun chair to keep -- knock it 2 off -- the clinker off the boiler. 3 Q. Okay. Do you have any idea what year that was? 4 MR. HOLDER: Objection to form. 5 A. No, ma'am. 6 Q. (BY MS. PUTNAM) All right. Were those 7 boilers -- if you know, were those boilers original to 8 the plant? Had they been there the whole time the plant 9 was operating? 10 A. Yes, ma'am, the whole time. 11 Q. All right. Do you know when they were 12 installed? 13 A. When they was installed? 14 Q. Do you know when they were installed? 15 A. Wait a minute. 16 MR. HOLDER: All right. Mr. Morgan, whatever 17 you went and just got, we're going to need to know what 18 that is. 19 THE WITNESS: Well, it's a little card they give 20 me. 21 MR. HOLDER: Okay. 22 THE WITNESS: I thought it had a date on it, but 23 it didn't. It's a safety -- 24 Oh, my gracious. Are you still there? 25 THE VIDEOGRAPHER: We are. This is



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Page 130 1 videographer. Mr. Morgan, you may have hit -- yeah, 2 you -- 3 THE WITNESS: I ain't touched it. It says, low 4 battery. It says, low battery, 10 percent. 5 THE VIDEOGRAPHER: Okay. 6 MR. HOLDER: Okay. We've probably got a -- just 7 a few minutes, if you can get back to video on. 8 THE WITNESS: All right. I'm going to put 9 close -- would I hit close? 10 THE VIDEOGRAPHER: Yes, hit closed. 11 THE WITNESS: All right. Closed. 12 THE VIDEOGRAPHER: There you go. Okay. 13 THE WITNESS: Start your video. 14 THE VIDEOGRAPHER: You're good with the video. 15 You're good. 16 THE WITNESS: That was in -- 17 Q. (BY MS. PUTNAM) The card -- the card that you 18 got, what -- what is that card? 19 A. That was my safety award, but I -- I had one 20 with the date on it. I was like '50 -- '50 -- I can -- 21 I got it somewhere. That's when it started, was -- was 22 put on the line, I guess, back in the '50s. 23 Q. Okay. If -- if you could give a copy of that 24 card to your attorney, I would like to see it. You 25 don't have to do it right now, but just -- just	Page 132 1 we had our own shop, little shop down there, with a 2 little crane over it and all. 3 Q. And then the -- the boiler floor that you talked 4 about, was that up above where the shop level was? 5 A. Yes, ma'am. It's over from that. It goes up. 6 And that's where the office -- the office -- the boss 7 man, Chuck Dohn, and then, he run the powerhouse, or 8 boss -- or engineer or whatever. They were on that 9 floor above us. 10 Q. Okay. Do -- 11 MS. PUTNAM: Can we go off the record for just a 12 second? 13 MR. HOLDER: Sure. 14 THE VIDEOGRAPHER: Okay. The time is 15 approximately 4:17, and we're off the record. 16 (A break is taken from 4:17 p.m. (EST) until 17 4:19 p.m. (EST).) 18 THE VIDEOGRAPHER: The time is approximately 19 4:19, and we are back on the record. 20 Counsel, you may proceed. 21 Q. (BY MS. PUTNAM) Mr. Morgan, when you talked 22 about doing the work on the boiler number five, where 23 you went down into the boiler to remove the clinkers, 24 how long did that project take? 25 A. Well, a lot of times the -- they had boiler
Page 131 1 generally. 2 MR. HOLDER: And, obviously, because of COVID, 3 we're not together, you'll have to get that scanned or 4 FedEx'd to me, and then we'll send it on. Yeah. Just a 5 little bit of a process, but everything like that we 6 have to produce. So we will. 7 MS. PUTNAM: No problem. No problem. 8 Q. (BY MS. PUTNAM) And when you say it was a 9 safety award, what -- what was that award for? 10 A. I don't know. It just -- it's done wore off. 11 That's too old. I can't -- it just says Hertz 12 (phonetic) Celanese Safety Award. It's wore off. 13 That's old. 14 Q. Okay. All right. The -- the pumps that were in 15 the powerhouse that were around and associated with the 16 boilers, do you know the brand of any of those? 17 A. No, ma'am, I wouldn't. 18 Q. All right. I don't know if I already asked 19 this; so I apologize. When you became a boilermaker -- 20 maybe I did ask this. You -- you had a shop that you 21 reported to that was in the powerhouse; is that right? 22 A. Had to do what, now? 23 Q. You would report -- you would report for work to 24 the shop. Was that in the powerhouse? 25 A. Yes, ma'am, on the first floor. At the bottom	Page 133 1 helpers, or whatever you want to call them. They would 2 do -- pulling the bottom ash on the boiler. And, two, 3 there's a -- a hole -- well, not a hole, but a door you 4 can flip open. You can see in the boiler, the fire, you 5 know? You can flip it open. And they had a long rod 6 about -- hmm -- 15-feet long or 20. And he'd punch 7 through there at the clinker around the burner, from 8 that side thing, and he can see, you know? It -- it 9 does pretty good. But they'd get some of the clinkers 10 but the -- they wouldn't get them all. 11 Q. All right. I think we were getting some 12 background noise, but, hopefully, it's muted now. Okay. 13 So sometimes some other -- other people would do 14 the clinker removal, some boiler helpers? 15 MR. HOLDER: Objection to form. 16 A. Yeah. The -- yeah, if they -- if they couldn't 17 get them, they would, you know, shut their boiler down, 18 and we had to go in there and build a scaffold and get 19 up there and knock them off one way or other. 20 Q. (BY MS. PUTNAM) Okay. And -- but you talked 21 about one particular time where you got lowered down in 22 the chair and you had to -- to jackhammer out the 23 clinkers on that number five boiler. 24 A. Yes, ma'am. 25 Q. Is that correct?

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Page 134 1 A. Yes, ma'am. 2 Q. Do you recall how long that took? That -- that 3 work? 4 A. We worked all day on that thing. I don't know 5 how long. The -- just, you know, clinking a little bit 6 at a time on there, and it was a -- a long period of 7 time on that. 8 Q. Did you wear a mask or a respirator when you did 9 that work? 10 A. No. Had a rag tied around our mouth. 11 Q. All right. All right. Do you -- do you recall 12 Celanese ever having outside boiler contractors come in 13 to do boiler maintenance work? 14 A. They had them come in to do something. I'm 15 trying to think. I -- I think they worked on six. I 16 mean, five down there -- out there. I think they -- 17 and they were -- they were from down in Charleston 18 somewhere, and that's -- that was what they done, the 19 boilers. I don't know what they done to the boiler. It 20 was on -- on number five there. 21 Q. Okay. And would -- 22 A. They were . . . Go ahead. 23 Q. I'm sorry. No. I didn't mean to speak over 24 you. Sorry about that. 25 Okay. So -- and would an outside contractor	Page 136 1 went and put tarps all the way around that thing and 2 took all that stuff off up under there, you know -- 3 MR. HOLDER: Take your hand off the camera. 4 THE WITNESS: I'm sorry. 5 MR. HOLDER: Take your hand off the camera. 6 There we go. No, it's okay -- for the video. 7 A. And took all the -- took all that off. And they 8 were -- you know, they had their suits on and vests and 9 all. It amazed me. I didn't stay close to it. I let 10 them do it. But that was the only time I seen 11 contractors really work on asbestos or anything. 12 Q. (BY MS. PUTNAM) Okay. Do you know when that 13 was? 14 A. 1492. No, I don't know. I can't remember the 15 date on it, really. 16 Q. Okay. 17 A. Celanese ought to have a record of that. 18 Q. Do you recall Celanese having a respiratory 19 protection program when you worked there? 20 MR. HOLDER: Objection to form. 21 A. Excuse me. The only thing we had, when that is 22 on up, we had -- you know, about getting down in a hole, 23 a manhole and anything -- getting somebody out, and if 24 they passed out or anything, they'd put us a little 'ole 25 tripod over a manhole and a hook going down into them,
Page 135 1 come in to do inspections on the boiler tubes? 2 A. If they needed to, they would. But biggest 3 turn -- time, we done it all. If a boiler had a hole in 4 it or, you know, blowout, we'd thaw it out and clean it 5 up. Then we had our welders -- they were certified 6 welders. We'd build a scaffold up in there to that, and 7 then him and his helper would cut a piece and put in 8 that tube, and then he'd weld it back up, because the 9 water is going through there around the boiler. 10 Q. Okay. Do you ever -- do you ever recall 11 asbestos abatement contractors coming into the Celanese 12 Rock Hill facility while you worked there and doing some 13 asbestos removal work? 14 MR. HOLDER: Objection to form. If you 15 understand the question. 16 A. They did. This wasn't nothing to do with the 17 powerhouse, though. In between the building -- in the 18 buildings, we had a cafeteria. And the -- the women's 19 place was over there, bobbin and all. It's -- and they 20 had a cafeteria there. Well, above the cafeteria, they 21 had a walkway, another floor up above it, but you could 22 walk all the way under it from one end to the other. 23 And them polecats, they had sprayed asbestos on that 24 walkway all in there. And they had -- they got these 25 fellas -- I think they come in from Columbia, and they	Page 137 1 where you can pull them up, you know, if they passed 2 out, and they'd have a vest on, you know, to pull them 3 out with. We went to trainings like that, but that's 4 about -- about it. And the -- that's it. 5 Q. (BY MS. PUTNAM) All right. And you remember 6 Celanese doing some training on fall preventions? 7 A. On what, now? 8 Q. Protocols so that you -- so that you wouldn't 9 fall if you were working up high, that kind of thing? 10 A. Oh, yeah, they'd tell us that. We -- about 11 having safety vests on all the -- but we didn't work 12 that much outside, like, that high stuff. The only 13 thing was high was in the boilers, when we were messing 14 with that clinker and all, but we was -- had cable 15 drawing us in, a harness. So -- and the other thing, 16 when they built the scaffolds in there, it was all 17 right, but I didn't like that, because you can fall a 18 long way. 19 Q. Okay. Celanese had a lot of manufacturing 20 processes and chemicals in use. So they had safety 21 procedures and rules regarding the chemicals; right? 22 A. Yes, ma'am. 23 Q. Do you recall them implementing additional 24 safety rules and procedures in the 1970s -- 25 MR. HOLDER: Objection; vague. Objection;

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Page 138 1 vague and form. 2 A. I can't think of nothing right off -- all -- 3 that one thing, they were showing how to use a 4 respirator, a mask to put on, you know, we had a safety 5 meeting, and they showed us how to do that, if somebody, 6 you know, had to have one on to go get them. 7 Q. (BY MS. PUTNAM) Okay. And do you recall 8 Celanese testing you for a respirator; doing a -- doing 9 a check to see if a respirator would fit you properly? 10 MR. HOLDER: Objection to form. 11 A. Yeah. We did -- we did that outside, right 12 before they hired me, up in front of the plant, for the 13 nurse -- and all that -- station that was up there. We 14 done our tests right out there in front of it. They 15 showed us how to put them on and everything. 16 Q. (BY MS. PUTNAM) All right. And Celanese 17 had a medical department, and they would do medical 18 screenings; right? 19 A. Yes, ma'am. 20 MR. HOLDER: Objection to form. 21 Q. (BY MS. PUTNAM) They would check your hearing, 22 for instance? 23 A. Every now and again they'd do that. Didn't do 24 it all the time. Oh, and they had a fella -- he walked 25 around. Well, I don't know what he did. He was	Page 140 1 to get by, if they -- you know, because the State come 2 in there and checked them -- I guess you could -- you 3 were allowed so much fly ash out. I don't know that for 4 sure. But, yeah, they would come in there. 5 And we'd go up and work overtime and get two or 6 three hours overtime just banging on the side of that 7 thing with a sledgehammer. And covered the world up. 8 Q. Was -- was that something that you did one -- on 9 one occasion, or more than one? 10 A. It's just every time they would come in. 11 Sometimes -- every year or two. And sometimes it might 12 have been six months, one would come back in there. 13 That was -- 14 Q. Okay. So -- so you did that before each of 15 these inspections? 16 A. Yeah, before they would get there. Yeah, we'd 17 be on top of the powerhouse with our sledgehammer. And 18 it sounded like a barrel, bam, you know, a drum beating. 19 And you'd look up at the top and you was covering the 20 world up, down at the Porter's, down at the restaurant, 21 and all that stuff. 22 Q. All right. Do you know when the first time you 23 did that was, what year? 24 A. No. I can't -- no. 25 Q. Do you know what the last year you would have
Page 139 1 supposed to have been a safety man. He left these 2 little -- little small things that sucked air. He'd 3 have them in the powerhouse everywhere. I guess they 4 was checking the -- the air in the powerhouse, what -- 5 what was in it. And that's all he done. 6 Q. Okay. So you recall some air monitoring 7 equipment in the powerhouse? 8 A. I guess you would call it that, yes, ma'am. 9 Q. Do you recall your supervisor in the powerhouse 10 ever doing a safety meeting at the beginning of the 11 shift and like a toolbox talk? 12 MR. HOLDER: Objection to form; asked and 13 answered. 14 A. Not really. We -- we just met there in the 15 morning and give us our job, and we're gone. 16 Q. (BY MS. PUTNAM) All right. The stacks on top 17 of the powerhouse that you talked about earlier -- do 18 you know what I'm referring to? 19 A. Yes, ma'am. 20 Q. Okay. When you -- you -- excuse me -- strike 21 that. 22 You -- you told us that you went up onto the 23 roof to knock on those stacks to prepare them before 24 they were going to be inspected; is that right? 25 A. Yes, ma'am. That's -- I guess they was trying	Page 141 1 done that was? 2 A. I'll say two or three years before I left to go 3 to the waste treatment. 4 Q. Okay. What were those stacks exhausting? 5 MR. HOLDER: Objection to form. 6 A. I guess the fly ash, the soot and all. 7 Sometimes -- I guess, the particles would hang up in 8 that smokestack. You know, if the precipitators and all 9 didn't get all the loose stuff, some of the fine stuff 10 would go up through there and, I guess, stick on that 11 metal on the stack going up, you know? Because it would 12 be cold and hot, and I guess it would stick inside. And 13 all we would do was hit it, and that vibrated that 14 thing. Man, it vibrated that smokestack. Because it's 15 a big 'ole round -- God knows, it's one-inch thick 16 plate, and it's -- man, you hit it, and you could tell 17 it was a drum, you know? And it -- all that did was 18 vibrate -- we beat it all the way around, you know, and 19 it -- it just got all the fly ash loose, that was what 20 was in there. And it was clean when they come and 21 checked it. 22 Q. (BY MS. PUTNAM) Did you wear a mask or a 23 respirator when you did that work? 24 A. No, ma'am. 25 Q. The precipitators were -- were designed to

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Page 142 1 collect and capture as much of that fly ash and 2 particulate as possible; right? 3 A. Yes, ma'am. 4 MR. HOLDER: Object. 5 Q. (BY MS. PUTNAM) So you're just guessing that 6 some additional bits of particulate may have gotten into 7 the stacks? 8 A. Yes, ma'am. 9 MR. HOLDER: Object to form. 10 Q. (BY MS. PUTNAM) Okay. When you hit the stacks 11 and the -- that dust or dirt came out, you never tested 12 that dust or dirt to see what it consisted of, did you? 13 A. No, ma'am. 14 MR. HOLDER: Objection. 15 A. We just -- 16 Q. (BY MS. PUTNAM) You don't have any -- I'm 17 sorry. Go ahead. 18 A. Just a fella that had a restaurant down below 19 us, he come up there and let us know he knew what it 20 was. Covered his swimming pool up. 21 Q. And so you're saying you did that more than 22 once, even though that gentleman complained? 23 A. Well, he -- Mr. Porter, he run Porter's down 24 below us there, had a eating place, a barbecue. 25 Everything was down there. And he had a swimming pool,	Page 144 1 A. No. 2 Q. Was that -- well, strike that. 3 Did -- do you recall having more than one fit 4 test or just doing that one time or more than once? 5 A. I didn't get all that. 6 Q. Yeah. Bad question. Let me rephrase. When you 7 had the fit test done for the respirator, was that 8 something that you did, like, on a yearly basis, or was 9 it something that you did one time? 10 A. That's -- we did that one time up at the nurse 11 -- up front there. And we was outside there, and they 12 was instructing us what to do. That's all it was. 13 Q. Okay. And did they -- did they tell you when 14 you should wear a respirator? 15 A. No. 16 Q. All right. During your time at Celanese, did 17 you ever have -- 18 I'm getting some feedback. 19 I'm -- I'm really close. Can we go for just a 20 couple more minutes or -- 21 MR. HOLDER: Yeah, keep trying. I just -- I 22 don't know why we're getting feedback now. 23 MS. PUTNAM: Okay. 24 Q. (BY MS. PUTNAM) Sir, during your time at 25 Celanese, did you ever have any injuries or illnesses
Page 143 1 nice pool and all. And all that fly ash, what we beat 2 off there and what flew up in the air, landed down in 3 his big pool. He came up there -- I guess Celanese 4 hired some people to go down and clean the pool and all 5 for him. 6 Q. Okay. All right. I think Mr. Frick asked you 7 some of the other questions I had written down. So I'm 8 just checking to see that I asked you everything, and I 9 don't want to cover anything that's already been asked. 10 When you worked on boilers at Celanese, were you 11 ever instructed by your supervisor to wear a mask or a 12 respirator? 13 A. No. Not as I know of, no. We didn't have any 14 back -- 15 Q. Even after -- 16 A. We didn't have any masks or nothing back in them 17 days. All we done -- Celanese had a little rag. It was 18 about like -- like your dishcloth or, you know, wash 19 your face off at night, like that, and tie around us, 20 around our mouth. That's all. 21 Q. Did you ever request a mask? 22 A. Tell you the truth, no, I didn't. I didn't 23 think about it. 24 Q. After you got that fit test for your -- for a 25 respirator, were you given a respirator?	Page 145 1 that kept you out of work for more than a couple of 2 days? 3 A. I had one, but didn't stay out long. I mashed 4 my finger. 5 Q. Do you recall when? 6 A. I can't remember the date on it, but I -- we was 7 doing something on the precipitator, and I was knocking 8 a bolt out, and I flattened my thumb, flat as a fritter. 9 And they took me over to the hospital -- emergency thing 10 and took my fingernail off. That's the only time I had 11 any bad stuff happen. It hurt. 12 Q. All right. And did you have -- did you have 13 some medical leave in the '90s when you were working in 14 the waste treatment plant? 15 MR. HOLDER: Objection to form. I would only 16 request, again, that if Celanese has any kind of 17 documents or personnel information that they are 18 holding, if they would just provide that to us; but, 19 obviously, if you don't, I just put that on the record. 20 Go ahead, Mr. Morgan. 21 A. All right. What did you say? 22 Q. (BY MS. PUTNAM) Did you ever go out on medical 23 leave? 24 A. No. Okay. Okay. No, I hadn't never been 25 out -- I never lost nothing -- I went one time, had an

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1 operation. What did I have? Something on my back. I 2 had an operation, but that was it. 3 Q. Okay. 4 A. I didn't even stay out a week. 5 Q. All right. Have we talked about all the 6 products and equipment that you recall working on during 7 your employment at Celanese? 8 MR. HOLDER: Objection to form. 9 A. Pretty well covered it, I guess. 10 MS. PUTNAM: All right. I believe those are all 11 my questions, pending any follow-up. I -- I very much 12 appreciate your time with me, sir. Thank you. 13 THE WITNESS: All right. You have a good one. 14 MS. PUTNAM: You too. 15 MR. HOLDER: I think we can go off the record 16 and discuss tomorrow's dep off the record. 17 Is that okay, Katie? 18 THE VIDEOGRAPHER: The time is approximately 19 4:38, and we are off the record. 20 (The Discovery Deposition of Edward R. Morgan, 21 Sr., Day 1 of 4, adjourns at 4:38 p.m. (EST), on 22 February 23rd, 2021, to reconvene on February 26th, 23 2021, 10:00 a.m. (EST).) 24 25	1 E R R A T A S H E E T 2 I have read the transcript of my deposition and 3 find that no changes are necessary. 4 EDWARD R. MORGAN, SR. 5 * * * * * 6 Having read the transcript of my deposition, I 7 wish to make the following corrections (please state 8 reason): 9 Page: Line: Reason: 10 _____ 11 _____ 12 _____ 13 _____ 14 _____ 15 _____ 16 _____ 17 _____ 18 _____ 19 _____ 20 EDWARD R. MORGAN, SR. 21 Sworn to and subscribed before me this day of _____ 22 of _____, 20____, County of _____, State 23 of _____. 24 Notary Public _____ 25 My commission expires _____
1 R E P O R T E R ' S C E R T I F I C A T E 2 3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR, 4 and Registered Professional Reporter, RPR, Certified 5 Shorthand Reporter, CSR, do hereby certify that the 6 transcript of the foregoing proceedings accurately 7 reflects the events that occurred before me to the best 8 of my ability at the time and place set out on the 9 caption hereto, the witnesses having been duly cautioned 10 and sworn, or affirmed, to tell the truth, the whole 11 truth, and nothing but the truth. 12 I FURTHER CERTIFY that I am neither counsel for, 13 related to, nor employed by any of the parties to the 14 action in which these proceedings were taken or to any 15 attorney or counsel employed by the parties hereto, nor 16 financially interested, directly or indirectly, in the 17 outcome of this action. 18 CERTIFIED AND SIGNED on this 8th day of March, 2021. 19 20 S/ Rolayne M. Volpe 21 ROLAYNE M. VOLPE, CCR, RPR, CSR 22 Certified Court Reporter and 23 Registered Professional Reporter 24 and Certified Shorthand Reporter 25	

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STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND) FIFTH JUDICIAL CIRCUIT

EDWARD R. MORGAN, SR., and)
DOROTHY A. MORGAN,)
)
 Plaintiffs,)
)
vs.)
)
ARMSTRONG INTERNATIONAL,)
INC., et al.,)
)
 Defendants.)

DISCOVERY DEPOSITION OF:
EDWARD R. MORGAN, SR.
February 26th, 2021
Day 2 of 4

PURSUANT TO NOTICE, the remote videotaped discovery deposition of EDWARD R. MORGAN, SR., was taken via Zoom videoconference and summoned on behalf of the Defendants, on February 26th, 2021, from 10:00 a.m. (EST) to 4:25 p.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

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Page 159 1 A P P E A R A N C E S (continued) 2 For the Defendant, Occidental Chemical Corp.: 3 JENNY JORDAN, ESQ. Nelson Mullins 4 One Wells Fargo Center 23rd Floor 5 301 South College Street Charlotte, North Carolina 28202 6 704.417.3045 jack.slosson@nelsonmullins.com 7 For the Defendant, Resolute FP US, Inc.; Rust 8 Engineering & Construction, Inc.; Rust International, Inc.; United State Fedelity & Guaranty Company; The 9 Brock Group, Inc.; and Brock Services, LLC: KIMBERLY SULLIVAN, ESQ. 10 Womble Bond Dickinson One Wells Fargo Center 11 Suite 3500 Charlotte, North Carolina 28202 12 704.444.2923 kimberly.sullivan@wbd-us.com 13 For the Defendants, CRANE Co. and PPG: 14 TARA C. SULLIVAN, ESQ. K&L Gates, LLP 15 134 Meeting Street Suite 500 16 Charleston, South Carolina 29401 843.579.5679 tara.sullivan@klgates.com 17 For the Defendant, 3M Company: 18 DEREK TARVER, ESQ. Bowman and Brooke, LLP 19 1441 Main Street Suite 1200 20 Columbia, South Carolina 29201 21 803.726.7474 derek.tarver@bowmanandbrooke.com 22 23 24 25	Page 161 1 I N D E X 2 DESCRIPTION PAGE 3 February 26th, 2021, Day 2 of 4 4 WITNESS: EDWARD R. MORGAN, SR. 5 Examination by Mr. Elder 162 6 Examination by Mr. Harton 209 7 Examination by Ms. Binns 216 8 Examination by Mr. Laybourn 237 9 Examination by Mr. Tarver 245 10 Further Examination by Ms. Binns 261 11 Examination by Mr. Carpenter 262 12 Examination by Ms. Sullivan 266 13 Examination by Ms. Shofner 270 14 Examination by Mr. Reid 299 15 Examination by Mr. Melling 327 16 Examination by Mr. McLeod 333 17 Examination by Ms. Baird 348 18 REPORTER'S CERTIFICATE 384 19 ERRATA SHEET 385 20 21 E X H I B I T S 22 DESCRIPTION PAGE 23 Defendant 3M, Exhibit Number 1 252 24 Carolina Pulmonary Physicians P.A., Dated October 25, 2019 25 Defendant Foster Wheeler, Exhibit Number 1 375 Release and Indemnity Agreement Dated October 1st, 2001



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Page 162 1 The following proceedings were taken pursuant to 2 the South Carolina Rules of Civil Procedure. 3 Discovery Deposition, Day 2 of 4 4 February 26th, 2021 5 * * * * * 6 THE VIDEOGRAPHER: We are now on the record. 7 The date today is February 26, 2021, and the time is 8 approximately 10:00 a.m. This is the continued 9 videotaped deposition of Edward Morgan. The witness has 10 been previously sworn in. 11 Counsel, you may proceed. 12 MR. ELDER: Thank you. 13 EXAMINATION 14 BY MR. ELDER: 15 Q. Good morning, Mr. Morgan. 16 A. Good morning. 17 Q. My name is John Elder, and I represent the 18 General Electric Company. So I'm going to ask you some 19 questions today. Okay? 20 A. Okay. 21 Q. Are you doing okay to proceed? 22 A. Yes, sir. 23 Q. Obviously, we had a little bit of technical 24 difficulties and then we took off yesterday, I 25 understand, for you to do -- attend some doctors	Page 164 1 Electrical, and I'll kind of work through this 2 chronologically, if possible, so -- and I will try to be 3 clear about what I'm asking you about. But at the time 4 that you worked for Davis Electrical, I understand that 5 you were an electrical helper; is that correct? 6 A. Yes, sir. I guess you call them a top helper. 7 Q. Top helper. Prior to going to work for Davis 8 Electrical, you had not received any formal electrical 9 training; is that fair? 10 A. Yes, sir. No, I didn't have any. 11 Q. Okay. And you had not ever held a license as -- 12 as an electrician; is that correct? 13 A. No, sir. I just watched the electrician, and I 14 knew -- well, I tried to remember everything. 15 I'll mute that phone. I don't know who that is. 16 Q. No problem. 17 And at no time during your career did you hold 18 any certifications or licensures as it relates to -- to 19 working with both electrical equipment or components; is 20 that correct? 21 A. No, sir. No, sir. Uh-huh. 22 Q. And you told us about some of the duties that 23 you performed, but would you agree that you never 24 performed the duties of a full or a journeyman 25 electrician when you worked for Davis; would you agree
Page 163 1 appointments; is that correct? 2 A. Well, get my last shot, and I'm through now. 3 Mother got her four, and I got mine. 4 Q. Okay. So that was your COVID shot, that you 5 got? 6 A. Yeah, my last one. I got the Pfizer, I believe 7 it is. 8 Q. Okay. You weren't going to any doctors to have 9 any follow-up evaluations as it relates to your lung 10 cancer diagnosis yesterday? 11 A. No, sir. I think it's going to be -- I'm 12 thinking about two weeks, I think. Alleyne -- they 13 supposed to call, you know, when it -- 14 Q. And that -- you anticipate that follow-up would 15 be with Dr. Alleyne? 16 A. Yeah. He usually sets it up over at the 17 hospital, to get the X-ray or whatever he does. 18 Q. As it -- since we were -- had the opportunity to 19 ask you some questions before, have you had the 20 opportunity to review any additional documents to 21 prepare for your testimony? 22 A. No, sir. 23 Q. All right. So I'm going to go back, and I'm 24 going to walk through a few areas of your work history 25 first; and I want to start with your time at Davis	Page 165 1 with that? 2 A. Well, some of them I should have been cert- 3 -- the electrician should have done it, but he was there 4 with me. He showed me what to do, and I just did -- I 5 trusted him to doing -- his name was Robert Shera. 6 Q. Okay. And do you recall -- did you work with 7 Robert Shera at one jobsite, or several different 8 jobsites? 9 A. All the ones up at Canton, North Carolina. 10 Q. Okay. And we'll get to that here in a minute. 11 Would you agree that your primary job was to pull wire 12 and to run conduit? 13 A. The biggest part of it, yes, sir. 14 Q. And you never had to maintain or repair any 15 electrical equipment; is that fair? 16 A. Well -- 17 MR. HOLDER: Objection; form. 18 A. -- we went to Bowater. Bowater had a shutdown, 19 and we went down -- I went down there for that, and they 20 had a big bus coming out, you know, control room, and, 21 you know, all the copper and all -- where your bolts and 22 all? I guess them machines, or vibration or something, 23 and we'd take -- like my ratchet, half-inch ratchet, I'd 24 tape it up with, like, electrical tape, real good. All 25 the way down. And my other one -- the piece holding it,



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Page 166 1 I taped it. And we'd go in there. And that's what he 2 told us to do, and that's what I done. And you tighten 3 all the nuts, because they get -- I couldn't believe 4 they got that loose, but they did. And I would tighten 5 them down. And then I grabbed one and knocked my tool 6 out of the way. The -- I can't remember the 7 supervisor's name that come out there, and he said: 8 What happened to you? I said: That something just hit 9 me. He said: They left that line. Said: That's a 10 separate line coming in here. And he raised Cain with 11 them, some of the Bowater people. And then he took me 12 up to his office because he thought -- I didn't get 13 shocked that bad. You know, just scared the hang out of 14 me. And he sent me up -- took me up to his office and 15 said: There's a pillow there on the couch. I'll wake 16 you up in the morning. And I said: Okay. 17 Q. (BY MR. ELDER) Okay. And we'll talk about that 18 in a minute. But as I understood, really, what you were 19 limited to doing on that job in the control room was -- 20 was tightening those nuts down on the connections? 21 A. Yes, sir. 22 Q. You didn't have to sand, grind, or file, or 23 drill into any electrical component to do that; right? 24 A. Not at that time, no, sir. 25 Q. Okay. And you didn't ever have to perform any	Page 168 1 talked about was a chemical plant in Chester, and I 2 understand the only job you did was to run copper wiring 3 and grounding at that job. 4 A. Yes, sir. 5 Q. And that didn't involve any type of a repair or 6 maintenance of any other electrical equipment; correct? 7 A. No, sir. Yeah, no, sir. 8 Q. Okay. And then the next job, you mentioned the 9 substation at PPG. And as I understood it, you actually 10 never got to do any real work there; right? 11 A. No, no. That boss man -- they messed up on 12 that. 13 Q. Okay. And -- and so that wouldn't have involved 14 any repair or maintenance of any type of electrical 15 equipment? 16 A. No, sir. They run the whole works -- all of us 17 off right then. He got chewed out good. 18 Q. I understand. And then the next job was the 19 Champion Paper Mill -- 20 A. Yes, sir. 21 Q. -- that you worked at? 22 And as I understand it, you were working on the 23 installation of a new machine and a new unit there. 24 A. Right. 25 Q. And, again, most of your work at Champion would
Page 167 1 maintenance on any internal components of a switch or a 2 breaker or any other type of electrical equipment, did 3 you? 4 MR. HOLDER: Objection. Objection. 5 A. But when they running the wire down to the 6 motors, we made the connection from the electrical to 7 the motor. If it's 440 or 220 or whatever. 8 Q. (BY MR. ELDER) And that would be just 9 connecting the wiring from the source to whatever it was 10 going to power; right? 11 A. To the motor. To the motor, yes, sir. 12 Q. But as far as like doing any work on an internal 13 component of a motor or any other type of electrical 14 equipment, that wasn't your job; right? 15 A. No. No, sir. 16 Q. And you wouldn't have ever done anything that 17 would have potentially voided the integrity of the 18 product itself? Like, you wouldn't have torn it apart 19 in any way? 20 MR. HOLDER: Objection to form. 21 A. Not on the -- on the new part of what we did, 22 no. 23 Q. (BY MR. ELDER) Okay. Let's talk about a couple 24 of places that you worked, and maybe it will be simpler 25 if we did it jobsite by jobsite. The first place you	Page 169 1 have been pulling wire, running conduit, and doing the 2 grounding; is that right? 3 A. Yes, sir. Uh-huh. Yes, sir. 4 Q. And you mentioned that there were some DC motors 5 associated with the new paper machine. Do you recall 6 that? 7 A. Yes, sir. I couldn't get over it. 8 Q. Okay. And these were new motors, right, that 9 were being installed? 10 A. Yes, sir. Brand new. 11 Q. And as I understand it, they would have -- that 12 would have just, then, included having those motors set 13 and then running the lead wires and hooking those up; 14 correct? 15 A. Yeah. True. 16 Q. It didn't require anyone to do any repair or 17 maintenance on those motors; is that correct? 18 A. Yeah, I didn't do any of the repairs of them, 19 no. 20 Q. Okay. And there weren't -- since they were new 21 motors, they wouldn't have needed repair yet; is that -- 22 A. No. 23 Q. -- is that fair? 24 A. Right. We never did get it online when -- it 25 was a while after I left when they started it up.

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Page 170 1 Q. Okay. And do you know who manufactured those 2 motors? 3 A. I don't know whether they were GE or 4 Westinghouse. I -- I can't remember that, really. I 5 don't -- I wouldn't say for sure. 6 Q. Okay. But you do -- you do recall there being 7 DC motors? 8 A. Oh, yes, sir. 9 Q. Do you know the model or serial number 10 associated with any of those motors? 11 A. No, sir. 12 MR. HOLDER: Objection to form. 13 Q. (BY MR. ELDER) Would you happen to know 14 the -- any type of make or other type of name that was 15 associated with those motors? 16 A. Not right off, no. 17 MR. HOLDER: Objection. 18 Q. (BY MR. ELDER) And what were those motors, if 19 you know, what were they turning? What was their job as 20 it relates to that paper machine? 21 A. The paper machine, you got big rollers, like 25 22 feet or 30 feet long, you know, with a bearing on the 23 end; and then on the other end, they had a gearbox there 24 that come down, and there was a shaft there. I mean, 25 like a -- eight- or ten-inch coupling and all, and it	Page 172 1 that you could have power to it? 2 A. Right. I went to -- my job was go up -- when 3 the boss man, Jack Partlow, would tell me to go up 4 certain number of wire of DC, it's yellow-looking, and 5 I'd go up on the -- it's like a hill. And I'd go up and 6 get a spool of that wire and bring it down to the 7 electricians to run it. 8 Q. (BY MR. ELDER) And the electricians would have 9 run the wiring and done the hookups on those DC motors? 10 A. Yeah. The other boys -- 11 I call them boys. We was all young then. 12 -- they run the conduit and everything all over 13 the ceilings and everything, and then the others, pushed 14 the wire through that. Some of them used a -- a -- God, 15 right -- how you say -- like a cotton ball with a 16 string, and they'd blow that through there, and then 17 that -- that would be -- the pulling wire would come in, 18 and then they'd connect the wire to that and pull it 19 through that conduit. 20 Q. Did you ever use anything on the wire, like 21 Wire-Ease or anything to help it run through the 22 conduit? 23 A. Yes, but I don't know what it was. It was like 24 jelly-like. 25 Q. And do you know the make or manufacturer of any
Page 171 1 run -- that coupling run to the next motor, to a next 2 machine, there's about, I'll say six or seven of them 3 down through there, and that shaft goes all the way down 4 through there, goes through the DC motor, hooks onto 5 that, and it comes out the back. I'm guessing that's 6 what they do to slow the machine down or speed it up 7 with that -- you know, the DC motors like that. 8 Q. And as it relates to those DC motors, none of 9 your work required you to have to open up the motor and 10 deal with any of the internal components? 11 A. No, sir. 12 MR. HOLDER: Object to the form. 13 Q. (BY MR. ELDER) And it certainly wasn't your job 14 to rewind any motors at Champion Paper Mill, was it? 15 A. No, sir. 16 MR. HOLDER: Objection. 17 Q. (BY MR. ELDER) In fact, you never had the 18 opportunity to ever rewind a motor at any time 19 throughout your career; did you? 20 A. No. 21 MR. HOLDER: Objection; form. 22 A. Yeah, never did. 23 Q. (BY MR. ELDER) And so to the extent you 24 assisted with any work associated with the motor, it 25 really would be getting the wiring run to the motor so	Page 173 1 of the wire that would have been used? 2 A. No, sir. I should. Because I was right there 3 at it. I don't. 4 Q. Okay. And do you know the designation, whether 5 it be a specific group of letters that would have been 6 associated with or written on that wire? 7 A. No. 8 MR. HOLDER: Objection; form. 9 A. No, sir. 10 Q. (BY MR. ELDER) Okay. Do you know either the 11 horsepower or the voltage that would be associated with 12 the DC motors that you saw at Champion? 13 A. I wouldn't know the exact voltage, whether it 14 was 220 or 440. I don't -- and it could have been up 15 over that, you know. It could have been 1500 or 16 something. I'm not sure. 17 Q. Those motors weren't externally insulated, were 18 they? 19 A. No. I don't believe so. 20 Q. And so you wouldn't have any knowledge that you 21 were ever exposed to any asbestos from any of the motors 22 at Champion, would you? 23 MR. HOLDER: Objection to form. 24 A. I wouldn't know. I hadn't seen any report or 25 nothing.

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Page 174 1 Q. (BY MR. ELDER) But there's knowing that you did 2 in connection with the motor that you can look back and 3 say: I think I disturbed something that contained 4 asbestos, associated with the motor itself? 5 MR. HOLDER: Objection to form. 6 A. All we done, pull the cover off when the wire 7 come down the conduit to the motor. That's the only 8 part we pulled apart, the head. I call it a head. 9 Where your wires connect up. The conduit come down to 10 it. That's the only part we disturbed, if we disturbed 11 that at all, to connect the wires up. 12 Q. (BY MR. ELDER) Just where the connections to 13 the leads come from the power source? 14 A. Yeah. I call it the head. The head of the 15 motor, you know, had all the wires setting there, 16 tell you the numbers and all, what it connects to, and 17 that -- that was it. 18 Q Did these motors have a connection box on them 19 where that wiring was contained, or do you recall? 20 MR. HOLDER: Objection. 21 A. Well, on the motors, they had a head. I call it 22 a head. It's where the wires are. 23 Q. (BY MR. ELDER) Okay. All right. You mentioned 24 -- I think you talked about this earlier. Maybe this is 25 what you were alluding to, some of the work that you	Page 176 1 the top, and then that pile driver would pick it up. 2 And -- because it was by a river up there, and they had 3 to drive that thing down, like, 30 feet or 40 feet. It 4 was a steam-driven job that drove them down. It was 5 pretty neat. 6 Q. And so that was -- again, that would have been 7 running ground wire, connecting it, that would have been 8 what you would have done in relation to the grounding? 9 A. Yes, sir. And we -- I -- I don't know what 10 you'd call it, but we had a -- a -- I don't know what 11 that thing was made out of. It had a fire in it, and we 12 had to put a chemical in there. And you'd take the 13 copper tubing and run it through there, and then the 14 other piece on the other side was open, and you'd put it 15 up against the beam, and we had a striker -- like a 16 lighter and strike it. And then that thing would 17 (noise), you know, just boil so hot, and it bugged that 18 copper onto the beams for the building. 19 Q. The whole time you were at Champion, you didn't 20 have to do any repairs on any internal components of any 21 electrically -- electricity-driven equipment at all; is 22 that -- 23 A. No. 24 Q. -- fair? 25 A. Uh-huh.
Page 175 1 did, you felt like you maybe should have had a 2 certification or a licensure. But I understand that you 3 were allowed to wire up some welding machines in the 4 basement. 5 A. Yeah. The electricians was with me -- 6 And, like I said, I trusted them with my life. 7 -- and he showed me what to do, and I did it. 8 So far, they said I done good; so we connected up, like, 9 20 or 30 of them welding machines. 10 Q. Okay. And that, again, was just taking the 11 wiring that was coming in from -- from running through 12 the conduit, coming down to the machine, and connecting, 13 I think you said, is it two or three wires, at each 14 machine? Is that what you were doing? 15 A. Right, uh-huh. 16 Q. And would you agree that that was the -- really, 17 the extent of the electrical work that you -- that you 18 performed at Champion? 19 A. Yes, sir. That, and we did the grounding to the 20 building, too. And they had a big 'ole pile driver 21 there. If you know what that is. And it's like a 22 telephone pole. 23 Q. Uh-huh. 24 A. And it's covered, and I'd bug the copper wire 25 onto the bottom of it, and then tie it all the way up to	Page 177 1 Q. And I think you mentioned before, but you really 2 tried to stay away from anything that potentially might 3 result in you being exposed to the chance that you might 4 get shocked or electrocuted; right? 5 A. I was kind of -- yeah, I watched that pretty 6 good. 7 Q. You knew that electricity could be dangerous; 8 right? 9 A. It would hurt you. 10 Q. Yeah. And I'm sure that the electricians told 11 you that, you know, it could hurt you, and you could 12 suffer severe injury or even death if you didn't do it 13 right? 14 A. Right. 15 Q. So when you were working with Davis, did you 16 attempt to be careful about what you were working with? 17 A. Yes, sir. I tried to get it connected up. We 18 had another little -- I call him the boss man -- he was 19 over the electrician and me too, and when we'd tape that 20 up with a -- what do you call it? -- the black tape -- 21 electrical tape, you know, black. And there's another 22 tape you put on there, too. It's a thin -- and it's 23 supposed to be so much electricity, you know? You put 24 it on there first, wrap it, and then we'd take the black 25 tape and put around it; and then when we got through,

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Page 178 1 and they cut it on, make sure everything is all right, 2 and the boss man would ask me, said: Will you grab that 3 were you made that up? I said: Yes, sir. And you 4 know, I did. Because I trusted my -- what the 5 electrician told me. 6 Q. Right. And it sounds like that that was -- you 7 never had any issues about potential shocks other than 8 what you've already told me about, this experience in 9 Bowater? 10 A. Yeah, that was a good one. 11 Q. Okay. And I understand that you did two 12 different jobs at Bowater. Initially, you were pulling 13 wire, running conduit, and hanging some lights in that 14 first -- first job? 15 A. Yes, sir. There was a building out there, 16 pretty -- I don't know how big that thing was -- 50 or 17 75, maybe 100 feet wide, square, tall, story and a half, 18 and they had a top on it. And we had -- up on the top, 19 there, where the beams was, we'd hook on -- hooked our 20 cables and conduit up against that, where we'd drop our 21 lights down, up on top. 22 Q. And that didn't require you to do any repair or 23 maintenance on any electrical equipment, did it? 24 A. No, sir. 25 Q. And then you told us that you went in during a	Page 180 1 else other than what you were doing? 2 MR. HOLDER: Can we just wait until he finishes 3 asking the question. Always wait until he finishes 4 asking the question, and just wait a second, and then 5 give your answer so that we're not talking over for the 6 court reporter, Mr. Morgan. Thanks, y'all. 7 I'm sorry, John, I didn't mean to interrupt you. 8 MR. ELDER: I'll try to -- I'll try to do the 9 same, too. 10 Q. (BY MR. ELDER) Just so I'm clear, the 11 electricians weren't doing any repair or maintenance of 12 any electrical equipment other than the tightening of 13 those nuts in your presence; right? 14 MR. HOLDER: Objection to form. Go ahead. 15 A. As far as I know. 16 Q. (BY MR. ELDER) Okay. You were asked -- and 17 then, I guess -- so those are the places that we've 18 already talked about. You talked about some other jobs 19 with -- whether it be Duracell or these other places, 20 where you hung some lights, ran some wire; but did you 21 ever at any jobsite for Davis have to do any repair or 22 maintenance on any internal components of any electrical 23 equipment? 24 A. No. 25 MR. HOLDER: Objection to form.
Page 179 1 shutdown, and you were in a control room where you were 2 tightening these nuts; and as I understand it, after 3 that -- you had that little shock -- you didn't do any 4 more work in that control room; is that right? 5 A. No, huh-uh, no. Didn't go back. 6 Q. And how many days were you in the control room 7 tightening those nuts before you hit that one that was 8 still hot? 9 A. I'm going to say it was -- 10 MR. HOLDER: Objection. 11 A. -- a couple of -- couple of days. I'm guessing, 12 now. 13 Q. (BY MR. ELDER) And I understand that -- that 14 the tightening of those nuts was the extent of the work 15 that you did on any electrical equipment at Bowater; 16 right? 17 A. Right. 18 MR. HOLDER: Objection to form. 19 Q. (BY MR. ELDER) Was that also all that anyone 20 else with Davis was doing in that control room in 21 your -- in your presence was tightening -- 22 A. Yes, sir. Yeah. We were doing the same thing. 23 Even the electrician was doing it and the helper -- I 24 call it a helper -- me, was doing it. 25 Q. Okay. So electricians weren't doing anything	Page 181 1 A. No. 2 Q. (BY MR. ELDER) Okay. And you were asked by 3 your counsel about something called an arc shield or an 4 arc chute. Do you remember those questions a few days 5 ago? 6 A. Yeah. Yeah, I remember that, but I -- I don't 7 know what it was. 8 Q. Okay. You don't know what those things are, and 9 you don't have any recollection of handling anything 10 that would be called an arc chute or an arc shield 11 yourself? 12 A. Well, we had -- we had an electrical shop -- a 13 welding shop, we had at Celanese. 14 Q. Uh-huh. 15 A. We had welders in there. And you had these -- I 16 don't know what you call them -- it was like a blanket. 17 I couldn't tell you what it was made out of, but, you 18 know, the fellas welding on a pipe that -- it blows -- 19 mess your eyes up. And we had them all over the place. 20 We would move them wherever they needed them. And they 21 were, I guess, ten feet long. And, you know, it was 22 just like a rug, ten feet by, say, five, and we would 23 move that from one section to the other. But I don't 24 know what they were made out of or what they called 25 them. Just a shield, is all I remember.

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Page 182 1 Q. Okay. And this is like some kind of -- was it 2 like a cloth-type material or a blanket that was used? 3 A. Yeah, I don't know what that thing was made out 4 of. 5 DEFENSE COUNSEL: Form. 6 Q. (BY MR. ELDER) All right. And then at 7 Celanese -- let's talk about Celanese. Obviously, you 8 were not an electrician or an electrician's helper at 9 Celanese; right? You were a mechanic? 10 A. Yes, sir. 11 Q. All right. And -- and it was never your job to 12 perform any electrical work at Celanese; is that 13 correct? 14 A. As far as Celanese? 15 Q. Yes. 16 A. When I worked for Celanese? 17 Q. Yes, sir. 18 A. Okay. When I worked for Celanese, we -- when it 19 was an electrical motor, something was wrong with it, we 20 had to change the coupling or something, the electrician 21 would lock everything out, and he'd disconnect the 22 motor. We never did the maintenance part at -- you 23 know, us. We never did have to take the motor. They 24 took the motor to the electrical shop and reworked it or 25 whatever.	Page 184 1 electrical shop at Celanese? 2 MR. HOLDER: Objection; form. 3 A. No. 4 Q. (BY MR. ELDER) All right. You -- you talked 5 about your work at Celanese as a mechanic, and I want to 6 start with your -- in the CA building. Okay? 7 A. Yes, sir. 8 Q. And you said something about there being two 9 turbines outside that sent coal brine somewhere. Do you 10 recall that testimony? 11 A. Yes, sir. Uh-huh. 12 Q. Do you know the manufacturer of those turbines? 13 A. I don't. 14 Q. Okay. 15 A. And they were -- they -- it was nothing, that 16 little 'ole -- it's just a little steam turbine, but it 17 had a booster. I couldn't get over it. It had -- it'd 18 turn so many RPMs, like 8,000, and then it had a -- a 19 gearbox connected to it that increased it up to 10,000 20 RPMs. I couldn't get over that. It was pretty neat. 21 But I can't remember cotton -- and I didn't get to 22 work -- all I worked on when I -- I worked over one 23 time, and we put oil in the -- in the -- what -- oh, 24 what I call it -- the governor. It takes oil. We put 25 oil in that thing, and that's what kept it going the
Page 183 1 Q. Okay. And they had electricians and -- that did 2 that type of work? 3 A. Yes, sir. You know, you didn't connect that -- 4 you don't mess -- electrician at Celanese. Because you 5 got the -- all the electricians there to work -- do the 6 work. 7 Q. Right. And so I think you specifically told us, 8 you were not allowed to perform any repair, maintenance 9 work on any electrical motors, or other electric 10 products, or equipment at Celanese? 11 A. Right. For Celanese, no. 12 Q. And as it relates to -- you said something about 13 a motor. If it needed repaired, then it would have to 14 be taken off line, unhooked by the electricians, and 15 then -- from the power, and then would you unhook it 16 from the base as a mechanic? Would you move it, or 17 would they handle it all? 18 A. They'd handle it all. 19 MR. HOLDER: Objection. 20 Q. (BY MR. ELDER) Okay. And then they would take 21 it back to their shop for repairs, if they needed to? 22 A. Yes, sir. 23 Q. And you never -- 24 MR. HOLDER: Objection; form. 25 Q. (BY MR. ELDER) And you never worked in that	Page 185 1 right RPMs. Because if it got low, it'd go -- they call 2 it humming, woom-woom-woom, trying to go. You put that 3 in there, it'll bring it back up to the RPMs and smooth. 4 Q. Okay. So to the extent you did any work 5 associated with either of those two drive turbines, it 6 was just to put oil in one of them? 7 MR. HOLDER: Objection. 8 A. Yes, sir. 9 Q. (BY MR. ELDER) And you didn't have to do any other 10 type of repair or maintenance to those two turbines in 11 the CA -- outside the CA? 12 A. No, sir. 13 MR. HOLDER: Objection; form. 14 Q. (BY MR. ELDER) And you didn't have to remove or 15 replace any insulation on any either one of those, did 16 you? 17 A. Not on those. 18 Q. All right. 19 MR. HOLDER: Object to form. 20 Q. (BY MR. ELDER) And you weren't in close 21 proximity to anyone else removing or replacing any 22 insulation on those, were you? 23 MR. HOLDER: Objection to form. 24 A. To tell you the truth, I can't never remember 25 any going down.

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Page 186 1 Q. (BY MR. ELDER) Okay. Sure. 2 A. It -- they'd run. 3 Q. Right. And then maybe I'm assuming something. 4 Were they even externally insulated? 5 A. Yeah. 6 Q. They were. Okay. 7 And they're obviously much smaller than the 8 turbines you talked about in the powerhouse; right? 9 A. Oh, yeah. They're was little babies. 10 Q. Okay. 11 A. But they -- they put it out pretty good. 12 Q. As far as the RPMs, you're talking about? 13 A. Yes, sir. Yes, sir. 14 Q. And then you obviously talked about some large 15 steam-driven turbine generators that were located in the 16 powerhouse at Celanese; correct? 17 A. Right. Uh-huh. 18 Q. And excluding those, it was never your job to do 19 any type of maintenance or assist with any overhauls of 20 any turbines at any other jobsite, other than the 21 powerhouse at Celanese -- 22 A. Yeah. 23 Q. -- is that fair? 24 A. The powerhouse at Celanese, yes, sir, the only 25 one.	Page 188 1 MR. HOLDER: Objection. 2 Q. (BY MR. ELDER) And you certainly never took any 3 directions or instructions from any employee of GE, to 4 your knowledge; did you? 5 MR. HOLDER: Objection to form. 6 A. Yeah, no. 7 Q. (BY MR. ELDER) Okay. And you didn't look to -- 8 to the General Electric Company to provide you any 9 direction about, you know, the health and -- your health 10 and safety on any jobsite; correct? 11 MR. HOLDER: Objection to form. 12 A. Yes. 13 Q. (BY MR. ELDER) Okay. Do you get any 14 newspapers? Do you subscribe to any newspapers? 15 MR. HOLDER: Objection to form. 16 A. Newspapers? 17 Q. (BY MR. ELDER) Uh-huh. 18 A. No, I quit about a year, two years ago. 19 Q And what -- what were you -- what did you get 20 before you decided that it wasn't worth getting the 21 paper delivered every day? 22 A. It was the Evening Herald, but they went up so 23 high. And I'm retired now, and old people have to watch 24 their money. So I get more on the computer -- on the 25 phone, you know, than that does.
Page 187 1 Q. Okay. And you weren't in -- present when any 2 insulation was ever applied to, removed from, or 3 replaced on a steam turbine that generated power, like 4 those in the powerhouse in Celanese, other than in the 5 powerhouse at Celanese; is that fair? 6 MR. HOLDER: Objection. 7 A. Nothing -- nothing but the turbines at the 8 powerhouse, the only ones. 9 Q. (BY MR. ELDER) I told you before that I 10 represent the General Electric Company, and you said GE, 11 when I asked about motors, and you didn't who 12 manufactured, necessarily, those DC motors at Champion. 13 But do you have any knowledge that you actually worked 14 on any equipment that was manufactured by GE that would 15 have ever exposed you to any asbestos? 16 MR. HOLDER: Objection to form. 17 A. Not as I, personally -- I could think of. You 18 know, that I remember. 19 Q. (BY MR. ELDER) Sure. You never worked for GE 20 at any time; right? 21 A. No. No, sir. 22 Q. And you never reviewed any manuals or drawings 23 or specifications related to any GE products or 24 equipment, to your knowledge? 25 A. No, sir.	Page 189 1 Q. Sure. Back in, like, the -- say, the '70s and 2 the '80s, when you were working at Celanese, did you 3 receive the Rock Hill Herald? 4 A. Probably did, yes, sir. 5 Q. Do you recall receiving any other newspaper? 6 A. No. 7 Q. Okay. I'm going to -- I have a couple of 8 questions. You talked -- you've already been asked 9 about the fact that you in the past smoked cigarettes; 10 correct? 11 A. Yes, sir. 12 MR. HOLDER: Objection. 13 Q. (BY MR. ELDER) Did you smoke a particular brand 14 of cigarettes when you did smoke? 15 MR. HOLDER: Objection to form. 16 A. Yeah, I believe I did. But I think it was 17 menthol-something. It was a menthol filtered job, and 18 it was long -- but I didn't -- like I said, I didn't 19 smoke a pack a day. I smoked, maybe -- at work, maybe 20 three or four. But it got -- at work, we had to go to a 21 certain area to smoke, because you can't, you know, 22 smoke anywhere. But I just quit. 23 Q. (BY MR. ELDER) Okay. And when you were 24 smoking, did you smoke in your car? 25 A. No. Bride didn't let me do that, and she don't

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Page 190 1 like me to -- back then, she didn't like me to smoke in 2 the house. Period. 3 Q. Okay. So if you did smoke, you would do it -- 4 from time to time, smoke at work, and then would you 5 smoke outside at your house? 6 A. Yeah. I'd be out on the deck, around the pool, 7 or something. 8 Q. Okay. I want to share with you a document, and 9 I want you to see if you can pull it up on your screen. 10 Okay. So we're going to try this. And I'll identify it 11 for the record. It's -- let me know, sir, if you can 12 see that? 13 A. Little blurry. I see my name on there. 14 Q. (BY MR. ELDER) Okay. And for the record, this 15 is CNA_Morgan_000071, is the page here. 16 And, Mr. Morgan, I'll represent to you that this 17 was produced by Celanese or someone at the successor of 18 Celanese, and you can see it has your name on it. 19 Edward R. Morgan; correct? 20 A. Yes, sir. 21 MR. HOLDER: Before you get -- let me place an 22 objection on here, and then you can go ahead. 23 MR. ELDER: Sure. 24 MR. HOLDER: I'd place an objection, in that, he 25 has not seen the document as -- as noted on the record	Page 192 1 A. No, sir. I didn't. No. 2 Q. Okay. You can see that this was completed 3 purportedly on June the 19th, 1984. 4 A. Uh-huh. 5 Q. And in 1984, you were working at Celanese; 6 right? 7 A. Right. 8 Q. And this is your address, 924 Magnolia Drive? 9 A. Right. 10 Q. And then it asks you some questions. I just 11 want to follow up on some of these. It says that you -- 12 you were never rejected or served in the military, and 13 that's correct; right? 14 A. Right. 15 MR. HOLDER: Objection. 16 Q. (BY MR. ELDER) It talks about your education 17 level, which we've already talked about. 18 MR. HOLDER: Objection to form. 19 Q. (BY MR. ELDER) And then I'm going to go down to 20 this one. Okay. 21 And it says: Previous exposures both on and off 22 the job. And it says: Have you ever in the past had 23 exposure to any of the follow materials either breathing 24 them or getting them on your skin? 25 All right. And let me just ask you, do you
Page 191 1 in previous depositions, we had -- I had asked if 2 counsel for Celanese had a personnel file and didn't 3 believe that they did, and then this was produced after 4 the second day of deposition. 5 Because we're in COVID, I have not been able to 6 get this document or meet with Mr. Morgan, and so he has 7 not seen this personnel file. We have not been able to 8 discuss it or anything like that. I'm willing to give 9 some leeway here and try, you know -- as long as the 10 questions are just verifying information, I don't think 11 it will be an issue, but I just want to place the 12 objection on here that he has not seen any of this 13 material. 14 Go ahead, John. Sorry. 15 MR. ELDER: Sure. 16 Q. (BY MR. ELDER) And, Mr. Morgan, there is a 17 number here, 1812. Do you see that? 18 A. Yes, sir. 19 Q. Is that -- did you have like a badge number or 20 an employee number or something? 21 A. Yeah. I got it. It's back there on my desk 22 now. It was -- I thought it was 37014. What is that 23 one? 24 Q. This one says 1812. I just didn't know if you 25 knew what that meant?	Page 193 1 recall filling out these periodic medical questionnaires 2 at Celanese? 3 A. No, sir. This is the first time I've seen 4 anything like this. 5 Q. Okay. This says: Asbestos, and you marked, 6 yes. Obviously, you've told us you think you were 7 exposed to asbestos; correct? 8 A. Correct. 9 MR. HOLDER: Objection. 10 Q. (BY MR. ELDER) Then it says: Farm dust. Were 11 you ever exposed to farm dust? 12 A. I don't know if I did, or I didn't know it. 13 Q. Okay. What about heavy metals? Do you have a 14 recollection of being exposed to heavy metals in the 15 past? 16 A. What would heavy metals be? 17 Q. Well, that's good question. I don't know 18 what -- how that was defined in this specific -- I just 19 didn't know if -- you were asked to fill this out, if 20 you would have marked that because you thought you were 21 exposed to heavy metals? 22 A. We had a big 'ole shaft in the CA building and 23 the thing was stainless steel and we had to grind it and 24 grind the holes in it for the welder to fill it up. 25 Now, I don't know whether that would be -- be heavy

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Page 194 1 metal. I don't know. 2 Q. Okay. You've already talked about acids; right? 3 A. Oh, we had it all. 4 Q. Okay. Do you recall being exposed to benzene? 5 MR. HOLDER: Objection to form. 6 A. I probably did, because, see, we'd -- we'd go 7 over there at -- they had a -- what do you call -- like 8 a filling station for trucks and all. Formaldehyde acid 9 and sulfuric and -- what's a -- formaldehyde, yeah. 10 They -- they shipped that out all the time, and a lot of 11 times, we had to go up there and work for a low motor, 12 or something or other, and help those boys in the -- 13 what did they call that place? It's just a little old 14 place and had chemicals in the tank that had the 15 sulfuric acid in it and the formaldehyde and all, and 16 they shipped that out of there to Texas, or, I guess, 17 all over the world. 18 Q. (BY MR. ELDER) Obviously, you've talked about 19 before working around coal piles and conveyors and 20 whatnot -- 21 A. Yeah. 22 Q. -- you were exposed to coal dust; right? 23 A. Yes, sir. 24 Q. Okay. There's a -- the next one up here is 25 rock dust from sand or silica. Do you ever remember	Page 196 1 A. I did a while -- I don't know how long it's 2 been. We had me a little old saw and make whatnots and 3 all, little trees and everything, pictures out of wood. 4 Q. Okay. And then you've already talked about fly 5 ash. Would you have been exposed to fly ash; do you 6 believe? 7 A. Yes, sir. 8 Q. Okay. No doubt in your mind about that? 9 A. Well -- 10 MR. HOLDER: Object to form. 11 A. -- if I could take you up on the boiler when 12 we'd set safety, and you'd pop the safety, I couldn't 13 see you. I mean, we'd be side-by-side, nose-to-nose, 14 and I couldn't see you. 15 Q. (BY MR. ELDER) Right. 16 A. After that pop-off valve goes off. It was bad. 17 Q. And then this says: Welding fumes. Were you 18 ever a welder yourself? 19 A. I tried. We got to do a little bit on Number 5 20 boiler outside when we put a cover on. 21 Q. And you certainly worked in close proximity, 22 though, with people who were welding; right? 23 A. Yes, sir. 24 DEFENSE ATTORNEY: Form. 25 Q. (BY MR. ELDER) I'm going to move down a few
Page 195 1 being exposed to any silica -- 2 A. Well -- 3 Q. -- or rock dust? 4 A. No use for it. 5 MR. HOLDER: Object to form. 6 A. Ever so often -- what did they do? They took 7 part of the Westinghouse turbine, they'd take a piece 8 outside, pretty good piece, take it out and lower it 9 down, and a fella would come in there, and they'd put a, 10 you know, tarp, like, around it, and he had -- he would 11 sandblast that thing. And we kind of stayed away from 12 that thing, you know. 13 Q. (BY MR. ELDER) Okay. You never did any 14 sandblasting yourself? 15 A. No, huh-uh. 16 Q. Pesticides? Do you recall working around 17 pesticides? 18 A. Just what I -- around the house. 19 Q. Okay. Just what you used personally, then? 20 A. Yes, sir. 21 Q. For leaves or whatever? 22 A. Uh-huh. 23 MR. HOLDER: Objection to form. 24 Q. (BY MR. ELDER) Wood dust and sawdust, do you -- 25 did you ever do any type of woodworking yourself?	Page 197 1 pages in this same one. This is page 75 -- 76. It 2 says: Your parents -- 3 This is another page, sir. 4 It says: If your parents are living, please 5 indicate. Your mother, 76. Father was not living in 6 1984 -- 7 A. No, he died with -- 8 Q. -- I guess; is that right? 9 A. -- he died. Yeah, he died with cancer. 10 Q. It says: Lung cancer, your father. And he was 11 age 71. Is that -- is that when you recall your father 12 passed? Was in -- 13 A. Yes. 14 Q. -- at age 71, not in at 1971? At age 71? 15 A. Yes, sir. He was young. I mean, I call it 16 young now, because I'm 86. And mother called me and he 17 was in the hospital and he didn't last. He didn't even 18 know me from Adam's house cat, you know. I guess it all 19 hit him all at one time. 20 Q. I see. You're asked here about your spouse, and 21 it says: Does your spouse smoke and you marked, yes. 22 And you told us that -- that your wife was a -- a very 23 light smoker. 24 A. Yeah, right. 25 MR. HOLDER: Objection.

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Page 198 1 A. In the summertime, we sitting out in the back at 2 the pool -- on the deck, we might drink us a little wine 3 and have one cigarette. She -- she didn't smoke. I 4 mean, she just -- I did. And she didn't. 5 Q. (BY MR. ELDER) Right. So -- 6 A. So I guess me blowing smoke out, she was 7 inhaling it. 8 Q. All right. And so that's what I wanted to -- 9 this is page 78. It's actually upside-down in this 10 production that I got, but I've turned it over. It 11 said: Did you ever smoke? You said: Yes, cigarettes. 12 MR. HOLDER: Object to form. Asked and 13 answered, several times. 14 Q. (BY MR. ELDER) And it said: You smoke now? 15 Yes. And did you inhale? Yes. And you would agree 16 when you were smoking cigarettes, you inhaled them; 17 right? 18 A. Probably. 19 MR. HOLDER: Objection. 20 Q. (BY MR. ELDER) And this says that you started 21 about age 15, and that you had smoked, at this point, 22 for 35 years. 23 MR. HOLDER: Objection. 24 A. Yeah. Probably. 25 Q. (BY MR. ELDER) And that's right; right? You	Page 200 1 12-12-88 is the -- is the date on this. This, again, 2 has got your name and address on it; right? 3 A. Uh-huh. 4 MR. HOLDER: Objection to form. Objection to 5 this document, to the last document. Go ahead. 6 MR. ELDER: Sure. And you can have a running 7 objections to these from my perspective. 8 MR. HOLDER: I need make them individually 9 because I'm trying to keep -- if it gets out of hand, 10 I've got to stop and -- anyway. Go ahead. I don't want 11 to -- 12 MR. ELDER: Okay. I was just trying to help, if 13 I could. Sorry. 14 MR. HOLDER: Thank you. 15 Q. (BY MR. ELDER) I just wanted to ask you about 16 one section on this one. And here's a -- this is 1988, 17 and you were asked: Does your spouse smoke? And it 18 says: No. Right? 19 A. Right. 20 Q. On this one? 21 I just wanted to point that out. So that would 22 be consistent with, you know -- at some point, she 23 didn't smoke. Says: Do you smoke now? Yes. And it 24 says: 20 cigarettes a day; so that would be a pack a 25 day --
Page 199 1 were born in '34. If you would have started age 15, 2 that would have been 1949, and then 35 years later, 3 1984; this number would have been correct? Right? 4 A. Yeah. 5 MR. HOLDER: Objection to form. 6 Q. (BY MR. ELDER) And then it says that you smoked 7 25 cigarettes per day. If yes, how many do you 8 presently smoke per day. 9 So was there a time, sir, when you were smoking 10 up to 25 cigarettes a day in the mid '80s? 11 A. No. 12 MR. HOLDER: Objection. 13 A. No. 14 Q. (BY MR. ELDER) Do you know why this would have 15 been filled out to say you smoked 25 cigarettes a day? 16 A. They -- 17 MR. HOLDER: Objection to form. 18 A. There's only 20 in a pack. I wouldn't have 19 smoked no pack of cigarettes a day, no. 20 Q. (BY MR. ELDER) Okay. All right. I'm going to 21 ask you about just one more -- one more of these. I've 22 got to turn it back over. Hold on. Here we go. 23 This is from that same production. It's a 24 similar document. It's a little bit different form. 25 But it starts out very close to the same. It looks like	Page 201 1 A. Yeah, no. 2 Q. -- correct? 3 A. Yeah. 4 Q. And you would agree, though, that -- 5 MR. HOLDER: Objection. 6 Q. (BY MR. ELDER) -- you were still smoking in 7 1988? 8 MR. HOLDER: Objection to form. 9 A. I can't remember how long I've been smoking. 10 I've been retired since '96, and I quit smoking before 11 that. I've been a long time. I haven't wanted one, 12 I'll put it that way. 13 Q. (BY MR. ELDER) Do you know how long before you 14 retired that you stopped smoking? 15 A. I'm thinking it's around when daddy got sick and 16 had the operation on his lungs and all. I think it was 17 somewhere right in there, I slowed down. 18 Q. Do you know the -- the year that you smoked the 19 last cigarette that you smoked? 20 MR. HOLDER: Objection to form. 21 A. Not exactly, no. 22 Q. (BY MR. ELDER) According to this document, it 23 would have been sometime after 1988; correct? 24 A. Yeah. 25 MR. HOLDER: Objection to form.

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Page 202 1 Q. (BY MR. ELDER) Okay. I'm going to stop sharing 2 this. That's all the questions I have on those right 3 now. 4 Just a couple of follow-ups. We -- you said 5 that obviously -- the doctor came in and had performed 6 your father's surgery and indicated to you that if you 7 continued to smoke that you would maybe eventually 8 develop lung cancer, that he'd have to operate on as 9 well; right? 10 A. Yeah. 11 MR. HOLDER: Objection. 12 A. Yeah. Dr. Robicheaux, he was the first one 13 in -- up there in Charlotte that did lung trans- -- you 14 know, all that stuff, cancer and everything. 15 Q. (BY MR. ELDER) Uh-huh. 16 A. And that's what he told me, he said: You smoke? 17 I said: Yeah. He said: Well, I'll get you next. I 18 said: Man, don't talk -- I slowed bad up then. 19 Q. Okay. Were there other doctors who encouraged 20 you to stop smoking when you were smoking? 21 A. No, sir. 22 Q. When you decided to slow up, you did for a 23 while, and you eventually quit; right? You eventually 24 stopped smoking altogether? 25 A. Yes, sir.	Page 204 1 MR. HOLDER: Objection to form. 2 Q. (BY MR. ELDER) And did anybody -- did any -- 3 obviously, that surgeon indicated that your father's 4 lung cancer was due to his cigarette smoking history; 5 correct? 6 A. Yes, sir. 7 MR. HOLDER: Objection to form. 8 Q. (BY MR. ELDER) Has any doctor ever given you 9 any indication of what caused your lung cancer? 10 MR. HOLDER: Objection to form. 11 A. Actually, never did come up with nothing, what 12 caused it. 13 Q. (BY MR. ELDER) Okay. When you smoked, you 14 still -- I think I asked you this. You said you don't 15 recall what brand you smoked? 16 A. Yeah. Misty. Misty menthol, I think it is 17 called. Misty menthol. Because I liked the menthol in 18 it. 19 Q. Okay. And there was a time period, obviously, 20 when the Surgeon General required for there to be 21 warnings on the pack of cigarettes; right? 22 A. Yes. 23 MR. HOLDER: Objection to form. 24 Q. (BY MR. ELDER) And you recall seeing those 25 warnings; right?
Page 203 1 Q. When you did quit, did have you to utilize any 2 type of nicotine replacement; gum, or anything else to 3 quit? 4 A. Yeah. I got cinnamon candy. I keep it with me 5 all the time, the car's full of it, in glove box; I love 6 cinnamon candy. 7 Q. But that's not like -- 8 MR. HOLDER: Can you -- sorry. Can you sit up, 9 Mr. Morgan? You kind of leaned forward, and you're out 10 of the -- almost out of the camera. 11 THE WITNESS: Thank you. My chair is sliding 12 back. 13 MR. HOLDER: It's okay. 14 Q. (BY MR. ELDER) Yeah. So, I mean, a couple of 15 times during the deposition, you've gotten up and gotten 16 a piece of candy. I -- 17 A. Yes, sir. I got it now. I love -- I love my 18 candy. 19 Q. But as it relates to like Nicorette or some 20 kind of gum that has nicotine in it, did you ever use 21 anything like that? 22 A. No, sir. No. When I quit, I quit. Huh-uh. I 23 got this. This is my crutch. 24 Q. Okay. You just quit cold turkey? 25 A. Yes, sir.	Page 205 1 A. Yeah. 2 MR. HOLDER: Objection. 3 Q. (BY MR. ELDER) And do you recall, you know, 4 when the -- those warnings first came out in the -- in 5 the mid '60s, in 1966, do you recall when you saw those 6 warnings whether you -- that caused you to change 7 anything about how much you were smoking? 8 MR. HOLDER: Objection to form. 9 A. Probably did. Because after I seen how daddy 10 was when they operated on him, I said I didn't want to 11 be that a way, and I slowed down a lot. 12 Q. (BY MR. ELDER) You were still smoking, sir, 13 weren't you, in 1985 when the Surgeon General required 14 cigarette manufacturers to put a warning on the package 15 that said: Smoking causes lung cancer; correct? 16 A. Yeah. 17 MR. HOLDER: Objection to form, "You know." 18 Q. (BY MR. ELDER) All right. And once you saw -- 19 you know, when you would see that warning that said: 20 Surgeon General's Warning, smoking causes lung cancer, 21 heart disease, emphysema, and may complicate pregnancy, 22 did that -- did you continue to smoke after you received 23 that warning? 24 MR. HOLDER: Objection; lacks foundation. 25 A. As far as I know, I was slowed up or quit

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Page 206 1 when -- I can't remember the exact date, really. 2 Q. (BY MR. ELDER) Okay. Well, if you were still 3 smoking in 1988, and I'll represent to you that those 4 warnings went on the cigarette packages starting in 5 1985, then you obviously would have smoked for several 6 years after that warning -- at least to some degree -- 7 A. Yeah. 8 Q. -- smoke after that went on there? You would 9 agree with that? 10 A. Yeah. 11 MR. HOLDER: Asked and answered. Beginning to 12 border on harassment. 13 Q. (BY MR. ELDER) You talked about -- did anyone 14 else -- let me ask you this. 15 Did anyone else from your family encourage you 16 to stop smoking? 17 MR. HOLDER: Objection to form. 18 A. I guess my oldest daughter, yeah. 19 Q. (BY MR. ELDER) Okay. 20 A. Debbie. 21 Q. And why did she want you to stop smoking, if you 22 know? 23 A. I guess she said: I want you to be here with 24 me, Daddy. 25 Q. Do you know how old she was when she encouraged	Page 208 1 Q. But you -- you worked in the vicinity of trucks 2 that were diesel trucks; right? 3 A. Yeah, that's at -- 4 MR. HOLDER: Objection to form. 5 A. -- at General Tire, uh-huh. 6 Q. (BY MR. ELDER) Have you ever had any of your 7 homes tested for radon? 8 A. No. I've thought about that. I had -- I 9 hadn't. 10 Q. Okay. You thought about it, but, to your 11 knowledge, you've never -- you never had -- the current 12 home that you've lived in for a long period of time 13 tested as it was for radon levels? 14 MR. HOLDER: Objection to form. 15 A. Yeah. I had have never -- I've thought about 16 it, but I don't know what the process would be or 17 whatever. I thought about it, and didn't know what it 18 would cost, but -- 19 Q. Does your home have a basement in it? 20 A. No. 21 Q. Just a crawlspace -- 22 A. Yeah. 23 Q. -- or is it built on a slab? 24 Crawlspace? 25 A. Uh-huh.
Page 207 1 you to stop smoking? 2 MR. HOLDER: Objection to form. 3 A. I can't -- I can't remember, really. 4 Q. (BY MR. ELDER) Okay. You asked -- were -- 5 talked about briefly one job where you helped gas up and 6 wash and change some oil in some -- a fleet of trucks. 7 Do you recall that? 8 A. Yeah. That was up the tire place -- General 9 Tire in Charlotte. 10 Q. And -- and when you were there, were you working 11 around diesel trucks? 12 A. Yes, sir. It was diesel. 13 Q. And -- and so during that job and in any other 14 job, have you had jobs where you've worked around diesel 15 exhaust? 16 MR. HOLDER: Objection to form. 17 A. Well, no. I didn't work on any diesel -- well, 18 I did at the waste treatment when I was down there. We 19 had a little 'ole three-cylinder diesel to pump water 20 with, and I worked around on it. I'd get it started. A 21 lot of times, it would mess up, and I had to bleed 22 everything down. Yeah, I worked on that. 23 Q. (BY MR. ELDER) That was like a diesel engine of 24 some sort? 25 A. Yeah. It was a diesel engine, yeah.	Page 209 1 MR. ELDER: All right, sir. I'm going to 2 look at my notes, but I think for now that's all the 3 questions I have. I appreciate you taking the time to 4 answer them. 5 THE WITNESS: Okay. 6 MR. ELDER: Pass the witness. 7 MR. HOLDER: Counsel, would it be a good time -- 8 I know it's probably, like, three minutes early, but 9 time for a -- to take a quick break? Hearing no 10 objection, off the record. 11 THE VIDEOGRAPHER: Okay. The time is 12 approximately 10:56, and we are off the record. 13 MR. HOLDER: Take a quick five-minute break, and 14 we can resume. 15 (A break is taken from 10:56 a.m. (EST) until 16 11:09 a.m. (EST).) 17 THE VIDEOGRAPHER: The time is approximately 18 11:09, and we are back on the record. 19 Counsel, you may proceed. 20 MR. HARTON: All right. 21 EXAMINATION 22 BY MR. HARTON: 23 Q. Mr. Morgan, I'm Ollie Harton. I've got at cell 24 phone stuck to my ear, because it's better than the 25 computer I'm using, and I've got a few questions for



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Page 210 1 you. So you know, I represent Ericsson, Inc., and the 2 questions I have -- a few questions dealing with 3 electrical work. And let me ask a question, first of 4 all, about wiring cables generally throughout your 5 career. Am I correct in saying that you do not recall 6 the brand name, trade name, or manufacturer's name of 7 any of the wiring cable you have worked with; is that 8 true, sir? 9 MR. HOLDER: Objection to form. Go ahead. 10 A. Yes, sir. Yes, sir. I -- 11 Q. (BY MR. HARTON) All right. 12 A. I was trying to think. See, I brought the 13 spools down there, but, you know, that's been a long 14 time ago. I seen stuff on there, but I can't remember. 15 Q. Okay. On the wires, I know you've talked about, 16 for instance, hooking up motors earlier today. Do you 17 remember that testimony, sir? 18 A. Yes, uh-huh. 19 Q. And to hook up a motor, you would have to cut 20 the wire and then strip it, or bare the conductor, so 21 the copper can hit the lug, the nut, the terminal; 22 right? 23 A. Right, uh-huh. 24 Q. When you would strip those wires, I was trying 25 to find out if you remember the size of the wire?	Page 212 1 Q. Oh. 2 A. We'd tape them. 3 Q. So at the end of the wires, it was already 4 prehooked up or preattached with something you could 5 attach to the motor? 6 A. Yes, sir. 7 Q. You didn't have to cut or strip those? 8 A. Yes, sir. A lot of them you didn't have to 9 strip none of, you know. But a lot of them come with a 10 lug already on it with a hole in it where you just put 11 your nut. You got another one -- the incoming line, you 12 had a lug to go on that, and then you screwed them 13 together and retape -- you know, tape them up. 14 Q. For the wires that you're talking about now, do 15 you remember what the outer jacket of the wire was? Was 16 it rubber? Was it neoprene? 17 A. Rubber. 18 MR. HOLDER: Objection to form. 19 Q. (BY MR. HARTON) Did you see printing on the 20 outer jacket of the wire? 21 MR. HOLDER: Objection. 22 A. Not for sure on that. 23 Q. (BY MR. HARTON) And if you don't know, just say 24 you don't know. That's fine. 25 A. It's probably on there.
Page 211 1 Electricians sometimes refer to wires by size like gauge 2 or -- do you know what it was? The ones you working on, 3 sir. 4 MR. HOLDER: Objection to form. 5 A. God, I don't know what -- it's about the size of 6 your finger. I don't know whether that's 2/0 or what. 7 I -- I can't -- I forgot all that. 8 Q. (BY MR. HARTON) Well, let me ask something 9 that might be simpler. Were the wires about the size of 10 a pen, a p-e-n, in diameter? 11 A. A what? 12 MR. HOLDER: Objection to form. 13 Q. (BY MR. HARTON) That you used? 14 Do you need me to repeat the question, 15 Mr. Morgan? 16 A. Yes, sir. Say that again. 17 Q. Sure. For instance, a pen, a writing pen, a 18 p-e-n, were the wires that you used that size or smaller 19 in diameter when you were hooking them up? 20 A. They were about the size of your finger for all 21 them other -- 22 Q. Okay. All right. 23 A. -- and they already had a lug that come with the 24 motor, and all we had to do then is put our lug on the 25 incoming wire and lug them together.	Page 213 1 Q. Okay. Was there -- now, I'm trying to focus on 2 the wires now. The outer jacket would have been rubber; 3 there would have been a conductor in the middle. Do you 4 recall other layers in the wire of the -- and by that, I 5 mean, any other layers other than the outer jacket that 6 was rubber and copper conductor. Do you remember 7 anything else? 8 A. No. 9 Q. Do you remember the national electric code 10 designation of any of those wires? 11 A. No, sir. 12 Q. Now, if you were pulling wire or dropping wire 13 down to be attached to a motor or a light, or whatever, 14 if the wire had been damaged -- by that, I mean the 15 outer jacket had been violated -- you would not use that 16 wire; right? 17 A. Right. No. 18 MR. HOLDER: Objection. 19 Q. (BY MR. HARTON) That -- that could be an 20 electrical hazard that you knew not to install damaged 21 wire; right? 22 A. Right. 23 Q. And when you would cut a wire, and was that 24 something you would do with a hand tool like snips or 25 something like that?

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Page 214 1 A. STA-KONS. 2 Q. Okay. And in cutting a wire, a new wire, did 3 that take a few seconds just to cut it? A straight cut 4 through it? 5 A. Right. 6 MR. HOLDER: Object to form. 7 Q. (BY MR. HARTON) Did you ever have to -- 8 I'm sorry. Go ahead. Excuse me. Did I 9 interrupt you? 10 A. After you do that, yeah, you'd strip it back, 11 and then you put your lug on there and crimp it onto the 12 wire, where your connection -- 13 Q. All right. 14 DEFENSE COUNSEL: Objection. 15 Q. (BY MR. HARTON) And when you would strip the 16 wire, did you use the -- they had the wire strippers at 17 different circumferences for the conductors of the wire, 18 is that what you used to strip a wire? 19 MR. HOLDER: Objection. 20 A. Yes, sir. Just crimp it on there and run it 21 around there, and that would go down to the wire, and it 22 didn't -- it didn't cut the wire, the peel it off. 23 Q. (BY MR. HARTON) Right. You've got to protect 24 the conductor; you can't damage it? Right? 25 A. Right.	Page 216 1 I've got. 2 MR. HOLDER: Thanks, Ollie. 3 Next up? 4 And don't forget hit star 6, Ollie, to mute your 5 phone. Just a reminder. 6 MR. HARTON: I did, but thanks for the reminder. 7 I need it all. 8 MR. HOLDER: No worries. No, I do too. 9 EXAMINATION 10 BY MS. BINNS: 11 Q. Mr. Morgan, are you okay to proceed? 12 A. Yes, ma'am. 13 Q. Okay. Can you hear me okay? 14 A. Yes, ma'am. 15 Q. Okay. At anytime you can't understand my 16 question or can't hear me, please stop and let me know. 17 I'm happy to rephrase it and make sure we're on the same 18 page. Okay? 19 A. All right. 20 Q. All right. First, I want to talk about a few 21 things I saw in your records. Have you ever had any 22 problem with colorblindness? 23 MR. HOLDER: Objection to form. 24 A. Yes. 25 Q. (BY MS. BINNS) Okay. And how long -- has that
Page 215 1 Q. Would it take five or ten seconds to strip a 2 wire when you were doing that with the wire stripper? 3 A. It could be, according to how big the wires are 4 or all. You know, where you hook the motor. 5 Q. And for the time that you spent, if you take all 6 the electrical work you did, the pulling of the wire, 7 the installing the conduit, and the other things, was 8 cutting and stripping wire a small percentage of your 9 overall time working, doing electrical work? 10 MR. HOLDER: Objection to form. 11 A. Yeah, it wasn't that long. We'd already had to 12 wire there and ready to connect up and all, and we'd 13 connect the motor up. It didn't take that long if you 14 had the tools there and ready to go. 15 Q. (BY MR. HARTON) Okay. Did you ever see any 16 dust created when you would either cut or strip the new 17 wire? 18 A. No, because everything's brand new. 19 MR. HOLDER: Objection. 20 Q. (BY MR. HARTON) Do you have any idea what 21 components were in any of the wire, mineral components 22 now, that you would worked either with or around. 23 MR. HOLDER: Object to form. 24 A. No, sir. I wouldn't know. 25 MR. HARTON: Mr. Morgan, thank you. That's all	Page 217 1 been since you were young? 2 A. I guess. 3 MR. HOLDER: Objection to form. 4 A. Since I went there, they said -- having a time 5 with -- with red. 6 Q. (BY MS. BINNS) Okay. Any other colors you have 7 problems with? 8 A. No. 9 MR. HOLDER: Objection. 10 Q. (BY MS. BINNS) Okay. And then a few days ago 11 you were -- we were talking about gaskets and packing. 12 And so I want to talk to you a little bit about that and 13 your time when you were at Celanese. Okay? 14 A. Okay. 15 Q. Okay. You told us a couple of days ago that you 16 recalled Garlock gaskets and packing. 17 A. Yes, ma'am. 18 Q. Okay. Did you work with Garlock from the time 19 you started at Celanese until the time you ended at 20 Celanese? 21 A. Probably so. 22 MR. HOLDER: Objection to form. 23 A. It comes from the stores. We had -- we knew 24 they had a store -- we call it stores. It was a big 25 'ole square building. They had the wire -- you name it,

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Page 218 1 they had it. Glue. And we'd go in there and tell them 2 we need some packing for a pump for so and so. And he'd 3 say: Okay. We get you Garlock and whatever. And then 4 go back there -- if we got a sheet and had to cut it, 5 we'd get about -- a piece a foot long, a foot wide, and 6 we'd go back and mark that off. And we had a gasket 7 cutter, and we'd cut the gasket off of there for the 8 pump. 9 Q. (BY MS. BINNS) Okay. So that sheet gasket, 10 you -- that you recall, you recall that being a Garlock 11 gasket? 12 MR. HOLDER: Objection to form; misstates 13 testimony. 14 A. I think it was Garlock and another one. 15 Q. (BY MS. BINNS) Okay. I want to ask you about 16 some other brand names of gaskets and packing and see if 17 any of these sound familiar to you. And if they don't, 18 that's fine, just let me know what you recall, okay, 19 Mr. Morgan? 20 A. All right. 21 MR. HOLDER: Object to form. 22 And, Counsel, I know that Mr. Elder and Ollie 23 Harton both introduced themselves and told him who they 24 were representing. Would you mind doing the same? 25 MS. BINNS: Sure. I'm happy to.	Page 220 1 Raybestos with gaskets and packing? 2 A. Great day, I can't remember that part. It could 3 have been. Now, I'm not positive on that. 4 Q. Okay. What about Johns Manville? Do you 5 associate the name John -- 6 A. Yeah. 7 Q. -- Manville with gaskets and packing? 8 A. Yes, ma'am -- 9 MR. HOLDER: Objection. 10 A. -- we had that. 11 Q. (BY MS. BINNS) Okay. And is that a product 12 that you used from the time you started at Celanese 13 until you left Celanese? 14 A. Yes, ma'am. 15 MR. HOLDER: Objection to form. 16 DEFENSE COUNSEL: Form. 17 Q. (BY MS. BINNS) What about SEPCO? Do you recall 18 gaskets and packing by the brand name SEPCO? 19 MR. HOLDER: Objection to form. 20 A. I think I remember hearing that name. 21 Q. (BY MS. BINNS) Okay. Do you just recall the 22 name, or can you associate it with gaskets and packing? 23 MR. HOLDER: Objection to form. 24 A. I just remember that name. But I can't remember 25 what -- what I used it on, or what I done.
Page 219 1 Q. (BY MS. BINNS) Mr. Morgan, I'm Katherine Binns, 2 and I represent John Crane. Okay? 3 A. That's good one, too. 4 MR. HOLDER: Go ahead. 5 Q. (BY MS. BINNS) Okay. Do you recall working 6 with gaskets and packing by Durametallic? 7 A. Yes, ma'am. 8 Q. Okay. Is that a product that you worked with at 9 Celanese? 10 A. Yes. 11 Q. Okay. And is that a product you worked with the 12 entire time you were at Celanese, to the best of your 13 recollection? 14 MR. HOLDER: Objection; form. 15 DEFENSE COUNSEL: Form. 16 A. There was about three or four different kinds. 17 I guess, yours was in there. 18 Q. (BY MS. BINNS) Okay. What about 19 Raybestos-Manhattan? Do you recall gaskets -- 20 MR. HOLDER: Objection to form. 21 Q. (BY MS. BINNS) -- and packing manufactured by 22 Raybestos-Manhattan. 23 MR. HOLDER: Objection. 24 A. I remember Raybestos. 25 Q. (BY MS. BINNS) Okay. Do you associate the name	Page 221 1 Q. (BY MS. BINNS) Okay. So you remember it's a 2 product you worked with, but you can't tell us the 3 specific product; is that fair? 4 MR. HOLDER: Objection to form. 5 A. It's possible. 6 Q. (BY MS. BINNS) What about Flexitallic? 7 MR. HOLDER: Objection to form. 8 A. You cut out on me there. Say that again. 9 Q. (BY MS. BINNS) Sure. What about Flexitallic? 10 MR. HOLDER: Objection to form. 11 A. Is that one that's the gasket is already made? 12 Q. (BY MS. BINNS) Yes, sir. It may be one that 13 you use like in high pressure or high temperature? 14 A. Okay. Yes, ma'am. That's on the pop-off valves 15 on the boilers, yes, ma'am. It's pretty -- you know, 16 it's made factory -- I don't know who made it. But it's 17 a metal and some kind of material around the inside of 18 it, because that thing's, you know, 600-pound pressure 19 up there on that. 20 Q. Okay. And do you recall using these Flexitallic 21 gaskets from the time you started at Celanese to the 22 time you end -- left Celanese? 23 A. Yes, ma'am. 24 DEFENSE COUNSEL: Form. 25 Q. (BY MS. BINNS) And the last one I want to ask

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Page 222 1 you about is A.W. Chesterton. Do you recall using 2 gaskets and packing by A.W. Chesterton? 3 A. Yes, ma'am. 4 Q. And is that a brand name of gaskets and packing 5 you would have used from the time you started until you 6 left at Celanese? 7 A. Yes, ma'am. That's packing. 8 DEFENSE COUNSEL: Form. 9 A. That's what we used on packing. 10 Q. (BY MS. BINNS) Okay. And what color was that 11 packing? 12 A. It was black-looking. To me, it was kind of 13 shiny. I don't know what they had all in that. 14 Q. All right. Now, Mr. Morgan, if you're looking 15 at a gasket, can you tell whether or not it is 16 asbestos-containing or non-asbestos-containing? 17 A. No, ma'am. 18 MR. HOLDER: Objection to form. 19 Q. (BY MS. BINNS) Let me ask you the same question 20 about packing. If you're looking at packing, can you 21 tell if it's asbestos-containing or non-asbestos- 22 containing? 23 A. I couldn't tell you. 24 MR. HOLDER: Objection to form. 25 A. I mean, no. Without having somebody check it, I	Page 224 1 A. No. 2 Q. (BY MS. BINNS) Okay. Same thing for gaskets, 3 when they -- you went to the stores and they [sic] asked 4 you for a gasket, was there anything on the -- let's 5 talk about sheet gaskets first. Was there anything on 6 the piece of sheet gasket that would have told you who 7 the brand name or manufacturer was? 8 A. They just had their -- I think they had their 9 name printed on there. 10 Q. Okay. 11 A. But I can't remember which one or whatever. 12 Q. All right. Do you recall seeing any names on 13 the sheet gasket material, that you can tell me about 14 today? 15 A. Crane. 16 MR. HOLDER: Objection. 17 A. What? Garlock. And, God, I remember -- there's 18 some more, but I can't remember -- not coming through 19 right now. 20 Q. (BY MS. BINNS) That's fine. You talked 21 about -- let me see -- Durmetallic. Was that a sheet 22 gasket? 23 MR. HOLDER: Objection to form. 24 A. I remember that, but I can't remember -- I 25 remember metallic. I remember that.
Page 223 1 wouldn't know. 2 Q. (BY MS. BINNS) Okay. And then you told me 3 about the -- I think you called it a storage shed or the 4 storage facility at Celanese -- 5 A. Yes. 6 Q. -- where you went to ask for parts. 7 A. Stores. 8 Q. Okay. Stores. Okay. When you went to the 9 stores, did you ask for a certain brand of product, or 10 did you just go in there and say: I need packing for 11 this application? 12 A. That was it, just packing. If I needed a 13 half-inch packing, three-quarter, or whatever, thick, 14 or -- it -- you'd just tell them, and they'd cut me a 15 piece off and bring it. We had to sign for it to get 16 it. 17 Q. Okay. You don't recall ever asking for a 18 specific brand of packing or gaskets? 19 A. No. It's just -- they had it all there. I 20 guess whichever is easiest to get to, they'd get it. 21 Q. Okay. When you were -- received a piece of this 22 black packing, did it have any documents with it, or was 23 it in a plastic bag, anything that would allow you to 24 identify the brand name or manufacturer of that packing? 25 MR. HOLDER: Objection to form.	Page 225 1 Q. (BY MS. BINNS) All right. What about Johns 2 Manville, was that a sheet gasket material that you 3 worked with? 4 MR. HOLDER: Objection to form. 5 A. It was already formed -- 6 Q. (BY MS. BINNS) It was -- 7 A. -- if I get half-inch packing or one-inch 8 packing, or whatever it take, or three-quarter, and 9 that's -- sometimes it would be reading that. 10 Q. Okay. Now, you said that you remembered seeing 11 Crane on the sheet gasket material. What -- what do you 12 recall seeing? Did it just say Crane or were there 13 other words or any numbers that you can recall? 14 A. I remember Crane. That's all I can come up 15 with, Crane. 16 Q. Do you remember -- 17 A. I'm thinking. I can't remember anymore on that. 18 Q. Okay. Do you remember if it -- any colors, or 19 if it had any numbers with it? 20 MR. HOLDER: Objection to form. 21 A. No, ma'am. It probably did, but I -- you know, 22 if we'd -- come in a box, you know, it's -- it's a spool 23 or around in a box, that box is an inch thick, two-inch 24 thick. I'd just get it out of there, and we'd throw 25 that away, and then we'd go to cutting our pieces off.

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Page 226 1 I didn't take that much time to look at that part of it. 2 Q. (BY MS. BINNS) Okay. And I just want to make 3 sure I understand since you talked about a box. Do you 4 recall seeing the name Crane on the box -- 5 A. Yes. 6 Q. -- or do you recall seeing the name Crane 7 printed on the sheet gasket material? 8 A. It was on the box. And that box was about a 9 two-inch, or whatever size we got, it could be 10 eight-by -- eight-by-five, you know, and it would be -- 11 whatever size we wanted was already cut in there. 12 Q. Okay. 13 A. Precut. 14 Q. Oh, it was -- it was a precut material? 15 A. Uh-huh. And then -- 16 MR. HOLDER: Objection. 17 A. -- the other would be sheets. You know? We had 18 to make our own -- we had a gasket-maker over there with 19 us too. 20 Q. (BY MS. BINNS) Okay. Do you associate the name 21 Crane with the precut sheets that were in the box? 22 MR. HOLDER: Objection to form. 23 A. I can't remember whether it -- but I know we 24 made them out of the sheets, too, and used the other, 25 but I can't -- I think the other was just a packing, and	Page 228 1 tanker -- pumping it over into a tanker or truck. 2 And -- I guess they had -- because it was the waste 3 treatment -- I mean, the chemical place, that they knew 4 what it was when I went to the stores. But I asked 5 them -- I told them that I was getting gasket material 6 for the place. That's all I remember. 7 Q. (BY MS. BINNS) Okay, Mr. Morgan. Is this the 8 time -- are we talking about the time when you worked in 9 the CA plant and the AR plant? Is that the time frame 10 that we're talking about? 11 A. Yes, ma'am. 12 Q. Okay. And you told us a few days ago that you 13 recall using Garlock gaskets in the CA plant, and 14 Garlock packing in the CA plant. 15 MR. HOLDER: Objection to form. 16 Q. (BY MS. BINNS) Do you -- 17 MR. HOLDER: Objection to form. Misstates prior 18 testimony. But go ahead. 19 Q. (BY MS. BINNS) Okay. Mr. Morgan, do you recall 20 using sheets of Garlock gasket in some of these 21 sulfuric-type applications you were telling us about? 22 A. Yes, ma'am. 23 MR. HOLDER: Objection. 24 Q. (BY MS. BINNS) Now, Mr. Morgan, is it fair to 25 say when you went to do a repair where you had to do
Page 227 1 that sheets was the -- the lines going -- with the acid 2 going down through it. 3 Q. (BY MS. BINNS) Okay. 4 A. That's all I remember. 5 Q. All right. Do you recall -- you talked about 6 acid, do you recall using sheet gaskets on a specific 7 application? 8 A. Yeah, we did. I -- 9 MR. HOLDER: Objection to form. 10 A. -- I don't know -- I guess they -- the stores, 11 they just give me the right one. Because we might have 12 one for sulfuric acid line. You know? It would be a 13 certain one for that. But, like I say, we go to stores, 14 and we'd tell them we need some gaskets for the sulfuric 15 line, or whatever, formaldehyde, and that was it. 16 Q. (BY MS. BINNS) Okay. Do you -- do you have a 17 specific recollection you can tell me about, about using 18 a Crane gasket on any of these sulfuric lines or any of 19 the lines that you were just talking about? 20 MR. HOLDER: Objection to form. 21 A. Sulfuric line? I think that was in the chemical 22 building, there. Where they loaded that formaldehyde 23 and sulfuric, and, you know, shipped it out. And they 24 had all kinds of pumps around there that started up -- 25 you know, pump the stuff up, and it would be into a	Page 229 1 something and use -- install new packing or new gasket 2 material, that you cannot tell the brand name or 3 manufacturer of the material you were removing? 4 A. No, ma'am. You couldn't do that, because they'd 5 already done pull the packing up and squished it. You 6 couldn't -- no. You couldn't do that. 7 Q. And I think you told me at one point there 8 were -- there were like a hundred people working, doing 9 this type of job, at the time; is that right? Working 10 on the pumps? 11 MR. HOLDER: Objection to form. 12 A. On the pumps? 13 DEFENSE COUNSEL: Form. 14 A. Well, you had them from the front of CA to the 15 end of CA. But they would be like, you know, a crew up 16 here with ten it, the next crew have ten on it, and then 17 the next one. And each crew, you know, they rotated 18 that too. You might be with this boss man that day and 19 then another boss man the next day, doing the same 20 thing. 21 Q. (BY MS. BINNS) Okay. Can you -- can you -- I 22 know it was a long time ago, but can you, thinking back, 23 say if you've used one brand of gaskets more than 24 another brand? Like, do you recall using Garlock more 25 than all the others we listed? Can you -- is that

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Page 230 1 something that you can do? 2 A. I'd say Garlock and Crane more than anything. 3 MR. HOLDER: Form. 4 Q. (BY MS. BINNS) Okay. And the Crane gaskets 5 that we're talking about, tell me where -- was it during 6 this time that you were in the CA and the AR plant? 7 A. Yes, ma'am. 8 MR. HOLDER: Objection. 9 A. Well, a lot of times we had to go from -- from 10 our apartment, CA, we had to go to them -- the chemical 11 -- I think they -- what did they call that thing? The 12 chemical building? But that's where they loaded the 13 sulfuric acid and formaldehyde in the big 'ole tankers. 14 You know, big, long -- like you see on the road. I 15 can't remember. Certain types -- it could be me or you 16 or two or three others that they'd go down there and, 17 you know, do the same thing, work on the pump or packing 18 or whatever. 19 Q. (BY MS. BINNS) And how many times -- do you -- 20 how many times did you have to do that during this time 21 from 19- -- let me see, I want to make that sure we're 22 talking about the same time frame here, Mr. Morgan. 23 I'm talking about the time when you were at 24 Celanese and before you were boilermaker; so starting 25 in '68, and I think you told us you became a boilermaker	Page 232 1 know, change packing or put packing in or whatever. Or 2 it might need tightening up, whatever. But every two or 3 three days. And if they have a bad spill, you know, 4 they'd call us right down, and we'd go down there and 5 shut everything down and work on them. 6 Q. (BY MS. BINNS) Okay. So if they -- and you 7 brought up a good point, Mr. Morgan. There were times 8 where these pumps, if they were leaking, you could just 9 go down and tighten them, and you wouldn't have to do 10 anything with gaskets or packing; correct? 11 MR. HOLDER: Objection to form. 12 A. Some days you might get lucky. 13 Q. (BY MS. BINNS) Okay. And if you're dealing 14 with acid, if you're going down there to work on these 15 pumps, were you using any type of protective equipment? 16 MR. HOLDER: Object to form. 17 A. We had our safety glasses and had gloves, too, 18 on the acid, and -- see, it's already cut off, the line 19 coming in through it, the sulfuric -- or either one of 20 them. And then we would take a water hose and, you 21 know, anything that's left when we cracked the -- crack 22 it open to get our packing put in, it would run out, and 23 I'd take the hose and wash it down good. 24 Q. (BY MS. BINNS) Okay. 25 A. It would burn your nose. But -- powerful stuff.
Page 231 1 in '72; does that sound about right? 2 A. Somewhere in there. 3 MR. HOLDER: Objection to form. If you 4 understand that question -- 5 Are you saying -- asking him how many individual 6 times between 1968 to 1972 that he walked down to the 7 chemical building to work on pumps? 8 MS. BINNS: I haven't -- I haven't finished that 9 yet. I'm, first, just trying to clarify the time frame 10 that we're talking about. 11 MR. HOLDER: Sorry. I was just trying -- 12 A. Before I went to the powerhouse, before I was 13 boilermaker, we still in the CA building. 14 Q. (BY MS. BINNS) Okay. So during that 1968 to 15 1972 time frame, before you were a boilermaker -- 16 A. Yes, ma'am. 17 Q. -- can you -- you've told us about all the 18 different jobs you've had during that time. Can you 19 recall approximately how many times during that 20 four-year time period you had to work on pumps or valves 21 in this chemical building? 22 MR. HOLDER: Objection to form. 23 A. It would be a -- just the way they run. See, 24 they run 24 hours a day there. You might go two days -- 25 two or three days and not have to go down there and, you	Page 233 1 Q. I bet. So this -- before you removed the 2 packing, you sprayed down the area with water? 3 A. Yes, ma'am. 4 Q. Okay. So was this packing or gasket material 5 you were using wet when you were pulling it out, because 6 you had already sprayed down the area? 7 MR. HOLDER: Objection to form. 8 A. Right. Uh-huh. 9 Q. (BY MS. BINNS) Okay. Mr. Morgan, was there 10 ever a time where there were mechanical seals, where you 11 had to work with mechanical seals at some point? 12 A. Yes, ma'am. 13 Q. Okay. 14 A. Yes. 15 Q. And when did you start seeing mechanical seals? 16 MR. HOLDER: Objection. 17 A. Right after I went to work, maybe a couple of 18 years, they started having mechanical seals everywhere, 19 and we used to get them and take them apart. It's got 20 like a ceramic face on it. And we had a machine, it was 21 round, and it -- it would cut that ceramic. And we'd 22 put it on there, and you'd -- you'd go around and 23 around, and, you know, you'd keep on until it get down 24 smooth, and then we'd put it on the glass, and it would 25 be solid all the way across, we knew the seal was ready

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Page 234 1 to put a new one back in -- we could put the same one 2 back in after we cut it down. 3 Q. (BY MS. BINNS) Okay. And so the pumps that use 4 the mechanical seals, they didn't have the black-type 5 packing that we talked about earlier; correct? 6 A. No, ma'am. No. 7 Q. Okay. My question may have been a little -- a 8 little confusing there; so let me just ask it this way. 9 On the pumps where you're using the mechanical 10 seals, did you use any of the black-type packing you 11 were talking about earlier? 12 A. No. 13 MR. HOLDER: Objection to form. 14 Q. (BY MS. BINNS) Okay. And can you estimate for 15 me approximately how many of the pumps out there by the 16 time, at Celanese, when you were working there were 17 using mechanical seals? 18 MR. HOLDER: Objection to form. 19 A. God, I couldn't guess how many. 20 MR. HOLDER: Are you asking for like an actual 21 number? 22 MS. BINNS: A percentage is fine or just however 23 he can describe it. 24 A. I'd say 2- or 300 or more. It's just according 25 to what -- some of those seals would last a long time.	Page 236 1 A. But that's the reason I -- but we stayed -- AR 2 and CA and chemical plant, biggest part of the time, 3 until I went down there. 4 Q. Okay. And then once you got this raise and you 5 learned how to be a boilermaker and you worked in the 6 powerhouse, is it fair to say you were not working in 7 the chemical area any longer? 8 A. Well -- 9 MR. HOLDER: Object to form. 10 A. -- we still had chemicals down there going into 11 the boilers, but I can't remember what it was. It's 12 something to keep them from rusting inside the tubes and 13 all, and they -- the tanks going across there, and then 14 it put that in there. 15 But I can't remember what kind it was. But it 16 was certain chemicals we had. We had pumps there that 17 pumped it up into the broiler. 18 Q. (BY MS. BINNS) Okay. So you were doing that 19 kind of work in the boiler area, but you didn't go back 20 in the area, the chemical area, where they had the 21 sulfuric acid and those kind of things; is that fair? 22 A. Yes, ma'am. They let the other boys, CA, take 23 care of that after we left. 24 Q. Okay. 25 A. The other crew. Because, see, they had -- we
Page 235 1 I mean, it'd last six months or longer. According to 2 how much you'd tighten it up. I'd say they was 2- or 3 300 easy. 4 Q. (BY MS. BINNS) Okay. And I want to make sure I 5 understand, Mr. Morgan, about your work in the chemical 6 building. Is that -- was that limited to the time that 7 you were -- before you were a boilermaker, when you were 8 kind of going all over the plant? 9 A. Yes, ma'am. Well -- 10 MR. HOLDER: Objection; form. 11 A. -- the CA building -- you could go to the 12 CA building or AR building and the chemical building, 13 you know, but we never did go to the powerhouse. That 14 was off limits. You had -- supposed to have -- what are 15 them? I can't even think now. They asked us if we 16 wanted a job -- because they was fixing to lay us off 17 there at the CA building at that time. And the big 18 boss, Mr. Emmet Hall, come up and asked us: Y'all won't 19 get laid off if you go to the powerhouse, and I'll make 20 you, all of you, boilermakers and give you -- I don't 21 know whether it was \$10 or \$15 raise, more money. I 22 said: Yeah. I put my hand up. I'm going. And they 23 let us do all that, learn, you know, what we could in 24 the powerhouse. 25 Q. (BY MS. BINNS) Okay.	Page 237 1 had about 100 people or more in CA and AR. I'd say 130. 2 And they had more than they needed, and the powerhouse 3 didn't have no boilermaker but one; so we went down 4 there. 5 MS. BINNS: Okay. All right. Mr. Morgan, I'm 6 going to look over my notes. But I know we're trying to 7 get you done today. So I appreciate your time. If I 8 have any questions, I'll come back at the end. Thank 9 you so much. 10 THE WITNESS: Thank you, lady. 11 MR. HOLDER: Thank you. 12 MR. LAYBOURN: Do you mind if I go? 13 MR. HOLDER: Yeah. Go ahead. Sounds good. 14 EXAMINATION 15 BY MR. LAYBOURN: 16 Q. Hello, Mr. Morgan. My name is Nick Laybourn. 17 Can you hear me all right? 18 A. Yes, sir. 19 Q. All right. I want to follow up on some things 20 that you talked about a couple of days ago. You 21 discussed an injury where you said you flattened your 22 thumb. Do you recall that? 23 A. Yes, sir. 24 Q. Okay. And you said that that injury happened 25 when you were knocking bolts out of a precipitator.

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Page 238 1 Does that sound right? 2 A. Up on a precipitator, on top of the powerhouse, 3 yes, sir. Knocking that bolt out of there. Yeah, I 4 missed to right. I should have went to the left. It 5 flattened my thumb out. 6 Q. Understood. Tell me about that work that you 7 were doing with the bolt -- knocking bolts out of the 8 precipitator. What was that work? 9 A. I believe it was a motor there that turned the 10 shaft that -- inside the precipitator that had balls on 11 it, and it turned that shaft, and these balls -- one's 12 on top and one at the bottom -- and that is shaft 13 turning, and that ball, it's like a weight. It come 14 down and hit the -- where the precipitators come across, 15 the wires come through the bottom, there's a plate 16 there. Well, that ball would hit that plate, that would 17 vibrate them wires, you know, for the fly ash to come 18 down into the precipitators. 19 Q. Okay. So were the bolts on the motor, or on the 20 precipitator? 21 A. It was on the motor. 22 Q. Okay. The bolts were on the motor. Okay. And 23 where -- 24 A. And -- 25 Q. Go ahead.	Page 240 1 A. No. At that time, it was just on one. We done 2 that or the others, same thing. But the -- it wasn't 3 the same one over and over, no. 4 Q. Okay. How long would that project take? That 5 knocking of the bolts? 6 A. Knock them out of there, probably 15, 20 7 minutes. 8 Q. And with what frequency would you have to do 9 that? 10 A. There wasn't no time, because it was down. It 11 wasn't no specific time, whether it was an hour or two 12 hours or five hours. You know? 13 Q. Well, let me make sure I understand that. Were 14 you doing this knocking of bolts during shutdowns? 15 A. No. See they could shut that precipitator down. 16 They did that. In other words, all the power that's 17 inside that thing -- because I guess it could come out 18 of the motor right there. I don't know. But that's the 19 reason they shut it down, and we was doing that. And 20 that was it. 21 Q. Okay. So was it -- was this knocking-of-bolts 22 work, was it just done on an as-needed basis, then? 23 A. Yeah, right. Yeah. You might not never do it. 24 All of them might come out the next time and might not 25 never do it for two years, you know?
Page 239 1 A. It's on the outside of the precipitator, mounted 2 on the outside, but the shaft goes into the boil- -- the 3 insulation all inside. 4 Q. The shaft goes inside the precipitator? 5 A. Yeah. It goes through a big, long shaft, that I 6 told you about, with, like, balls -- round wheels going 7 around and hitting that metal piece that holds the wires 8 from the inside of the precipitator down, and then they 9 charged electricity, you know? The wire -- the fly ash 10 -- the coal would get on that wire, and it'd stick on 11 it. And we was hitting that thing -- well, that motor 12 was doing -- hitting it -- and that vibrated that wire, 13 and that come out of the -- the fly ash would come out 14 of there and go to the bottom. 15 Q. Okay. Now how many times did you do this work 16 knocking bolts? 17 A. Oh, a lot. But I -- that's the first -- I think 18 that's the first accident I ever had. 19 Q. Okay. 20 A. Been doing that -- that was bad. 21 Q. When you were doing this work of knocking the 22 bolts, was it always on the same precipitator, or was it 23 on various -- 24 A. No. 25 Q. -- precipitators at the Celanese facility?	Page 241 1 Q. Understood. 2 A. It's just -- 3 Q. Understood. So the -- this knocking of bolts 4 out of the motor that -- that has the shaft that goes to 5 the precipitator, where was that located in the plant? 6 Was it inside, or outside? 7 A. Outside, on top of the powerhouse. 8 Q. So the work you were doing for knocking these 9 bolts out, it was done out in open air? 10 A. Yes, sir. 11 Q. Okay. Was there a numbering system for the 12 precipitators at Celanese? 13 MR. HOLDER: Objection; form. 14 A. I'm know sure. All I remember is one, two, 15 three, four. But, you know, if they'd say a number, we 16 knowed where to go. But I don't know whether if there's 17 a sticker on there or a plate or what, I don't know. 18 Q. (BY MR. LAYBOURN) Do you remember the 19 precipitator number that you described -- one, two, 20 three, four -- where you hurt your thumb? 21 A. We was doing the third one. Third one from the 22 right. 23 Q. How many precipitators were there at Celanese; 24 if you recall? 25 A. Four.

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Page 242 1 Q. Four? 2 A. Yes, sir. 3 Q. Those precipitators were already installed at 4 Celanese when you got there; right? 5 A. Yes, sir. 6 Q. Did you have to do any other work associated 7 with the precipitators other than that knocking of bolts 8 off of the motor? 9 A. Nothing -- nothing after that. And the rest of 10 it would be electrician and -- now, where that fly ash 11 went from there, it went down to -- I don't know how you 12 would say it. It's like a -- it's like a diamond, I 13 guess you call it, four sides, and then it comes -- you 14 know, it might be 20-feet wide at the top where the fly 15 ash is coming, and then it goes all the way down to 16 like, a foot-and-a-half wide. All in -- and you got 17 a -- a valve down there that had air on it, and you 18 opened that up, and that fly ash would go from there on 19 down, go outside, into the water, and go to the ash 20 pond. 21 Q. Okay. So I just want to -- 22 A. I -- 23 Q. Okay. I just want to make sure I understand. 24 So -- so what you just said there, you did not do any 25 other work other than the knocking of bolts. You did	Page 244 1 A. No, sir. 2 Q. Right. Was there exterior insulation on the 3 precipitators at Celanese? 4 A. Yes. 5 Q. Where was that exterior insulation? 6 A. All the way -- all the way around. And it 7 was -- it was silver-looking -- silver-looking. I don't 8 know what it was. You know? They didn't have a name of 9 it. But anytime a dent or a piece fell off or 10 something, they'd call the insulators. They would come 11 in there and replace it. 12 Q. You don't what that insulation was composed of; 13 right? 14 A. No, sir, I don't have -- it would be bad stuff. 15 It had to stand up to heat, because that's -- that's 16 pretty hot up there. 17 Q. As a boilermaker, you weren't responsible for 18 handling that insulation; right? 19 A. No, we don't mess with insulation. 20 Except for certain jobs. 21 Q. The work -- 22 What do you mean by "certain jobs"? 23 A. Well, on the turbines down there, we took all 24 the insulation -- well, it's not insulation. It is -- 25 it's a blanket and it's asbestos, and it covers the
Page 243 1 not do any work with precipitators other than the 2 knocking of these bolts; is that what you were you 3 telling us? 4 A. At the time, yes, sir. 5 Q. Okay. Because other -- 6 A. Yeah. 7 Q. Okay. Because electricians -- you said 8 electricians would be doing the other work that you were 9 talking -- 10 A. Yeah. 11 Q. -- about; right? 12 A. That was theirs. The inside wires and all, 13 because that was electrical, and, you know, I don't know 14 how many it was supposed to have had on them wires 15 coming down through there. You had maybe, God knows, 16 you could have 30 wires across here and 30 more, you 17 know? And then that -- the fan was blowing it across 18 there, and the dust would collect on there, and when it 19 got to the end, and it's shocking it, well, you hit 20 the -- that thing hits it into the precipitator, and it 21 goes down into the trough down there, and then goes down 22 to the ash pond. 23 Q. Okay. And because you weren't an electrician, 24 you would not have done that work on the inside of the 25 precipitator; right?	Page 245 1 steam turbine, and we would take that off before the 2 fellas come in and work on the turbine. But it was a 3 big -- it was -- I'm going to say three or four inches 4 thick, asbestos. Pure stuff. And we'd pull that off of 5 there, were they could get in -- all the bolts and the 6 turbine, you know, raised the top of it. 7 Q. The work that you described earlier about 8 knocking bolts off the motors, that didn't put you in 9 contact with asbestos, did it? 10 MR. HOLDER: Objection to form. 11 A. I don't believe so. It might have. I couldn't 12 say for sure. 13 MR. LAYBOURN: Okay. That's all the questions I 14 have. Thank you, sir. 15 MR. HOLDER: Thank you, Nick. 16 Anyone else? 17 EXAMINATION 18 BY MR. TARVER: 19 Q. Mr. Morgan, can you hear me? 20 A. Yes, sir. 21 Q. Hey. My name is Derek Tarver. I represent the 22 company 3M Company. Can you see me and hear me? 23 A. Yes, sir. I gotcha. 24 Q. Great. Great. I've just a got a few questions. 25 I'll jump straight through. A lot of these folks have

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Page 246 1 asked questions I was planning on; so if I hit a 2 stalling point, I'm just trying to review my notes, make 3 sure I don't miss anything. Okay? 4 A. Okay. 5 Q. And if I ask you a question that doesn't make 6 sense or is unclear or if my Internet breaks up, please 7 let me know, and I'll repeat it for you. 8 A. All right. 9 Q. All right. So, Mr. Morgan, your attorney sent 10 to us an affidavit from you regarding your employment 11 history. Other than that affidavit, have you ever 12 signed an affidavit or given a sworn statement about 13 your work history or exposure to asbestos? 14 A. No, sir. 15 MR. HOLDER: Objection to form. 16 A. I've never seen nothing like that before. 17 Q. (BY MR. TARVER) Okay. And I understand that 18 you were a party in an earlier lawsuit back in 2001, in 19 Mississippi, the Margie May Williams (phonetic) lawsuit. 20 Do you remember that? 21 MR. HOLDER: Objection to form. 22 A. Who was it? 23 Q. (BY MR. TARVER) It was a lawsuit regarding your 24 2001 diagnosis of asbestosis. Do you remember that 25 lawsuit?	Page 248 1 her wouldn't even get to shop a little bit, I had to go 2 to the bathroom. So I told mother, I said: We need to 3 find out if anything's wrong down there. You know? I 4 was worried. So I went to my doctor, urologist, and he 5 checked me out and said: Hey, you good. Ain't nothing 6 down there. Perfect. Nothing -- nothing around 7 anything. Everything is working good. So went home and 8 about a week -- it could have been two, I'm not positive 9 on it. But he called Alleyne, my lung doctor -- I had 10 to transfer him. My other doctor in Charlotte retired, 11 Dr. -- I can't think of his name now. 12 But the -- Alleyne called me and said: Eddie, 13 said he found a spot on your lung. I said: What? I 14 said: What is it? He said: Well, we need -- me and 15 you and your wife and them need to talk to the surgeon. 16 I said: Well, whatever you think. He said: I think 17 you ought to go over there and talk to him. I said: 18 Okay. Because we don't know what it is. 19 So I went over there to him and had to take my 20 wife and my son-in-law and daughter and all of us, talk 21 -- you know, in a room, talked to him, and I asked him, 22 what he's going to do. He said: Well, I'm going to put 23 a couple of holes up on your right here, and go down, 24 and go through your liver. I said: Wait a minute, 25 what? I said: What are you going to do? I didn't
Page 247 1 A. No. 2 Q. Okay. In preparing for your deposition in this 3 case, did you review any documents? 4 A. No, sir. 5 Q. Okay. Did you speak with anyone to prepare for 6 this deposition? 7 A. No, sir. 8 MR. HOLDER: Objection. Other than your 9 attorney? 10 THE WITNESS: Yeah. 11 Q. (BY MR. TARVER) Right. Right. And I don't 12 want to know anything that you spoke with Jonathan 13 about. 14 You mentioned earlier that when you were 15 diagnosed with lung cancer your doctor couldn't find or 16 he didn't tell you what he thought might have caused 17 that lung cancer; is that correct? 18 MR. HOLDER: Objection; form. 19 A. Did you get the whole story of that how I got 20 found out? 21 Q. (BY MR. TARVER) I believe so. But if you could 22 tell me now that would be great. 23 A. Well, see I'm getting old. In -- we'd go 24 shopping, me and my wife, and I was old, and I kept 25 going, and I would go tinkle. Every time I -- me and	Page 249 1 know. I mean, you know, I was stupid. I didn't -- I 2 mean, I didn't know nothing about that liver and all. 3 He said: I got to go through it to cut that out, the 4 bottom of your lobe, to get to it. That's the only way 5 I can go. So we all agreed, my wife and daughter and 6 son-in-law and my boy, said: Well, we need to go ahead 7 and find out what it is. So that's what happened there. 8 And he went in there and cleaned up everything 9 and said he got it. And I done forgot the name of the 10 cancer. It's big. I don't know -- it slowed me down 11 some. But I don't know. He said he got it all this 12 time. So I got to go back next month, I think it is, 13 I've got to get my physical again and check it and see 14 if anything is growing or whatever. 15 Q. But at this point -- 16 A. That's the way it started. 17 Q. And at this point, is it your understanding that 18 they've gotten the cancer out of you? 19 A. Yes, sir. He said he -- lymph nodes and all 20 that stuff, he said everything is good. The other side 21 is good. And so I'm just taking his word, because, you 22 know, he's supposed to be the full blooded one. 23 Q. That's good news. 24 A. So that's all I can -- can go by. 25 Q. Did that doctor who diagnosed you with cancer,

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Page 250 1 did he ever tell you what he thought might have caused 2 that cancer? 3 MR. HOLDER: Objection to form. 4 A. No. In fact, I didn't get to talk to him no 5 more. I mean, we talked to his assistant, you know, 6 after that, when she released me. But as far as -- I 7 never did ask him what caused it or what it was or 8 nothing. I don't know for sure. 9 Q. (BY MR. TARVER) Okay. I'm kind of changing 10 gears here. Did you ever serve in the military? 11 A. No, sir. 12 Q. Okay. And based on our earlier discussions, I 13 understand that you were diagnosed with asbestosis in 14 2001, or earlier than 2001; is that right? 15 A. Yes, sir. Dr. Shanks, my doctor on that. And I 16 don't -- he was pretty shrewd. I had to go -- we went 17 every summer, me and my wife -- see, my -- where they 18 washed my clothes with asbestos and the other -- 19 anything that was in there, she's got it. So we both go 20 now every year and have a breathing test and have to do 21 the walk and all that jazz. 22 Q. Okay. 23 A. But so far, been halfway decent on it. 24 Q. And so -- 25 MR. HOLDER: So I'll object to non-responsive	Page 252 1 A. That's my lung doctor now. 2 Q. Oh. 3 A. Dr. Shanks was in Charlotte, and when he 4 retired, I brought all my paperwork to Dr. Alleyne here 5 in Rock Hill now. 6 Q. And do you still see Dr. Alleyne? 7 A. Yeah. Yeah. 8 Q. Okay. So I'd like to show you a document that 9 your attorney sent us. These are part of your medical 10 records. Have you seen your medical records before? 11 MR. HOLDER: Objection; form. 12 A. Not as I know just sitting there looking at 13 them, huh-uh. 14 Q. (BY MR. TARVER) I see. But you trust 15 Dr. Alleyne to -- to properly record your medical 16 records; is that right? 17 A. Yes, sir. 18 MR. HOLDER: Object to form. 19 A. And I took all the other up there. 20 Q. (BY MR. TARVER) I gotcha. So I'm going to try 21 and share my screen. Let me know if you can see it. 22 MR. TARVER: And, Madam Court Reporter, I'd like 23 to introduce this as the Defendant 3M's Exhibit 1. 24 (Defendant 3M's Exhibit Number 1 is marked 25 for identification, Carolina Pulmonary
Page 251 1 portion. Sorry. Just something I had to put on the 2 record. Go ahead. 3 Q. (BY MR. TARVER) Okay. And it sounds to me as 4 if you and wife since that diagnosis have continually 5 gone to checkups and physicals to monitor whether the 6 asbestosis is getting better or getting worse; is that 7 right? 8 A. Yes, sir. 9 Q. Okay. And when you go to these doctors, I would 10 imagine you -- you tell them your medical history and 11 you tell them your work history because you want them to 12 be able to properly treat you; is that right? 13 A. Right. 14 MR. HOLDER: Objection. 15 Q. (BY MR. TARVER) Do you remember seeing a doctor 16 at Carolina Pulmonary Physicians back in October of 17 2019? 18 MR. HOLDER: Objection to form. 19 A. What do you mean? 20 Q. (BY MR. TARVER) I don't know how to pronounce 21 it. I think it's Dr. Allen, or Alleyne, A-l-l- -- 22 A. Alleyne? 23 Q. Yes. 24 A. Dr. Alleyne. That's my -- 25 Q. A-l-l- --	Page 253 1 Physicians P.A., dated October 25, 2019.) 2 Q. (BY MR. TARVER) Mr. Morgan, can you see my 3 screen? 4 A. Yes, sir. I got it. 5 Q. Okay. Great. So this is a page that we 6 received from your attorney. It's -- let's see, it does 7 not have a Bates label on it, but I will represent to 8 you that it's from this letterhead from Carolina 9 Pulmonary Physicians. Here, under patient, it's listed 10 Eddie Morgan, Sr., and that's you; correct? 11 A. Yes, sir. 12 Q. And under date of birth it has [REDACTED]. Is 13 that your birthday? 14 A. Yes, sir. 15 Q. And the date of the visit was October 25th, 16 2019, do you recall going to see Dr. Alleyne around that 17 time? 18 A. I probably did, yeah. 19 Q. So I'll just scoot down to the question I have 20 for you. It's here. It's highlighted. And I'll tell 21 you. I highlighted this, because it interested me. 22 Dr. Alleyne apparently recorded that he, meaning you, 23 was exposed to airborne dust visible to the naked eye 24 without the benefit of a respirator mask on a routine 25 basis. At times, there was so much dust that visibility

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Page 254 1 was less than 10 feet. 2 Did you tell this to Dr. Alleyne? 3 A. Yes, sir. Yeah. 4 Q. Can you talk to me a little bit more about what 5 you were talking with him about when you told him this? 6 MR. HOLDER: Object to form. 7 A. That's probably when we were setting safeties on 8 the boiler. You know, boilers got safeties on them just 9 like hot water heaters and all, at a certain level, they 10 can -- they'll blow up. 11 We had chains connected to the pop-off valve on 12 top of the boiler, and when we were servicing them, 13 because they wanted to -- we had it down, but they fired 14 it back up, and they wanted it on 620 pounds or -30 15 pounds -- -50 pounds, probably. And when we'd go up 16 there, we'd go up there just like you are, except I have 17 a hat on and my glasses, and that's it; and go up there, 18 and they run the pressure up on the boiler, fire in 19 there. And they run it up to 650. If it goes over 20 that, we got to pull that chain, and that pops the 21 valve. Opens the valve. And then there's 650 pounds of 22 steam going straight up in the air. 23 And I can't see you. You'd be right beside me. 24 There's so much fly ash and dust and everything in the 25 world floating around. I mean, it's -- and we had a rag	Page 256 1 A. Boilermaker. 2 Q. -- or the whole time you were at Celanese? 3 A. Boilermaker. No, just the boilermaker. 4 Q. And that from 1968 to 1972? 5 A. Yes, sir. 6 Q. Okay. And just -- I kind of want to work 7 through your employment history. A couple of days ago 8 you were speaking with Ms. Putnam talking about your 9 employment history at Celanese. Do you remember that? 10 MR. HOLDER: Objection to form. 11 A. Some of it, yeah. Uh-huh. 12 Q. (BY MR. TARVER) And something jumped out when 13 you were -- when you were talking. You said you were 14 never instructed by Celanese to wear a mask or 15 respirator, and I have a quote here. You said: We 16 didn't have any masks back in those days. Celanese had 17 a rag, like a dishcloth, you'd wrap around your face. 18 Is that true? 19 A. Right. That was it. 20 DEFENSE COUNSEL: Form. 21 Q. (BY MR. TARVER) Is that -- is that true for the 22 course of your entire time at Celanese from 1968 until 23 1996? 24 MR. HOLDER: Objection. 25 A. Yeah. And they had us up there trying out
Page 255 1 wrapped around our mouth. We didn't have no respirator 2 or anything. Nothing to protect you from that stuff. 3 But I -- we done it. We didn't pay any attention to 4 what it would be doing, you know. 5 Q. (BY MR. TARVER) And how many times in the 6 course of your career -- and was this when you were with 7 Celanese? 8 A. Boilerhouse. Yes, sir. 9 Q. And how many times in the course of your career 10 were you in circumstances like the ones you just 11 described? 12 MR. HOLDER: Object to form. 13 DEFENSE COUNSEL: Form. 14 A. They had a boiler down every -- sometimes three 15 weeks, we'd pop safeties. Another month after that, 16 we'd have another boiler down, we'd pop safety on that. 17 I'm going to say three or four times a year, or more. 18 Because every time we'd get one down, we're working on 19 it, they always do that, we'd take the safety off and 20 take it to the instrument shop, and they'd re-calibrate 21 it for it to go off at 650, you know, on the money. If 22 they don't, it's going to the blow up something. 23 Q. (BY MR. TARVER) And when you say three or four 24 times a year, is this during the time that you were a 25 boilermaker --	Page 257 1 respirators at the -- at the nurse's station. We went 2 up there and tried some on, you know, and where we get 3 them on and take them off, like that. And that was it. 4 We didn't never do it down at the powerhouse. I mean, 5 if we'd had one blowing air in or something, that would 6 have been a lot better than what we was in. But it was, 7 just like I said, you couldn't -- for five, maybe ten 8 minutes, you couldn't see -- I couldn't see my buddy, 9 side-by-side. If you tried to run, you'd fall off and 10 that's -- going to fall down four stories. 11 Q. (BY MR. TARVER) All right. I gotcha. 12 All right. So before Celanese, you were a 13 welder at AME, Inc.; is that right? 14 A. Yes, sir. I welded some at AME. 15 Q. And that was 1967 to 1968? 16 A. Somewhere along there. I was getting old. 17 Q. And did you wear a mask or a respirator when you 18 were welding for AME, Inc.? 19 A. No. 20 Q. Did you wear a mask or respirator at any time 21 doing any work for AME? 22 A. No. 23 Q. Okay. And prior to that -- and we've had -- I 24 got a little confused by it. There was a time period 25 from 1964 to 1967 where you were an electrician's helper

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Page 258 1 for Davis Electric; is that right? 2 A. Yes, sir. Uh-huh. 3 Q. And at the same time, you were -- Davis 4 Electrical was a subcontractor for Daniel Construction. 5 So you were kind of doing work for both; is that -- do I 6 understand that right? 7 A. Well, I worked for Davis. I didn't work for 8 Daniel -- I got any check from -- 9 Q. Gotcha. 10 A. -- from Davis. And I think they owned Davis 11 Electrical. But everything -- Daniel was a big outfit. 12 Like, the biggest in South Carolina and North Carolina, 13 everywhere. 14 Well, they'd get the job, and whatever Daniel 15 would get, he'd get Davis Electrical to go with 16 them. So they -- somebody's getting money some way. I 17 don't know how they done it. 18 Q. I gotcha. So, you know, we've gone over several 19 jobs that you did while you were working for Davis, and 20 it sounds to me -- my dad used to do work like this. 21 But it sounds to me like you would go from site to site 22 doing a variety of different tasks as an electrician's 23 helper; is that right? 24 A. Yes, sir. Uh-huh. 25 Q. And most of those, it sounds like, they were	Page 260 1 mouth for the dust. That's about it. 2 Q. All right. And then prior to your career in 3 racing, from 1952, I believe, to 1962, you worked at the 4 Rock Hill Printing and Finishing Company Plant; is that 5 right? 6 A. Yes, sir. For ten -- nine or ten years. 7 Q. And at that time, did they have you wear a mask 8 or a respirator when you were working there? 9 A. No, sir. 10 Q. Okay. Well -- 11 A. The only time I ever wore a mask is since this 12 has been going on. Yeah, I finished my second shot 13 yesterday, me and momma. 14 Q. How are you feeling? 15 A. Good, good. It didn't hurt. Just -- they make 16 you -- give you a shot and make you wait 15 minutes. I 17 didn't like that. But they said: We got to get to you 18 if you kick the bucket. I said: Okay. 19 Q. Yeah. I've heard the second shot's tough on 20 folks. Well, I think that's -- those are, really, all 21 the questions I have for you, Mr. Morgan. I wish you 22 the best, and I hope I look as good as you when I'm 86, 23 man. 24 A. Thank you, man. If I had million dollars, I'd 25 give you half of it right now. Because I can't spend
Page 259 1 focused on pulling wire and putting up wire and helping 2 the electrician; is that correct? 3 MR. HOLDER: Objection. 4 A. Biggest part of that, yes, sir. 5 Q. (BY MR. TARVER) Is it your belief when you were 6 doing those jobs that you were exposed to asbestos? 7 MR. FRICK: Objection to form. 8 MR. HOLDER: Objection. 9 A. Could have been. I think somebody said 10 something about where we pulled wire, we had like a 11 jelly-like stuff you put on it to run the wire in the 12 conduit, you know, where it would be slick pulling 13 through there. But I couldn't tell you what it was. 14 You know? 15 Q. (BY MR. TARVER) I gotcha. And during that time 16 frame from 1964 to 1967, did you ever wear a mask or a 17 respirator doing that work? 18 A. No. 19 Q. All right. And then from 1962 to 1964, you were 20 a race car driver? 21 A. Well, a little bit. Yeah. 22 Q. And I'm just -- I've got to ask it. Did you 23 wear a mask or a respirator when you were a race car 24 driver? 25 A. I wore my goggles, and I tied the rag around my	Page 261 1 it. Too old. I'm on the way downhill. 2 MR. HOLDER: Okay. Thank you, Derek. 3 MR. TARVER: Nice to meet you, Mr. Morgan. 4 Thank you. 5 THE WITNESS: Thank you, man. 6 MR. HOLDER: If there's no objection, this might 7 be a good time to take a break. 8 Can we go off the record? 9 THE VIDEOGRAPHER: Yeah. Hearing no objections, 10 the time is approximately 12:07, and this is the end of 11 Media Number 1. 12 (A break is taken from 12:07 p.m. (EST) until 13 THE VIDEOGRAPHER: We are back on the record. 14 The time is approximately 12:18. 15 Counsel, you may proceed. 16 FURTHER EXAMINATION 17 BY MS. BINNS: 18 Q. Mr. Morgan, I have one question for you. This 19 time frame from '68 to '72, when you were at the 20 Celanese plant, what was your job classification for 21 union purposes? 22 MR. HOLDER: Objection to form. 23 A. '68 to '72 was just mechanic, CA mechanic. 24 Q. (BY MS. BINNS) Okay. Thank you. 25 A. I think that's right.

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Page 262 1 MR. HOLDER: Thanks. 2 Anyone else? Who was wanting to go next? 3 MR. CARPENTER: Jonathan, if I can jump in? 4 EXAMINATION 5 BY MR. CARPENTER: 6 Q. Mr. Morgan, can you hear me okay? 7 A. Yes, sir. 8 Q. All right. My name is Ethan Carpenter. I 9 represent SPX Cooling Technologies. I shouldn't have 10 too many questions for you. I guess the first question 11 I should ask you is: Do you know what a cooling tower 12 is? 13 A. Yes, sir. 14 Q. Okay. I'll start kind of generally. So during 15 your career, which includes, you know, your time with 16 Davis Electric, Daniel, your time at AME, and your time 17 at Celanese, generally, do you remember anytime where 18 you, personally, did any hands-on work on a cooling 19 tower? 20 MR. HOLDER: Objection to form. 21 A. There was a time, I can't remember the date, we 22 went and helped them do something. I done forgot what 23 it was. 24 Q. (BY MR. CARPENTER) Okay. But you don't -- 25 A. See, we didn't work on it, because we were	Page 264 1 exactly what it was, babe. That's been a long -- we 2 wasn't but that one time, as I remember, in my whole 3 time I was there, that I messed with the cooling tower. 4 Q. Okay. Do you remember having to take any parts 5 of the cooling tower off or to move anything to get to 6 that motor, by chance? 7 A. No, sir. 8 Q. Okay. Do you remember what -- was this at 9 Celanese? 10 A. Yeah. It was right behind the powerhouse. I 11 believe there's two big motors on it -- two of them on 12 that thing, pretty good size, you know, fans blowing up 13 through there. 14 Q. Right. So you believe it had two fills or fans 15 on that tower? 16 A. Right. I think there was two, as well as I 17 remember. It was a big -- pretty good sized job. 18 Q. Okay. Do you by chance know who the 19 manufacturer of that cooling tower was? 20 A. No, sir. 21 MR. HOLDER: Objection to form. 22 A. I wouldn't. 23 Q. (BY MR. CARPENTER) Okay. All right. So same 24 kind of -- type of question: During your career, you 25 know, with Daniel, Davis, AME, or at Celanese, do you
Page 263 1 powerhouse or CA building, I mean, you know, and the 2 boilerhouse. We didn't have nothing to do with the 3 cooling tower. That was the air-conditioning people did 4 that. 5 Q. Okay. So is this one time that you're talking 6 about? Is that the only time you can remember that you 7 did anything with the cooling tower? 8 A. Yes, sir, as far as I know. 9 Q. Okay. And you don't know any specifics about 10 that type of work that you did on that one occasion? 11 A. We were helping them move a motor out or 12 something. I can't remember for sure. We were doing 13 something about a motor that burn up, and I think they 14 had to get a crane and pull it out and all that. We 15 just helped with something with that, but that's about 16 it. 17 Q. Okay. So I'm just trying make sure I 18 understand. And I understand I'm asking you questions 19 about something that was a long time ago, so just 20 whatever you can remember. 21 Do you remember if you were helping, maybe, set 22 up the crane, or if you were, you know, on the tower 23 actually pulling out this motor? Do you remember 24 anything like that? 25 A. We were just helping them. I can't remember	Page 265 1 remember ever being around -- besides the time we just 2 talked about. Do you ever remember being around other 3 people while they were doing any kind of hands-on work 4 on a cooling tower? 5 A. No, not really off. I wasn't -- I wasn't close 6 to them, and they done -- when I was working up there at 7 General Tire, they already had a cooling tower up over 8 there. I didn't -- I didn't even mess with that. I 9 wasn't even around it. 10 Q. Okay. So, again, just so I understand, the only 11 thing you can remember that you did or was around the 12 cooling tower was that one time where you were helping 13 remove a motor over there at Celanese? 14 A. I think that's right. 15 Q. Okay. And, Mr. Morgan, just so I'm clear, 16 did -- it sounds like you're not able to testify that 17 you were exposed to any asbestos from a cooling tower; 18 is that fair to say, or no? 19 A. Yes, sir. I'm -- because -- 20 MR. HOLDER: Objection to form. 21 A. -- I wasn't there maybe four or five hours, you 22 know, gone. 23 Q. (BY MR. CARPENTER) Okay. So is that a -- is 24 that a yes? Just so I've got a straight; is that a yes 25 that you cannot testify that you were exposed to any



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Page 266 1 asbestos from a cooling tower? 2 MR. HOLDER: Objection to form. 3 A. I couldn't say there was any in there, because I 4 didn't know, you know. 5 MR. CARPENTER: Okay. Well, that's all the 6 questions I have, Mr. Morgan. I wish you well. It was 7 nice to talk to you and thank you for answering my 8 questions. 9 THE WITNESS: Thank you. 10 MR. HOLDER: Okay. Tara? 11 MS. SULLIVAN: Yeah. Are we ready to keep 12 going? 13 MR. HOLDER: Thank you. 14 EXAMINATION 15 BY MS. SULLIVAN: 16 Q. Mr. Morgan, can you hear me okay? 17 A. Could you turn it up a little bit? 18 Q. I'll try to get a little bit closer for you. Is 19 that better? 20 A. That's better. 21 Q. Okay. I'll try to -- try to speak up. 22 A. All right. 23 Q. I'm Tara Sullivan, and I represent Crane Co. in 24 this matter. I think I might just have a few questions 25 for you. When you were talking with Mr. Frick on, I	Page 268 1 Q. Okay. Could you -- do you have any specific 2 recollection of ever working on a Crane Co. valve 3 specifically? 4 MR. HOLDER: Objection to form. 5 A. I probably did, but, I mean -- I -- I couldn't 6 say, you know, that -- you know, that I swear I did. I 7 don't know. I mean, we worked on a lot of valves and 8 everything in the powerhouse and in CA building and AR, 9 the whole works, but I never did pay that much attention 10 to names. 11 Q. (BY MS. SULLIVAN) Okay. So as we sit here 12 today, you can't swear under oath that you actually did 13 do any work on a Crane Co. valve; is that right? 14 MR. HOLDER: Objection; asked and answered. 15 A. Yeah. I couldn't swear to it, but it's possible 16 I did. 17 Q. (BY MS. SULLIVAN) You need to answer that? 18 A. Ma'am? 19 Q. Is that your phone ringing? 20 A. I think my bride went to sleep on me. 21 (Pause in proceedings.) 22 MR. HOLDER: If it's Dr. -- never mind. 23 A. That was people calling me wanting to -- 24 MR. HOLDER: Needed protect your privacy and not 25 record a phone call if you picked it up. Go ahead.
Page 267 1 believe, it was Tuesday afternoon, you mentioned that 2 there were Crane Co. valves at the Celanese facility. 3 Do you remember that? 4 A. Yes, ma'am. 5 Q. Okay. And you also said something along the 6 lines of -- and I'm paraphrasing little bit. I don't 7 remember exactly what you said -- but something to the 8 effect of: You didn't really pay a lot of attention to 9 the brand names of the valve manufacturers; is that 10 correct? 11 A. Yeah. Just had that one valve, I couldn't get 12 over it, it was a Studebaker valve. And that Studebaker 13 is all I ever figured was cars, but we had a valve, a 14 pump. It was Studebaker. I couldn't get over that. 15 Q. Okay. You're talking about that one Studebaker 16 pump that you talked about on Tuesday? 17 A. Yeah. I'd have loved to have kept it before 18 they tore it down. 19 Q. But, otherwise, you weren't really paying a 20 whole lot of attention to the pump or valve 21 manufacturers; is that right? 22 A. No, ma'am. That's when I was doing the packing. 23 Now, if I'd done packing, you know, and -- let's see, we 24 had -- mechanical seals, too, on them. I can't remember 25 them exactly.	Page 269 1 MS. SULLIVAN: Yeah, I was about to go off the 2 record if he was going to talk. 3 MR. HOLDER: Yeah. 4 Q. (BY MS. SULLIVAN) Okay. So we're still on the 5 record. 6 And I think -- I think I might just have one 7 more question for you. Do you have any specific 8 recollection of ever being near anybody else when they 9 were working on a Crane Co. valve? 10 MR. HOLDER: Objection to form. 11 A. I probably did. I probably was around all of 12 them, yes, ma'am. But I couldn't -- 13 Q. (BY MS. SULLIVAN) Okay. 14 A. -- I couldn't say what -- you know, I didn't -- 15 they didn't have no badge on them or a sign on them 16 saying this is Crane and this is whichever pump it is. 17 It didn't -- they didn't have it like that. 18 Q. So as we sit here today, you could not swear 19 under oath that you were ever around somebody working on 20 a Crane Co. valve; Is that right? 21 A. Yeah, I couldn't swear to it. 22 MR. HOLDER: Objection. 23 A. And see, I could have put packing in it, you 24 know, if it was a Crane packing and all; I could have 25 put that in there, but I couldn't swear to it.

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Page 270 1 Q. (BY MS. SULLIVAN) You just don't know? 2 A. Yeah. 3 MS. SULLIVAN: Okay. I think that's all I have 4 for you, Mr. Morgan. I'll check my notes to be sure. 5 But I'll go ahead and pass you on to somebody else. 6 It's very nice to meet you. 7 THE WITNESS: Same here. Bye-bye. 8 MS. SULLIVAN: Bye. 9 MR. HOLDER: Next? Elaine? 10 MS. SHOFNER: This is Elaine Shofner. I think I 11 can go. Sorry. 12 EXAMINATION 13 BY MS. SHOFNER: 14 Q. Mr. Morgan, I have had some connection issues; 15 so I'm on a video, but I'm actually calling in to talk 16 you by the phone, because I think that's a better 17 connection. Can you hear me okay? 18 A. Yes, ma'am. Got you clear. 19 Q. Okay. I want to go back -- this morning, you 20 mentioned working at General Tire, briefly, and I don't 21 think we've really talked a little bit about that job, 22 and I want to make sure I understand when you would've 23 worked at General Tire. Were you working for Davis 24 Electric when you were at General Tire? 25 A. Yes, ma'am.	Page 272 1 A. It's in Charlotte -- Charlotte on the right 2 side. What do they call that over there? They done 3 changed it all over there so much. 4 But, see, they -- they shut it down here a while 5 back and now they've got one down in Charleston, moved 6 it to Charleston. 7 Q. Okay. And, I'm sorry, was this in -- what city 8 was the General Tire in? Was it in -- 9 A. Charlotte. I guess you call it North Carolina. 10 Q. Okay. Okay. And so they were just beginning 11 the -- the construction of the plant at that point? 12 A. Yes, ma'am. They was blowing up dynamite, and I 13 had a building I kept all the tools and all. I was -- 14 before it got started, I was still an electrician 15 helper, but they let me be in this building, and I 16 issued tools out to them, like jackhammers or saws or 17 whatever. And then at night, if they wanted me to work 18 over, I kept them heaters going and running lights all 19 over the place -- just regular lights, like 110. I'd 20 run them lights where they could see at night to finish 21 their cement. 22 Q. Okay. So the General Tire plant wasn't in 23 operation or producing anything at that point? It was 24 just being built; correct? 25 A. Yes, ma'am. First started.
Page 271 1 MR. HOLDER: Objection; question. Go ahead. 2 Q. (BY MS. SHOFNER) Okay. Do you know -- do you 3 know what year or what time frame you were working at 4 General Tire specifically during the time you were 5 working with Davis? 6 A. I can't -- 7 MR. HOLDER: Object to form. 8 A. I don't know the exact date, but I was there the 9 first thing when they were building it, pouring the 10 cement, and I was keeping heaters up for them at night 11 with Davis. We kept the heaters going when they was 12 pouring cement all night long, and -- but I don't know 13 what the date was. 14 Q. (BY MS. SHOFNER) Okay. And were you an 15 electrician helper, or were you an electrician by then? 16 MR. HOLDER: Objection to form. 17 A. Same thing, but I -- I kept all the heaters 18 going for them. We had big 'ole heaters about, you 19 know, 10- to 15-foot long, round, and it burned oil, it 20 was a furnace, a portable furnace, a million BTUs, and 21 it had to keep the cement warm all night long, 24 hours 22 a day. 23 Q. (BY MS. SHOFNER) Where is the General Tire, 24 that you were working at, where was it located. 25 MR. HOLDER: Object to form.	Page 273 1 Q. Okay. And then how long did this job last? How 2 long were you there? 3 A. I think I was there -- 4 MR. HOLDER: Object to the form. 5 A. -- at least a year. Because I'd go back and 6 forth up there, wasn't that far from my house. I'm 7 going to say at least a year. 8 Q. (BY MS. SHOFNER) Okay. All right. Was this -- 9 was this a continuous year, or would you do other jobs 10 and then go back when needed? 11 A. No, I stayed there the whole time; for that 12 year, I stayed there. 13 Q. All right. And I think that you also said that 14 you would have helped them make sure that the -- the 15 trucks were -- had gas in them, and that they were where 16 they needed to be? 17 A. Yes, ma'am. 18 MR. HOLDER: Objection to form. 19 Q. (BY MS. SHOFNER) Okay. Did you ever do any 20 maintenance or repairs on any of those vehicles? 21 MR. HOLDER: Objection to form. 22 A. Yeah, all the way down to check -- yeah, I done 23 the checking the oil and gas. That's about it. 24 Q. (BY MS. SHOFNER) Okay. All right. I'd like to 25 talk to you now a little bit about your race car driving

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Page 274 1 for the U.S. Pontiac dealership. I think you said that 2 Mr. Harold Tinker was the mechanic; correct? 3 A. Yes, ma'am. 4 Q. Okay. Do you know where Mr. Tinker got the 5 replacement parts that he would have used in repairing 6 or maintaining those race cars? 7 A. Probably from NAPA. NAPA. Because we -- 8 there's a parts place right below us there, the Pontiac 9 place. We got the biggest part of the parts from there, 10 and then the pistons, we ordered them from another 11 place. 12 Q. Do you recall where the NAPA parts store was 13 located that you -- that he would have bought his parts 14 for? 15 A. I think it was right there on White Street. 16 Right below the Pontiac place. 17 Q. All right. I'm assuming the race car -- 18 how many race cars did -- did he own? 19 A. We had mine to start with, and I was making so 20 much money, we got another one. Started two. 21 Q. Okay. So he was -- you weren't -- you weren't 22 the only driver. Did you have a -- did he have a second 23 driver at some point? 24 A. Yes. We had Irvin Carpenter come down and drove 25 with us.	Page 276 1 MR. HOLDER: By re-asking the exact same 2 questions that he's asked so that you can see if the 3 answers are the same? 4 MS. SHOFNER: Well, his answers are different; 5 so I'm asking to make sure that I understand which 6 answer is correct. So -- but -- that's fine. I mean, I 7 think he can answer the question. 8 MR. HOLDER: No, he can. But -- the method 9 you're going about it is improper. That's just for the 10 record. Sorry. Go ahead. I'm not meaning to 11 interrupt. 12 MS. SHOFNER: Okay. 13 Q. (BY MS. SHOFNER) So do you remember the 14 question I asked, or do you want me to ask it again? 15 A. You're going to have to do it again. 16 Q. Okay. 17 MR. HOLDER: I'm sorry. Go ahead. 18 Q. (BY MS. SHOFNER) I believe that you testified 19 before -- when we first talked about your race car 20 driving -- was that you would have helped with, like, 21 oil -- oil changes and helped kind of repair the fenders 22 or any of the, like, dents or things that they may have 23 had during the race; is that right? 24 A. Yes, ma'am. Because I beat it up all that 25 night. And I -- I done the changing oil, too, on it.
Page 275 1 Q. Okay. And you never did any -- any of the brake 2 or any engine repairs or anything like that to the race 3 cars. That was all Harold; correct? 4 MR. HOLDER: Objection to form. 5 A. No, he'd -- he'd take the -- sometime take the 6 right front off, and I'd take the brakes off. Because a 7 lot of times, I didn't have the brakes on the front; so 8 I'd take them off the race -- I didn't like them on the 9 right side, you know? I used to use three-wheel brakes. 10 Q. (BY MS. SHOFNER) Okay. So you -- you may have 11 helped him -- I think your previous testimony was that 12 you would have helped him do some oil jobs or maybe 13 helped bend out the fender? 14 A. Yeah. 15 MR. HOLDER: Objection to form. 16 MS. SHOFNER: I'm sorry. Go ahead. 17 MR. HOLDER: Just objection to form. I don't 18 know, it seems like -- he's asked the question -- he was 19 asked the question, and now you're re-asking to see if 20 he will give a different answer. The objection was 21 asked and answered, and now you're -- so that's the 22 objection. We've already gone over this once, but go 23 ahead. 24 MS. SHOFNER: I'm just trying to make sure I 25 understand what his testimony is.	Page 277 1 Q. Okay. 2 A. And Harold did the motor part, as far as, you 3 know, the pistons and all that stuff. 4 Q. All right. And then -- now you just testified 5 that you may have also helped with some of the brake 6 work; is that right? 7 A. Yeah. Because I didn't like the brakes on the 8 front. I took them off, and he -- he did the other 9 brakes on other side. 10 Q. Okay. Do you recall how often you would have 11 helped him to do this brake work on the race car? 12 A. Probably, once a week -- we did it every 13 Thursday before we'd start that weekend. We -- always 14 Thursday, we always went over the car and see what it 15 needed. 16 Q. Right. And if you didn't want brakes on one of 17 the wheels, then he wouldn't have put a brake on that 18 wheel; correct? 19 A. Right. I didn't like them, because you -- you 20 going down a straightaway, and you hit that brake, and 21 it locked up, it'd send you to the right. And I liked 22 to go to the left. 23 Q. Okay. All right. So -- so when you would the 24 brake work, would that just be on one wheel, or would it 25 be on multiple wheels?

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Page 278 1 A. Well, sometimes I'd get my side, Two of them, 2 and then Harold would do the others. 3 Q. Okay. 4 A. Just according whichever one got through the 5 fastest. 6 Q. Right. And one side only had the -- the right 7 side only had one brake on it, on the back; correct? 8 You didn't put a brake on the right front? 9 A. Not in the back; yeah, the front. I took it 10 off, the right front. 11 Q. Correct. Right. Well, he wouldn't put a brake 12 on the right front just for you to take it off, would 13 he? 14 A. No, huh-uh. 15 Q. Okay. Thank you. And you said that Harold 16 would have gotten his parts from NAPA; correct? 17 A. I think it was NAPA. I don't -- the pistons, I 18 think he got them somewhere else, St. Louis or 19 something. I don't know whether NAPA ordered them 20 pistons for him. I don't know for sure. 21 Q. All right. So you're not sure if he got them 22 from NAPA or not. You just think he might have because 23 it was closeby? 24 MR. HOLDER: Objection to form. He said it 25 might not have been from NAPA.	Page 280 1 A. All of them by NAPA. 2 Q. Did you ever go to the NAPA store and buy any 3 parts for the race car? 4 A. No, huh-uh. They always delivered them. 5 Q. All right. Do you recall a specific brand or 6 manufacturer of any of the replacement parts that you 7 ordered from NAPA, or that he would have gotten from 8 NAPA? 9 A. I was thinking -- Bendix keeps coming up on my 10 head. I can't remember. That's the only thing I can 11 remember. I don't -- I don't know. 12 Q. Okay. Okay. Other than helping him remove the 13 brakes, did you do any other -- did you ever help him 14 install the brakes? 15 A. Oh, yeah. Uh-huh. 16 Q. And would you do this every single time, or 17 would you just help him occasionally? 18 A. It was just if it needed it. You know, we'd run 19 every week when we're not Friday, Saturday, Sunday. And 20 if it needed -- if it needed a weekend, we'd come back 21 and take them off or put new ones on, you know, whatever 22 was wrong with it, you know, we'd replace them. 23 Q. And I guess I'm saying: Is every time he did a 24 brake job, were your helping him, or were you doing 25 other things some of the time he was working on the car,
Page 279 1 Q. (BY MS. SHOFNER) Sir, do you know for sure if 2 he got some of the parts from NAPA, or are you -- 3 MR. HOLDER: Objection; form. 4 MS. SHOFNER: I'm just asking to clarify. 5 MR. HOLDER: Go ahead. 6 If you understand the question, sorry. 7 Make sure, she's asking, are you sure. 8 If you need to re-ask it. Go ahead. 9 Q. (BY MS. SHOFNER) Mr. Morgan, can you hear me? 10 A. I can now. Yes, ma'am. 11 Q. I'm sorry. I think we kind of cut out. 12 A. It did. 13 Q. So -- all right. Sorry about that. 14 All right. Are you sure that he obtained parts 15 from NAPA, or do you just think he did because it was 16 closeby? 17 MR. HOLDER: Objection to form; asked and 18 answered, harassing, and becoming abusive. Go ahead. 19 MS. SHOFNER: That was the question I was 20 waiting for the answer for. But okay. 21 A. Oh. I guess he was. I mean, we had the one 22 part place there close to us, and the other one was 23 about a half a mile -- another half a mile away from us. 24 It could be either one of them. 25 Q. (BY MS. SHOFNER) Do --	Page 281 1 and you were only helping him some of the time? 2 MR. HOLDER: Objection to form. If you 3 understand it. 4 A. About every time, if he's working on it, I'm 5 there. We're working together, because I'm pumping the 6 brakes up, and he's bleeding the brakes, or I'm out, 7 either way. 8 Q. (BY MS. SHOFNER) Other than the brakes, do you 9 recall any other replacement parts that he would have 10 bought from NAPA? I think you said the pistons came 11 from someplace else and every -- and other things 12 came -- 13 A. Probably the spark plugs, points, fan blade, 14 belts -- points, what else is it? -- fuel pump -- 15 electric fuel pump -- I can't think of nothing else. 16 Q. Okay. And do you recall where the store was 17 located? I think you said on White Street; is that 18 right? 19 A. Yes, ma'am. And then there was one over 20 on -- let me think now. White Street. The other one 21 might have been over on Main Street coming down through 22 Steele's Crossing. I think there was one -- one's still 23 there. This other one that was up there by the shop, 24 been closed a long time. That other one is still there 25 that we got parts from.

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Page 282 1 Q. Okay. So the race car that you drove, what kind 2 of race car was that? What -- was it a Pontiac? I'm 3 assuming if you're racing for the dealership. 4 A. Well, it was a Chevrolet, because we didn't have 5 no bodies -- we'd like to have a GTO, but we rode an old 6 '57 Chevrolet and put a truck engine in it, and that was 7 about it. Had it bored out, something else. I polished 8 the heads, polished all the in-take and everything, 9 the exhaust. I polished all that with a brush and a 10 polish -- I don't know what kind of polish that was. 11 But I polished the inside the block, because it was 12 rough, and it we wanted it smooth for the exhaust going 13 out. But -- that's all I can think, and -- 14 Well, no. I was going to say the radiator, but 15 I run -- run into a wall with it and tore it up. It 16 was -- it was \$2,000 worth of the radiator. 17 Q. All right. Did you keep the same car the whole 18 three years that you were racing? 19 A. Yes, ma'am. 20 Q. Okay. And this polish work that you did, was 21 that on the engine or -- 22 A. Yes, ma'am. The intake and the head -- on the 23 head and the exhaust system, all that. I polished it 24 all. Had -- it had two pipes coming out, the exhaust, 25 headers on it. They called headers, and, see, it was	Page 284 1 A. Polishing the head, you talking about? 2 Q. Yeah. Yes, sir. 3 A. Oh, that -- I'd work on that thing every day. 4 Even in the wintertime, getting ready for summer, I'd 5 polish that all -- all summer long, all winter long. 6 Q. Did have you a race season, or was it all year? 7 MR. HOLDER: Objection to form. 8 A. Just anytime it got warm. 9 Q. (BY MS. SHOFNER) Okay. 10 A. Like now, or May, or, you know, if it got warm, 11 we'd start early. And I think -- some of them started 12 around here now, but it's still too cold. 13 Q. All right. So there wasn't a set -- a set 14 racing season, but it was during the warm months -- 15 A. Yes, ma'am. 16 Q. -- correct? 17 A. It had to be warmer. You know, people not going 18 to sit up in the stands while it's cold, for us. 19 Q. Okay. Other than NAPA, do you know if 20 Harold Tinker purchased any of the other auto parts from 21 anywhere else, other than what we've already talked 22 about? 23 A. Well, Harold, he was a -- he was a good 24 mechanic, and all the people where he lived -- in the 25 section he lived in, he worked on their cars. And he
Page 283 1 just six cylinders, three in the front, and three in the 2 back, and I polished them, all them going out, where 3 there wasn't nothing rough, that goes, bloop, gone. 4 Q. Okay. Was that all you did on the engine, was 5 just do this polishing? 6 A. Yeah. Harold done the points and plugs and 7 adjusting the valves. 8 Q. And how often would you have to do that kind of 9 work? 10 A. We did it every Tuesday -- let's see. About 11 Thursday -- Wednesday or Thursday, I think it is. We'd, 12 you know, if it needed points and all that stuff and 13 change the oil. But that oil done good. It lasted four 14 or five races. It was called Castor oil. 15 Q. Did Harold get the oil from NAPA as well? 16 A. No. Bill ordered that oil. He ordered that oil 17 from -- I don't know whether NAPA -- they didn't have 18 it. Nobody had it back then. And he'd go to Charleston 19 and pick it up. I don't know where he got it at in 20 Charleston. 21 Q. Okay. So how often would you do the polishing? 22 I'm sorry. 23 MR. HOLDER: Objection to form. 24 Q. (BY MS. SHOFNER) I'm not sure I ever got an 25 answer.	Page 285 1 had a garage behind his house and -- with heat and 2 everything, and he'd service people's cars, oil, motor, 3 anything, you know? He made good money. He made good 4 money in the evening, not counting what he made at the 5 Pontiac place, and not counting what he got from me when 6 I drove the race car. 7 Q. And, I'm sorry, I don't know if you told me or 8 not, is Mr. Tinker still living -- 9 A. No, ma'am. 10 Q. -- do you know? 11 A. He just passed away. He went to work -- when he 12 left the Pontiac place, went to work for a concrete 13 company, and, you know, those big roller -- like you see 14 the concrete going down the road, that thing rolling 15 around, one of them fell off the truck and hit him in 16 the back and that messed him up bad. 17 Q. Okay. Sorry to hear that. 18 How about the guy at Pontiac place; is he still 19 living? 20 A. Bill? No, Bill died. He had cancer. He died. 21 I think -- I think he died right when I retired from 22 Celanese. Because I had to go take my uncle back to 23 Washington State to die. So . . . 24 Q. Okay. And you said the second racer that joined 25 you, his name -- what was his name again?

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Page 286 1 A. Irvin Carpenter. 2 Q. And is he still living? 3 A. No, he's gone too. 4 Q. Okay. Was there anybody else that was on the 5 race team that you can recall? 6 A. Yeah. 7 MR. HOLDER: Objection to form. 8 A. It's raining. 9 Joel Laughlin, he -- he lined the front-end up 10 on the car. You know, alignment. Like you line your 11 car up, regular car. Well, he lined -- he was front-end 12 man. He done that, and, John Brown, he passed away. I 13 don't think nobody's living but me and mother, and 14 Harold's wife is living, I think. But that's all. 15 Q. (BY MS. SHOFNER) Okay. Now, I think you also 16 testified that you did some automotive work on a 1956 17 F-100 truck; correct? 18 A. Yes, ma'am. That was mine. 19 Q. And that was -- yeah, that was your own vehicle; 20 correct? 21 A. Yes, ma'am. I had that, and I think that was a 22 '59 -- because it wasn't a '60. I had a '59 Chevrolet 23 Caprice, four-door sedan. I worked on the brakes on 24 both of them, and that's about it. My boy just got his 25 Camaro. I worked on his a little bit. But not no -- a	Page 288 1 the race track, and I quit and went to work for Bill as 2 service manager. And, yeah, I had -- I had my truck 3 there and had my car there, because they didn't have no 4 real hot -- new ones. 5 Q. Okay. So I think -- so you would have bought 6 the F-100 truck from Bill sometime after 1962, when you 7 started racing for him? 8 A. Yes, ma'am. 9 Q. Okay. How long did you own that car? 10 A. The car, or the truck? Both of them? 11 Q. The truck. Sorry. 12 A. The truck, I kept it awhile. I'm going to say 13 three years. And then somebody come by and offered me 14 too much money. I wish I had it back. God, it was 15 pretty. 16 Q. All right. And I think you just said that not 17 only did you drive a race car for Justice Pontiac, but 18 you also worked for him as -- 19 A. Yes, ma'am. 20 Q. -- a service manager? 21 A. Yes, ma'am. I was in the back. Service 22 manager. 23 Q. All right. What does a -- what -- what are your 24 duties as a service manager? 25 A. Well, anybody comes in, if they want plugs,
Page 287 1 lot, because he finally sold it. 2 Q. All right. So the F-100, are you -- you told us 3 before that it was a 1956 F-100. Is that the right 4 year, or do you think it may have been a 1959? 5 A. No. It's a '56 with a hood down on it. I got a 6 picture in here I can show you. I was going -- should 7 have kept that thing. 8 Q. Did you buy that truck new or used? 9 A. '56, now, it's a used -- that's a '56 custom, 10 150. 11 Q. And did you buy it? So you bought it used. 12 MR. HOLDER: Objection. 13 A. Yes, ma'am. I bought it from -- from Bill 14 Justice, used not new. 15 Q. (BY MS. SHOFNER) Okay. Right. And do you 16 recall what year you would have bought that truck? 17 A. Oh, I was -- I had to be down there at the 18 Pontiac place. So let's see. It -- it'd be '60 -- '61, 19 somewhere along in there, wouldn't it? I believe. 20 Because I just started driving THE race car. Had to be 21 somewhere along there. 22 Q. I think you said you started driving the race 23 car in 1962. 24 A. Yeah. I quit the Bleachery. I was at Bleachery 25 ten years, to '70-something. And I seen them over at	Page 289 1 points, oil change, wash job, and all that, I just wrote 2 it down, and I'd get the boys to take them home or go 3 back -- you know, and fix their car, or whatever it was. 4 And then we did all the -- I don't know what you call 5 them. I think it's AMA? When something -- a brand new 6 Pontiac something have wrong with it, I'd have to write 7 up a AFA and make sure that General Motors would pay for 8 the mechanic looking at that particular car. 9 Q. All right. So if there was, like, a recall on a 10 car, you'd make sure that that was handled through the 11 dealership? 12 A. Yes, ma'am. If it was the motor, anything, 13 transmission, rear end, whatever. But you had to get 14 permission from General Motors first, and call -- like I 15 said, AFA, and what they meant, I don't know, it's used 16 parts or something, you know, that broke. 17 Q. And as a service manager, you didn't actually do 18 any maintenance or repairs on the vehicles; you just 19 wrote it up and made sure that the truck got to where it 20 needed to be? 21 A. Yes, ma'am. 22 Q. And how long did you work as a service manager 23 for Justice Pontiac? 24 A. It wasn't long. I'm going to say three -- three 25 or four years, I believe.

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Page 290 1 Q. Okay. And would you -- and during this time, 2 you also were doing the racing; correct? 3 A. Yes, ma'am. 4 Q. Okay. 5 A. That -- that was extra money. 6 Q. Okay. All right. So back to your own car that 7 you bought from Justice Pontiac and sometime after 1962, 8 the F-100, you said you did brake work -- you did some 9 brake work on that; correct? 10 A. Yes, ma'am. 11 Q. Other than brake work and oil jobs or anything 12 like that, did you do any other types of repair or 13 maintenance? 14 A. On the truck? 15 Q. Yes. 16 A. I think that -- I think I put -- I just done the 17 plugs and points, stuff like that, you know. I didn't 18 tear the engine down inside. You know, I did all the 19 outside. 20 Q. Okay. So no engine work; right? 21 A. No, I didn't tear it all down. It was -- you 22 know, the bottom part was good, and the heads was good. 23 Q. Okay. All right. Now, I think you also said 24 that you -- you had another car, a 1959 Chevrolet 25 Caprice; correct?	Page 292 1 the brakes on that car? 2 A. I used to go 2,500 miles, you know, before an 3 oil change. 4 Q. Okay. 5 A. Now, they go more than that. 6 Q. All right. So for the oil change at 2,500 7 miles, how much -- how often -- how long could you go 8 between brake jobs? 9 A. Oh, God, you could go a couple of years or 10 longer, just according to how bad you pressed them. 11 Q. And so how many brake jobs do you think you did 12 on the Chevrolet Caprice when you owned it? 13 MR. HOLDER: Objection to form. 14 A. Two I know of. 15 Q. (BY MS. SHOFNER) Two times? Okay. 16 All right. And I think you also said that your 17 son at some point had a Camaro that you helped him do 18 some work on. 19 A. Yes, ma'am. 20 Q. When did you do the work on the -- on your son's 21 Camaro? 22 MR. HOLDER: Objection; form. 23 A. When we was -- I was working at Celanese because 24 I bought it through Celanese. 25 Q. (BY MS. SHOFNER) Okay.
Page 291 1 A. I think they called it a Caprice. It was a 2 four-door sedan. 3 Q. Okay. 4 A. It was the one with the big wide tails that 5 flare out. It was pretty. 6 Q. And you also bought this from Justice Pontiac; 7 correct? 8 A. Yes, ma'am. 9 Q. Was this new, or used? 10 A. Used. 11 Q. Okay. And you would have bought this sometime 12 after you started working for Justice Pontiac? 13 A. Yes, ma'am. 14 Q. Okay. And how long did you own that car? 15 A. Well, I -- after that, I finally quit Bill. 16 That's when I went to AME -- I mean, the -- the -- 17 electrician with Harris and them. 18 Q. All right. So you owned that car awhile? 19 A. Yes, ma'am. Yes. Yeah. 20 Q. Okay. What -- 21 A. It was -- 22 Q. -- type of maintenance or repairs did you do on 23 the Chevrolet Caprice? 24 A. Just my brakes and oil change. 25 Q. Okay. And what kind -- how often would you do	Page 293 1 A. I don't what year -- 2 Q. Was it used? 3 A. It was used, yeah -- you can't find a '68 4 Camaro. 5 Q. Okay. So you bought it -- yeah, it was used? 6 A. Yes. 7 Q. All right. 8 A. Wasn't but \$1,500. 9 Q. Okay. Was this your son's first car, or just a 10 car that he wanted? 11 A. First one. He wanted it. And I did, too, and 12 then he end up laying in the house more than he did the 13 car. 14 Q. Okay. So would you have bought that sometime in 15 the '70s, you think, or later than that? 16 A. No, somewhere along in there. 17 Q. Okay. So your son was -- do you recall how old 18 he was? Was he still a teenager, or was he older than 19 that? 20 A. Oh, he's done -- he's already finished school, 21 and I think he had a job at the Pizza Hut place here in 22 town. 23 Q. Okay. So was he in his 20s? Somewhere in his 24 20s? 25 A. I guess, yeah.

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Page 294 1 Q. Okay. All right. And what type of work did you 2 help your son with on the Camaro? 3 A. We did the brakes on it. I took the other pads 4 off the front and put disc brakes on it on -- on the 5 front of that Camaro, and then ordered stainless steel 6 calipers and everything and put it on the front. The 7 back you didn't have to; you just put the regular brake 8 lining on it. But that and plugs, points, and checked 9 the oil and rear end every so often, and that's about it 10 on it. It was a good car. 11 Q. All right. And how often would you have helped 12 him do the -- the brakes on that car? 13 A. We just -- after we did -- first time we did it 14 twice real fast, and they messed up. And so we ordered 15 them stainless steel calipers to go on the front. And 16 after that, put the other on, and we didn't have no more 17 problem out of it. It was good. 18 Q. Okay. So you did it at least two times or -- 19 A. Yeah. Two, yeah, right. 20 Q. And the first one took a little bit longer, and 21 than the second one went quicker; correct? 22 A. Yeah. Because I found out what I was doing, and 23 I seen what was going on. So I got to order those 24 stainless steel calipers from California, because they 25 was the only ones that had them. I ordered from them	Page 296 1 Q. So all the work was outside? 2 A. Yes, ma'am. At the house. 3 Q. Okay. At the house. 4 And for this -- and for your son's Camaro, was 5 it the same place? 6 A. Same place. Now, he left it over there at my 7 neighbors for -- I don't know -- five or six years. 8 Didn't drive it. It made me so mad. And then that's 9 when he comes up and sells it. He wanted that land. 10 Q. Okay. There's a couple of my old cars that I 11 wish had kept, but . . . 12 Other than those three cars, did you do any 13 other automotive work on any other personal vehicles or 14 family or friends' cars? 15 A. No, that's about it. Did mine. 16 Oh, one of my buddy's. He's gone too. 17 Sid Williams. He worked for Westinghouse. No, it 18 wasn't Westinghouse. I done forgot where he worked. 19 But he got cancer and all. He had a truck and brought 20 it over here, and I helped him with the brakes on it. 21 Q. Okay. Do you recall when -- when you would have 22 helped him? 23 A. It was at least 15 years ago. Maybe. 24 Q. Okay. 25 A. Wasn't over 20. And . . .
Page 295 1 and put them on. 2 Q. How long did your son own this car? 3 A. God, he kept that thing, I don't know how many 4 years. He just sold it for about \$1,500, and he should 5 have got \$30,000 for it, but he was wanting money. And 6 I don't know how many years he had that thing. 7 Q. Okay. Do you recall when you helped him do the 8 brakes? What -- what -- if you can't recall specific 9 year. A decade? 10 MR. HOLDER: Objection to form. 11 A. Probably, yeah. 12 Q. (BY MS. SHOFNER) So would you have done this 13 work in, like, the '80s or '90s, or would it have been 14 later than that? 15 A. I believe that -- I believe that would be in the 16 '80s. 17 Q. Okay. 18 A. I was still at the powerhouse, yeah, on it. 19 Q. Okay. If -- do you recall -- when you were 20 doing this work on the truck and the Caprice, where did 21 you do this work? 22 A. I got a little shop behind the house about 30 by 23 20, and I got a level era -- a level area out in front 24 of it out there, and I used my jack and all, you know, 25 to pick it up and everything.	Page 297 1 Q. So that would have been sometime in the 2000s? 2 A. Yes, ma'am. 3 Q. Okay. Recently. All right. 4 And you only helped him that one time? 5 A. Yeah. We did that, and he went to -- he had a 6 place down in Florida and -- wherever that lake is down 7 on the right, Florida -- and he'd go down and fish. 8 That old truck, it was -- I don't know what model that 9 thing was. It was a '81 or '-2 or '-3 or something. 10 Q. Okay. 11 A. And got down there and come back and had a brand 12 new truck. Done traded that one in. 13 Q. All right. And I think you said that you would 14 have bought any of these parts or replacement parts from 15 an automotive store that was up on hill near your house; 16 correct? 17 MR. HOLDER: Objection to form. 18 A. Yes, ma'am. 19 Q. (BY MS. SHOFNER) Okay. Do you recall the cross 20 street or the road that the -- that the automotive parts 21 store was on? 22 MR. HOLDER: Objection to form. 23 A. One here on Albright Road. If they didn't have 24 it, I'd go down to the bottom of the hill on White 25 Street. And if this one didn't have it, they'd have

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Page 298 1 it -- it's about a mile -- it's a mile from my house to 2 that parts place, and then it's a mile down to the next 3 one. If they didn't have it down at the one, I'd go 4 down to the other one and get it. 5 Q. (BY MS. SHOFNER) Okay. 6 A. I think that one that -- that one down below 7 Bill Justice, up on White Street, I think they closed a 8 long time ago. 9 Q. And the Albright Street automotive store, you 10 don't know the name or who -- the name of that store; 11 correct? 12 MR. HOLDER: Objection; form. 13 A. No. I can't think of it. 14 Q. (BY MS. SHOFNER) Okay. And the one on 15 White Street, do you know the name of that store? 16 A. No, because I went -- 17 MR. HOLDER: Objection to form. 18 A. -- I went there and got the -- some parts for 19 Eddie's tractor. He's got an old John Deere tractor, 20 and I went got there and got the points. They had the 21 points for that thing, but, John Brown, I didn't even 22 look at the name of the place. 23 MS. SHOFNER: Okay. All right. 24 Okay. Sir, I think that those are all the 25 questions that I have for you. Thank you very much.	Page 300 1 Q. (BY MR. REID) I'm sorry, that's a no? 2 A. No, sir. Yes, sir. 3 Q. Okay. Thank you. 4 Do you know if anybody at the Celanese 5 powerhouse had either one of those types of 6 certifications? 7 MR. HOLDER: Object to form. 8 A. I don't believe nobody -- I don't believe 9 anybody at the powerhouse had a certification. Yeah, 10 no. I don't believe. 11 Q. (BY MR. REID) Okay. Well, that's all I have on 12 that topic. 13 MS. PUTNAM: Form and foundation. 14 Q. (BY MR. REID) Next, I wanted to turn more 15 generally to Celanese and that period from '68 to '72, 16 when you were mainly in the CA and the AR buildings. 17 How many valves are we talking about in those buildings? 18 Hundreds or thousands? Or what number would there be? 19 A. I never -- a thousand -- I never counted them. 20 Probably a thousand, yeah. 21 Q. Okay. I presume those were made by lots of 22 different manufacturers. 23 MR. HOLDER: Object to form. 24 A. Different ones, yeah. 25 Q. (BY MR. REID) And were there different types
Page 299 1 THE WITNESS: Thank you, lady. 2 MR. HOLDER: Okay. If it is okay, we are -- we 3 will -- let's go off the record. It's a little after 4 1:00. Hearing no objection. 5 THE VIDEOGRAPHER: Hearing no objections, the 6 time is approximately 1:06, and we are off the record. 7 (A break is taken from 1:06 p.m. (EST) until 8 2:03 p.m. (EST).) 9 THE VIDEOGRAPHER: The time is approximately 10 2:03. We are back on the record. 11 Counsel, you may proceed. 12 EXAMINATION 13 BY MR. REID: 14 Q. Mr. Morgan, good afternoon. My name is 15 Phil Reid. I wanted to start out by asking you some 16 questions about certifications. Were you ever certified 17 for anything by ACME, the American Society of Mechanical 18 Engineers? 19 A. No, sir. 20 MR. HOLDER: Object to form. 21 Q. (BY MR. REID) Did you ever have any sort of 22 certification from the National Board of Boiler 23 Inspectors? 24 MR. HOLDER: Object to form. 25 A. No, sir.	Page 301 1 and sizes and designs of valves? 2 A. Yes, sir. 3 MR. HOLDER: Object to form. 4 Q. (BY MR. REID) All right. How about in the 5 powerhouse? You've mentioned -- 6 MR. HOLDER: Object to form. 7 Q. -- safety valves there, were there other types 8 of -- well, let me back up. Were there hundreds or 9 thousands of valves at the powerhouse, or something less 10 than the other buildings? 11 A. I'm trying to think. Oh, there's more -- 12 not -- not that many in the powerhouse. Some were 13 chemicals. You know, putting -- whatever they put in 14 the boilers to keep them from rusting inside. They 15 put -- I don't know what that is, you know? But they 16 got all kind -- I'd say a hundred pumps or better. 17 Q. (BY MR. REID) Okay. How about valves? 18 A. All kind of valves. You name them; we got them. 19 Q. Okay. And so there were -- any guesstimations 20 on how many valves there were in the powerhouse? 21 MR. HOLDER: Objection to form. 22 A. You talking about pop-off valves too? 23 Q. (BY MR. REID) Sure. 24 A. Okay. God knows -- I'd say a hundred. 25 Q. All right. And whether we're talking about the

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Page 302 1 CA building or the AR building or the powerhouse, it's 2 hard to generalize about valves because they're all 3 different in terms of size, components, function; 4 correct? 5 MR. HOLDER: Objection to form. 6 A. Yes, sir. And one stuck out in my little brain 7 when I was working there, that Studebaker valve. I 8 loved it. It's neat, you know. 9 MR. HOLDER: We know. 10 Q. (BY MR. REID) I'm going to ask you a questions 11 about types of valves. And by type, I'm not asking 12 about the name of the company that made it, but, for 13 instance, like gate valve is a type of valve. In the CA 14 building, do you remember what types of valves were 15 there? 16 MR. HOLDER: Objection to form. 17 A. I'd say gate valves, biggest part of them. 18 Q. (BY MR. REID) Do you recall any other types of 19 valves in the CA building? 20 A. I don't know what they had -- they had a boiler 21 over there on AR, but I don't remember what kind of 22 valves they were. 23 Q. I may have misspoke. But I think I asked about 24 the CA building, and you mentioned the AR building in 25 your answer; so let me just make sure. I think you said	Page 304 1 The other day, obviously you talked and pop-off 2 or safety valves in the powerhouse. Putting it mostly 3 to the side for a moment, do you remember what other 4 types of valves were in the powerhouse? 5 MR. HOLDER: Objection to form. 6 A. Besides the pop-off one? 7 Q. (BY MR. REID) Yes, sir. 8 A. On the air system, we had air-operated slide 9 valves. I guess you'd call them slide valves. They 10 would open to let fly ash in, then you push a button to 11 go back, and the slide belly would go back in. It had a 12 bunch of them, just on the air system. 13 I'm trying to think of others. There's probably 14 some more, but I can't remember them right off. 15 Q. Apart from the names of any valve manufacturers 16 you've already identified, have you remembered any more 17 since your last deposition session earlier this week? 18 MR. HOLDER: Objection to form. 19 A. No, sir. I was trying to come up with some, but 20 I -- I couldn't think of any more that stuck out in my 21 little brain. 22 Q. (BY MR. REID) Okay. I apologize if you've been 23 asked this already. But was your job title in the 24 powerhouse actually boilermaker? 25 A. Yes, sir.
Page 303 1 gate valves were the biggest proportion of valves in the 2 CA building. Do you recall any other types of valves at 3 the CA building? 4 MR. HOLDER: Objection to form. 5 A. There are some air-operated and hand-operated 6 and, yeah, different ones. 7 Q. (BY MR. REID) All right. How about the AR 8 building, where gate valves the biggest proportion of 9 valves in the AR building as well. 10 MR. HOLDER: Objection to form. 11 A. I would say yes. 12 Q. (BY MR. REID) And do you recall any other types 13 of valves in the AR building? 14 A. I don't -- I don't know what was-- they had a -- 15 a little boiler beside -- between AR and CA. It done 16 something, but I didn't mess with that. We didn't mess 17 with that thing. It had valves on it, but I don't know 18 what kind. 19 Q. And are you talking about something that's 20 outside between those two buildings or -- 21 A. Yes, sir. It's -- well, it's connected to AR, 22 but it's between CA and AR. You can drive a car in 23 between it. You know, that's the space in it -- between 24 it, AR and CA. 25 Q. Okay. I get it. Thank you.	Page 305 1 Q. And do I have the dates right that you were 2 there from '72 to '86? 3 A. Yes, sir. 4 Q. All right. I just want to ask a little bit 5 about operations there. Was the boiler house manned 24 6 hours, seven days week? 7 A. Yes, sir. 8 Q. And were there three shifts that then would have 9 covered operations? 10 A. Yes, sir. 11 Q. And what -- were you on the same shift your full 12 14 years or so there? 13 A. The first shift, 7:00 to 3:00. Or 7:00 to 4:00, 14 I believe it was. I done about forgot that. 15 Q. All right. And were -- you've mentioned this 16 operation where safety valves were checked. Did that 17 take place during all three shifts, or just on something 18 less than all three shifts? 19 A. That was just a routine when it had the boiler 20 down. They had a list, but I never did knew exactly 21 whether it was every three months or every six months. 22 Time flew when we was working. But I don't know exact 23 on that. 24 Q. Okay. So you would have done that operation on 25 first shift, and other people might have been doing a

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Page 306 1 similar task on the second or third shift? 2 A. No. Just us. First shift. 3 Q. Just the first shift. Okay. I understand. 4 A. We're the only ones that did the maintenances on 5 boiler. 6 Q. All right. Gotcha. 7 Let me just ask you about the insulation on the 8 boilers in the powerhouse. And all I'm looking for here 9 is your personal knowledge, not what other people told 10 you; but I just want to know if you know on your own, if 11 you have personal knowledge of whether that insulation 12 was asbestos-containing or not. 13 MR. HOLDER: Objection to form. 14 MS. PUTNAM: Form; foundation. 15 A. No, sir, I couldn't say for sure. All I know is 16 back when I first started down there, the whole boiler 17 was, you know, metal roof, exposed, you know, all the 18 way around, sides and all. And they come in, and that's 19 when they were doing the -- I don't know whether it was 20 asbestos or not, but the pipes and all too was exposed; 21 in other words, it was -- they said asbestos. I'll just 22 have to go by what people said. But they come back and 23 wrapped that with one, and then put a metal case around 24 that pipe -- all the pipes in there. And then the top 25 of the boiler was open just like the metal part of the	Page 308 1 Q. (BY MR. REID) Okay. Well, is it fair to say 2 your understanding, while you worked there, was that the 3 safety valves were an essential piece of safety 4 equipment in the plant? 5 A. Yes, sir. 6 MR. HOLDER: Objection. 7 Q. (BY MR. REID) Okay. I want to ask you about 8 things you described with respect to safety valves the 9 other day. First of all, just so I have this right, the 10 safety valves you were describing were attached directly 11 to the boiler? 12 A. Yes, sir, with -- I don't know whether it was 13 six bolts or eight bolts. I can't remember that. But 14 it's bolted to a flange that comes out of that big 15 pipe -- what do you call them? -- cylinders? Well, 16 it's a big -- goes from one end of the boiler to the 17 other side, and it's metal, and it's about an inch and a 18 half thick. And it's a tube. And that's connected -- 19 that's where all that steam is inside there, and then 20 there's a shaft that goes up, and that's where the 21 pop-off valve goes, right on top of that. Am I making 22 sense? 23 Q. Well, just so I understand and follow what 24 you're staying, if you took a ruler and measured the 25 distance from the pop-off, or safety valve, to the
Page 307 1 boiler. Well, they put insulation on that, then they 2 come back with four by eight boiler sheet -- four by 3 eight sheet -- you know, that's fair size, heavy sheet, 4 they put that over top of that and welded it all the way 5 around on the top, and some went down the edge of the 6 sides, they insulated that. That's back when, God, I 7 first got there; they done that. Because everything was 8 exposed, you know? 9 Q. (BY MR. REID) All right. Now, I'm going to ask 10 you some questions about safety or pop-off valves. 11 This morning you mentioned something to the 12 effect that the place could blow up if the safety valves 13 weren't set right. Those weren't your exact words, and 14 I'm not trying to really paraphrase them. But that's 15 correct; right? If -- 16 MR. HOLDER: Objection to form. 17 Q. -- the pop-off valves didn't operate precisely 18 the place could be leveled; correct? 19 MR. HOLDER: Objection to form. 20 A. Well, I'll say the boiler -- something would 21 have to blow if that -- we got a gag -- see, we gag it 22 down and then put us a chain from that where we can pull 23 the cord and pop that safety. I don't know what it 24 would do, really. But, God, that would be a mess, I 25 believe.	Page 309 1 boiler, are we talking a few inches, or something 2 further than that? 3 A. It's sitting right on top -- from there to 4 inside there, it might be a foot and a half or two foot 5 down through there -- the tank or -- 6 Q. Okay. 7 A. I don't know what you call them. 8 Q. Is it a neck of some sort? 9 A. Yeah, it's neck. A gooseneck sticks up with a 10 flange on it, and your boiler -- your pop-off valve goes 11 on top -- well, your gasket and pop-off valve goes on 12 top of that. But that tube, that's where all the tubes 13 come inside this -- I don't know what you call that. 14 I'm stupid on that part. I can't remember what they 15 called that thing. But that's where all the steam and 16 the water is bubbling and boiling inside that, because 17 it's so thick. And, like you said, if it wouldn't go 18 off, I would be running. I don't know whether you could 19 run fast enough. 20 Q. Now, in very simple terms, these safety valves 21 have two openings; correct? 22 A. You faded out on me, your voice. 23 MR. HOLDER: Objection to form. 24 Q. (BY MR. REID) Sure. These safety valves have 25 two openings; correct? One of which is attached to the

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Page 310 1 boiler? 2 A. Yeah. 3 Q. And then when they activate, they would vent 4 steam; correct? 5 A. Oh, yeah, it comes out the side, and there's a 6 pipe on it, a six- to eight-inch pipe, and that goes out 7 the top of the powerhouse, straight up by the stacks -- 8 Q. Right. 9 A. -- and blowing. 10 Q. Now, the other day you mentioned something about 11 eight or ten inches. Are you telling us that the 12 opening on the safety valve was an 8- or 10-inch 13 diameter opening? 14 A. I'm going to say yeah. It connected the big 15 pipe -- a 90 -- that goes up to the ceiling, goes out of 16 the ceiling, that's a -- that's a big pipe. It's an 17 8-inch pipe at least. 18 Q. Well, how about the size of the opening on the 19 safety valve that attached to the boiler? How big was 20 that opening? 21 A. About the same thing. It was about -- the 22 flange, probably about same thing. There's about 23 five -- either five bolts or six bolts that holds that 24 plate up against there. 25 Q. All right. Now, I just want to run through some	Page 312 1 Q. Yeah, I followed that. But do you know if any 2 of them were completely replaced by a new pop-off or 3 safety value? 4 A. I don't believe I ever seen a brand new one. 5 No, I don't believe I did. Every time we -- we -- 6 they'd call, and we'd go pick it up, and it looked like 7 the same thing to me. I didn't check them to see if it 8 was new. 9 Q. Yeah. I think you mentioned that there was one 10 instance where some outside contractor came and got one 11 of the pop-off or safety valves and took it somewhere 12 else. 13 A. They did. 14 MR. HOLDER: Objection to form. 15 A. I don't know if it something -- Boris something, 16 and they came and took it. I don't know whether they 17 went through it or rebuilt it or something, I guess. 18 Q. (BY MR. REID) Just wondering if you happen to 19 remember the name of the company that came and got it 20 and did whatever they did with it. 21 A. It was boiler something, but it don't come in 22 clear. I remember seeing the truck come in there. 23 Q. All right. Now, do you remember how -- well, 24 let me back up, do you happen to know the age of those 25 safety valves when you started there in 1972? In other
Page 311 1 numbers here. I understand there were five boilers in 2 the powerhouse. 3 A. Yes, sir. 4 Q. And was there one safety valve on each boiler? 5 A. Yes, sir. 6 MR. HOLDER: Objection to form. 7 Q. (BY MR. REID) And do you know if -- if -- if 8 the boilers that were there in 1972, when you started at 9 the powerhouse, were those still the same ones there in 10 1986 or '87 when you left? 11 A. Yes, sir. Same thing. 12 Q. So no boiler was replaced in that time frame? 13 A. No. If they had a boiler -- if a -- if 14 something was wrong with it and we couldn't fix it or 15 nobody could fix it, they had portable boilers come in 16 to connect on. I don't know how they done that. But 17 they had portable boilers, you know, sets outside. 18 Q. Now, do you know if the safety valves on those 19 five boilers were ever replaced in the time you were 20 there between '72 and '86? 21 A. Didn't replace them. We took them off and took 22 them over to the machine shop, and they reset them to 23 what it's supposed to be. 24 Q. I understand that. 25 A. The instrument shop, I'm sorry.	Page 313 1 words, were they brand new then? Might they have been 2 there five years or ten years, or do you just not know? 3 A. I guess they've been there since they built the 4 plant. What -- I think it -- what was it? Was that 5 plant '48 or '49? They started in there -- or '55? 6 Somewhere back in there. But they was there the whole 7 time, all the boilers. 8 Q. Okay. Now, from what I understand, you 9 testified -- I had a colleague cover the deposition the 10 over day because I had a conflict. But I understand 11 that you didn't remember the names of the company that 12 made the safety valves. The question I've got for you 13 right now is simply: Do you happen to know if the five 14 safety valves on those five boilers were all made by one 15 company, or different companies, or do you just not 16 know? 17 MR. HOLDER: Objection to form. 18 A. I wouldn't -- not really, no. 19 Q. (BY MR. REID) Okay. Now, you mentioned the 20 procedure, which involved seeing if the safety valves 21 popped at the right set pressure. I understand that if 22 they didn't, they would go to the instrument shop. I 23 just wanted to make sure I understand, though. If -- if 24 the valve released at the correct set pressure, would it 25 stay on the boiler, or would it be taken off and over to

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Page 314 1 the instrumentation shop anyway? 2 A. If it didn't pop when it was supposed to, we'd 3 take that sucker off and take it over there, because 4 it's supposed to do that. 5 Q. All right. And if it didn't pop when it was 6 supposed to, then what would you do? 7 A. I'd pull the chain and make it pop because I 8 didn't want to sit up there with steam flying 9 everywhere. 10 Q. Well, let me, then, ask it this way, just 11 because I'm not quite sure I follow. When you went 12 through this process of testing the safety valves, did 13 they always wind up in the instrumentation shop, or were 14 there instances where you just left it there? 15 A. No, they -- 16 MR. HOLDER: Objection to form. 17 A. -- if they'd pop off, if they'd do right, that 18 was it; we didn't bother it. Didn't take it off or 19 nothing. 20 Q. (BY MR. REID) Okay. Thank you for clarifying 21 that for me. 22 Now, the other day you mentioned chains on these 23 and 25- or 30-foot pole, and I just want to kind of take 24 this step by step so I know what you're talking about in 25 my mind's eye.	Page 316 1 A. Yeah. The ones that were there. Jay Gardner, 2 he was the only one -- they didn't have but one 3 boilermaker back then. And, I guess, he come up with 4 putting a chain on it, because he was pretty sharp. I 5 mean, he knew the place. 6 Q. Yeah. Now, where did that 25- or 30-foot pole 7 come in? Did that attach to the other end of the chain, 8 or how was it used? 9 A. What was you -- you lost me on the pole. 10 Q. Yeah. You mentioned a pole. 25- or 30-foot 11 pole, I think, in connection with the safety valves the 12 other day. Can you tell me how that pole was used? 13 A. I don't remember that part. 14 Q. Okay. 15 A. Now, they use a long pole cleaning the clinkers 16 out of the boiler inside, you know, going down the side 17 of it. That's the only pole that I know. We didn't use 18 nothing but a chain up there to pull that mess off. 19 Q. Okay. We may have just misunderstood. So in 20 this operation of the safety valves, there wasn't a pole 21 being used? 22 A. No, sir. None of them messed with it, except 23 us. 24 Q. Gotcha. Thank you. Appreciate that. 25 How high were -- how big were these boilers?
Page 315 1 So I've heard you use the word "chain." So what 2 I have in mind is a metal chain; is that correct? 3 A. Yeah. Little 'ole cow chain, you call them. 4 With hooks on it. You know? And then the end, we hook 5 that to the pop-off -- you know, the pop-off valve's got 6 a lever on it. And if you stand there, pull it out, it 7 won't go off without it anyway. We'd connect that to 8 that, and then if it didn't go off, we'd pull that 9 chain. And I called it a chain, because we couldn't put 10 a pipe -- I mean, a -- I don't believe you could have 11 done it with a rope or nothing. 12 Q. (BY MR. REID) No. You just read my mind. I 13 was going to ask you where it attached. So it's on the 14 lever of the safety valve? 15 A. Yeah. It's just -- if you're looking at it 16 straight there, the lever comes out and down, and all 17 you -- when you pull that, it goes inside. It sets in a 18 seat in there. And if you pull that, that opens that 19 seat up, and the steam can come out. As well as I 20 can -- 21 Q. Did the chain come from the manufacturer, or is 22 that something that Celanese attached to it? 23 A. I believe it's something somebody come up with 24 down there. 25 Q. What you mean "down there"? At Celanese or --	Page 317 1 Are we talking about -- 2 Well, you tell me. How high were they? 3 MR. HOLDER: Objection to form; asked and 4 answered. 5 A. From the floor to the top might be five stories, 6 ain't it, or close to it. 7 Q. (BY MR. REID) And when you are testing the set 8 off, or set points on the safety valves, where are you? 9 Are you at 15, or some other point? 10 MR. HOLDER: Form. 11 A. Okay. From the top of the boiler, if we're pm 12 the boiler and the pop-off valve, say, right up under 13 our leg, you look up overhead about -- I'll say 10 foot, 14 that's the roof, the ceiling. That's it. 15 And we're -- I guess, what, we're four and a 16 half floors, I guess, and then we've got our walkway -- 17 metal walkway around the boiler in the middle of each 18 floor and down the back walkway, all the way down 19 middle, by each boiler. That's where we can get over 20 and get to the pop-off valves, anything that we had to 21 work on. 22 Q. (BY MR. REID) Okay. And was there a chain on 23 each one of the five boilers? 24 A. No. You'd take that chain with you. That 25 chain -- we went down with it. When they'd say "gag it

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Page 318 1 down," we'd go up and gag it down and done that. 2 Q. Okay. I understand. So it's not permanently 3 attached -- 4 A. No. 5 Q. -- you guys carry it around and attach it as you 6 need it? 7 A. Yes, sir. Because somebody come by and just 8 yank that, just to see what's going on. You couldn't do 9 that. 10 Q. And you've got trouble? 11 A. We took it away from them, yeah. 12 Q. All right. Now, were all of the -- you've 13 mentioned flange gaskets. Were any of these safety 14 valves welded to boilers? 15 A. Was what now? 16 MR. HOLDER: Welded. 17 Q. (BY MR. REID) Yeah, any of the five welded to 18 the boiler? 19 A. No. You've got a gasket --- a metal gasket -- 20 Q. Tell it -- 21 A. -- this factory made, I guess for that valve or 22 that size. But I remember it's metal and crimped up. 23 You can see it. There's something else in there where 24 it seals together. 25 Q. I think this morning you said there were	Page 320 1 A. There was dust, but I don't know what it come 2 from, you know? 3 Q. Okay. In other words, you don't know if it came 4 from the gasket or just dust in -- 5 A. Well, they had to come from the gasket -- the 6 zone there, because it -- it was melted down on there. 7 You know? Sealed. 8 Q. Yeah. Okay. 9 Just trying to skip over some questions you've 10 effectively answered in response to other lawyers' 11 questions; so bear with me here. 12 You never did the work in the instrumentation 13 shop; correct? 14 A. Yeah. I -- we just took the boiler -- pop-off 15 valve to the -- over there. We took it on a buggy. 16 Take it over to them. And when it's ready -- because 17 the boiler, they had it down so many days -- the 18 instrument man he'd have that thing ready when we got 19 ready to start the boiler back up. 20 Q. All right. Do you recall what color the safety 21 valves were? 22 MR. HOLDER: Objection to form. 23 A. I thought they was just dark. Wasn't black. 24 But it's -- I think it was like -- like metal. It 25 looked like metal, but there wasn't no paint. I guess
Page 319 1 Flexitallic gaskets on the -- 2 A. Yes, because they were factory-made jobs. 3 Q. What do you mean "factory-made"? 4 A. We didn't make no -- nothing for them steam, you 5 know, pop -- they ordered them, or the stores -- I guess 6 stores there, or the people at the boiler house. 7 Somebody ordered them special for that, the pop-off 8 valves. 9 Q. My understanding of a Flexitallic gasket is it's 10 got metal exterior with something inside? 11 A. It could be, yeah. 12 Q. Did those come off without creating any dust? 13 MR. HOLDER: Objection to form. 14 A. Well, some -- the gasket, we'd have to take 15 a -- they made us a tool. They ordered it. It's a 16 half-inch wide -- I mean one-inch wide and about a 17 quarter-inch thick, and it's a long shaft with a handle 18 on it, on one end. The other end's got a sharp piece of 19 metal, one-inch wide, and it's so long, sharp on the 20 end, and we'd use that to clean the face off. If we 21 couldn't get that, we had to get a wire brush and get it 22 up there and knock it off. Have it good and clean 23 before the gasket can go on. 24 Q. (BY MR. REID) Yeah. Was there any dust taking 25 a Flexitallic gasket off, or no?	Page 321 1 it's whatever they molded that out of. 2 Q. (BY MR. REID) So there was no paint on them? 3 A. No. 4 Q. Okay. Do you happen to know what type of metal 5 they were made out of? 6 MR. HOLDER: Objection to form. 7 A. No. 8 Q. (BY MR. REID) Any idea what the weight of one 9 of these safety valves would be? 10 A. I think it's more than two men can pick up. We 11 had a hand truck up on that walkway I was telling you 12 about. We'd let it down, let the chain fall down to 13 that on our buggy, and then go from there. And they had 14 a chain fall over it at the instrument shop. We took it 15 over there and they took it off with a chain, because 16 you can't lift -- that's a big, old, heavy-duty thing 17 now. 18 Q. Do you have any estimate of a range of pounds 19 that it weighed? Would it be more than 200? 20 A. I believe it was. 21 Q. More than 500? 22 A. No. I tell you what, I couldn't -- I couldn't 23 pick that thing up. 24 Q. I understand. 25 Was there any sort of exposed spring on these

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Page 322 1 safety valves? 2 MR. HOLDER: Objection to form. 3 A. What do you mean "rings"? 4 Q. (BY MR. REID) Sure. When -- when we're -- when 5 you're looking at a valve that's not a safety valve, you 6 can't see inside of it; correct? 7 A. Yeah. 8 MR. HOLDER: Objection to form. 9 Q. (BY MR. REID) When you looked at these safety 10 valves on the boilers at Celanese, could you see any 11 sort of spring that was visible without taking it apart? 12 A. Yeah, on top of it. Yeah, on top of it you 13 could see them. Big springs. Yeah. 14 Q. Was that true for all five? 15 A. I think so. 16 MR. HOLDER: You said "springs" or "rings"? I'm 17 so sorry. 18 MR. REID: Springs, S-p-r-i-n-g-s. 19 A. You said "rings," or what? 20 Q. (BY MR. REID) Springs, s-p-r. 21 A. Springs, there you go. 22 Q. Yeah. 23 A. Yes. 24 Q. Just so we're clear, is that what you understood 25 when you were answering my question?	Page 324 1 But I just want to ask you if at your house or anyplace 2 that you have access to, you have kept literature from 3 any equipment manufacturer who had equipment at 4 Celanese? 5 A. No. I wish I had. I wish I had kept instrument 6 about the Swedish turbine. I would have loved to have 7 that. That an amazing machine. 8 Q. Was that in Swedish or English? 9 A. Swedish. He'd come in there with wooden shoes 10 on. 11 Q. Yeah. Were there any sorts of written 12 procedures that Celanese had in place that directed you 13 about how to go about this operation with the safety 14 valves? 15 A. No, sir, they didn't. 16 MS. PUTNAM: Form. 17 A. Nobody told us nothing about it. We knew these 18 other people done it, same thing the way we done it. 19 And then -- but as far as paperwork or talking: Hey, 20 you supposed to do this. No. Nobody told us nothing. 21 Q. (BY MR. REID) Okay. Did you ever see any 22 product literature from any manufacturer of equipment in 23 your time in the powerhouse? 24 A. No, sir. 25 Q. Okay. The other day, I think you said -- you
Page 323 1 A. Yeah. About the size of your finger. A spring 2 all the way up in there, yeah. 3 Q. And the diameter of that spring was the width of 4 your finger? 5 A. Yeah. 6 Q. Okay. And I just want to go back to one 7 question. You told me that there wasn't paint on the 8 valves, and it was kind of dark. Was that true for all 9 five? 10 A. I think so. I never did see one painted. That 11 I -- I think, in my mind, something was painted silver 12 one time, but I don't know whether it was the pipe going 13 out to the top of the powerhouse from the pop-off valve, 14 but I remember silver something. But I'm not sure on 15 that one. 16 Q. Okay. The safety valves themselves were not 17 insulated; true? 18 A. No, uh-huh. 19 MR. HOLDER: Objection to form. 20 Q. (BY MR. REID) In other words, my statement is 21 true? 22 A. Right. 23 Q. Okay. Did you ever -- and I'll just open it up 24 to anything. But some people who do handyman work are 25 packrats and keep literature. It's not very common.	Page 325 1 were asked some questions about when you first became 2 aware that asbestos was hazardous, and you talked about 3 hearing some rumors. This afternoon, all I want to ask 4 you is: Do you recall when you first heard any rumors 5 that asbestos was hazardous? 6 MR. HOLDER: Objection to form. 7 A. Well, back when I first went down there, we 8 heard that. But they used -- when I smoked, they let -- 9 they had us an area where you could go smoke cigarettes. 10 And I don't know who it was, whether it was pipefitters 11 or plumber or what. But somebody was saying: You know, 12 all that stuff is asbestos, all over the top of us. 13 Everything will mess you up. I mean, that's all we 14 heard. As far as somebody coming up and saying: That 15 is definitely this, you know, whatever, they didn't do 16 that. 17 Q. (BY MR. REID) All right. Just to clarify, what 18 worksite are you referring to? 19 A. At the powerhouse. 20 Q. Okay. So this is -- when you started there? 21 A. As a boilermaker. 22 Q. This is in 1972, thereabouts? 23 MR. HOLDER: Objection to form. 24 A. Yeah. 25 MR. HOLDER: Objection to form.

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Page 326 1 Q. (BY MR. REID) And can you just tell me again -- 2 MR. HOLDER: Are you asking when he was a 3 boilermaker, or when specifically he went down to the 4 smoke area and had the conversation? I just want to 5 make it clear. 6 MR. REID: Sure, Jonathan. I'll ask the 7 question again. 8 Q. (BY MR. REID) Mr. Morgan, just so I'm clear, 9 are you saying that when you first heard this 10 conversation about asbestos -- and in a minute, I'll get 11 a little bit more into the substance of it. But was 12 this conversation when you started as a boilermaker, in 13 about '72? 14 A. Something -- yeah, right about in there. 15 Uh-huh. 16 Q. And can you just give me your best recollection 17 of what exactly it was that was said? 18 A. I think -- 19 MR. HOLDER: Objection to form. 20 A. -- they had seen the boilermaker -- I mean, 21 pop-off valve, when it popped off up there, and they 22 seen all that dust in there. One of them come and say: 23 Did you see that when they do that pop-off valve? Say: 24 You can't see nothing. And then they saying: You know, 25 all that stuff is asbestos. I said: How do you know?	Page 328 1 A. No, sir. 2 Q. When you were with the race car company, with 3 the racing team, did you do any kind of wiring work for 4 them? 5 A. No. 6 Q. When you were working with Davis Electric and 7 AME and Celanese, when you would get the wire that you 8 were working with that day, how was it packaged? 9 A. It was in reels. 10 Q. Was it reeled like a spool? I'm trying to -- 11 A. Yeah, spool. 12 Q. -- visualize what a reel is. 13 A. Yeah, a spool. If you want to call it a spool. 14 Q. Okay. 15 A. Round. You can wrap the wire around it. It 16 came in -- a big number ten, all these spools here, and 17 this -- each one of them got whatever size it was on 18 them. 19 Q. Okay. And when you would go and pick up the 20 wire in these spools, is it -- were the spools in any 21 kind of boxes, any kind of other package, or were they 22 just the spools themselves? 23 A. Just the spools themselves. 24 Q. Okay. Do you recall any writing or printing on 25 the spools?
Page 327 1 But nobody ever come up and said -- pointing their 2 finger and said: This is asbestos, and this is not. 3 MR. REID: Okay. I don't want to keep you here 4 too long this afternoon. I may have a couple of 5 follow-up questions if I miss something. I'm just going 6 to take a look at my notes, but I'll pass you to the 7 next lawyer at this point. And, Mr. Morgan, thank you 8 very much for your time. I appreciate it. 9 THE WITNESS: Thank you. 10 MR. HOLDER: Thanks, Phil. 11 Who do we have next? 12 Are you feeling okay, Mr. Morgan? 13 THE WITNESS: Yeah, cleaning my eyes. My old 14 eyes. 15 MR. HOLDER: Okay. 16 MR. MELLING: I can go next, if that's all 17 right? 18 MR. HOLDER: Sure, Mr. Melling. 19 EXAMINATION 20 BY MR. MELLING: 21 Q. Mr. Morgan, how are you doing, sir? 22 A. I'm good. 23 Q. My name is Andrew Melling, and I'm representing 24 U.S. Steel. When you were with Rock Hill Printing, did 25 you do any kind of wiring work for them?	Page 329 1 A. None that I can think of. 2 Q. Okay. So you don't recall seeing the name of 3 the wire manufacturer on the spool, do you? 4 MR. HOLDER: Objection to form. 5 A. I can't remember -- something there, like I say, 6 you know, I seen, but -- I remember something -- Symplex 7 or Simpla, or something like that, but I'm not sure. 8 Q. (BY MR. MELLING) Okay. You think it was 9 something like Symplex? 10 A. Yeah, something like that. 11 Q. Okay. And where would that be printed on the 12 spool? Whereabout? 13 A. Just on the side of the spool. Stamped in 14 there. Looked like a -- how they made their own 15 sign -- a stamp. I guess it just stamped up against 16 that thing. 17 Q. Okay. Was there like a cellophane wrapping 18 around the wire to hold it on the spool? 19 A. No. 20 Q. What was -- do you recall seeing any kind of 21 logo on the spool? 22 MR. HOLDER: Objection to form. 23 A. No, I can't remember that. 24 Q. (BY MR. MELLING) Do you recall seeing any 25 printing on -- on the wire itself that you worked with?

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Page 330 1 A. Some of it had the -- the rubber coating over 2 it. It was something on there, printed on there, but I 3 couldn't tell you what it was. 4 Q. Okay. Do you recall ever working with any brand 5 of wire called Tiger Brand? 6 A. No. 7 Q. How about a brand called Amerbestosis [sic]? 8 A. Not as I know of. 9 Q. Do you recall ever working with any wire 10 manufactured by U.S. Steel? 11 A. Not right off. 12 Q. How about, do you recall working with any wire 13 manufactured by American Steel & Wire, or AS&W? 14 A. I don't know. Did they make wire for DC motors, 15 or -- I don't know. 16 Q. I'm just trying -- I'm just trying to understand 17 what you recall, sir. 18 A. Yeah, I don't -- I don't know for sure. 19 MR. HOLDER: Objection to form. 20 Q. (BY MR. MELLING) When you were with Davis -- 21 when you were working with Davis Electric, do you recall 22 any of the suppliers for wire? Any of the companies 23 that supplied wire to Davis Electric? 24 MR. HOLDER: Objection to form. 25 A. No. And, see, up -- Canton, up there in the	Page 332 1 that you connected to a motor; do you recall that? 2 A. Yeah. On the motor, yeah. 3 Q. What color was that wire? 4 A. Black. 5 Q. Do you recall the colors of any other wires that 6 you used to work with? 7 A. No. They -- they had those with the DC, but I 8 didn't mess with that. I didn't -- I didn't even -- had 9 nothing to do with that part of it. 10 Q. Okay. So are you saying that you didn't work 11 with any wires related to the DC? 12 A. No, I'd go up and get the spool -- if they 13 wanted that -- crew wanted that certain amount of spool, 14 and I'd knowed to look for yellow, that was our DC wire, 15 and I'd bring that down there to them. 16 Q. Other than bringing this yellow DC wire to the 17 crew, did you do any other work with that wire, or did 18 you have any other contact with that wire? 19 A. No, sir. 20 Q. Literally, just carried it and provided it to 21 them? 22 A. I took it -- what they wanted -- they give me a 23 list what they wanted -- I went up and got it, same 24 thing, and I made them look at it when I set it down. 25 That was all the DC wire going on the side of the paper
Page 331 1 mountains, we had spool -- all different spools. Like 2 you was talking about, big ones and little ones. But 3 they had that stuff on there, but I didn't -- I'd just 4 go up and get whatever wire they wanted down there, if 5 they wanted 1410, 21, or whatever it was. I had a list 6 to go by. I'd pick it up with a forklift, and I'd take 7 it back down to the shop for them. 8 But I can't -- I can't remember what it says. 9 But, you know, one of those stamp things. Looked blurry 10 looking when they done it. 11 Q. (BY MR. MELLING) Then when you were working for 12 Davis Electric, did Davis provide the wire that you were 13 working with each day? 14 A. Yes, sir. 15 Q. Yes. Now, when you were with AME, do you recall 16 any of the companies that supplied wire to AME? 17 A. No. 18 Q. Okay. A similar question for Celanese: When 19 you were working with Celanese, do you remember the name 20 of any of the companies that supplied wire to Celanese? 21 A. No. 22 Q. Bear with me just a second, please, sir. 23 (Pause in proceedings.) 24 Q. Earlier in the day you mentioned a wire about 25 the size of a finger that had a lug on the end of it,	Page 333 1 machine. 2 Q. Okay. But the wire that you were physically 3 running and doing that type of work, do you recall what 4 color that wire was? 5 MR. HOLDER: Objection to form. 6 A. Not right off. 7 MR. MELLING: All right. Thank you, sir. I 8 don't have any other questions. I appreciate your time. 9 THE WITNESS: All right. Thank you. 10 MR. McLEOD: Mr. Morgan, can hear me okay? 11 THE WITNESS: Yeah. Yes, sir. 12 MR. McLEOD: Okay. Good. I -- let me turn my 13 video on here. 14 Jonathan, I can go. 15 MR. HOLDER: Sure. 16 EXAMINATION 17 BY MR. McLEOD: 18 Q. Can you see me okay? 19 A. Yes, sir. 20 Q. Okay. Very good. 21 I'm obviously not in my office today. I'm 22 working remotely. And so if I have -- 23 A. Where are you? 24 Q. It's in my tractor barn at the farm. 25 So, anyway, Mr. Morgan, just a few questions for

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Page 334 1 you. I wanted to get some confirmation on some areas 2 that I was a little unclear with about the race cars. I 3 thought you said the first day, that you were talking 4 with your attorney, that you didn't do -- perform any 5 brake changes on the race car, that that was the 6 mechanic. And today I think you -- 7 MR. HOLDER: Objection to form. 8 Q. -- you testified -- 9 MR. HOLDER: Sorry. 10 Q. -- to something a little different. Can you 11 clarify that for me one more time? 12 MR. HOLDER: Objection to form. 13 Q. Were you the -- 14 Let me ask the question. 15 Were you the one actually performing the brake 16 changes on the race cars? In other words, pulling the 17 old brakes off, putting the new brakes on; was that you, 18 or was that the mechanic? 19 A. Well, how -- 20 MR. HOLDER: Objection to form. 21 He explained in detail today what -- 22 Go ahead. Fine. 23 A. I took the wheel off, the whole brake on the 24 right front. Because I didn't like brakes on the right 25 front. They'd send you through the fence. And I took	Page 336 1 time and that worked, because I've been through the 2 fence one time hitting the brakes, and it pulled me into 3 it, so I said I want them off of it. 4 Q. Understood. So once you took the right front 5 brake off the first time, you never had to do that 6 again? 7 A. Right. Right. 8 Q. Okay. Okay. I understand now. I understand 9 you now. 10 I also I don't believe I heard you say. Were 11 these discs brakes or drum brakes on the race car? 12 A. Drum brakes. 13 Q. Drum brakes? 14 A. Yeah, that's all they had back then. 15 Q. Yeah, that makes sense. And you mentioned that 16 racing -- racing season was warm, and that makes sense. 17 A. Yes. 18 Q. I understand that. Can you -- did it last all 19 summer long? 20 A. All summer long, until it got cold. 21 Q. Did you race Saturday and Sunday or just 22 Saturdays? 23 A. I raced Friday, Saturday, and Sunday. 24 Q. Okay. 25 A. Sunday, I got double time.
Page 335 1 them all off. While I was doing that, Harold, he done 2 the left rear and right rear, and then I helped him on 3 my other one when I got through. 4 Q. (BY MR. MCLEOD) And when you say you helped him 5 on your other one, what do you mean by that? 6 A. The one that I took the brakes off, closed the 7 line up and all, where I just had three-wheel -- 8 Q. Okay. 9 A. I just had three-wheel brakes. That's all I 10 liked. 11 Q. Okay. So when you -- well, let me ask you this: 12 When you say you took the brakes off the front right -- 13 And that makes sense, because when you're 14 racing, you want to drive fast, turn left; right? 15 A. Right. 16 Q. Understood. So when you -- when you took the 17 brakes off the front right, how many times did you do 18 that? 19 A. Just once. 20 MR. HOLDER: Objection to form. 21 A. Just that one time. 22 Q. (BY MR. MCLEOD) Okay. That's what I was a 23 little unclear about. 24 A. I didn't do it every week. Not unless I run 25 into something, you know, else. But we did that one	Page 337 1 Q. Okay. Very good. I don't believe you -- you 2 mentioned the tracks that you would race at. Can you 3 name the tracks? Did you go to Rockingham or -- was it 4 all dirt tracks? 5 A. Dirt tracks, all of them. 6 Q. Okay. 7 A. They had a track here in Rock Hill. I won -- 8 Q. Uh-huh. 9 A. I won that pretty one night. And then Robin 10 Wood up in Gastonia, and then got another one at 11 Gastonia, too, I done forgot the name of it. But they 12 was all dirt. I'm trying to think -- Kings Mountain 13 and then Gaffy, and those boys turned my upside down. 14 They didn't like me. 15 Q. Understood. Was there any particular schedule, 16 or did you just kind of randomly go? 17 A. No, we'd get -- if we was -- you know, if it was 18 pretty weather all weekend, Tuesday -- Wednesday 19 night -- or Thursday night, we'd start saying: Okay. 20 Let's get the car. So we'd start working on the car, 21 changing oil, checking everything, valve clearance. And 22 I always put -- what do you call that stuff? The Wynn's 23 Fuel Proofing, is what it used to be called. I put five 24 cans of that in the exhaust -- I mean the gas can. It 25 would blow a flame out about a foot when you backed off

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Page 338 1 it, when you turned. 2 Q. Okay. 3 A. Them boys always said I was making fuel. I 4 said, no. I said -- well, I did. It was like ethanol 5 or something other. It was some bad stuff. 6 Q. Okay. And this race car, you never modified it 7 to -- to run in different -- I would call them a stock 8 race. Was it just one category of car, like, super 9 stock, or something like that? 10 A. They called us something. I done forgot what 11 they called it. But they was all, like, '50 and '49. 12 And then you could have '40 -- anything old. But they 13 had the limit on the 261 cubic inch on the engines. And 14 we run a truck engine -- Chevrolet truck engine. And 15 them other boys -- them 'ole flatheads, they punched 16 theirs out, but I out run them. 17 Q. Okay. Very good. Can you give an estimation -- 18 so just let's just say -- you know, May, it's warm 19 enough, maybe April. From April through September, 20 about how many times would you have to change the drum 21 brakes on that race car? 22 A. I was changing both of them. Ever second race, 23 I changed them, because I wore them out pretty good. 24 Q. Okay. Every second race? 25 A. Yes, sir.	Page 340 1 Q. (BY MR. McLEOD) Okay. What about -- what about 2 your personal -- the personal vehicles you talked about, 3 the -- the Ford truck? 4 A. '56. 5 Q. The '56 Ford truck, the sedan, and then that 6 Camaro? Do you recall the brand name or manufacturer of 7 the replacement brakes that you installed on those 8 vehicles? 9 A. No. All I -- I went down to NAPA and got them, 10 but I don't know what they was. 11 Q. Okay. Very good. I'm going to switch gears on 12 you a little bit. 13 And let me find it in my note, real quick, sir. 14 When -- you had mentioned, I believe, it was on 15 the first day, and I believe it was when you were a 16 boilermaker, that you were talking about the 17 pulverizers. Do you remember that? 18 A. That's a bad dude, yes. 19 Q. Okay. I'm not real familiar with that 20 particular piece of equipment, and I was hoping you 21 could explain it a little better for me. And, 22 particularly, I'm curious about the -- I thought you 23 said brake shoe linings, that were part of that -- the 24 pulverizer. And I just wanted to -- 25 A. Oh, yeah. You want me to start there first?
Page 339 1 Q. Okay. Okay. And, again -- I know we've kind 2 of -- beating a dead horse here. But the mechanic would 3 do that, and you might be near him; but the mechanic was 4 actually doing the brake changes; right? 5 A. Yeah. Harold. I helped him. 6 MR. HOLDER: Objection to form. 7 A. I helped him when I could. 8 Q. (BY MR. McLEOD) Okay. And when you say you 9 "helped him" -- 10 A. Yeah. 11 Q. Okay. Can you explain a little bit about what 12 you mean by "helped him when I could"? 13 A. Well, he'll take one side off, springs and 14 everything, and I had the other pads -- I mean, it 15 wasn't pads. It was shoes back then. I put them on my 16 side. He'd do the right side, and I'd do the left side. 17 Because there ain't nothing it to. 18 Q. Okay. 19 A. Nothing to it. 20 Q. Did -- okay. Very good. And you don't remember 21 the manufacturer of the brakes that you put on -- back 22 on the vehicles? 23 MR. HOLDER: Objection to form. 24 A. I don't, really. I can't remember the name of 25 it.	Page 341 1 Q. Well, let's just -- why don't you start by 2 telling me, explaining exactly what this pulverizer 3 looked like? 4 A. Probably the -- it was big wheel about 5 three-quarter inch steel, and it's a -- two halved -- 6 two pieces halved. And it's a -- God knows, that 7 thing's got to be four and a half, five feet across, and 8 then it's round. And it was in two pieces, because we 9 put one piece in, and then the other, and then bolted 10 them together. And then them pieces on that 11 quarter-inch plate, there's holes in there, and that 12 got -- I don't know what you call them. They 13 heat-treated them things and got some kind of hard -- 14 hard stuff. And that was welded on there. And you put 15 them through there. And you put them through there, and 16 you had, maybe, 50 fingers on this side and 50 fingers 17 on the other side. And then all of the inside of the 18 pulverizer, the round part going down and coming back 19 up, say, is half of it, there was plates in there -- I'm 20 going to say four and a half, five inches thick. I 21 mean, they was thick. All we could do to them, pick 22 them up and slide them down in there. And that whole 23 bottom was lined with that. And we lined the top with 24 the top laying down. We lined it with that. 25 And when -- those go through there, the coal

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Page 342 1 comes down through there, and it's spinning where you 2 got 150-horse motor kicking it, going around, when it 3 starts. They had the coal dropping in from top and 4 coal -- there's a coal feeder up on the second floor -- 5 first floor, and there'd be a coal feeder coming down. 6 And there's fingers -- when that coal come in, that 7 thing turning -- I don't know how many RPMs it turned -- 8 but it was hitting that coal, breaking it up to dust. 9 And then at the bottom, you had a fan blade -- 10 one, two, three -- four fan blades on the outer edge all 11 the way around. When that fine stuff come to the 12 bottom, it blowed it out, and you got a tube coming 13 out -- a ten-inch or maybe more -- maybe 12-inch pipe, 14 round. And it goes up to the boiler into the -- right 15 at the boiler. And they had the regulator thing, it 16 would let so much go in -- coal at a time. And on that 17 150-horsepower motor, you got a coupling. I mean, it's 18 a big coupling. It's four inches thick, and it's 19 hollow, but it's four inch all the way across there. 20 And then inside that, you got -- one, two, three -- 21 four little compartments. I call them compartments. 22 Maybe -- they might five. Well, we had -- they had a 23 piece of lead with a break line in it. I don't know how 24 they bonded that to that -- that aluminum piece. And it 25 was a shape kind of round -- half round, and it slid in	Page 344 1 A. -- it goes up against there, and it gets that 2 wheel going. I guess it can gets to a certain RPMs, 3 they kind of drop off of it. But you're still turning 4 that shaft. 5 Q. (BY MR. McLEOD) Okay. 6 A. I never did figure that out either; So don't 7 feel bad. 8 Q. Yeah. I'm just trying to figure it out. 9 So did the -- did these, what you're calling 10 brake linings -- 11 A. Right. 12 Q. -- was the lining part rubbing up against 13 something else? 14 A. Out- -- outside of the pulley. 15 Q. Outside of the pulley. 16 A. Yeah. You inside the pulley, the shaft and the 17 motor's down here; and up here, is them two sections 18 with the liner on it. But the lining had to be just to 19 get it started, because that's dead weight, 150 horses, 20 you know, trying to turn that big piece of steel to get 21 it going. And I guess they dropped down a little bit 22 after that, you know, and it would still be solid. 23 Q. Okay. A couple of questions. One: Obviously, 24 the pulverizers were pulverizing the coal. 25 A. Right.
Page 343 1 that section about -- there's about four of them there. 2 But, see, when that pulverizer gets going, that 3 motor did, it slung that lead and that brake line up 4 against the outside of the pulley. The pulley, the 5 shaft, whatever you want to call -- pulley. And when it 6 did that, see, that started the pulverizer. And it 7 would smoke like cane, you know, getting filled, because 8 it was trying to get that big wheel turning, to blow the 9 coal up in there. 10 But I -- I can't remember pronounce the names 11 and all. That's all I can think. 12 Q. Okay. Well, you're calling it a brake lining, 13 but it doesn't sound like it does -- has a brake 14 function. 15 A. No, huh-uh. Yeah -- well, what it does, it 16 blows it up through there because it's throwing all 17 the -- what do you call it? -- the pulling part to the 18 outside of that thing. That means that whole thing 19 turned. If you didn't have them in it, it'd sit there 20 and just spin. So it slung it out, and it's just like 21 making a shaft. It made a shaft then. 22 Q. Okay. So the diesel brake lining's function is 23 to slow the -- the pulverizer down? 24 A. No. That's -- it -- 25 MR. HOLDER: Objection to form.	Page 345 1 Q. Was that dusty? Did you breathe in the coal 2 dust? 3 A. Yes. 4 MR. HOLDER: Objection to form. 5 MS. PUTNAM: Form. 6 DEFENSE COUNSEL: Objection. 7 Q. (BY MR. McLEOD) Okay. Second question: Do you 8 know where the linings, that you're talking about -- the 9 brake linings, we'll call them; do you know where they 10 came from? 11 A. No, I don't. 12 Q. Do you know how -- can you tell me one more time 13 how large they were? What size? 14 A. Well, those pieces of lead was about -- I'm 15 going to say -- they was kind of round, they were four 16 inches long and about and an inch and a half or two 17 inches thick, and then that liner was bonded on to 18 that -- it -- see, when they got through with it, all 19 the people -- mechanics and all there, they like 20 fishing -- it was lead. They'd take that home and make 21 lead anchors out of it. Because it was high-dollar 22 lead. 23 Q. Okay. So what -- you just replaced these 24 pieces, you didn't rebond more lining to -- 25 A. No. No. We took them out and threw them in the

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Page 346 1 garbage can, had new ones. They had new ones already 2 made. 3 Q. Okay. So you never relined any of this 4 material? 5 A. No, sir. 6 MR. HOLDER: Objection to form. 7 Q. (BY MR. MCLEOD) Okay. Do you know what this 8 material was made of? 9 A. No, I don't. 10 Q. And you don't know where it came from? 11 A. Well, all I know -- 12 MR. HOLDER: Objection to form. 13 A. -- our stores -- what I told that lady, she 14 don't know -- our stores is like a building, 50 by 50, 15 and it's called stores. They got everything in there we 16 need. Pulverizer parts, anything, any kind of gasket, 17 any kind of bolt, nut, stainless steel, whatever, they 18 got it. That's what we -- 19 Q. (BY MR. MCLEOD) Okay. 20 A. Now, they would have a record -- somebody should 21 have a record at Celanese, I don't know. 22 Q. Okay. Maybe so. Maybe we can find out. 23 Okay. Well, final question: This -- this 24 process that you're talking about, do you believe that 25 exposed you to any asbestos?	Page 348 1 old one. 2 MR. MCLEOD: Well, enjoy. 3 THE WITNESS: Pooka, pooka, pooka; I love them 4 things. 5 MR. MCLEOD: Very good. 6 MR. HOLDER: This is -- unless there's an 7 observation, it might be a good time to take a break. 8 So about five after 3:00? And if no objection, go off 9 the record. 10 THE VIDEOGRAPHER: Hearing nothing -- the time 11 is approximately 3:04 -- and we are off the record. 12 (A break is taken from 3:04 p.m. (EST) until 13 3:14 p.m. (EST).) 14 THE VIDEOGRAPHER: We are back on the record. 15 The time is approximately 3:14, and this is the 16 beginning of Media Number 3. 17 Counsel, you may proceed. 18 EXAMINATION 19 BY MS. BAIRD: 20 Q. Mr. Morgan, are you ready to go forward, or do 21 you need a few more minutes? 22 A. I'm good. 23 Q. Okay. Can you hear me all right, sir? 24 A. Yes, ma'am. 25 Q. All right. My name is Katie Baird, and I
Page 347 1 A. Probably -- 2 MR. HOLDER: Objection to form? 3 A. -- flying around there all the time. 4 MS. PUTNAM: Form. 5 A. See, there wasn't no air conditioning in that 6 place. It was open. 7 Q. (BY MR. MCLEOD) I'm talking about the work 8 with -- just the work on the pulverizer. 9 A. Well, when we grinding on, it'd grind some of 10 the gaskets off that we had, and that's about it, as I 11 can think of, would come to that. 12 Q. These brake linings you're talking about, you 13 don't know whether that -- those contained asbestos, 14 though; right? 15 A. No, sir. 16 MR. HOLDER: Objection to form. 17 A. No, sir, huh-uh. 18 MR. MCLEOD: Okay. Thanks. Those are all the 19 questions I have. I appreciate it. Good luck to you, 20 Mr. Morgan. 21 THE WITNESS: Have you worked on a John Deere? 22 MR. MCLEOD: You know, for the first time in my 23 life, my tractor is orange. I've always had John 24 Deeres, but right now, I do not. 25 THE WITNESS: We just bought one for \$500, an	Page 349 1 represent a couple of the companies that are Defendants 2 in this case, and I have some follow-up questions to ask 3 you about those. Shouldn't take too much of your time. 4 The first company I want to ask you about is a 5 company by the name of Spirax Sarco. Have you ever 6 heard of that name, sir? 7 A. No, ma'am. 8 Q. Okay. When Mr. Holder asked you a few days ago 9 about steam traps, I mean, you said that you remembered 10 seeing some steam traps in the powerhouse at Celanese. 11 Do you remember that testimony? 12 A. Yes, ma'am. 13 Q. All right. You didn't work on those steam 14 traps, though; is that correct? 15 A. No, ma'am. I seen them, though. 16 Q. You just saw them? Is that what you said, sir? 17 A. Yep. I couldn't get -- I went around something, 18 and about that time, spooouu, steam come out if it. It 19 was sharp. I guess it kept it warm, I don't know. 20 Q. Okay. But you did not do any work on those 21 steam traps ever? 22 A. No, ma'am. 23 Q. All right. Were you ever in close proximity 24 when anyone else worked on those steam traps? 25 A. No, ma'am.

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Page 350 1 Q. And how about at any of the other jobsites that 2 you worked at when you were with Daniel or Davis 3 Electric, do you recall steam traps at any of those 4 jobsites? 5 A. They probably had them. I didn't notice them. 6 Q. Okay. And so fair to say that you didn't work 7 on those steam traps; is that right? 8 A. No, ma'am. 9 Q. And you didn't see anybody else working on them 10 either? 11 A. No, ma'am. 12 Q. All right. So as you sit here today, you can't 13 say that you were ever exposed to asbestos from a steam 14 trap; is that right? 15 MR. HOLDER: Objection to form. 16 A. Yes, as far as I know. 17 Q. (BY MS. BAIRD) All right. A couple of times 18 during your testimony you've mentioned that while you 19 were working on -- as a boilermaker in the Celanese 20 powerhouse, the number five boiler, in particular, would 21 get, as you referred to, as a clinkers? 22 A. Yes, ma'am. All of them would get clinkers, but 23 five would seem it -- it didn't like -- didn't like the 24 cold. 25 Q. Okay. And by "clinkers," do you mean, is that	Page 352 1 took all that out, burner and everything. 2 Q. Okay. So I'm referring to something different 3 that you mentioned. You said that the boilermaker 4 helper would use like a 15-foot long rod that would come 5 through the side of the boiler to clean the clinkers. 6 A. Yes, ma'am. The assistant operators on 7 the boiler itself, they, every day at 3 o'clock -- 8 3 o'clock, they'd come in, their shift, and they would 9 pull bottom ashes, too, on the boiler, and then -- then 10 you got an opening up on the first floor, about four 11 inches wide and about ten inches high, and it's -- 12 it's a got a spring-loaded door. It's a door you just 13 swing over. And then they had a 15- to 20-foot piece of 14 pipe -- three-quarter pipe, or maybe one-inch pipe, and 15 they'd go through there and -- they'd have their shields 16 on, and they were punching those things -- the clinkers 17 around, dropping them down into the bottom in the fly 18 ash, and go out of there. 19 Q. And I don't know mean to pause for so long, sir, 20 I'm just taking notes as you tell me about this. So -- 21 All right. Do you happen to know what that rod 22 was called? 23 A. They just picked it up in the -- you know, go to 24 the store and get them a 20-foot piece of pipe, you 25 know? That's all. It's just -- it's just a plain --
Page 351 1 just the -- kind of the hard build-up of soot and ash on 2 the inside of the boiler? 3 A. I guess coal or whatever -- you know, usually, 4 that's all that goes in there is coal. 5 Q. Okay. And I know that you talked about one time 6 when you actually had to get lowered down into the 7 boiler on some sort of chair to clean those -- to take 8 those clinkers off by hand. But you also mentioned that 9 there was maybe something like a rod that was used to -- 10 to otherwise clean out those clinkers. Do you remember 11 that testimony? 12 A. We took a jackhammer in there and done it 13 awhile, but it got too heavy working. 14 You know what a jackhammer is? Air -- air job? 15 You know, they shake. Boom, boom, boom, boom. You 16 know, the end's got a rod on it? A piece of metal? And 17 put that against there, and boom, boom, boom, boom. You 18 shook it, tried to get it loose. 19 Q. Okay. And that's when you were inside the 20 boiler? 21 A. Yes, ma'am. We were in bosun's chair. 22 Q. Okay. 23 A. We run the cable out the top down in there, and 24 put a chair, and then put it on, and then come back 25 through the -- it's where the fire is going through. We	Page 353 1 they'd beat it to death in there, and it'd bend and all 2 that from the heat, and they'd take it and throw it away 3 and get another one. It wasn't no special rod that done 4 it. 5 Q. Okay. So what you're referring to is -- it's 6 not a soot blower? You're not talking about a soot 7 blower; is that right? 8 A. No. You got soot blowers on the same level up, 9 and they run through there on a track, like a little 10 railroad track, going in, and it blows soot down inside. 11 And this steam -- it's a motor-driven steam, I guess. I 12 can't remember for sure, or -- but it goes in. It's a 13 soot blower. There's one on each side, and one or two 14 at the top. There's four of them altogether, I think. 15 Q. Okay. 16 A. They done that every day when they come in on 17 their shift. 18 Q. And by "they," who are you talking about; the 19 boilermaker helpers? 20 A. Yes, ma'am. 21 Q. Okay. 22 A. Well, they were -- they was on the operation 23 floor. That was their job from -- they did that, pulled 24 bottom ashes, and one of them had to go over and run 25 coal in the coal pile. They had different jobs. But

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Page 354 1 that was their job. 2 Q. Okay. And did you ever do -- or let me go back. 3 Do you know who manufactured the soot blower on -- and 4 let me just you specifically. We're talking right now 5 about the number five boiler. 6 A. No. 7 Q. And were there soot blowers on the other four 8 boilers in the powerhouse col- -- 9 A. Yes, ma'am, all of them had them. 10 Q. And on the other four boilers, were there also 11 four? Two at the bottom; two at the top? 12 A. I know there was on -- on number five out there, 13 there was two. There was in the open -- well, on that 14 first floor, and we could get to them with a ladder if 15 we had to put packing on it. You know? Packing on the 16 shaft there or something. But I done forgot the top 17 part one. God knows, I'm losing it. 18 Q. Okay. So let -- let me just -- I'll take this 19 in a couple of steps here. So on the -- the soot 20 blowers that are the number five boiler, did you ever 21 have to do any maintenance work on those? 22 A. Yeah. 23 Q. Can you tell me what you did, sir? 24 A. Just the biggest part of them, all we done is 25 change packings. Sometimes we had to put packing in	Page 356 1 how many times they blow it down, I guess. Because 2 the -- we'd always go in the mornings and check them 3 every morning, and walk through them. 4 Q. How long would it take you to change the packing 5 each time you did that? 6 A. Well, right there, I had to get me a ladder. A 7 little ladder, A-frame, pull it up there to it. 8 Probably take 35, 40 minutes, a half an hour. 9 Q. Okay. But that amount of time includes you 10 getting out the ladder, getting everything set up -- 11 A. Everything. 12 Q. -- is that right? 13 A. Yes, ma'am. 14 Q. All right. Just pulling the packing out itself 15 using that tool you just described, how long would that 16 take? 17 A. Ten minutes. 18 MR. HOLDER: Objection to form? 19 A. Fifteen, at the most. 20 Q. (BY MS. BAIRD) Okay. And does that include the 21 amount of time it would take you to put in the new 22 packing? 23 A. Fifteen, 20. 24 MR. HOLDER: Objection to form. 25 A. Yeah, you could do it all in 30 minutes.
Page 355 1 them. 2 Q. Okay. 3 A. And if the packing were taken -- taken up, we'd 4 pull the old out and put new in. 5 Q. All right. And where -- where on the soot 6 blower was the packing located? 7 A. Well, it's a -- a motor there and a -- I'm 8 thinking it was steam done that. It was on the front of 9 it toward the shaft, comes into the boiler, to boil it 10 down, there was two bolts there, and it -- how can I 11 call it? It's like a face thing. But it holds the 12 boiler in. Just them two bolts -- I mean the packing on 13 it. And if you take that piece off and them two nuts, 14 that piece comes off, and you can take your tool, and it 15 had a screw on the end of it, and screw it into that 16 packing, yank it out; after we got that out, slide the 17 other up in there. Of if it ain't blowing out where it 18 messed it up, I blow it out, and then put new in, and 19 then put those two pieces back, and then it just pushes 20 it back down in there tight. 21 Q. Uh-huh. And how often did you have to change 22 out the packing on the soot blowers for the number five 23 boiler? 24 A. It could be every other week or every week. 25 Sometimes they just blow them -- I guess according to	Page 357 1 Q. (BY MS. BAIRD) Okay. And when you removed the 2 old packing was it -- was it wet from the steam? 3 A. No, ma'am. 4 MR. HOLDER: Objection to form. 5 A. It was just -- it was hard, I guess, from all 6 the steam. And then I think it was black when we put it 7 in there, and when it comes back, it's -- it's -- I 8 guess that steam just changed the color on it. And it's 9 kind of hard too. That packer puller is hard to go into 10 it, to get it to pull out. 11 Q. Okay. But it all came out in one piece, though; 12 right? 13 A. Well -- 14 MR. HOLDER: Objection to form. 15 A. -- four or five pieces. 16 Q. (BY MS. BAIRD) Uh-huh. 17 A. It's that many pieces that goes there. 18 Q. Would you agree that wasn't -- it didn't create 19 a lot of dust when you pulled out the old packing? 20 A. No, because it was outside. We was right -- 21 Q. Okay. 22 A. -- right in the air, because that thing's -- 23 it's outside. Our other boilers are all inside. 24 Q. Okay. And do you know who manufactured the 25 packing that was used on the soot blowers?

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Page 358 1 A. No, ma'am, I -- I don't. 2 Q. Okay. And do you have any knowledge as to what 3 that packing was made out of? 4 A. Not really. 5 MR. HOLDER: Objection to form. 6 A. No, I wouldn't know. It's got to be pretty 7 tough stuff. I don't know what -- what it was. 8 Q. (BY MS. BAIRD) All right. And you don't know 9 if any of the packing that you would have removed from a 10 soot blower was original to that machine; is that right? 11 A. Do what now? I missed that. 12 Q. Sure. When you -- when you pulled out old 13 packing from the soot blower, it's -- it's your -- you 14 don't have any reason to believe that that packing was 15 original to that -- to the soot blower; is that right? 16 A. No. Because they've probably been changed 20 17 times before I got to it. 18 Q. Okay. And the replacement packing that y'all 19 used, did you just get that from the store room at 20 Celanese? 21 A. Yes, ma'am. 22 Q. Okay. And when you got that from the store 23 room, you didn't request any specific manufacturer or 24 type of packing; you just asked for packing, generally, 25 to be used?	Page 360 1 Q. All right. Did you ever do any work involving 2 gaskets on the soot blowers? 3 A. Yes, ma'am. Yeah. 4 Q. All right. Can you tell me about that work? 5 A. That was on the back, where the shaft goes 6 through there. It's half of a pulley. We had to put a 7 gasket back there on that steam. I think there was just 8 two bolts. And it's halfers. They went together -- I 9 can't tell you how it done. But two -- two halves that 10 go together, and we'd take them out, and that would give 11 us enough room to get that gasket. Pull it out -- all 12 you do is just pop it out. After you get it out, you've 13 got to make sure it's clean. We got a -- we had a 14 special tool. A half-inch wide, about 10 inches long, 15 or 15 inches long, and it had a hard piece of steel at 16 an angle cut on it, and it was sharp. And it's got a 17 handle on it, too, I'm sorry. And you take that there 18 and go through there and make sure it's good and clean. 19 If it doesn't get it all off, we usually have a side 20 grinder or buffer or brush, either one, you put up there 21 and clean them off. 22 Q. Okay. And there -- and on each soot blower, 23 there was just one gasket; is that right? Is that what 24 your -- is that my understanding of what you're telling 25 me?
Page 359 1 A. I think we'd just tell them it -- for boiler 2 soot blowers, and they would give me -- it's either a 3 half-inch or three-quarter packing, and it would be -- 4 it looked black to me, a shiny black. I guess I don't 5 know what it was. 6 Q. Okay. And did you do -- the same type of 7 packing work on the soot blowers for the other four 8 boilers? 9 A. Yes, ma'am, same thing. 10 Q. And you did it on all four of them? 11 A. Yes, ma'am. 12 Q. And did you do that at the -- the same frequency 13 that you would work on the soot blower for the number 14 five boiler? 15 A. When we'd come to work, we'd -- we knew what we 16 was supposed to do. And usually we'd go up there -- two 17 or three of us, whichever way we go -- and some of us 18 would check the soot blowers just to make sure, you 19 know, there's not pouring anything out, steam and all. 20 And every day we went by and eyeballed them -- is what I 21 say -- eyeballed them to make sure that was all right. 22 And I'm going to say, every three or four days we might 23 have -- one blow out, and we need a new one in -- new 24 packing back in it. It's not something you do every day 25 on it.	Page 361 1 A. Yeah, one on each side. It's a big gasket, 2 about -- God, I want to say -- four inches. 3 Q. Four inches being the size of the -- 4 A. Yeah, the whole gasket across there. 5 Q. And how often would you have to change the 6 gaskets on any given soot blower? 7 A. Say maybe -- 8 MR. HOLDER: Objection to form. 9 A. -- every three or four weeks, if -- if you had 10 to do it then. Usually they'll blow out, you know, 11 something that we can see right then, and if it is, we 12 do it right then. Change it. Because it's nothing to 13 do with the boiler operation. In other words, they 14 don't have to shut it down for us to change that. 15 Q. (BY MS. BAIRD) Okay. That was my next 16 question. So the boiler did not have to be shut down 17 when you were doing the gasket and packing work on the 18 soot blowers; is that right? 19 A. Nope. No, ma'am, we could do it with it online. 20 Q. Okay. 21 A. They didn't like to take it offline. 22 Q. And how long would it take you to change out an 23 old gasket for a new one? 24 A. Take it off in less than an hour. 25 Q. Do you know who manufactured the gaskets that

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Page 362 1 were used in the soot blowers? 2 A. No, ma'am. 3 Q. Can you describe for me what those gaskets 4 looked like? 5 A. They wasn't white. They're more brownish, I 6 guess, color. It wasn't black, but it -- I guess it 7 could stand steam, because that's where it was on. It's 8 hot right there. I don't know what -- it wasn't a black 9 one like the other stuff. I don't know. 10 Q. Did they have kind of like a metal or graphite 11 sort of casing around them? 12 A. Some of them do, yeah. 13 Q. You're saying some of the gaskets that were used 14 on the soot blowers had a metal or graphite casing? 15 A. Probably did, same thing. 16 Q. Was there more than one type of gasket used on 17 the soot blowers? 18 A. No. We had to use that -- that one, because 19 that -- the steam pressure -- high pressure there. You 20 know, blowing in there. 21 Q. Okay. So on all of them you want to use the one 22 with the metal or graphite casing? 23 A. Yes, ma'am. 24 Q. Okay. And as far as the gaskets that you 25 removed from those machines, you have no way of knowing	Page 364 1 day that we spoke to you, that there were six men on 2 your crew when you were a boilermaker in '74; is that 3 right? 4 A. Wait a minute. Me, Joe, Bobby -- one, two, 5 three -- what did you say? Six? 6 Q. Yes, sir. I'm -- and if that's wrong, please 7 correct me. That's just what I -- 8 A. No. No. No. 9 Q. -- had in my notes. 10 A. I'm -- I was trying to count them. All of them 11 dead except for, maybe, two of us. 12 Yeah, that's probably right. Six of us. 13 Q. Okay. So fair to say that anytime that gaskets 14 or packing needed to be changed out on these soot 15 blowers, that one of the other men on your crew could 16 have done it? It wasn't you every time; is that right? 17 A. Yes, ma'am. 18 Q. All right. Did all six of y'all always work 19 together on the same shift, or did y'all have rotating 20 shifts where it would be, you know, three people on one 21 shift and three people on the next? 22 A. Same thing. Full first shift, 7:00 to 4:00. 23 Q. So six people on the 7:00 to 4:00 shift? 24 A. Yes, ma'am. 25 Q. Okay.
Page 363 1 that -- if -- if those were original to the machine; is 2 that right? 3 A. Well, I knew they wasn't original, because 4 there's one somebody put in two or three weeks before 5 me. 6 Q. Okay. 7 A. I don't think they had anything original, as far 8 as gaskets and everything, you know, on anything. 9 Q. All right. And you got those gaskets from the 10 store room at Celanese, just like you did with the 11 packing; is that right? 12 A. Yes, ma'am. 13 Q. All right. I think I already asked you this, 14 but you don't know the manufacturer of those gaskets; 15 right? 16 A. I remember Garlock and -- what was a another 17 one? Crane. Was it Crane? And then there's another 18 one. There was three or four different gasket things. 19 But usually when we'd go to the stores and tell them 20 what we got, usually them fellahs will give us the right 21 one, you know? 22 Q. Okay. And did you do the same type of gasket 23 work on the soot blowers for the other four boilers? 24 A. Same thing. 25 Q. And I think you said, maybe the first or second	Page 365 1 A. And then, see, the boiler people, they had their 2 own -- they rotated shifts on theirs. 3 Q. All right. And all of your work in the 4 powerhouse at Celanese, on around these boilers, would 5 have been from the 1972 to 1986 time frame; is that 6 right? 7 A. Yes, ma'am. 8 Q. Okay. Did you work on or around boilers at any 9 jobsite other than Celanese? 10 A. We had a job at Bowater; we was working on a 11 shutdown. And I went by one of them boilers -- I mean, 12 you know, just walking by -- they're a fair size boiler, 13 but they didn't -- they wasn't nothing like ours. They 14 had -- they had -- they called it malt -- some kind of 15 liquor. And it was red. And it blow out there, and if 16 it stick on you, it would burn a hole in you. I didn't 17 like that place, period. But I didn't -- I didn't work 18 on that. I just walked -- had to go through there to 19 get to my section I was going to. 20 Q. Okay. Do you know who manufactured that boiler? 21 A. No, ma'am. I don't know what they called that. 22 Liquor-fired boiler. See, ours was gas and oil and 23 electricity. No. Gas, oil -- that's all, wasn't it? 24 Q. Okay. And how big was that boiler at Bowater? 25 A. It was a pretty good size. I guess like ours,

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Page 366 1 about four stories. 2 Q. All right. And when -- do you know what kind of 3 work was being done on the boiler when you had to walk 4 by it during that shutdown? 5 A. It was in operation. It wasn't -- they didn't 6 shut that boiler down for -- 7 Q. Oh, okay. 8 A. That -- that was another section. And I was 9 over there in the electrical part where the other boss 10 man was. 11 Q. Got it. So when you -- when you had to walk by 12 there to get to your section, there was nobody that was 13 disturbing or touching or messing with the insulation on 14 that boiler? 15 A. I don't know because -- 16 MR. HOLDER: Objection to form. 17 A. -- I wasn't there that long. Just like -- it'd 18 be like you walking through that door behind you. 19 That's about as far as that boiler. I was gone. 20 Q. Okay. How far is that? Maybe about 10 or 20 21 feet, you would say? 22 A. Yeah. 23 MR. HOLDER: Objection to form. 24 Q. (BY MS. BAIRD) Okay. All right. So other 25 than Celanese, the boilers in the powerhouse, you were	Page 368 1 was out there, you know? I wanted to know what this 2 does, and what that does? But I never did find out 3 about that. 4 Q. All right. So you didn't do any work on that 5 boiler? 6 A. No, ma'am. 7 Q. All right. And did you see anyone else ever 8 working on that boiler when you were in close proximity? 9 A. No. 10 Q. Okay. All right, sir. Are you -- I'm going to 11 switch gears here. Are you familiar with a company by 12 the name of Foster Wheeler? 13 A. Yeah. 14 Q. All right. What products do you associate with 15 Foster Wheeler? 16 A. Boilers. 17 Q. All right. But you -- as you sit here today, 18 you can't say that you ever worked on a Foster Wheeler 19 boiler; is that fair? 20 A. Number five, yeah. 21 Q. Number five was Foster Wheeler? 22 A. Yeah. 23 MR. HOLDER: Objection to form. 24 A. That's at Celanese. 25 Q. (BY MS. BAIRD) Okay. You hadn't told us that
Page 367 1 not -- there's no other jobsites that you worked on or 2 around boilers? 3 MR. HOLDER: Objection to form. 4 A. I think they had one up -- up at Canton up 5 there. 6 Q. (BY MS. BAIRD) All right. 7 A. I'm not sure. I know they did, but I don't know 8 where -- I didn't get around it. 9 Q. Okay. You didn't do any work on it? 10 A. No, ma'am. 11 Q. And you didn't see anybody else doing any work 12 on that boiler; is that right? 13 A. No. There was a whole bunch of people up there. 14 Q. But you didn't see anyone working on the boiler? 15 A. No. 16 Q. All right. And I -- I think you mentioned 17 earlier -- and I may be wrong about this -- but did you 18 say there was another boiler in the AR building at 19 Celanese? 20 A. Yeah. I don't know what they done with that 21 thing. It was small. It was -- it was in there -- I 22 don't know what they done with that thing. Really, I 23 don't. But it was there. It was maybe 40 feet tall. 24 Maybe not 40 feet tall. And it was long. But I don't 25 know what they done with it. I was always nosey when I	Page 369 1 before, sir. That's why -- 2 A. I didn't? 3 Q. No, sir. 4 A. You didn't ask me then. 5 MR. HOLDER: I thought he did mention it 6 yesterday -- or not -- I mean, I thought he mentioned it 7 on day two, but I don't know. 8 MS. BAIRD: I don't think he did. 9 Q. (BY MS. BAIRD) So your testimony, sir, is 10 that number five boiler at Celanese was made by Foster 11 Wheeler? 12 A. Yes, ma'am. 13 Q. Okay. 14 A. It blew up every time you turned around. 15 Q. All right. Did you ever see any specifications 16 or product manuals pertaining to that boiler? 17 A. No, ma'am. I just seen what I -- how I thought 18 it worked. 19 Q. All right. And you didn't speak -- you didn't 20 ever speak to anyone from Foster Wheeler at any time 21 when you were working at Celanese; is that right? 22 A. No, ma'am. I never seen Foster Wheeler, nobody. 23 Q. So you never saw any of the representatives at 24 the plant at all? 25 A. I don't think -- I never did see one.

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Page 370 1 Q. Okay. All right, sir. A few days ago 2 Mr. Holder asked you about the prior lawsuit that you 3 had in Mississippi. Do you remember that? 4 A. About what now? 5 MR. HOLDER: Objection to form. 6 Q. (BY MS. BAIRD) About the -- the previous 7 lawsuit that was in relation to your asbestosis claim, 8 that was filed in Mississippi? 9 A. Oh, on my lungs? 10 Q. Yes, sir. 11 A. Yeah. 12 Q. And the basis of that lawsuit was your exposure 13 to asbestos throughout your career; is that -- is that 14 fair? 15 MR. HOLDER: Objection to form. 16 A. Yes, ma'am. 17 MR. HOLDER: It was an asbestosis lawsuit. 18 Q. Great. 19 MS. BAIRD: Jonathan -- that wasn't my question, 20 Jonathan. 21 Q. (BY MS. BAIRD) So -- 22 MR. HOLDER: You're asking leading questions. 23 MS. BAIRD: It's -- 24 MR. HOLDER: Go ahead. 25 MS. BAIRD: -- cross-examination.	Page 372 1 All right, sir. Can you see that document up on 2 your screen? 3 A. Okay. I got it now. 4 Q. All right. Now, have you ever seen that 5 document before? 6 A. No. 7 Q. All right. So you'll see I highlighted some 8 provisions, and I'm just going to kind of walk you 9 through it and try and refresh your recollection here. 10 So on this first page, it shows that this 11 agreement was -- 12 MR. HOLDER: I'm going to object. Hold on. I'm 13 going to place an objection on the record. 14 To, one, the use of this document, and now I'm 15 going to actually stop the examination under Rule 30(j) 16 and meet with Mr. Morgan to review these documents since 17 it wasn't provided to him 48 hours prior to the 18 deposition. 19 MS. BAIRD: Well, Jonathan, I know that your 20 firm has a copy of it. So I know -- 21 MR. HOLDER: No. This is what -- pursuant to 22 Rule 30(j), you cannot examine a witness on this 23 document if you didn't provide it 48 hours prior to the 24 deposition, and, very specifically, to use in the 25 deposition. He hasn't seen this. He doesn't know
Page 371 1 Q. (BY MS. BAIRD) So the -- so -- Mr. Morgan, 2 the -- the lawsuit in Mississippi, it was based on your 3 asbestosis diagnosis; is that right? 4 A. Yes, ma'am. 5 Q. Okay. And the grounds for that lawsuit had to 6 do with your alleged exposures to asbestos throughout 7 your career; is that correct? 8 A. Yes, ma'am. 9 MR. HOLDER: Objection to form. 10 Q. (BY MS. BAIRD) Okay. And I think you told 11 Mr. Holder that that -- that lawsuit never went to 12 trial, but you did receive some settlements is; is that 13 right? 14 MR. HOLDER: Objection to form. 15 A. Well, the settlement I got, \$2,000 here, \$300 16 here, it -- because everybody went bankrupt. 17 Q. (BY MS. BAIRD) Okay. Do you -- do you remember 18 that Foster Wheeler was one of the Defendants in that 19 traumatic that you entered into a settlement agreement 20 with? 21 A. I didn't know that. 22 Q. All right, sir. Well, I'm going to try and 23 share my screen real quick and see if I can show you a 24 settlement agreement. Give me just a minute here. This 25 is my first time doing this; so we'll see how it goes.	Page 373 1 anything about it. It was never provided to me. So 2 I'm -- I'm going to need to speak to him about it before 3 you question him about it. 4 MS. BAIRD: And that's fine. 5 MR. HOLDER: Can you please email a copy? 6 MS. BAIRD: I'm sorry? Say that again. 7 MR. HOLDER: Could you please email whatever 8 copy this is? We'll just go off the record, we'll have 9 him hang up the phone or -- disconnect, and I'll call -- 10 MS. BAIRD: We can stay on the Zoom call, 11 just -- 12 MR. HOLDER: -- we'll go through the document, 13 and then we'll connect back, and you can answer -- ask 14 your question. 15 MS. BAIRD: That's fine. That's totally fine. 16 And I'll be happy to email this to you. And I will do 17 that now and -- 18 Are we going to stay on the Zoom call, though, 19 just to make sure there's no interruptions with the 20 connection and just everyone can -- 21 MR. HOLDER: I mean, all of y'all can. But, 22 obviously, me and the witness. 23 MS. BAIRD: Of course. All right. Well, let's 24 go off the record then, Jonathan. 25 MR. HOLDER: Go off the record.



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Page 374 1 MS. BAIRD: How much time do you want? 2 MR. HOLDER: I don't know. How long is the 3 document? 4 Oh, it looks like five pages. 5 MS. BAIRD: Right. Five pages. 6 THE VIDEOGRAPHER: Let me put us off the record 7 real quick. 8 The time is approximately 3:46, and we are off 9 the record. 10 (A break is taken from 3:46 p.m. (EST) until 11 4:15 p.m. (EST).) 12 THE VIDEOGRAPHER: We are going to go back on 13 the record. The time is approximately 4:15, and we are 14 back on the record. 15 Counsel, you may proceed. 16 Q. (BY MS. BAIRD) All right. Mr. Morgan, this is 17 Katie Baird again. We're returning from a short break 18 that gave you and Mr. Holder the opportunity to discuss 19 a document that I had put up a moment ago, which I will 20 put back on the screen now. 21 All right. Mr. Morgan, can you see that 22 document up on your screen? 23 A. Yes, ma'am, I got it. 24 MS. BAIRD: All right. And I'm not sure how 25 we're doing the exhibits. But we do want to mark this	Page 376 1 A. This time -- 2 MR. HOLDER: Objection to form. 3 A. This is first time I've ever seen this. 4 Q. (BY MS. BAIRD) But that is your signature; 5 right? 6 A. Yes, ma'am. 7 Q. All right. 8 All right. So this -- this is a release and 9 indemnity agreement, and it shows that you are -- 10 I'm sorry. My first time using this. I'm not 11 real good with this technology. 12 And this says you were paid the sum of \$3,000 by 13 Foster Wheeler; do you see that, sir? 14 A. Yes, ma'am. 15 Q. All right. And it says that in exchange for 16 that payment that you released and forever discharged 17 Foster Wheeler Energy Corporation; do you see that? 18 A. Yes, ma'am. 19 Q. All right. And -- says that you release Foster 20 Wheeler from any and all -- 21 MR. HOLDER: Objection to form, to that last 22 question, the "did you see that"; "did you see that." 23 Those questions. 24 MS. BAIRD: Okay. 25 MR. HOLDER: Sorry.
Page 375 1 as an exhibit, whether that's Defense Exhibit 2, or 2 Foster Wheeler Exhibit 1. I don't remember how the 3 previous exhibit was marked. 4 (Defendant Foster Wheeler, Exhibit Number 1 5 is marked for identification, Release and 6 Indemnity Agreement dated October 1st, 2001.) 7 Q. (BY MS. BAIRD) All right. Mr. Morgan, we took 8 a break so that you and Mr. Holder could discuss, 9 because he had said that you had not seen this document 10 before. 11 A. Never seen it, no. 12 Q. All right. Well, if you would, sir -- actually, 13 I'm scrolling; so I'll scroll down to page 4 for you. 14 All right. And on page 4, it shows that this 15 document is dated October 1st, 2001. You see that right 16 there, sir? 17 A. Yes, sir -- ma'am. 18 Q. Is that your signature? 19 A. Yes. 20 Q. All right. And is that your wife; Dorothy 21 Morgan's signature just below yours? 22 A. Yes. 23 Q. All right. So fair to say, then, that if you 24 signed this document on or around October 1st, 2001, you 25 have seen it at some point in time; is that right?	Page 377 1 MS. BAIRD: That's fine. 2 MR. HOLDER: Go ahead. 3 Q. (BY MS. BAIRD) All right. And so this says 4 that in exchange for that payment you released and 5 forever discharged Foster Wheeler Energy Corporation 6 from any and all claims, demands, debts, heirs, costs, 7 and causes of action whatsoever -- of whatsoever nature 8 for personal injury or any other cause of action 9 provided for or allowed by any laws of the State of 10 Mississippi, or the United States, or any other 11 governmental entity known or unknown heretofore 12 hereafter accruing in any matter directly or indirectly 13 out or in connection with the allegations in your 14 petition and claim for damages. 15 Did that read that correctly, sir? 16 MR. HOLDER: Objection to form. And this is 17 obviously from his asbestosis case. 18 You can answer, obviously, to the, "Did she read 19 it correctly." 20 THE WITNESS: Yes, she read it right, yeah. 21 Q. (BY MS. BAIRD) Okay. And your asbestosis case 22 was the case in Yazoo County, Mississippi, that's 23 referenced in this line; is that right, sir? 24 A. Yes. 25 MR. HOLDER: Objection to form.

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Page 378 1 Q. (BY MS. BAIRD) And this next provision says: 2 As part of the consideration for payment of the above 3 sum, which is \$3,000, the undersigned, which are you and 4 your wife, have agreed to and do hereby covenant and 5 agree to forever indemnify and hold harmless the 6 released parties from any liability arising out of any 7 and all claims, demands, actions, causes of action of 8 whatsoever nature or character, which have been or may 9 hereafter be asserted by any person or entity claiming 10 by, through, or under the undersigned? 11 Did I read that part correctly, sir? 12 A. Yes. 13 MR. HOLDER: Objection to form. 14 Q. (BY MS. BAIRD) And I know that you had told 15 Mr. Holder when he asked you about prior settlements a 16 couple of days ago, that it was your understanding that 17 these -- that any of those settlements were just for 18 your asbestosis claim. But based on this provision, you 19 have released Foster Wheeler from all claims; would you 20 agree with that? 21 MR. HOLDER: Objection to form. This is 22 misleading, and the -- this is improper. 23 A. It's not anything -- 24 MR. HOLDER: Go ahead. 25 A. It's not anything about cancer.	Page 380 1 it. 2 It says: I, Janet Ward Black, individually and 3 on behalf of Donaldson and Black, P.A., as attorneys for 4 Claimants, certify that I have explained the terms of 5 this release to my clients. 6 Did I read the correctly, sir? 7 MR. HOLDER: Objection to form. 8 (Pause in proceedings.) 9 MR. HOLDER: She's just asking if she read it 10 correctly. 11 THE WITNESS: Yes, she did. Uh-huh. 12 Q. (BY MS. BAIRD) Okay. Thank you. I wasn't sure 13 if you were still looking at it. 14 And I'm looking at this section right now, 15 that's also highlighted; in this part right here says 16 that you have been fully informed of the terms, 17 contents, conditions, and effects. Do you remember -- 18 MR. HOLDER: Objection to form. Sorry. Go 19 ahead. 20 Q. Do you remember speaking with Ms. Ward -- or 21 Ms. Ward Black about this agreement? 22 MR. HOLDER: Objection to form. Go ahead. 23 I think you've already answered it, Eddie, but 24 you can go ahead and answer. 25 A. It's nothing about cancer on there. That's
Page 379 1 Q. (BY MS. BAIRD) Okay. But I did read that 2 provision correctly, sir? 3 A. All claims and -- 4 It doesn't say what it's for. 5 Q. All right. Well -- well, let me move on, then, 6 and ask you this: Were you represented by -- you were 7 represented by counsel in the Mississippi lawsuit; is 8 that right? 9 A. I don't know. 10 MR. HOLDER: Objection to form. 11 Q. (BY MS. BAIRD) All right. Well, if -- let me 12 scroll down here to page 5. This says that you were 13 represented by a law firm named Donaldson and Black, 14 and, specifically, your attorney's name was Janet Ward 15 Black. Do you see that, sir? 16 A. Yes, uh-huh. 17 MR. HOLDER: Objection to form. 18 Q. (BY MS. BAIRD) All right. And -- and this 19 right here says that: Ms. Ward black, as your attorney, 20 certificates that she explained the terms of the release 21 to her clients -- meaning you and your wife. Is that 22 right sir? 23 MR. HOLDER: Object to -- objection to form. 24 You're inserting language into the document. 25 Q. (BY MS. BAIRD) All right. Well, I'll just read	Page 381 1 right, what you read right there. 2 Q. (BY MS. BAIRD) Okay. And I understand that it 3 doesn't specifically say cancer, but this part that I 4 read to you just a minute ago, you see where it says -- 5 MR. HOLDER: What's she's trying to get you to 6 say, "that it should mean cancer." 7 Right, Ms. Baird? 8 MS. BAIRD: Jonathan -- 9 MR. HOLDER: I mean, this is improper. This is 10 wildly improper to try and push this on an 87-year-old 11 man, that's sick with cancer, to try and get him to say: 12 Hey, this 20-year-old release for another disease, it 13 should mean cancer. I just think that's wildly 14 improper. 15 MS. BAIRD: Well, Jonathan, with all due 16 respect, you asked him on the first day of this 17 deposition about prior settlements and what his 18 understanding of what those settlements meant, was, and 19 so I have every right to question him about this 20 settlement and release agreement. 21 MR. HOLDER: And he's asked and answered it, and 22 he said: It doesn't have anything to do with cancer. 23 And you're saying: Are you sure it doesn't have 24 anything to do with cancer? Because it says this and 25 this.

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Page 382 1 MS. BAIRD: Jonathan, it is what it says. He 2 can't tell me -- 3 MR. HOLDER: Go ahead. Finish your questioning. 4 Finish your questioning, please. 5 MS. BAIRD: All right. 6 Q. (BY MS. BAIRD) All right. So I'm just going to 7 read you this one last provision, sir. And it says: 8 The undersigns fully understand that this is a full, 9 complete, and final release as to the released parties, 10 and that the above-mentioned sum is all the money that 11 is to be paid by the released parties only as it results 12 of the injuries, losses, and damages sustained, or which 13 may ever be sustained by the undersigned arising out of 14 the occurrence or events which are or could have been 15 subject to the lawsuit. 16 Did I read that correctly? 17 A. Yes. 18 MR. HOLDER: Objection to form. 19 MS. BAIRD: All right. Jonathan, that's all 20 my questions about this for now. I do reserve the right 21 to -- 22 MR. HOLDER: No, I'm glad that we -- I'm glad 23 that we -- I'm glad that we got it on the video for the 24 jury. They're going to enjoy this part. 25 MS. BAIRD: All right.	Page 384 R E P O R T E R ' S C E R T I F I C A T E 1 2 3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR, 4 and Registered Professional Reporter, RPR, Certified 5 Shorthand Reporter, CSR, do hereby certify that the 6 transcript of the foregoing proceedings accurately 7 reflects the events that occurred before me to the best 8 of my ability at the time and place set out on the 9 caption hereto, the witnesses having been duly cautioned 10 and sworn, or affirmed, to tell the truth, the whole 11 truth, and nothing but the truth. 12 I FURTHER CERTIFY that I am neither counsel for, 13 related to, nor employed by any of the parties to the 14 action in which these proceedings were taken or to any 15 attorney or counsel employed by the parties hereto, nor 16 financially interested, directly or indirectly, in the 17 outcome of this action. 18 CERTIFIED AND SIGNED on this 8th day of March, 2021. 19 20 S/: Rolayne M. Volpe 21 22 ROLAYNE M. VOLPE, CCR, RPR, CSR 23 Certified Court Reporter and 24 Registered Professional Reporter 25 and Certified Shorthand Reporter
Page 383 1 MR. HOLDER: Are we going to take down the 2 document, or are we going to leave it up for the rest of 3 your questioning? 4 MS. BAIRD: I'm happy to take it down. 5 MR. HOLDER: There we go. 6 MS. BAIRD: All right. So I may have additional 7 on the document and any follow-up questions after I look 8 at my notes. But I'm going to pass the witness for now. 9 Thank you, Mr. Morgan, for your time. I 10 appreciate it. 11 THE WITNESS: All right. 12 MR. HOLDER: Thank you, Katie. 13 We -- it's been a long week and a long day. 14 And Mr. Morgan, when we were off, was remarking that 15 he's -- he's bushed. So I think we're going to wrap up 16 for today, and we will plan to resume again on Monday. 17 Unless hearing any objection, we can go off the 18 record, and we can discuss scheduling. 19 THE VIDEOGRAPHER: Okay. Hearing nothing. The 20 time is approximately 4:25, and we are off the record. 21 (The Discovery Deposition of Edward R. Morgan, 22 Sr., Day 2 of 4, adjourns at 4:25 p.m. (EST), on 23 February 26th, 2021, to reconvene on March 1, 2021, 24 10:00 a.m. (EST).) 25	Page 385 E R R A T A S H E E T 1 I have read the transcript of my deposition and 2 find that no changes are necessary. 3 4 EDWARD R. MORGAN, SR. * * * * * 5 6 Having read the transcript of my deposition, I 7 wish to make the following corrections (please state 8 reason): 9 10 Page: Line: Reason: 11 12 13 14 15 16 17 18 19 20 21 EDWARD R. MORGAN, SR. 22 23 Sworn to and subscribed before me this day of ____ 24 of ____, 20__, County of ____, State 25 of ____. Notary Public ____ My commission expires ____



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STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND) FIFTH JUDICIAL CIRCUIT

EDWARD R. MORGAN, SR., and)
DOROTHY A. MORGAN,)
)
 Plaintiffs,)
)
vs.)
)
ARMSTRONG INTERNATIONAL,)
INC., et al.,)
 Defendants.)

In Re:
Asbestos Personal Injury
Litigation Coordinated
Docket

DISCOVERY DEPOSITION OF:
EDWARD R. MORGAN, SR.
March 1st, 2021
Day 3 of 4

PURSUANT TO NOTICE, the remote videotaped discovery deposition of EDWARD R. MORGAN, SR., was taken via Zoom videoconference and summoned on behalf of the Defendants, on March 1st, 2021, from 10:12 a.m. (EST) to 3:52 p.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

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PLAINTIFF'S
EXHIBIT

24L

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March 01, 2021

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Page 396		Page 398	
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Page 399 1 The following proceedings were taken pursuant to 2 the South Carolina Rules of Civil Procedure. 3 Discovery Deposition, Day 3 of 4 4 March 1st, 2021 5 * * * * * 6 THE VIDEOGRAPHER: We are now on the record. 7 The date today is March 1st, 2021, and the time is 8 approximately 10:12 a.m. This is the continued 9 videotaped deposition of Edward Morgan. The witness has 10 previously been sworn in. 11 Counsel, you may proceed. 12 EXAMINATION 13 BY MS. SULLIVAN: 14 Q. Thank you. Good morning, Mr. Morgan. My name 15 is Kimberly Sullivan. Can you hear me okay? 16 A. Yes, ma'am. Good morning. 17 Q. Great. I just have a few questions for you to 18 just follow up on some things that you've talked about. 19 I want to talk about the second time that you were at 20 Bowater on the job where you were tightening the bolts. 21 I -- on Friday morning, when you were being questioned 22 by Mr. Elder, you said at one point that a supervisor 23 had come over to you and raised Cain. And I believe you 24 said that you don't remember the name of that 25 supervisor; correct?	Page 401 1 all the power cut off in that section we was working in, 2 and he kind of raised Cain when he come out there -- 3 when I got hit, and said, John Brown, they supposed to 4 cut that off. He says: That's another line coming in 5 here. So they didn't have it dead. We call it dead 6 when you disconnect something. It wasn't dead; it was 7 still a live. He raised Cain. He was raising Cain with 8 them, not me. 9 Q. (BY MS. SULLIVAN) Right. Right I. Understand. 10 Okay. And do you remember what day was that? 11 In other words, how many days had you already been 12 working at Bowater when that incident happened? 13 MR. HOLDER: Objection to form; asked and 14 answered. 15 A. I think we just started. I can't remember exact 16 on it. 17 Q. (BY MS. SULLIVAN) Was it the first day? 18 MR. HOLDER: Objection to form. 19 A. I believe it was, yes, ma'am. I believe it was. 20 Q. (BY MS. SULLIVAN) Okay. And then did you work 21 any more days at Bowater after that? 22 MR. HOLDER: After what? After the shocking, or 23 after that project? Sorry, we need to be clear on the 24 record. 25 MS. SULLIVAN: Sure.
Page 400 1 A. I don't -- I don't -- I don't know that part, 2 no. 3 Q. Okay. Do you remember saying that a supervisor 4 had come over to you -- this was the incident when you 5 got shocked and you said the supervisor came over? 6 A. Oh, yeah. You talking about -- yes, ma'am. You 7 talking about Bowater, yes, ma'am. I didn't know the 8 supervisor. Yeah. When I got shocked, and he -- I had 9 to go to his -- he took me to up his office, and I slept 10 all night. Yes, ma'am. 11 Q. Okay. And was that your Davis supervisor? 12 A. No, ma'am, it was a Bowater supervisor. I don't 13 know his name. 14 Q. Oh, okay. And how do you know it was a Bowater 15 supervisor? 16 A. I think he had his name on a little vest, like. 17 Q. Okay. And other than that interaction with him 18 when you had gotten shocked, did you have any other 19 interaction with him at Bowater? 20 A. No, ma'am. No, ma'am. 21 Q. Okay. And do you know generally what his job 22 was at Bowater? 23 MR. HOLDER: Objection to form. 24 A. I don't know. He must have been something with 25 the electrical, because he was supposed to have every --	Page 402 1 Q. (BY MS. SULLIVAN) I think he had said this was 2 his second and last time at Bowater. Is that correct, 3 sir? 4 MR. HOLDER: Right. I was just making sure you 5 didn't mean after the shocking. Go ahead. 6 MS. SULLIVAN: Right. And that's what I'm 7 trying to establish next. 8 MR. HOLDER: Okay. 9 Q. (BY MS. SULLIVAN) This job where you were 10 shocked, that was the last job that you had at Bowater; 11 correct? 12 A. Yes, ma'am. On the shutdown, yes, ma'am. 13 Q. Okay. And now I'm going to be more specific. 14 When you were shocked, did you work any more days at 15 Bowater on that job? 16 A. No, ma'am. 17 Q. Okay. Did you go back home, then? 18 A. No. We went -- I can't remember exactly. We 19 left there -- a crew -- our crew, and I don't know where 20 they went to, to tell you the truth. 21 Q. Well, what I mean is, I think you said that you 22 slept that night in the supervisor's office; correct? 23 A. Yes, ma'am. 24 Q. So that next day when you got up, did you stay 25 at Bowater and work that day?



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Page 403 1 A. I think I went on home. 2 Q. Okay. And did they do any type of incident 3 report that you know of? 4 A. No, ma'am. 5 Q. And did anyone take a statement from you? 6 A. No, ma'am. 7 Q. Okay. Now, when you started working for Davis 8 and Daniel, were you completely finished with your 9 racing and your work at the Pontiac dealership? 10 A. I quit in '61 or -- might have been '63. Right 11 in there. I can't remember exact. But that's when I 12 quit racing and quit the Pontiac place. 13 Q. Okay. And so when you started working at 14 Davis -- in other words, there was no overlap between 15 your job with Davis and your job at the Pontiac 16 dealership? 17 A. No, ma'am. I quit there and then went and 18 worked with Davis and them. 19 Q. Okay. And then while you were working at 20 Champion, I believe you said that you were there for 21 about two years. Was that two years continuous at the 22 Champion jobsite? 23 A. Yes, ma'am. We -- we had a motel. We got us a 24 motel, and we stayed there. We'd go up there every 25 Sunday morning and drive the car from Rock Hill up	Page 405 1 control room where you went out, and we was right there 2 at the boilers to go back to home. You know, every time 3 we'd come by -- we'd come by the boilers going to the 4 job. 5 Q. (BY MS. SULLIVAN) Okay. And maybe if you can 6 just start, describe for me, like -- from, like, the 7 parking lot or wherever you would enter, if you could 8 describe for me, then, where this control room is where 9 you were working? 10 A. Great day. 11 MR. HOLDER: Objection. If you understand the 12 question. 13 THE WITNESS: I did. I thought she wanted to 14 know where it was. And I know it was on the second 15 floor, but I -- I can't tell you -- 16 MR. HOLDER: Yeah. The best you're able is all 17 she's asking. 18 Q. (BY MS. SULLIVAN) Do you know what building it 19 was in? 20 A. No, ma'am, I -- I don't. It's a big 'ole 21 building. I don't know whether they had it numbered or 22 what. But the boiler, the boiler room was down on the 23 left. It was like north. And we was going east to go 24 to the control room. But I -- we was on the second 25 floor, but I couldn't tell you what building it was.
Page 404 1 there, and, you know, we was home on the weekend, 2 Saturday and Sunday. And Sunday morning, we'd be riding 3 up there for Monday morning to go to work. 4 Q. So for the two years while you were working at 5 Champion, you weren't going off and, in-between, working 6 at any other jobsites; correct? 7 A. Not that I know of, no. We stayed there. 8 Q. Okay. And now as I understand what you 9 described, you had two separate times where you worked 10 at Bowater. And I'm wondering, are you able to estimate 11 how much time there was between the two? 12 A. No, I couldn't. I can't remember. 13 Q. Okay. Do you think that they were in the same 14 year or different years? 15 A. Probably in the same year. Because -- 16 Q. Okay. 17 A. Okay. 18 Q. And you've described that work as -- the second 19 time that you were at Bowater, as being in the control 20 room. And I'm trying to get just a little better idea 21 of exactly where that room is, and what it's next to. 22 Are you able to describe that for me? 23 MR. HOLDER: Objection to form. 24 A. We were in that section, but I think we went 25 down -- and there was a door down at the end of that	Page 406 1 I'm sorry. 2 Q. That's okay. I know it was a very long time 3 ago, and I'm just trying to get whatever your best 4 recollection is. 5 Now, it was in the pulp mill; is that correct? 6 We're talking about the pulp mill part? 7 MR. HOLDER: Objection to form. Misstates prior 8 testimony. So -- go ahead. 9 A. It's in that section, yes. 10 Q. (BY MS. SULLIVAN) Okay. And is the control 11 room -- that's the area where you were working when you 12 got shocked; correct? 13 A. Yes, ma'am. 14 MR. HOLDER: Objection to form. 15 A. It wasn't -- it wasn't a control room. This is 16 where all the bus come -- all the wires and switches and 17 everything come in that one section. We called it our 18 control room. I don't know what else to call it. 19 Q. (BY MS. SULLIVAN) Do you know if it may have 20 been called the transformer area? 21 A. No. 22 MR. HOLDER: Objection to form. 23 A. No, wasn't messing with a transformers, no, 24 ma'am. These -- it's busbars, and, great day, I'd say 25 they 50-foot long or maybe longer, and there was just a

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Page 407 1 row of them where the motors and come in to this bus -- 2 what I'm talking about a busbar, is a big copper pieces, 3 two inches wide and a quarter-inch thick of copper. And 4 it run down through there and had lugs on that bolt, you 5 could bolt to that. And that's where the nuts were 6 loose on that. I mean, I guess, from vibration. And we 7 were going in there and just tightening those nuts for 8 the shutdown. 9 Q. (BY MS. SULLIVAN) Okay. And is there any other 10 equipment or things in this control room that you can 11 recall, besides what you've described? 12 MR. HOLDER: Objection to form. 13 A. No, ma'am. That's all. 14 Q. (BY MS. SULLIVAN) Okay. 15 A. That's the only place we was at. 16 Q. Do you have any documents, Mr. Morgan, that 17 would relate to your work at Bowater, such as pay stubs 18 or any calendar that you kept? 19 MR. HOLDER: Objection to form. 20 A. No, ma'am. I don't believe I kept anything from 21 Bowaters, records or check stubs or nothing, no. 22 Q. (BY MS. SULLIVAN) Okay. And you were paid by 23 Davis when you worked at Bowater; correct? 24 A. Yes, ma'am. 25 MR. HOLDER: Objection.	Page 409 1 going to be in that -- I don't know what that stuff was. 2 You know? It wouldn't kill you, then. 3 Q. (BY MS. SULLIVAN) And is that what you had 4 described on your -- what was your first job at the 5 Bowater plant? 6 A. I believe that, yeah, and the control room. 7 That -- that's about it, yes, ma'am. 8 Q. Okay. And so have you described all of the work 9 that you remember at Bowater now? 10 MR. HOLDER: Objection to form; asked and 11 answered. 12 A. That's all I remember, yes, ma'am. 13 MS. SULLIVAN: Okay. That's all the questions 14 that I have. Thank you, Mr. Morgan. 15 THE WITNESS: You're welcome. 16 MR. HOLDER: I know David Traylor had sent me a 17 couple of documents on Friday and then we ended up 18 stopping before he asked questions. 19 David, I don't know if you're wanting to hop in? 20 You're on mute right now. There you go. 21 MR. TRAYLOR: Yeah. Jonathan, I can go ahead, 22 but I'm not set up to display or share the screen. I 23 was -- and when I sent those to you -- 24 MR. HOLDER: I can do it. 25 MR. TRAYLOR: Oh, okay. That's what I thought.
Page 408 1 Q. (BY MS. SULLIVAN) And Davis set up your 2 schedule for you when you were doing your work at 3 Bowater? 4 MR. HOLDER: Objection. 5 A. Yes, ma'am. 6 Q. (BY MS. SULLIVAN) Okay. And did your 7 supervisor from Davis tell you what your work would be 8 each day? 9 MR. HOLDER: Objection to form. 10 A. Yeah. He would either come by the house, pick 11 me up, and we'd go to another one, or whatever, yeah. 12 Q. (BY MS. SULLIVAN) Okay. Mr. Morgan, have you 13 described all the work that you remember at Bowater? 14 MR. HOLDER: Objection. 15 A. That -- I told you about the big building that 16 had this white stuff in there; we were putting lights in 17 it. It's pretty tall. I'm -- I'm not good on them. 18 But I'll say, God, 50 feet up in the air or 100. And 19 they had this white stuff in there, and it -- the 20 building was done -- they done had the top on it and the 21 sides, and the front was open, and we were up in the top 22 of that running conduit pipe across there to put our 23 lights -- they wanted lights up in there at night where 24 they could see, and there was white, puffy stuff -- 25 that -- up under, if you fell maybe 10 feet, you was	Page 410 1 Okay. That's good. Yeah, I can go ahead right now. 2 MR. HOLDER: Okay. Let me make sure that I have 3 those pulled up. 4 MR. TRAYLOR: Okay. Thanks. 5 MR. HOLDER: Yeah. You can go ahead and start 6 asking, questions and I'll get them pulled up, while the 7 intro -- 8 MR. TRAYLOR: For the court reporter, are we 9 still on the record, Rolayne? 10 THE COURT REPORTER: Yes, we're on the record. 11 MR. HOLDER: Yes. We never went off the record, 12 Dave. 13 MR. TRAYLOR: Okay. Very good. 14 EXAMINATION 15 BY MR. TRAYLOR: 16 Q. Mr. Morgan, my name is David Traylor. Can you 17 hear me okay? 18 A. Yes, sir. 19 Q. Okay. I just have what I think will be a few 20 questions. Your lawyers provided us with several 21 documents, and one of them was your social security 22 statement, and I'd like to make that an exhibit. I 23 don't know whether it's -- how we're doing the defense 24 exhibits. We can mark it Zurn Exhibit 1, if we want to. 25 MR. HOLDER: I think -- yeah, go ahead. Sorry.

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Page 411 1 I didn't know we were doing by -- if you wanted 2 to go by Defendant, but that's fine if y'all want to do 3 that. 4 I am still connected by phone. My video blipped 5 out due to Internet; so I'm trying to pull it back up 6 which will allow me to show the documents. So if you 7 get to that point, just bear with me. 8 MR. TRAYLOR: Okay. Well, I guess I'm at that 9 point. 10 MR. HOLDER: Okay. Well, give me one second, 11 and I'll get it pulled up. 12 MR. TRAYLOR: That will be great. 13 (Defendant Zurn, Exhibit Number 1, is marked 14 for identification, Mr. Morgan's Social 15 Security Statement.) 16 MR. HOLDER: Okay. And you want to start with 17 the social security earnings statement? 18 MR. TRAYLOR: Yes, please. 19 MR. HOLDER: Okay. All right. 20 Q. (BY MR. TRAYLOR) Okay. Mr. Morgan, on the 21 screen, you see a document that we received from your 22 lawyers, and it's from the Social Security 23 Administration; and on the first page, it lists your 24 name, and it looks like it was sent to the Ward Black 25 Law Firm. I'd like to go to page 2 -- or the second	Page 413 1 And then you -- okay. And you worked at the 2 Celanese plant up until about 1996, when you retired? 3 A. Yes, sir. 4 MR. TRAYLOR: Okay. I think those are all 5 the questions I have, but I would like to also mark 6 as the second exhibit, or Zurn 2, I don't know how 7 we're marking them. The Exhibit A, which is the 8 worksites, I'm not -- I don't have any questions 9 on -- on that for you. But I'd like to have it marked 10 as an exhibit. 11 (Defendant Zurn, Exhibit Number 2, is marked 12 for identification, Morgan's Worksites, 13 Exhibit A.) 14 MR. HOLDER: That's fine. If it's okay with 15 you, I'll just forward your email to the court reporter? 16 Is that okay? 17 MR. TRAYLOR: That would be great. Thank you, 18 Jonathan. 19 Thank you, Mr. Morgan. I wish you the best. 20 THE WITNESS: Thank you. I appreciate it. 21 MR. HOLDER: Who do we have next? 22 MR. WILSON: Larry Wilson for ViacomCBS, if 23 nobody wants to go first? 24 MR. HOLDER: Okay. 25 Go ahead, Larry.
Page 412 1 page, if we could. 2 And down just a -- a little bit more, Jonathan 3 or up. Yeah. Yeah. 4 I've marked -- you see where I've highlighted 5 AME, Mr. Morgan? 6 A. Oh, yes, sir. Uh-huh. 7 Q. Okay. And that's the entry after you worked 8 with Davis and Daniel; is that correct? 9 A. I believe so, yes, sir. 10 Q. Okay. And you'll see the document indicates 11 that you started working at AME sometime between April 12 and June of 1967, where that \$838.13 is, and you stopped 13 working at AME between July and September of 1968; do 14 you see that? 15 A. Yes, sir. 16 Q. Okay. And then -- 17 A. I guess -- I guess that's about right. 18 Q. Okay. 19 A. It's been a long time. 20 Q. No, I understand. 21 And the next job you have after working at AME 22 is the job at the Celanese plant in Rock Hill, which you 23 started in 1968. 24 A. Yes, sir. 25 Q. Does that --	Page 414 EXAMINATION 1 BY MR. WILSON: 2 Q. Good morning, Mr. Morgan. Can you hear me okay? 3 A. Yes, sir. Good morning. 4 Q. Good morning. Do you recall in what year 5 of 19- -- I'm sorry. Do you recall in what month of 6 1972 that you started in the powerhouse at Celanese? 7 A. No, sir. When I first started, I went to the CA 8 building. Like I said, it was -- the economy or 9 something, people was laying off, and my big boss, 10 Emmet Hall, come up, and he was over -- I call him big 11 boss -- he was over all the maintenance and everything 12 of Celanese at time -- and he said: Eddie, they going 13 to -- might lay y'all off. And said: If you want to go 14 to the powerhouse, I'll make you a boilermaker, and I'll 15 pay you more money, and you won't get laid off. I said: 16 Put me on the wagon. I will go with you. 17 Q. And -- but you're not able to say what month 18 that was in 1972? 19 A. No, sir, I wouldn't. All I know is he said I'd 20 make more money; I had three youngins. 21 Q. Okay. Can you -- can you give us a better 22 picture of the powerhouse at Celanese? And my question 23 more specifically is, was there only one powerhouse that 24 you worked in there? 25

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Page 415 1 A. Yes, sir. 2 MR. HOLDER: Objection. 3 Q. (BY MR. WILSON) Okay. I was looking through 4 some records, and they said, Powerhouse Number Two. Do 5 you know of any such building there? 6 MR. HOLDER: Objection to form. 7 A. No, sir, I don't. 8 Q. (BY MR. WILSON) Okay. If something's labeled 9 as Powerhouse Number Two, that's not a building that you 10 worked in? 11 MR. HOLDER: Objection to form. 12 A. No, sir. Behind our -- behind the powerhouse, 13 there was a -- a big 'ole substation. Now, I don't know 14 what they call that substation behind that. That was 15 electrical, you know. 16 Q. (BY MR. WILSON) You never went to the 17 substation? 18 MR. HOLDER: Just put on the next question -- 19 just put on the record, if there are documents that have 20 any descriptions or anything that Counsel would like to 21 question Mr. Morgan about, we'd just ask that you show 22 Mr. Morgan so he can actually give some kind of informed 23 answer. But, go ahead, Larry. 24 Q. (BY MR. WILSON) You never worked in the 25 substation behind the building; right?	Page 417 1 out of the way. 2 Q. And on the second floor of the powerhouse, there 3 were two of those doors? 4 A. On this end, and I call it -- say, the south end 5 and the north end. 6 Q. Okay. So four total doors on the second floor 7 of the powerhouse? 8 A. Wait a minute. I might have told you a story, 9 there. 10 Okay. There's some doors, too, all the way up 11 on top, and they were up, like, the co-bunker. But I'm 12 not sure how far they opened up. They were small. They 13 wasn't big like the big doors on the floor there. 14 Q. Okay. So on the second floor -- and we'll 15 talk about the first floor in a second. But on the 16 second floor of the powerhouse, there were four 17 industrial-sized garage doors that opened and closed; 18 correct? 19 A. Yes, sir. Manually. 20 Q. Okay. And on the first floor of the powerhouse, 21 one level down, were there more garage doors that opened 22 and closed? 23 A. They were just regular doors on them, just like 24 a house going in -- two doors, you know, opened. 25 Q. Okay. And when -- when you came in and when you
Page 416 1 A. No, sir. 2 Q. That's correct, that you did not? 3 A. Right. I did not. 4 Q. Okay. In the Celanese powerhouse, you mentioned 5 there were doors that opened in and out of the 6 powerhouse; correct? 7 A. Yeah. 8 MR. HOLDER: Objection. 9 A. The bottom floor and the second floor where the 10 operators were, you had a door 20-feet tall or better -- 11 I guess two of them -- that was on rollers, sliding 12 back, putting them together, and they were on each end 13 of the plant, right on the second floor. 14 Q. (BY MR. WILSON) Okay. And so -- 15 A. Get in a little air in the summertime, because 16 it's hot down there. 17 Q. And those would be, like, industrial garage door 18 sizes, maybe 20 -- 19 A. Pretty -- yeah. They was two or three inches 20 thick and metal over the top of it. It was metal doors. 21 Q. With some type of roller system to help them -- 22 A. Yes. 23 Q. -- go up or down? 24 A. Yes, sir. Up at the top of them, just roller, 25 you'd just slide them. Push with one hand and push it	Page 418 1 left the powerhouse, was that through the first floor? 2 A. What do you mean "left" it? The whole thing is 3 the powerhouse. 4 Q. When you left the -- the actual powerhouse to go 5 home or to leave your job, did you leave through the 6 first floor? 7 A. Yeah. Because we had a -- on the first floor, 8 we had a -- back then, we had a -- what do you call it? 9 I get -- we had to punch in. You had to punch in a 10 clock there, and we'd punch in there, and then we'd run 11 from there a half-mile up on top of the hill, get our 12 car, and go home. 13 Q. Okay. Inside of the powerhouse, there were four 14 turbine generators; correct? 15 A. Yes, sir. 16 Q. Okay. And you said there was a fifth one with a 17 Swedish name. Was that also inside the same powerhouse? 18 A. Yes, sir. 19 Q. Okay. So five total turbine generators in the 20 powerhouse? 21 A. Yes, sir. Westinghouse and a Swedish. I always 22 called it a Stolball (phonetic). I'm not sure. Because 23 it -- it was a Swedish turbine. 24 Q. Okay. We talked about the first and second 25 floors of the powerhouse. How many total floors or

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Page 419 1 levels were in the powerhouse? 2 A. Just that first floor, and then the next floors 3 are -- I don't call them floors. It's catwalks that go 4 around the boiler. They're about, you know, four-feet 5 wide and made out of the old grating stuff. I mean, you 6 can see -- it's metal, and you walk on that and had 7 handrails on both sides; if you touch them, it'd burn 8 you in the summertime. But that's all. And then you go 9 on up to the fourth floor before there was a cement 10 floor. 11 Q. Okay. What floor was -- were the four 12 Westinghouse turbines on? 13 A. I would call that second floor. 14 Q. Okay. So it was the same floor where -- where 15 Celanese had the industrial-sized garage doors that 16 opened? 17 A. Yes, sir. There's a -- 18 Q. You testified earlier that there was a janitor 19 whose job was to clean the powerhouse. Do you recall 20 that testimony? 21 A. I think they used to have one there, yeah, 22 because he did the break area and all around the 23 turbines. They had a -- like a -- you know, a mop about 24 four-foot -- no, I'm going to say three-foot wide, and 25 he'd just push that around, dusting things off, usually.	Page 421 1 boilermakers on your team of boilermakers there at 2 Celanese? 3 A. Let me count. One, two -- I think there was six 4 of us. 5 Q. Does that include the one that was already a 6 boilermaker when you switched from the CA building? 7 A. No, sir. They didn't have any. They had one 8 boilermaker at the powerhouse before we got there, and 9 he was -- Jay Gardner, and he did all the work. I don't 10 know who helped him, you know, the whole time he was 11 there. And when it come up for us, we went there, and 12 thataway they made us boilermakers. And, like I said, 13 got more money for the kids. But Jay, they just went on 14 and made him the supervisor then. Jay Gardner -- 15 Q. Okay. 16 A. -- for the boiler. 17 Q. So the -- so the team of new boilermakers moved 18 over, and you were on that team? 19 A. Yes, sir. 20 Q. And that was about six or so gentlemen? 21 A. Let me count on my fingers. Me, Joe -- at least 22 six. Six of us, yeah. 23 Q. And you -- the six were all supervised by 24 Mr. Gardner, who had worked as a boilermaker previously? 25 A. Yes, sir.
Page 420 1 Q. And do you recall his name? 2 A. I can see him. But I -- James -- God -- it's 3 James something. I can -- 4 Q. Was it his job to just clean the powerhouse, or 5 was he all throughout the plant? 6 A. I think he just had the powerhouse, because they 7 had him -- CA and AR, they had their own. They call 8 them janitorial service. 9 Q. Okay. And so -- was that true for the whole 10 time you worked in the powerhouse from '72 until, I 11 think, '86, you recall a full-time janitor cleaning in 12 the powerhouse? 13 A. As far as I know, they had them, yeah, yes, sir, 14 when I left. 15 Q. Okay. Do you recall seeing him stationed on the 16 second floor, or the turbine deck? 17 MS. PUTNAM: Form. 18 MR. HOLDER: Objection. 19 A. Seeing what now? 20 Q. (BY MR. WILSON) Do you recall seeing that 21 full-time janitor cleaning the turbine floor, where the 22 turbines were in the Celanese powerhouse? 23 A. The floor part, he might have cleaned a little 24 bit. He didn't clean the turbines, nothing. 25 Q. Did you tell us, Mr. Morgan, there was six	Page 422 1 MS. PUTNAM: Form. 2 Q. (BY MR. WILSON) Were all of the boilermakers on 3 your team in the boilermakers union? 4 A. No, sir. 5 MR. HOLDER: Objection. 6 Q. (BY MR. WILSON) Were you in the boilermakers 7 union when you worked at Celanese? 8 A. No, sir. 9 MR. HOLDER: Objection; form. 10 A. We was in a union, but it wasn't no boilermaker 11 union. I can't remember none of them. 12 Q. (BY MR. WILSON) You don't recall which union it 13 was? 14 A. That's right. I'd have to look and see if I can 15 find something -- I -- I see where the old place we used 16 to meet at on Mt. Gallon. They had a meeting place up 17 there. I can't remember for sure. 18 Q. Okay. Were you ever a member of the millwright 19 union out of Charlotte? 20 A. No, sir. 21 Q. Okay. Did you ever work with anybody on your 22 team that was a millwright union member out of 23 Charlotte? 24 A. No, sir. 25 MR. HOLDER: Objection; form.

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Page 423 1 Q. (BY MR. WILSON) Did you ever work with or 2 around any contractors or other workers that were 3 millwrights based out of Charlotte? 4 MR. HOLDER: Objection; form. 5 A. Not out of Charlotte. They were from 6 Charleston. One time, they were working on Number 7 Five -- Number Six -- Five boiler, and they were from 8 Charleston. But they had -- they were boilermakers and 9 everything in that crew. 10 Q. (BY MR. WILSON) You said you did not work in 11 the powerhouse prior to becoming a boilermaker in 1972; 12 do you recall that? 13 A. Yes, sir. 14 Q. Why was the powerhouse off limits for -- for you 15 before 1972? 16 MR. HOLDER: Objection to form. 17 A. Well, you just had a job, in the CA building, 18 that's where you worked all the time. You didn't -- you 19 didn't go to the powerhouse, and you didn't go to the 20 river, pump station, or nothing. That was your area. 21 If you'd got out of there, they'd probably chewed you 22 out. I mean you know, everybody had a certain place 23 where they worked. 24 Q. (BY MR. WILSON) When -- when you were allowed 25 to go into the powerhouse and you became a boilermaker,	Page 425 1 had an opening and a little crane at the back where we 2 could put big stuff, back the truck in, or whatever, 3 bring it in, but -- that one section. And then 4 Mr. Gardner's office is in there, too, on the left. It 5 would be, like, 20 by 20 on the left, and then our -- 6 the rest of our shop, we had our coffee machine or 7 whatever right there. 8 Q. Okay. And this -- this thing we're calling a 9 shop -- the room we're calling a shop, this was in a 10 separate room from the turbine deck or the -- the same 11 room that the turbines were in; correct? 12 A. No, sir. It's -- 13 MR. HOLDER: Objection. 14 A. -- it's down on the first floor. Turbine and 15 all is up on the second floor. 16 Q. (BY MR. WILSON) Okay. And did the shop for the 17 boilermakers have its own, like, entry door, and its own 18 separate room? 19 A. Yes, sir. 20 MR. HOLDER: Objection to form. 21 A. We had our little lockers, too, there, when you 22 come in. You know, your clothes or whatever you want to 23 change in the morning, you put it in there; and then if 24 you want to take a shower, you went up to the second 25 floor to the bath area and take a shower or brush off or
Page 424 1 who taught you how to work safely in that building? 2 DEFENSE COUNSEL: Form. 3 MR. HOLDER: Objection. 4 A. Actually, we didn't have any teachers. Jay 5 would say: Well, this is -- this is going to be hot 6 when you take this line loose, you know, and that's all 7 they would say, as far as -- I don't even think we had a 8 safety meeting, really, back then. 9 Q. (BY MR. WILSON) Did you say you didn't have a 10 safety meeting? 11 A. Yeah, we used to, later on in the years, we had 12 a safety meeting every now and again. But it'd be just 13 like sitting in the shop, talking like I'm talking to 14 you and shooting the breeze, smoking a cigarette there. 15 Q. Okay. And the shop -- the shop for your team of 16 six or seven, depending if you count Mr. Gardner as 17 boilermaker, you guys had a shop inside the powerhouse; 18 correct? 19 A. Yes, sir. 20 Q. What floor was that shop on? 21 A. That would be the first floor. 22 Q. Was it in a separate room from the powerhouse? 23 A. Yes, sir. Well, we had a top over it -- our 24 shop was down in the first floor, and we had a door 25 going to it and a wall on the right-hand side, and we	Page 426 1 whatever or put your work -- other clothes on to go 2 home. 3 Q. (BY MR. WILSON) Okay. When you came in in the 4 mornings, did you go and use that locker and change into 5 your work clothes? 6 A. Well, not all the way. I just kept some -- I 7 don't know whether I kept gloves, or a pair of socks, or 8 what, you know, in it. But I -- we'd come in, we'd come 9 up to the second floor -- well, I usually come in with 10 my clothes on the second floor, go in there and put my 11 coveralls on and come back down to the first floor to 12 the shop and get an assignment. He could give us our 13 assignments sometimes, and we'd go get our clothes on, 14 and then go to whatever area he said to go to. 15 Q. Okay. So when you came in in the morning and 16 you got your coveralls on and got your assignment, you 17 carried on with your workday; correct? 18 A. Yes, sir. 19 Q. And then before you left and went home, did you 20 take the dirty coveralls off and then go on about your 21 business and make your way home? 22 A. Yes, sir. I'd take them off, if I had to take 23 them home, I took -- I brought them home. They used to, 24 when I first went down there and when I first started, 25 they'd take my coveralls, and, you know, clean them; and

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Page 427 1 then they quit doing that, and I'd bring them home, and 2 my wife would wash them and take them back. 3 Q. When you say, "they would clean them," was that 4 Celanese that would cleaned your coveralls? 5 A. Yeah, they did for a while, and they quit it. I 6 don't know why. 7 Q. What were the years, if you can recall, that 8 Celanese cleaned your coveralls for you? 9 A. All of them. The whole time I -- you know, if I 10 worked in them dirty, or ever got it, the -- some of 11 them be dirty, they would -- they would take them and 12 get them washed and cleaned. 13 Q. And that happened -- 14 MR. HOLDER: I think he wanted a year. 15 A. Before that, my wife -- I'd take my coveralls 16 home, because they're mine, and I'd take them home and 17 get them cleaned. She'd wash them, and I'd come back. 18 Q. (BY MR. WILSON) In what year did Celanese start 19 doing it, rather than your wife? 20 DEFENSE ATTORNEY: Form. 21 A. I couldn't say for sure. I'd say on up -- I'd 22 say '85 or somewhere up in there, on up. They stopped 23 it. And I -- I didn't have to bring them home no more. 24 They'd always have them, and we'd put them up over there 25 at stores.	Page 429 1 12:00 to 1:00. 2 Q. (BY MR. WILSON) Uh-huh. Did you ever take time 3 to read some of the notices that you might have seen in 4 the breakroom? 5 MR. HOLDER: Objection; form. 6 A. Not as I know of, no, sir. 7 Q. (BY MR. WILSON) I'm going to ask you about some 8 testimony you had about the time you were by the nurse's 9 station, and they showed you how to wear a respirator. 10 Okay? 11 A. Yes, sir. 12 Q. Do you remember that testimony you gave? 13 A. Yes, sir. It was outside the nursing area up 14 there -- well, it's in front of the Celanese where you 15 come in, where they hire them and everything. Gates up 16 there, guards is up there, and she -- the nurse and them 17 had a place on the back side of that, and we'd stand out 18 there on the grass and all, and they would show us how 19 to put the mask on and all. 20 Q. Did the safety man show you how to put the mask 21 on, or was it the nurse? 22 MR. HOLDER: Objection. 23 A. I think it was the safety man. I can't remember 24 which one. They had two or three. You know, they were 25 younger, then. But they had some -- they had them, and
Page 428 1 Q. (BY MR. WILSON) Okay. In the boilermaker shop, 2 you had -- you talked about a locker room, and you had 3 Mr. Gardner's office in there; correct? 4 A. Yes, sir. 5 Q. Was there also like a refrigerator to keep your 6 lunch and that type of stuff? 7 A. I'm trying to think. We had our coffee pot. 8 Upstairs, the second floor, they had a break area up 9 there by the turbines, and we -- there was a break area, 10 you'd either go up there and smoke and drink or 11 whatever, coffee in your break area. 12 Q. Okay. Did the boilermaker shop have -- you 13 know, sometimes you're in a jobsite, and there's a bunch 14 of, like, documents that they pin to the wall and 15 information that they pin on the corkboard or 16 posterboard? 17 A. No, sir, we didn't have one. 18 MS. PUTNAM: Form. 19 Q. (BY MR. WILSON) Okay. Did they have something 20 like that in the breakroom on Level 2? 21 MS. PUTNAM: Object to form. 22 A. I believe they did have a little thing there 23 that, you know, had signs on it or something. I can't 24 remember for sure on the wall -- I don't -- I'd always 25 drink my coffee and eat my lunch, and I took my nap,	Page 430 1 we'd -- we'd try them on right there at the -- you know, 2 at the grass place -- it was bright -- it was like half 3 a football field. We could go out there and move around 4 and all, but, yeah, that's -- that's the only time I 5 ever put one on, and the last time I put one on. 6 Q. (BY MR. WILSON) You said that it was -- you did 7 that -- we'll call it a fit test. Okay. 8 MR. HOLDER: Form. 9 A. Yes, sir. And they was worried about your 10 mustache, too. They raise Cain about our mustache. 11 They wanted us to shave it. 12 Q. They wanted you to have a clean shave -- 13 A. Yes. 14 Q. -- for the mask? 15 A. Yes. Where that mask would fit on there tight. 16 Q. Okay. And you said you did that fit test before 17 you were hired, in the front of the plant? 18 MR. HOLDER: Objection to form. 19 Q. (BY MR. WILSON) Do you recall that testimony? 20 A. Say that again. 21 MR. HOLDER: Misstates prior -- he gave a 22 timeline earlier, and that's not it. You're misstating 23 prior testimony. Go ahead. 24 Q. (BY MR. WILSON) You said earlier that the fit 25 test, with the nurse's station, you did that before you

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Page 431 1 were hired, in the front of the plant? 2 A. No, not the mask. 3 MR. HOLDER: Objection. 4 A. No. We didn't do that until later on when I was 5 at the powerhouse come up there and learned how to do a 6 respirator. 7 Q. (BY MR. WILSON) Okay. Was -- did you learn 8 and do that fit test before you started working in the 9 powerhouse, then? 10 A. No -- 11 MR. HOLDER: Objection. 12 A. -- when I was working in the powerhouse. 13 Q. (BY MR. WILSON) Okay. Did you understand why 14 they wanted you to have a clean shave when you wore that 15 mask? 16 MR. HOLDER: Objection to form. 17 A. I guess to fit snug up against your face and the 18 mustache, too, would mess it up, I think. But they -- 19 they finally got one with a full, you know, shield on 20 the front. They didn't care anything about the mustache 21 then. 22 Q. (BY MR. WILSON) And you understood that they -- 23 the safety men wanted that mask to fit your face tightly 24 because that would keep dangerous things from going into 25 your breathing zone inside the mask; right?	Page 433 1 A. No, sir. 2 MR. HOLDER: Objection to form. 3 A. When they come and told us what to do. We done 4 whatever they -- we were like their helpers. 5 Q. (BY MR. WILSON) Okay. So your testimony is 6 that the Westinghouse employees told you how to take off 7 the blankets from the turbine? 8 A. No, sir. They didn't tell us how. We 9 figured out how to take them off. But he was just 10 there -- I don't know what he was there for. I guess 11 working on -- he did the front -- the turbine part. 12 Q. Did -- did the Westinghouse employee -- let me 13 ask generally, first. 14 Did any Westinghouse employee that was there at 15 Celanese tell you how to do your work? 16 A. No, sir. 17 MR. HOLDER: Objection. 18 Q. (BY MR. WILSON) And did any Westinghouse 19 employee ever tell you what work to do? 20 MR. HOLDER: Objection to form. 21 A. No, sir. 22 Q. (BY MR. WILSON) I'm sorry. I missed your 23 answer, sir. 24 A. Well, on one certain things, he might tell us 25 something, don't touch this, or don't do that. But as
Page 432 1 A. Yes, sir. 2 MR. HOLDER: Objection. 3 MS. PUTNAM: Objection. 4 Q. (BY MR. WILSON) Did you shave your mustache 5 after that fit test? 6 A. I think we did. I think I did to just try that. 7 Q. Okay. Okay. You testified that as a 8 boilermaker at Celanese you did some work on the turbine 9 generators at Celanese; right? 10 A. We helped them, yeah, at Westinghouse, engineers 11 or whatever -- they were maintenance people, I guess, 12 from Westinghouse. We helped them. 13 Q. All right. And when you say you "helped," was 14 the help that you gave on the turbines limited to 15 removing those blankets and stacking them up? 16 A. Yes, sir, we done that. Big, heavy, thick -- I 17 don't know what them things were made out of, but they 18 were thick. They were like -- I'm going to say four 19 inches thick, heavy. And we'd pull them off and put 20 them all in a stack over there to -- and then the -- who 21 would -- I think the insulators come and took a load of 22 the insulation off on the back side for those 23 Westinghouse people. 24 Q. And all that stuff was done before the 25 Westinghouse folks showed up at Celanese?	Page 434 1 far as that, we just helped them if they needed tools or 2 whatever, impacts and all. And if they said they needed 3 them, we'd go -- air hose, we'd go get them where they 4 could do it and all. 5 Q. And no Westinghouse employee ever told you how 6 to remove insulation blankets; correct? 7 A. Yeah, no. 8 MR. HOLDER: Objection. 9 Q. (BY MR. WILSON) They never told you where to 10 put the insulation blankets; true? 11 A. No. No. 12 Q. Is that true, sir? 13 A. Yeah, never told me nothing about it. 14 Q. Can you describe for the jury when you -- when 15 we're talking about the Westinghouse turbine blankets 16 and how you took them off of the turbine, can you 17 describe for the jury how you did that job? 18 MR. HOLDER: Objection; asked and answered, 19 multiple times. Go ahead. 20 A. Well, usually, we'd have our gloves, and they 21 were wired on with a wire -- they had a -- I don't know 22 how you'd say that was. But they had a hole through 23 them, and there was a wire, and it went there, and 24 it was -- nuts, like, welded onto the turbine, and 25 it -- you'd unwrap that to take that blanket off.

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Page 435 1 There's a bunch of them across there -- all across the 2 top and down the side. You'd take that off, then you 3 can get ahold of the blanket with your hands, two of us, 4 and pull them off. They were big blankets. I don't 5 know what size you would call them. That turbine -- 6 that turbine is 25 feet long or longer. It was a 7 big 'ole turbine, and -- that was the turbine and the 8 generator, the length of them. That was about it. 9 Q. (BY MR. WILSON) Okay. Were the blankets 10 connected to each other? 11 MR. HOLDER: Objection. 12 A. That might have been wired together. We might 13 have unwired them, you know, because they're split, half 14 the -- I don't guess they wanted us up on the machine 15 walking on it and all that jazz, so half of it went 16 up -- enough that it'd go over and you could get it and 17 pull it down and put them together. 18 Q. (BY MR. WILSON) Okay. How many blankets would 19 you say you had to remove from a turbine when you did 20 that job? 21 A. I'd say either four or five of them on that 22 turbine. 23 Q. Four or five total blankets? 24 A. Yes, sir. 25 Q. How long did it take you -- and you worked with	Page 437 1 those blankets looked or felt? 2 DEFENSE COUNSEL: Form. 3 A. They were just old -- 4 MR. HOLDER: Objection to form. 5 A. -- discolored. Gray-looking. I don't know -- I 6 don't know how to say that, really. 7 Q. (BY MR. WILSON) Okay. You testified earlier 8 that the blankets on the Westinghouse turbines were pure 9 asbestos; do you recall that? 10 A. Yes, sir. 11 Q. Where did you learn that -- 12 A. That's -- 13 Somebody told me that. I don't know who -- 14 whether Jay told me. He said: Eddie, be careful of 15 that. Jay Gardner. But I don't know who told me. But 16 we was all leery after they said that, you know, kind of 17 scared of it. 18 Q. And Jay Gardner was your boilermaker supervisor? 19 A. Yes, sir. 20 Q. Okay. He told you to be careful of the 21 blankets? 22 A. Yes, sir. 23 Q. And did he tell you that because there was 24 asbestos associated with those blankets? 25 A. He said he thought there was asbestos in them,
Page 436 1 a partner; correct? 2 A. Yes, sir. 3 Q. How long did it take you and your partner to 4 remove four or five blankets? 5 MS. PUTNAM: Form. 6 A. I'll say an hour or two, couple of hours, I 7 guess. Because we didn't get in no hurry. 8 Q. (BY MR. WILSON) When you took the blankets off 9 of the turbine, did you just set them to the side and 10 stack them up? 11 MR. HOLDER: Objection. 12 A. Yes, sir. They were at the end of the turbine 13 there, there was a wall with doors on it, and you can 14 see in there. That's where the busbars and everything 15 was behind there, and we -- there was a door there that 16 wasn't open, we'd stack them over there by that door 17 where it wasn't being disturbed. 18 Q. (BY MR. WILSON) Okay. Do you know whether the 19 blankets you removed from the Westinghouse turbines were 20 the original blankets that were sold with them back in 21 the 1940s? 22 MS. PUTNAM: Object to form. 23 A. I don't know. They were there the whole time I 24 was there. Same ones. 25 Q. (BY MR. WILSON) Do you have an opinion how old	Page 438 1 Jay did. And we didn't have nobody to come in and check 2 it, and say: Whoa, this is bad. But it was bad, but we 3 didn't have anybody come in and tell us that. 4 Q. Okay. Did Mr. Gardner tell you that before you 5 started working on the turbine blankets? 6 A. Yes. Yes, sir. 7 Q. Okay. So you learned that in 1972; correct? 8 A. Yes, sir. 9 MR. HOLDER: Objection to form. 10 A. Right in there. 11 Q. (BY MR. WILSON) Okay. And you understood he 12 was telling you to be careful with them because you knew 13 that asbestos was dangerous at that time? 14 A. Yes, sir. 15 MR. HOLDER: Objection. 16 Q. (BY MR. WILSON) Did you ever see any of the 17 filling inside of the turbine blankets on the 18 Westinghouse turbines? 19 A. You mean inside the blanket? 20 Q. Yes, sir. 21 A. No. It was -- it was all made together. I 22 guess, back -- like a big blanket you put on your bed, 23 you know how it'd be sewed certain parts? They was, I 24 guess -- I don't know how they had them together. 25 Q. And you'd mentioned that the turbine blankets

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Page 439 1 were heavy. How heavy would you estimate? 2 A. I guess that thing would be probably more -- I'm 3 going to say two or three -- 2- or 300 pounds or more. 4 It was heavy to pull it across that thing. That's the 5 reason a lot of time we'd get the crane up there where 6 we could hook to it and help us get that thing. It 7 was -- it was all together, and it was -- I still can't 8 remember that turbine how long that thing is. It is at 9 least 20-feet long and that blanket was like that. It 10 covered half of that thing. So it was a pretty good 11 size. 12 Q. And did you use a -- like an overhead crane or a 13 chainfall to lift it off? 14 MR. HOLDER: Objection. 15 A. No, we got an overhead crane. I believe that's 16 a 50-ton crane we had there. 17 Q. (BY MR. WILSON) Okay. So for all the turbines 18 we're talking about -- I'm sorry. Let me -- let me 19 start over. 20 For the four or five blankets that you removed 21 from the Westinghouse turbines, did all of those 22 blankets get removed by the -- connecting them to the 23 overhead crane? 24 A. Sometimes. And sometimes we'd all get -- had 25 more help, we'd all get ahold of it and pull them off of	Page 441 1 MR. HOLDER: Objection to form. Asked and 2 answered. 3 A. How often did we work on that turbine? It might 4 be -- work on this one today, and then it might be three 5 months or six months, you know, you tear it back down. 6 It's according -- if something was bad, a gasket blow 7 out or something, you know, we'd have to take it off 8 line. But, usually, we had them set up, you'd work on 9 one; maybe three months or four months down the line, 10 and get the other one. They set up different staggered 11 down through there. 12 Q. (BY MR. WILSON) Okay. Do you recall doing 13 outages on unit one? 14 MR. HOLDER: Objection to form. 15 You talking about turbine one? 16 Q. (BY MR. WILSON) Do you recall doing outages on 17 the Westinghouse turbine generator at unit one? 18 A. You mean take it off the line and all? 19 Q. Yes, sir. An outage. 20 A. Yeah. You had the -- an operator there on that 21 floor. He took care of all the turbines, and he'd come 22 out and tell them -- well, he'd -- him or one of his 23 helpers would close all the valves, steams and all, 24 before they'd let Westinghouse people work on them. 25 Q. And you did --
Page 440 1 it. 2 Q. Okay. Is part of the reason -- is part of the 3 reason that those blankets were so heavy is because they 4 were wet from the steam on the turbine? 5 MR. HOLDER: Objection to form. 6 A. It could have been. But that -- that turbine, 7 that's -- that's just a skin there, you know, where the 8 steam -- 600 pounds of steam is going around. It turns 9 it a color. But it -- they weren't wet. I don't 10 remember them being wet. They might have been, but I 11 don't remember. 12 Q. (BY MR. WILSON) Do you recall any of the 13 blankets being soaked with oil? 14 A. No. 15 MR. HOLDER: Objection to form. 16 A. They looked oily-looking, though, they did. But 17 it wouldn't get on your hand. But it was that color, 18 you know? 19 Q. (BY MR. WILSON) Okay. The blankets were the 20 color of oil? 21 MR. HOLDER: Objection to form. 22 A. Dirty-looking to me. 23 Q. (BY MR. WILSON) The outages at Celanese where 24 you did help with the Westinghouse turbines, okay; those 25 were how often?	Page 442 1 A. But you just did one at a time. You don't do 2 one and have one over there, because they had to be on 3 at all times. We worked 24 hours a day. 4 Q. Okay. I'm trying to get -- I'm trying to get a 5 sense of how often you would have done an outage on 6 turbine generator at unit one. 7 MR. HOLDER: Objection to form. 8 A. It might be every year and a half or every two 9 years. I -- they had them set up different. I don't 10 know who set them up. I guess Westinghouse said that -- 11 set them up. Because they had their engineer -- men 12 that would come in there and work on it. Engineers. 13 Q. (BY MR. WILSON) Okay. 14 MR. HOLDER: Larry, we're getting close. We've 15 going about an hour. Can we have a short bathroom 16 break? 17 MR. WILSON: Yeah. Let's go for it. 18 THE VIDEOGRAPHER: Okay. The time is 19 approximately 11:07, and we are off the record. 20 (A break is taken from 11:07 a.m. (EST) until 21 11:15 a.m. (EST).) 22 THE VIDEOGRAPHER: We are back on the record. 23 The time is approximately 11:15. 24 Counsel, you may proceed. 25 Q. (BY MR. WILSON) Mr. Morgan, we were talking

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Page 443 1 about the turbine outages at Celanese when we left for 2 our break. We're going to go back to that for a few 3 minutes. Okay? 4 I want to make sure I understand your testimony 5 about how often turbine outages happened at Celanese. 6 And I thought you had testified earlier that each 7 turbine had an outage every year. 8 A. Every so often, yes, sir. And number five, down 9 there, it could be two years; that Swedish turbine, it'd 10 go two years, not -- not unless something come up bad. 11 They usually have it like that. If something else comes 12 up, now, they'll tear it down right then. 13 Q. Okay. And so is it your memory that units one 14 through four, which were the Westinghouse turbines, had 15 an outage every year for each turbine? 16 A. I'm not going to say every year. They had them 17 down more and -- I don't know whether it was a year or 18 six months or whatever. It could have been -- I could 19 have been wrong on that -- 20 Q. Okay. 21 A. -- as far as outage. 22 Q. All right. I'm going to share a document here. 23 It's a -- I pulled THE field service records from the 24 turbine record for the turbines that are associated with 25 the Celanese powerhouse that were manufactured by	Page 445 1 get going on the questions. 2 MR. WILSON: It's the turbine record from 3 Celanese, Jonathan. 4 MR. HOLDER: Okay. I haven't seen it. Please, 5 send it to me. Unless you're trying to ask in violation 6 of South Carolina Rule of Civil Procedure 30(j), and I'm 7 just exercising Mr. Morgan's rights under 30(j). So 8 please send me the document. 9 We'll go off the record, review it, and come 10 back so you can ask any questions that you have. 11 MR. WILSON: Well, you're saying that you 12 haven't seen it, you've -- 13 MR. HOLDER: I don't want your bulk -- 14 MR. WILSON: Let me finish. You just 15 interrupted me again. 16 MR. HOLDER: Sorry. 17 MR. WILSON: You're saying you haven't seen the 18 turbine record; you've had these records since 2018, 19 January. 20 MR. HOLDER: Okay. I'm not going to spec- -- 21 Mr. Wilson is attempting, I guess, to push 22 forward in violation of Rule 30(j). So are you wanting 23 to push forward with this deposition in violation of 24 Rule 30, or are you going to send me the document so 25 that we can review it with Mr. Morgan, please; yes or
Page 444 1 Westinghouse. I'm going to ask you a few questions 2 about those; okay? 3 A. Okay. 4 Could you turn your -- your voice is real low. 5 Can you turn your sound up a little bit for me? I'm old 6 people, babe. 7 Q. Yeah, I don't know if I can turn my output of 8 sound -- 9 THE WITNESS: Can Patrick turn it up? 10 THE VIDEOGRAPHER: Unfortunately, I don't have 11 that ability, sir. You may have to increase the volume 12 on your computer. 13 THE WITNESS: Okay. I'll do that. 14 THE VIDEOGRAPHER: Okay. 15 THE WITNESS: All right. Because I -- some of 16 it just goes away, and I'm old anyway. My hearing is 17 not that good. 18 Q. (BY MR. WILSON) I'll do my best to keep my 19 voice up and talk right into the screen. 20 A. That's good. You're good there. Thank you. 21 MR. HOLDER: Appreciate it. 22 Before we get going on this, same way we had to 23 do Friday, this document wasn't sent ahead of time; so 24 if you'll just send it to me, we'll need to go off the 25 record, I'll discuss it with Mr. Morgan, and then we can	Page 446 1 no? 2 MR. WILSON: Well, I'm wishing to push forward 3 with my statement, but I was interrupted again. So I'll 4 continue that before we start answering your questions. 5 January, 2018, you've had these records, so the 6 better part of three years. I'll attach as an exhibit 7 the correspondence to your email, sending you these 8 documents, dated January 12th, 2018. 9 I'll also state for the record, Jonathan, you 10 took three days of our corporate rep Doug Wares' 11 testimony on the Celanese plant and attached this actual 12 document to the deposition as an exhibit. 13 MR. HOLDER: Would that be counsel for 14 Mr. Morgan's case? 15 MR. WILSON: So I appreciate you saying you've 16 never seen it, but -- 17 MR. HOLDER: Sure. I mean, you're saying that 18 I've seen it. I haven't seen the document; so I 19 don't -- I don't know. But I know that you did not send 20 this in compliance with Rule 30(j) for this deposition, 21 and neither did anyone from your firm or anyone from 22 ViacomCBS. So I'm asking you now to please send it so 23 that we can review it, and then you can ask him any 24 questions that you'd like in compliance with Rule 30(j) 25 of the South Carolina Rules of Civil Procedure.

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Page 447 1 MR. WILSON: Okay. You're -- just so I'm clear 2 for the record, you're asking that I resend you the 3 thing that you already have and you took the deposition 4 on and you attached as an exhibit? 5 MR. HOLDER: You're saying on the record that I 6 have this document from three years ago. I -- you -- I 7 literally have no idea what document, other than you're 8 saying "the turbine record for Celanese." So maybe I 9 did have it three years ago in a separate case in which 10 I questioned your representative; that's very possible. 11 But that is not what Rule 30(j) states. And I have no 12 idea what document you're referring to. 13 But, I mean, we can shut the deposition down 14 altogether if you want to continue to obstruct the 15 examination in this way. 16 MR. WILSON: Okay. Before you -- 17 MR. HOLDER: Mr. Morgan, can you go to your 18 screen and hit leave. 19 MR. WILSON: Before -- before you go off the 20 record and review documents with your client, I'm going 21 to attach some exhibits, then, and then we can take a 22 break. 23 MR. HOLDER: Okay. 24 MR. WILSON: So are we doing the 25 Defendant-specific prefix to the exhibits, or are we	Page 449 1 MR. HOLDER: Okay. 2 (Defendant ViacomCBS, Inc., Exhibit Number 4, is 3 marked for identification, Letter dated 4 January 12, 2018, Photograph of CD.) 5 MR. WILSON: I'll attach as Exhibit 5, 6 Mr. Holder's deposition of CBS corporate representative 7 Doug Ware, dated January 25th, 2018, regarding turbine 8 generators at Celanese and the documents which 9 Mr. Holder today is claiming he didn't have. Also -- 10 MR. HOLDER: No. No. You've now misstated 11 something that I've stated. I said that it was not sent 12 in compliance with Rule 30(j), which you continue to 13 violate. I don't know why. The South Carolina Rules 14 need to be followed here. But go ahead. 15 MR. WILSON: Also, day number two, dated 16 February 7th, 2018, subject of which was Celanese 17 turbine generators and Doug Ware deposition dated 18 February 8th, 2018, which is the third day of 19 Mr. Holder's cross-examination of the CBS corporate 20 representative regarding Celanese turbines. 21 MR. HOLDER: I will just move to strike the -- 22 the inaccurate description of each day, but go ahead. 23 MR. WILSON: I'll also attach Exhibit Number 13, 24 from Mr. Holder's deposition of Doug Ware, which is 25 Mr. Ware's notes and explanation of the turbines at
Page 448 1 just kind of going by number? 2 Rolayne, do you -- 3 THE COURT REPORTER: This is the court reporter. 4 I've been going by just a number. So this, I believe, 5 would be number 4, unless someone wants to correct me. 6 MR. WILSON: Okay. So as Exhibit 4, I'll 7 attach -- 8 You should be able to see this document here. 9 -- it's January 12th, 2018, correspondence via 10 Federal Express to Jonathan Holder and Alexis: 11 Enclosed, please find a CD of documents 12 pertaining to the Westinghouse turbines located at the 13 following locations. 14 The last location listed is Bates 1 through 1143 15 at Celanese plant in Rock Hill, and it has, as an 16 attachment, a photocopy of the actual documents on a CD 17 that were sent to Mr. Holder back in 2018. 18 MR. HOLDER: Is that a copy of a document -- 19 MR. WILSON: What's that? 20 THE COURT REPORTER: I didn't hear you, 21 Mr. Holder. Please repeat. 22 MR. HOLDER: I said: Is the photocopy of the 23 documents, or of the CD? 24 MR. WILSON: It's of the CD that was sent to you 25 then.	Page 450 1 Celanese, and you can review those, too, Jonathan. 2 MR. HOLDER: Okay. And I guess that's a good 3 clarification. Do we need to review all of Mr. Ware's 4 notes? Are you going to be questioning on that, too, or 5 just the turbine record? 6 MR. WILSON: Sure. Review Ware's notes and -- 7 MR. HOLDER: I just need to know, because we're 8 probably going to have to take a couple of days because 9 this is a long record. So I just need to know how much 10 you need us to review so that you can start asking 11 questions. 12 MR. WILSON: Yeah. Well, I need you to review 13 none of it, because you've had it for the last three 14 years; so this probably should have been reviewed before 15 today, but -- 16 MR. HOLDER: Okay. Are you a licensed 17 counsel -- a licensed attorney, Mr. Wilson? 18 MR. WILSON: If you're saying that you do need 19 to be -- 20 MR. HOLDER: Hold on. Are you a South Carolina 21 licensed attorney? 22 MR. WILSON: Are our law firms going to be 23 asking that question in litigation moving forward? 24 MR. HOLDER: No, I was just -- I was just asking 25 because you're instructing me on what I need to do under

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Page 451 1 the South Carolina rules, and I know what the South 2 Carolina rules are. But I'm now being instructed that I 3 should move forward in violation of Rule 30(j) by a 4 lawyer who's never been licensed in the state of South 5 Carolina. So I'm trying to understand, what's the basis 6 of this instruction? 7 MR. WILSON: I don't have to tell you how to do 8 your job, Jonathan. Do whatever you want with it. I'm 9 just telling you, you had it, and I've attached the 10 exhibits that prove it. So it's on the record; you said 11 you didn't have it. I can prove otherwise, if that's 12 the route you want to go. 13 MR. HOLDER: Okay. 14 MR. WILSON: Doesn't matter to me. Do what you 15 want. 16 MR. HOLDER: I need a full Bates range of 17 everything that you want to speak to Mr. Morgan about 18 and ask questions on so that I can review it with him, 19 pursuant to Rule 30(j). 20 MR. WILSON: I've given it to you. It will be 21 in the record, but I'll restate it here. It's Celanese 22 Plant CFCRH-1 to CFCRH-1143. 23 And also Exhibit -- 24 MR. HOLDER: Are you going to be asking 25 questions about all 1,143 pages, or can you narrow it	Page 453 1 as possible. I asked you: Are you going to ask 2 questions about all 1,143 pages of the turbine record, 3 or can you narrow it down so that we don't have to 4 review all 1,143? 5 MR. WILSON: It's tough for me to tell you which 6 pages I'll ask about. Because to properly use these 7 documents in a deposition or a cross-examination, there 8 has to be a foundation for them or a reason that they're 9 admissible now. So it's hard for me to -- 10 MR. HOLDER: Well, this is a discovery 11 deposition, Mr. Wilson. And in South Carolina, there's 12 two types of depositions: there's a discovery 13 deposition, and there's a defendant essay, or a 14 preservation video deposition. In a discovery 15 deposition, the scope is broader, as you understand, I'm 16 sure. 17 But that, as it may, if you don't want to narrow 18 it down from the 1,143, we'll try to move through them 19 as fast as we can. 20 Everybody, just stay on the line, and we'll get 21 back to you as soon as we can. 22 MR. WILSON: Well, you said "stay on the line." 23 I thought this was going to take several days. 24 MR. HOLDER: I -- I haven't seen -- we need to 25 start, and I don't know. I mean, are y'all saying that
Page 452 1 down a little bit? 2 MR. WILSON: And, also, Exhibit Number 13 from 3 the Charlotte Smith case; the deposition date was -- 4 MR. HOLDER: Charlotte Smith, James Sizemore, 5 and Wayne Howe; it was taken as a group of three because 6 Westinghouse was a defendant in all three cases; is 7 that -- because that was referenced in the letter you 8 attached? Or is there a separate deposition of just the 9 Charlotte Smith case? 10 MR. WILSON: Well, Smith is one of the four. So 11 it's -- 12 MR. HOLDER: Okay. Just admission of it. I 13 didn't know if you didn't -- didn't have it, or it was a 14 separate deposition. 15 MR. WILSON: It's attached as Exhibit 5 to this 16 deposition. 17 (Defendant ViacomCBS, Inc., Exhibit Number 5, 18 is marked for identification, Deposition of 19 Doug Ware, January 25, 2018.) 20 MR. HOLDER: But Exhibit 13, Bates number ranges 21 on it? 22 MR. WILSON: There's no Bates numbers. 23 MR. HOLDER: Okay. So you didn't answer my 24 question I asked you -- which, I'm trying to give 25 everyone as much time to ask questions of Mr. Morgan	Page 454 1 y'all want to just drop off, and -- and then I need to 2 reconvene whenever y'all [sic] are done? I think that 3 I'm going to try to move through these as quickly as 4 possible, and y'all need to be ready to ask questions 5 whenever we're done. 6 Okay. So if there's no more questions, great. 7 I think we can go off the record. 8 THE VIDEOGRAPHER: Okay. 9 MR. HOLDER: I haven't received anything in 10 email pertaining to -- 11 THE VIDEOGRAPHER: Oops. Sorry. Do you want 12 that on that record? 13 MR. HOLDER: I mean, if I'm going to get it -- 14 Yeah, sure. Put us back on the record. 15 As of the time 10:30 a.m. Eastern, I still have 16 not received a link or anything to the documents, but 17 I'm assuming that's being sent right now. 18 Correct, Larry? 19 MR. WILSON: I'm happy to resend them, Jonathan, 20 but, you know, these are things that you already have. 21 It doesn't make sense to -- 22 MR. HOLDER: Well, you're saying that I have 23 them, and you sent -- you have a letter that says y'all 24 sent a hard copy CD that involved about 10 to 15 25 premises. As you might be aware, there's a COVID

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Page 455 1 pandemic going on, in which we haven't been into the 2 office in close to a year. 3 MR. WILSON: I'm -- yes, I'm aware of COVID. 4 MR. HOLDER: I don't have access to hard CDs 5 that were sent three or four years ago. I apologize 6 that I don't have access to those CDs. 7 So you're going to need to email me if you want 8 us to get through reviewing them and be able to ask your 9 questions. 10 MR. WILSON: Okay. 11 MR. HOLDER: Thank you. 12 MR. WILSON: Let me make sure. It's -- it's 13 about 68 megabytes; so I'm going to have to send this as 14 a link. 15 MR. HOLDER: Okay. 16 MR. WILSON: My email won't send something this 17 big. 18 MR. HOLDER: Yeah. That's why -- just use a 19 link. That should be fine. 20 MR. WILSON: That's not something I can do. 21 I'll have to go get the IT guy to come do that. 22 So this is probably a good time for either 23 somebody else -- it probably is -- the most efficient 24 way to spend the day is let somebody else or other 25 people ask their questions, and then I'll work on	Page 457 1 THE VIDEOGRAPHER: We've been on the record. 2 MR. GUERRIERE: Oh, okay. 3 MR. HOLDER: Yeah, we haven't stopped. 4 EXAMINATION 5 BY MR. GUERRIERE: 6 Q. All right. Mr. Morgan, can you hear me? 7 A. Yes, sir. 8 Q. All right. You ready to continue? 9 A. Yes, sir. 10 Q. I should have a few questions for you. Should 11 be pretty short, depending on your answers. So I'm just 12 going to jump right in. My name is Saxon Guerriere, and 13 I represent a company by the name of Vistra. That's not 14 going to be really pertinent to what I'm going to ask 15 you about. I'm going to ask you about a couple of 16 companies by the names of CRSS, Inc., and Sirrine or 17 maybe J.E. Sirrine, have you heard of either one of 18 those companies? 19 A. No, sir. 20 Q. Okay. And that's okay. I just want to ask you 21 some questions in that you may not know the answers to, 22 but we'll -- I've got to ask them anyways because I've 23 got to find out what you know; okay? Did you see any 24 employees anywhere of CRSS or Sirrine during your career 25 anywhere? That you can recall?
Page 456 1 getting this over to you as -- again, as soon as 2 possible. 3 MR. HOLDER: That's not how this works. 4 MR. WILSON: Okay. 5 MR. HOLDER: In mid questioning, if -- you still 6 have to show us the exhibit, and then we'll resume and 7 get going. 8 MR. WILSON: Okay. Then we'll go on -- 9 MR. HOLDER: Other, Counsel -- 10 MR. WILSON: I guess we're on break, then. 11 MR. HOLDER: -- is there -- who on the call 12 would have questions next while we're waiting for the 13 document? I'm just wondering if we can get through 14 someone before I receive them. 15 Nobody else? 16 Okay. 17 MR. GUERRIERE: Yeah, this is Saxon Guerriere. 18 I can go real quickly whenever we're ready. 19 MR. HOLDER: Larry, figure out the link; shoot 20 that to me, and we will go off the record whenever I 21 receive it. 22 Saxon, why don't you go ahead and ask your 23 questions. Again, just trying to be as efficient as 24 possible. Thank you. 25 MR. GUERRIERE: Ready to go back on the record?	Page 458 1 A. I wouldn't know. 2 Q. Okay. So is it also true you wouldn't have seen 3 designs, blueprints, or documents with the name of CRSS 4 or Sirrine anytime during your career anywhere? 5 A. I don't believe so. No, sir. 6 Q. Okay. That's fair. 7 So you can't say that any Sirrine or CRSS 8 employees ever told you how to do your job or controlled 9 your work; is that fair? 10 A. Yes, sir. 11 Q. Okay. 12 A. They didn't. 13 Q. Okay. Are you aware if any serene or CRSS 14 employees ever inspected your work? 15 A. No, sir. 16 Q. Okay. Are you aware of any serene or CRSS 17 employees ever provided you with any tools to do your 18 work? 19 A. I don't believe so. 20 Q. Okay. And then the final question. You don't 21 have anything that you know of as you sit here today 22 that would in any way instruct you or inform you of any 23 way that CRSS or serene or their employees ever had any 24 anything to do with exposing you to asbestos; is that 25 fair?

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Page 459 1 MR. HOLDER: Objection to form. 2 A. I guess, because I -- I hadn't never heard them 3 name before. 4 MR. GUERRIERE: Yeah, that's fair. All I can do 5 is ask you what you know. Thank you so much. I'm sorry 6 we couldn't have a little longer conversation, but I 7 wish you the best and thank you for your time, sir? 8 MR. HOLDER: Thank you, Saxon. 9 Anyone else, next? 10 MR. WEISS: This is Mike Weiss. I'm happy to 11 go. I don't think it will be too long, if you want to 12 try to squeeze it in? 13 MR. HOLDER: Sure. Go ahead. 14 EXAMINATION 15 BY MR. WEISS: 16 Q. Mr. Morgan, this is Mike Weiss, calling in from 17 Atlanta. Can you hear me okay? 18 A. Yes, sir. 19 Q. Great. Great. 20 So I just -- let me put my video on so you can 21 see me. Since I wore a shirt and everything. 22 I want to ask you about your work at the Rock 23 Hill Printing and Finishing plant in Rock Hill. 24 A. Yes, sir. 25 Q. Okay. Do you remember working there?	Page 461 1 Q. Okay. So -- 2 A. Springs. 3 Q. I'm sorry. So you're familiar with the company, 4 but that's not a place you worked? 5 A. Yes, sir, I'm familiar with them. 6 Q. Okay. Do you remember where the Rock Hill plant 7 was located? 8 A. Yes, sir. 9 Q. Where was it? 10 A. East White Street. On a corner -- I don't know 11 what that corner -- it was blocked off. The street was 12 blocked off just right by the cemetery, East White 13 Street. The cemetery was right across from it. 14 Q. And that was in Rock Hill, South Carolina? 15 A. Yes, sir. 16 Q. Okay. Do you remember what -- what products 17 were made at the Bleachery? 18 A. They made -- I don't know where they got the 19 cloth from, but they would take different cloth and put 20 patterns on it, like, you know, birds and stripes, and 21 different things. They'd print it. It's a printing -- 22 they had -- I don't know how many print machines they 23 had. 24 Q. Uh-huh. 25 A. They're big -- big thing there. Had -- these
Page 460 1 A. Yes, sir. 2 Q. Okay. And my understanding is, it is that plant 3 is sometime called the Bleachery; is that right? 4 A. Yes, sir. Yes, sir. 5 Q. So as I'm asking questions, if at any point I 6 call it the Bleachery or the Rock Hill plant or 7 whatever, I'm trying to talk about the same place; does 8 that make sense? 9 A. Okay. 10 Q. Okay. Do you remember that at the time you 11 worked at the Rock Hill plant, that it was owned by a 12 company called M. Lowenstein? 13 A. Yes, sir. 14 Q. Okay. Does that sound right to you? 15 A. Yes, sir. M. Lowenstein, yeah. 16 Q. And was it owned by M. Lowenstein the whole time 17 you worked there? 18 A. Yes, sir. 19 Q. Did you ever work for M. Lowenstein in any other 20 locations? 21 A. No, sir. 22 Q. Do you remember ever working at a plant or 23 facility owned by a company called Springs Industries? 24 A. I know the -- what you're talking about. No, I 25 never worked for them.	Page 462 1 fellas were printers. They'd run them all the time, but 2 they had helpers that made them work on that. But I 3 never did get to go down there to see the things. They 4 were big, but that's what they done, print shop, from 5 us. 6 Q. So they would print fabrics and textiles? 7 A. Yes, sir. 8 Q. Okay. What years did you work there? 9 A. '62 to -- wait a minute. It's somewhere '60 10 to -- I was there ten years. Went to work with them for 11 ten years, and then I quit and played race car. 12 Q. Okay. So you worked there for ten years. Do 13 you remember either when you started or when you ended? 14 A. My mother got me a job up there. But I can't 15 remember whether it was '61 or '60, somewhere in there. 16 And I just worked ten years. I was right at nine years 17 and something, right at ten years. 18 Q. Okay. So when you worked there, were you an 19 employee of the plant? 20 A. Yes, sir. 21 Q. Okay. So you were an employee of M. Lowenstein? 22 A. Yes, sir. 23 Q. Okay. Okay. You said -- I'm sorry. I backed 24 up a little bit, so it may be hard to hear. 25 Did you work during that nine to ten-year



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Page 463 1 period; were you a full-time employee? 2 A. Yes, sir, at the Bleachery. 3 Q. And did you work -- let me think the best way to 4 say this. Did you work that entire nine to ten-year 5 period, or were there times where you, you know, had 6 another job or were out of work? 7 A. No. I worked at the Bleachery until a quit, in 8 '62 or '63, somewhere in there. 9 Q. So whatever day you started, you started there 10 as an employee and worked there as an employee until you 11 quit? 12 A. Yes, sir. Same job. Same time. 13 Q. And that's the last time you worked there? 14 A. Yes, sir. 15 Q. Did you get paid by a paycheck? 16 A. Yes, sir. 17 Q. Okay. And was -- I'm sorry, was M. Lowenstein's 18 name the name on the paycheck? 19 A. Great day, I can't remember. It had to be, 20 because that's owned -- they owned that all the time. 21 M. Lowenstein. But I don't know whether it had the 22 Bleachery on there or Lowenstein, I couldn't tell you 23 the truth -- you know, I don't know for sure. 24 Q. Sure. Okay. Again, I'm just asking what you 25 remember. If you don't remember, I'm sure --	Page 465 1 got an order -- like an order filler, I'd get it, and 2 it'd say so many yards, so I'd get my little electric 3 thing -- it was pretty neat. It would go up 20, 30 feet 4 straight up in the air, by binds. They had all the -- 5 what do you call it? -- paper -- material, clothes and 6 all that, different colors, different binds, and I'd get 7 them and bring them back. And there's a lady; she done 8 the yards. However many yards they wanted, they'd call 9 that off -- I'd bring that to them, and they'd send it 10 to the Philippines or Japan or wherever -- back then, 11 they sent it all over the world. 12 Q. Okay. So the order would come in -- 13 A. Fill it. 14 Q. -- and you get what you needed to fill it? 15 A. Yes, sir. 16 Q. Okay. And, by the way, if I'm looking away, 17 it's because I'm taking notes next to -- you know, I'm 18 not -- 19 A. All right. 20 Q. I'm paying attention, I promise. 21 Did you ever work at the Bleachery for any 22 outside contractor? 23 A. No, sir. 24 Q. I'm going to ask the questions you probably are 25 ready for. Do you remember while you were at the
Page 464 1 everybody's asked you this over the past few days. 2 Did you set your own schedule there, or did the -- the 3 company set the schedule? 4 A. They did. 7:00 to 3:00. 5 Q. 7:00 a.m. to 3:00 p.m.? 6 A. Yes, sir. I loved it. It was good. 7 Q. You liked to be out early? 8 A. Yeah, summertime. 9 Q. Oh, yeah. 10 Okay. And so did you work five days a week? 11 A. Yes, sir. 12 Q. Okay. Was it Monday through Friday? 13 A. Yes, sir. 14 Q. And did you work outside, or inside? 15 A. Inside. 16 Q. And was the plant operating the whole time you 17 were working there? 18 A. Yes, sir. 19 Q. Okay. What was your job at the Bleachery? 20 A. They called it an order filler. And -- 21 Q. Uh-huh. 22 A. -- the section -- the department we was working 23 in was open stock, and the order filler with -- was me. 24 I had a little electric -- back then it was a little 25 electric lift. And I would take the cloth -- when I'd	Page 466 1 Bleachery working around or near insulated pipes? 2 A. They were probably some in there, it was 3 steam-heated in the open stock -- you know, for 4 summer- -- wintertime. Heat. 5 Q. And I understand that. I kind of want to know. 6 Do you have any specific memory of seeing the pipes, or 7 is that something you assumed is true because the place 8 was heated? 9 A. I seen them up in the ceiling, but I couldn't 10 tell you what they was. 11 Q. How high was the ceiling? 12 A. God Almighty, 20 feet, 30 feet. 13 Q. And did you -- when you were working at the 14 Bleachery, did you ever remove or destroy or repair any 15 insulation? 16 A. No. No, sir, never. 17 Q. Okay. Did you work around people when they were 18 doing that? 19 A. No, because everything was clean in overstock. 20 But -- all the cloth and everything they was sending 21 out. 22 Q. So if they were doing that kind of construction 23 work, they probably wouldn't have had you pulling the 24 fabrics? 25 A. Yes, sir. No, they wouldn't be in that open

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Page 467 1 stock. I mean, I don't -- I don't know when -- I don't 2 what they could be doing. But the whole time I was 3 there, I never seen any. 4 Q. Okay. Did you ever have any safety meetings at 5 the Bleachery about -- 6 Well, let me ask first. Did you have any safety 7 meetings with -- 8 A. No. No. 9 Q. Okay. And so I'm guessing no safety meetings 10 about asbestos? 11 A. No. No, sir. 12 Q. Okay. Do you remember any of your co-workers' 13 names? 14 I know it was a long time ago. 15 A. Phillip Moore, God -- I can see them now, but I 16 can't come up with their name. Grace -- Grace Phillips, 17 Earl -- what was Earl's name? I can't remember his 18 name. That's all I can remember. That's been a long 19 time. 20 Q. Sure. And I understand. So Phillip Moore, 21 Grace Phillips, and somebody named Earl? 22 A. Yes. Another one, I couldn't get over, he 23 ordered him a '52 -- a '55 Chevrolet straight drive with 24 overdrive. I couldn't get over that. I'd have loved to 25 have that car.	Page 469 1 and they'd be different colors or different patterns and 2 all, and it'd be 10 yards in or 20 yards in the pull. 3 That woman -- this -- they had a fella working with her, 4 and he'd call them yards out to that woman, and she'd 5 fill out a -- you know, fill out a paper on that. 6 Because they might say somebody in Philippines needs ten 7 million pounds of this, or so many pounds of it. 8 Q. Okay. And the lucky guy with the '55 Chevy, do 9 you remember what his job was? 10 A. He was a little boss man. He was nice. Yeah, 11 he was nice. God, I'd loved to have that. 12 Q. Good to have a good memory today. 13 Okay. And do you remember working around any 14 outside contractors when you worked at the Bleachery? 15 A. No, they would all pretty -- all the 16 construction was gone. It was old, you know? That was 17 a new building. Now, we was in the warehouse right 18 across the street at the Bleachery, and then they built 19 this -- the new one on White Street, on the corner. 20 It's about -- I'm going to say four stories tall. I 21 might be off on that. It might be five. But it's still 22 there. And Springs had it for a while, and then they 23 got -- somebody bought it, and it had a restaurant in 24 there, a while back. I couldn't get over it. But -- 25 Q. In the warehouse?
Page 468 1 Q. Okay. Do you remember if any of these -- the 2 three people you named, if they are still with us? 3 A. No, all of them -- all -- I can't believe it, 4 that -- it's -- well, I'm old, 86. But they gone. 5 Q. Okay. Okay. Do you remember -- so let me just 6 ask real quick. Do you remember what Phillip Moore's 7 job was? 8 A. He was a supe -- I call them -- back in them 9 days, they called them boss man. 10 He brought the orders to people -- you know, 11 that -- at my section, or whatever section it was. He 12 was -- he'd bring the orders to them. He was good too. 13 Q. Okay. 14 A. I can't -- that's all I can think of. 15 Q. He was the -- he was your boss man, then? 16 A. Yeah, him -- yeah, and Earl. In fact, that's -- 17 that's about it. They had -- I had mine where I got the 18 orders and all, and the other people had different 19 supervisors or boss mans, whatever you want to call 20 them. 21 Q. Okay. What was Grace's job? 22 A. I think she was a -- I can't remember what you 23 would call her. She would sit there -- these people -- 24 You don't know what it is, but I'm going to tell 25 you. They called yards. So they have material, cloth,	Page 470 1 A. Well, it used to be a warehouse and -- and where 2 I worked at, too, was cloth and all, now it had a 3 restaurant in there. And we started out in the 4 warehouse calling the yards and had binds over there, 5 but it was old -- the old building, and then they built 6 it and put that new building there. And it stayed 7 there -- I don't know how many years. And then it -- 8 like I said, it had an eating joint in there, in the 9 same place I worked at. I got pictures of it. It's 10 just like it was. Everything was -- didn't have no wood 11 inside. 12 Q. Okay. But you -- I guess when you were at 13 Bleachery, they had already completed the construction 14 work, and so they -- 15 A. Yes, sir. 16 Q. -- weren't workers around? 17 A. Yes. 18 Q. Everybody you worked with was also an employee 19 of M. Lowenstein? 20 A. Yes, sir. 21 Q. Did you work near any boilers -- 22 A. No. 23 Q. -- at the Bleachery? 24 A. No, sir. 25 Q. Okay. And I -- you can see this coming. Any

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Page 471 1 valves or pumps? 2 A. No, we didn't have -- just those -- the heaters 3 in the ceiling where the steam come through them; they 4 had valves on them. But we didn't touch that stuff. 5 Q. Okay. And that was 20 to 30 feet above your 6 head? 7 A. Yes, sir. 8 Q. Okay. Any other HVAC equipment that you worked 9 with or real close to? 10 A. No. 11 Q. Okay. Floor tiles? 12 A. No, it's cement. Everything was cement. Except 13 the bathroom. I don't know whether the bathroom had 14 tile in it or not. It could have. 15 Q. You don't remember? 16 A. I can't remember that, no. 17 Q. Okay. So can you think of any -- we talked 18 about the pipes that were overhead. Anyplace where 19 there may have been asbestos in the Bleachery where you 20 might have been exposed? 21 A. Not in our department, no, there wasn't any -- 22 as I know of. 23 Q. Sure. Sure. Okay. I think I asked you this 24 before. Did you ever work for M. Lowenstein anywhere 25 besides the Bleachery?	Page 473 1 very much for your time. I appreciate it. 2 THE WITNESS: Thank you. 3 MR. HOLDER: I still haven't received any 4 documents, so if there's anybody that wants to go next? 5 Anyone else? 6 MR. PECK: Hey, Jonathan. This is Tim Peck. 7 I've got just a very few -- 8 MR. HOLDER: Sure. 9 MR. PECK: -- fill-in-the-blank type questions, 10 if you want me to do that. 11 MR. HOLDER: That would be great. Thanks so 12 much. 13 MR. PECK: You bet. 14 EXAMINATION 15 BY MR. PECK: 16 Q. Mr. Morgan, let me get my camera on. 17 Can you see me now, sir? 18 A. Yes, sir. 19 Q. I first want to ask you -- and these, like I was 20 telling Jonathan -- these are just some questions that I 21 had to fill in some blanks of some things that I wasn't 22 sure were asked of you before. 23 Let's first talk about your time at the Celanese 24 powerhouse. You said that you'd -- I know you started 25 there in 1972. I've got in my notes, at one time you
Page 472 1 A. No, sir. 2 Q. Do you remember ever talking to any other 3 M. Lowenstein employees or bosses or anybody about 4 asbestos at the plant? 5 A. No, sir. 6 Q. This is going to sound like an odd question. Do 7 you think that anyone at M. Lowenstein intentionally 8 tried to hurt you? 9 A. No. 10 MR. HOLDER: Objection to form. 11 Q. (BY MR. WEISS) Or cause you to have any sort of 12 illness or disease? 13 A. No. 14 MR. HOLDER: Objection to form. 15 Q. (BY MR. WEISS) Do you think anybody at 16 M. Lowenstein deliberately tried to expose you to 17 asbestos? 18 A. Not as I know of. 19 MR. HOLDER: Objection to form. 20 Q. (BY MR. WEISS) Okay. Okay. I think I asked 21 this, but I'll ask again just to be sure. Did you ever 22 work for Springs Industries, period, that you remember? 23 A. No, sir. 24 MR. HOLDER: Objection to form. 25 MR. WEISS: Okay. That's all I have. Thank you	Page 474 1 said 1986 and another time 1987 that you left the 2 powerhouse. What's your best recollection as to when 3 you left there and went to waste treatment? 4 A. God -- I know I was down there at least -- I'm 5 going to say four or five years. I can't remember 6 exactly on that. But I left the powerhouse to go down 7 there, because -- did the same thing. We just didn't 8 have boilers down there. It had ash ponds and all that 9 stuff. 10 Q. Well, let me ask it this way. I was just trying 11 to nail down the years. It's not -- we can probably 12 find it another way. But sometime in 1986 or 1987, you 13 think you were transferred to the waste treatment? 14 A. Well, I wasn't transferred. It was -- a job 15 come up down there. They wanted maintenance down there. 16 Q. Okay. 17 A. And, like I said, we was running slack -- the 18 whole world, I guess, at the time. They was going to 19 lay some off, and they asked us -- two of us to go down 20 there, and I volunteered right off. I got away from the 21 boilers. 22 Q. Did your -- you were a boilermaker when you were 23 in the powerhouse; correct? 24 A. Yes, sir. 25 Q. Did you trade or your job classification change

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Page 475 1 when you went to the waste treatment plant? 2 A. No, sir. It just changed back to a mechanic. 3 Q. Okay. Changed back to a mechanic? 4 A. Yes, sir. 5 Q. Got it. Did you ever work again -- after you 6 went to the waste treatment plant, did you ever work 7 again as a boilermaker? 8 A. No, sir. 9 Q. Got it. So you never went back to the 10 powerhouse? 11 A. No. I loved the river. 12 Q. Got it. All right. 13 And you told -- you responded to questions from 14 several people about a year when you were working for 15 Davis Electrical up in Charlotte at the General Tire 16 Plant. Do you recall that -- 17 A. Yes, sir. 18 Q. -- testimony? 19 A. Yes. 20 Q. And I think it was while the plant was being 21 built? 22 A. Yes, sir. 23 Q. And you told us that you were working in a -- I 24 think one time you called it a house, other -- 25 A. Yes.	Page 477 1 They was pouring cement, and I was running lights 2 through there -- 110. And just put them lights down 3 through there. And then it was wintertime, too, I had 4 big -- me and -- me and BTU heaters, I kept them going 5 with Kerosene and kept the lights going, where it was 6 overtime, anyway, I loved it. Saved my lunch spot. 7 Q. All right. And you -- you told us about keeping 8 those heaters on the concrete so that they wouldn't 9 freeze while they were pouring those floors. Did -- you 10 didn't ever -- you weren't working there when the plant 11 was operating, was it -- were you? 12 A. No, sir. No, it -- 13 Q. Is -- and you didn't do any work on any 14 equipment or -- or plant processes inside the plant; 15 would that be correct? 16 A. Yes, sir, I didn't do anything in the plant, no. 17 Q. Got it. 18 Do you believe any of that work, that you told 19 us about, the running lights or keeping heaters on the 20 concrete or the assignment of tools, do you believe any 21 of the work that you did at the General Tire Plant when 22 you were working for Davis Electrical caused you to be 23 exposed to asbestos? 24 MR. HOLDER: Objection to form. 25 A. I don't -- I don't believe so. I don't -- I
Page 476 1 Q. -- times a back room, assigning tools. 2 A. Yes, sir. 3 Q. Okay. 4 A. It was about 30 by 30. That's all. 5 Q. The -- during that year that you were there for 6 Davis Electrical, did you work in that -- in that job, 7 were you assigning tools out of that stockroom for the 8 entire time? 9 A. Yes, sir. Until they got going to where we 10 could put lights in, you know, doing the electrical part 11 of it, yes, sir. 12 Q. Okay. Did you -- is electrical work -- 13 installation of lights -- the only work that you did 14 inside the plant? 15 MR. HOLDER: Objection to form. 16 A. Before it -- before it started, you know, we -- 17 they were pouring cement. The whole thing was, you 18 know, dirt, and it was -- 19 Q. (BY MR. PECK) Right. 20 A. -- God knows, bigger than a ball field. And 21 they would pour cement, and they had overhead -- you 22 know, they'd put the top on, just one section, where it 23 wouldn't be wet, and they were pouring cement, and they 24 had these -- I called them helicopters -- that smoothed 25 the cement out. And they was -- might be 20 of them.	Page 478 1 can't think of anything -- it was in the stores when I 2 had to give stuff out. I don't know whether they was 3 insulating blankets or not. I couldn't tell you for 4 sure. 5 Q. (BY MR. PECK) And that's all I'm asking, 6 because this is -- this is our chance to ask you these 7 questions. And you've told us about other jobs and 8 other work where you were working and you thought things 9 may have contained asbestos, and so I just wanted to ask 10 that question about this year at the General Tire 11 location. Nothing that you can recall? 12 A. No, sir, yeah. 13 MR. PECK: Thank you, sir. That's all I have 14 right now. 15 MR. HOLDER: Okay. We're up to 11:00 [sic] a.m. 16 If there's no objection, we can go ahead and take a 17 quick five-minute bathroom break. 18 I still haven't received a link to those 19 documents. 20 So we will resume back in five minutes with 21 whoever would like to go next with their questioning of 22 Mr. Morgan. 23 Thank you. Off the record. 24 THE VIDEOGRAPHER: Okay. The time is 25 approximately 12:00 p.m., and we are off the record.

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Page 479 1 (A break is taken from 12:00 p.m. (EST) until 2 2:16 p.m. (EST).) 3 THE VIDEOGRAPHER: We are back on the record. 4 The time is approximately 2:16. This the beginning of 5 Media Number 2. 6 Counsel, you may proceed. 7 CONTINUED EXAMINATION 8 BY MR. WILSON: 9 Q. Welcome back, Mr. Morgan. 10 A. Thank you. 11 Q. I'm going to show you -- do you remember 12 answering interrogatories in this case? Some written 13 questions to you? 14 A. I don't -- I don't remember right off. 15 Q. Okay. I'm not going to go deep into it. I just 16 want to ask for clarification about the one -- one thing 17 here. 18 These are your responses to the standard 19 interrogatories, and on page 6, it's -- you're asked to 20 identify each physician or practitioner who has examined 21 or treated you for any reason. You see this -- 22 A. Yes, sir. 23 Q. -- Interrogatory 11? 24 A. Yes, sir, I see it. 25 Q. And then at the bottom here, you identified	Page 481 1 A. Yeah. We could get overtime. That kind of 2 tickled me for the youngins. 3 Q. It meant more stuff under the Christmas tree? 4 A. There you go. 5 MR. HOLDER: Form. 6 Q. (BY MR. WILSON) Okay. And we're talking about 7 the 7:00 a.m. to 3:00 p.m., five days a week, or up to 8 seven days a week, was for your work on the turbine 9 outages; is that right? 10 A. If we had overtime or something, yeah, I'd work 11 on that, or whatever. It could be pulverizers, or 12 anything, you know, to work overtime on. 13 Q. Okay. And just before -- we're going to look at 14 the documents in a second, but -- so I understand your 15 testimony, is that: Each turbine, you believe, at 16 Celanese had an outage each year; is that correct? 17 A. I'm thinking. I'm not sure. But they were 18 staggered. You know, it wasn't doing this one, the next 19 week, do another one. Because the whole plant -- they 20 kept all the power going to the whole plant. 21 Q. Okay. I know you switched over to the turbine 22 room or to the powerhouse, rather, in 1972. Do you 23 recall when was the first outage that you worked on in 24 the powerhouse? 25 A. No, sir, I couldn't be sure the exact date. But
Page 480 1 Dr. Arthur Frank at Drexel University in Philadelphia. 2 A. I don't remember her -- him. 3 Q. Okay. And that was my question. Do you 4 remember ever getting any treatment from him or seeing 5 him in Philadelphia? 6 A. No, sir. 7 Q. Okay. I want to talk to you some more about the 8 turbine outages at Celanese. You had a chance to review 9 some documents over the lunch break; is that right? 10 A. Yes. 11 MR. HOLDER: He discussed them with me, but due 12 to just technological issues, he couldn't see them 13 physically. 14 Q. (BY MR. WILSON) Now, when you were working the 15 turbines outages at Celanese, what shift was that? 16 A. First shift, 7:00 to 3:00. 17 Q. 7:00 a.m. to 3:00 p.m.? 18 A. Yes, sir. 19 Q. How many days a week would you work on the 20 outages? 21 A. Just five. Unless something bad, you know, 22 they'd ask us to work on Saturday or Sunday. Usually 23 five days. 24 Q. Okay. But sometimes it would -- on the higher 25 end, it would go to six or seven days a week?	Page 482 1 after we got to the powerhouse, I was -- we were working 2 on the turbines then. 3 Q. Would it have been in the same year, 1972? 4 A. I'm thinking it would be. 5 Q. And so the last outage that you worked on, in 6 the powerhouse, involving a Westinghouse turbine, would 7 have been -- is that 1986? 8 A. Probably, '86. 9 Q. Okay. You talked to us a little bit earlier 10 about taking the blankets off the turbine, and you'd 11 stack them up. After you did that job, did you have any 12 other work on the turbine during an outage? 13 A. No. 14 Q. Okay. 15 A. That's all I can think of, that. And -- that 16 was it. 17 Q. Okay. After you stacked up the blankets, 18 wherever you stacked them, did you cover them with a 19 sheet of plastic or some other -- 20 A. No. 21 Q. -- thing to keep them -- 22 A. No. Just drug them over there and put them 23 by -- there's a wall between the turbines and all the 24 breakers that goes into the whole plant power. It's 25 high -- way high voltage stuff, and we just put it right

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Page 483 1 there. 2 Q. I'm going to mark as an exhibit, it will be 3 Exhibit Number 6, and it's going to be the 30 pages, 4 3-0, of turbine record documents that I reshared with 5 your counsel before we went on the lunch break. Okay? 6 MR. HOLDER: Objection to form. 7 (Defendant ViacomCBS, Inc., Exhibit Number 6, is 8 marked for identification, Engineering & Service 9 Department, Field Report, 3/12/60.) 10 Q. (BY MR. WILSON) Do you have a document popped 11 up? 12 I don't expect you to be able to read it right 13 now. I'll zoom in for you. I just want to make sure 14 you can see my screen. 15 Can you see a document on your screen, sir? 16 A. Yes, sir. 17 Q. Okay. I'll represent to you that this is a 18 document from the turbine record -- from the turbine 19 generator at Celanese; okay? And that's unit one. Unit 20 one, do you remember that turbine? 21 A. Oh, yeah, all of them. All four of them. 22 Q. Okay. And this is one of the turbines you 23 believed had an outage every year; is that right? 24 A. No, sir, I -- 25 MR. HOLDER: Objection to form.	Page 485 1 2:25, and we are back on the record. 2 Counsel, you may proceed. 3 Q. (BY MR. WILSON) Okay. Mr. Morgan, you were 4 saying you recognized the name of Emmet Hall here. And 5 was he the maintenance supervisor at Celanese? 6 A. Yes, sir. He was smart. 7 Q. Okay. Was he the guy that gave you your 8 marching orders when you did jobs? 9 A. Yes, sir. I was in this CA building before I 10 came down there, and that's when they were having a bad 11 time and laying people off over in CA and AR. And Emmet 12 came up and said: Eddie, Carol and, I believe, Don 13 Arant (phonetic) -- I can't remember the other one. He 14 said: Y'all want to go to the powerhouse? I'll give 15 you a raise, and you'll be a boilermaker. Because if 16 you don't, they're going to lay you off here. I had 17 three kids. I said: I'll go. I left. 18 Q. Okay. Okay. We're in 1972 on unit one. So 19 here at, where it says number three outage data; do you 20 see that? 21 A. Yes, sir. 22 Q. This says that the men on the job for 23 Westinghouse worked four days a week, and there were 24 about seven men per shift working ten-hour days. Do you 25 see that?
Page 484 1 A. -- wouldn't say every year. It could have been 2 this year and might wait six months or a year before 3 it's done again. It's just according to whichever one 4 is the oldest. They kept records on -- I think 5 Jay Gardner kept records on the turbines when it come 6 off the line and all. 7 Q. (BY MR. WILSON) Okay. 8 A. That's my boss man, Emmet Hall on there. He was 9 over that. 10 Q. Okay. So you recognize this name here? 11 A. Yes, sir. He's a sharp man -- was. 12 Q. And this was written in May of 1972, Celanese 13 Fiber is the location, Rock Hill, South Carolina. 14 We're talking about the same plant that you 15 worked at; right? 16 Is that the plant you worked, sir? 17 MR. HOLDER: Are you still on the line? 18 MR. WILSON: Yeah, he looks frozen. We might 19 want to go off the record. I think he might be frozen. 20 MR. HOLDER: Yeah. Off the record. 21 THE VIDEOGRAPHER: Okay. The time is 22 approximately 2:24; we are off the record. 23 MR. HOLDER: Let's wait just a moment. 24 (Pause in proceedings.) 25 THE VIDEOGRAPHER: The time is approximately	Page 486 1 A. Yes, sir. 2 Q. All right. And this wouldn't have been you; 3 right? 4 A. Wouldn't have been what? 5 MR. HOLDER: Form. 6 Q. (BY MR. WILSON) This wouldn't -- this would not 7 have been you? You worked five days a week; correct? 8 A. Yes, sir. Not unless there was overtime. I 9 could have worked on it, but not with them men. They 10 had their own men. Seven of them. 11 Q. Okay. A little bit further down in the record 12 here, it says: The purpose of this trip was fourth year 13 inspection of turbine -- generator unit. You say that? 14 A. Yes, sir. 15 Q. All right. Does that refresh your recollection 16 for how often there was an outage on the turbines at 17 Celanese? 18 MR. HOLDER: Objection to form. 19 A. No, sir, I still wouldn't know -- I mean, as far 20 as time, I wouldn't know. It -- we might have done it 21 that year -- this year, and then did two years from now, 22 it might need to be done. I -- I don't know how they 23 figured that on that thing. 24 Q. (BY MR. WILSON) Okay. And this is Bates Number 25 110 we've been looking at, so the record is clear.

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Page 487 1 In the same report, I'm going to go to Bates 2 117, here, and I'll zoom in so you can read this. It's 3 page 8 of the same report. It says: Celanese Fiber 4 Number One, May 2nd, 1972. Do you see that? 5 A. Yes, sir. 6 Q. And for the recommendations and conclusions, it 7 says here: Customer expressed a desire to extend time 8 between inspections to five years. Do you see that? 9 A. Yes, sir. 10 MR. HOLDER: Objection to form. 11 Q. (BY MR. WILSON) Does that refresh your 12 recollection how often Celanese was having outages on 13 their turbines? 14 MR. HOLDER: Objection to form. It says -- 15 you misread. It has handwritten "omit" right there, 16 too. 17 Q. (BY MR. WILSON) Does that refresh your 18 recollection, sir? 19 A. No, sir. I still didn't -- I didn't remember 20 dates and all when we -- when they took -- they kept 21 records -- I guess Jay did -- Jay Gardner, my boss man. 22 Q. Okay. 23 MR. HOLDER: Is that why you didn't flip to the 24 page that you were reading, Larry? It still has 110 25 showing. You said you were reading from 117.	Page 489 1 there -- we took it out with a crane. They took it out 2 with a crane, and we moved it outside, had a crane let 3 it down, and they had a fella come in there, and we put 4 a tarp all the way around it where -- cleaned the blades 5 and all. It was sand -- some kind of fine sand to clean 6 them up. And it was a lot. But I remember that. But I 7 can't remember the exact year on it. 8 Q. Okay. But at least what we've read here, you 9 would agree that this is saying that there were seven 10 years between outages for this unit; correct? 11 MR. HOLDER: Objection to form. 12 A. It could have been, yes, sir. 13 Q. (BY MR. WILSON) Okay. All right. On the next 14 page is -- is the next outage for unit one. So we had 15 1972, we looked at; and we just saw the other one was 16 1979. Here's the next one in line. Customer: Most 17 Celanese Fiber, Celriver Plant, Unit Number One. 18 And this is -- this is in 1984, sir. 19 MR. HOLDER: Where is 1984? 20 MR. WILSON: Excuse me? 21 MR. HOLDER: Where is 1984? I didn't see it, 22 where you were highlighting. 23 Q. (BY MR. WILSON) So the first comment is -- 24 number one, it says: This was a time and material job, 25 with labor provided by Westinghouse, utilizing the local
Page 488 1 There. Yep. There's the "omit." 2 Okay. Go ahead. 3 Q. (BY MR. WILSON) All right. Mr. Morgan, on 4 page 121 -- I want you to assume this is the very next 5 outage on that same unit; okay? We just looked at 1972. 6 A. Uh-huh. 7 Q. Here's Celriver Number One and Rock Hill, and 8 this is dated June of 1979. Do you see that on the 9 first page? 10 A. Okay. Yeah, I see it now. 11 Q. Okay. So this is seven years later; correct? 12 A. Yes, sir. 13 Q. Now, on this report on page 124, right here, it 14 says: Number 3, Spindle. You see that? 15 A. Yes, sir. 16 Q. And then the first sentence says: Although the 17 unit had run seven years since the last outage, there 18 was little depositing on the blades. 19 Do you see that? 20 A. Yes, sir. Uh-huh. 21 Q. Does reading that refresh your recollection how 22 often Celanese had an outage on turbine number one? 23 MR. HOLDER: Objection to form. 24 A. Well, I can't -- I don't know exactly on that. 25 But on the -- the blading and all, they took it out of	Page 490 1 millwright union hall. 2 A. I see it. 3 MR. HOLDER: Objection to form. 4 Q. (BY MR. WILSON) All right. And that's not 5 where you worked through. You didn't work through a 6 millwright union hall; correct? 7 A. No, sir. 8 Q. That's correct that you did not? 9 A. Yes, sir, I did not. 10 MR. HOLDER: Objection to form. 11 Q. (BY MR. WILSON) And here's the sandblasting it 12 sounds like you were talking about. 13 DEFENSE COUNSEL: Objection. 14 Q. (BY MR. WILSON) The sandblasting was performed 15 by Grady Cummings, Inc., do you see that? 16 A. Yes, sir. 17 Q. Okay. Does that sound like the contractor you 18 remember doing the sandblasting? 19 MR. HOLDER: Objection to form. 20 A. I don't -- I don't remember his name, but it was 21 a -- a lot of sandblasting. 22 Q. (BY MR. WILSON) Okay. 23 A. He did the whole thing. 24 Q. (BY MR. WILSON) It goes on, the third comment 25 is -- it mentions that: Non-destructive examinations

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Page 491 1 were performed by Law Engineering under direct contract 2 with Celanese. Do you see that? 3 MR. HOLDER: Objection to form. 4 A. Yes, sir. 5 Q. (BY MR. WILSON) Okay. Do you remember Celanese 6 would hire their own contractors to come out and do 7 non-destructive examinations on the turbine? 8 MR. HOLDER: Objection to form. 9 A. I didn't know that. If they did, I didn't know 10 it. 11 Q. (BY MR. WILSON) Okay. 12 MR. HOLDER: Where's the 1984, I'd asked 13 counsel? You represented a 1984 was on this page. 14 Q. (BY MR. WILSON) You can see the purpose of the 15 visit here, at the top, says: This job consisted of 16 three parts. Scheduled five-year overhaul and 17 inspection. You see that? 18 A. Yes, I do. 19 MR. HOLDER: Objection to form. 20 Q. (BY MR. WILSON) All right. Does this comment 21 and this purpose of visit refresh your recollection 22 whether the unit one turbine at Celanese had annual 23 outages, or if they went every five to seven years? 24 MR. HOLDER: Objection to form. 25 A. I couldn't say for sure. I really don't.	Page 493 1 MR. HOLDER: Objection to form. 2 A. Our shift was eight hours. 3 Q. (BY MR. WILSON) Okay. All right. Let me show 4 you here, a record on unit four. The Bates number for 5 this one, sir, is 883. Over here. I just highlighted 6 it for you. 7 MR. HOLDER: Objection. 8 MR. WILSON: What's that? 9 MR. HOLDER: It was about the question. Sorry. 10 Go ahead. 11 Q. (BY MR. WILSON) It says, date written was April 12 of 1974. That would have been during the time that you 13 worked at the powerhouse; right? 14 A. Yes, sir. 15 Q. Do you remember Mr. E. Hall, maintenance 16 supervisor? 17 A. Emmet Hall, yes, sir. 18 Q. Okay. That's Emmet that was on the other one we 19 looked at; right? 20 A. Yes. Yes, sir. He was all over the 21 maintenance. It's on -- on the power -- on the power 22 side. 23 Q. Okay. What I want to ask you about is this 24 comment here. It says: All of the millwrights were 25 hired through the Charlotte, North Carolina union. Do
Page 492 1 But . . . 2 That's our other boss man, Chuck Dohm. 3 Q. (BY MR. WILSON) Okay. Here on the next page, 4 this is a record from unit two turbine. Okay, 5 Mr. Morgan? 6 A. Okay. 7 Q. All right. And this was written in 1980, 8 November, which would have been during the time period 9 you're talking about that you worked on the turbines; 10 right? 11 A. Yes, sir. 12 Q. Okay. Do you know who Robert Post was, or is? 13 A. Robert Post? No, I didn't know him. 14 Says maintenance supervisor. 15 Q. It says maintenance supervisor. Okay. That's 16 okay. 17 A. All right. 18 Q. Now, for the outage data for unit two, they're 19 reporting that the workers there worked four days a 20 week, in ten-hour shifts. Do you see that? 21 A. Yes, sir. 22 Q. And you worked at least five days when you were 23 at Celanese; right? 24 A. Yes, sir. 7:00 to 3:00. 25 Q. Okay. And how long was your shift?	Page 494 1 you see that? 2 A. Yes, sir, I see it. 3 Q. Okay. And you don't remember working with any 4 millwrights hired through the Charlotte, North Carolina 5 union? You told us that earlier today; right? 6 MR. HOLDER: Objection to form. 7 A. I can't remember, no. 8 Q. (BY MR. WILSON) Okay. And here's more 9 sandblasting done by Maintenance Equipment of Charlotte. 10 MR. HOLDER: Objection to form. 11 Q. (BY MR. WILSON) You see that? 12 A. Yes, sir. 13 Q. Now, Westinghouse was there to do, it looks 14 like, a couple of things, and one of them was electrical 15 testing on a generator and exciter by Mr. David McDaniel 16 of Westinghouse, and magnafluxing was done by Mr. Bob 17 Arrington of Westinghouse. Do you remember any of those 18 two guys being on the site? 19 A. I didn't know their names -- I remember them 20 being there, because I couldn't get over the magnaflux 21 and all. It's pretty good. They checked for cracks and 22 all in the turbines. He was sharp. 23 Q. Okay. And that's after you did your blanket 24 work and got away from them; right? 25 A. Yes, sir.

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Page 495 1 Q. All right. Were you asked to leave the area 2 when they started working on the turbine, then? 3 A. No, sir. 4 Q. I'm going to fast-forward to about ten pages -- 5 to 99- -- 893, rather. And there's a comment in here 6 that I want to ask you about it. It says: As 7 previously mentioned, all workmen on this job were hired 8 through the Charlotte, North Carolina Union as 9 millwrights. Do you see that? 10 A. Yes, sir. 11 Q. Okay. Those wouldn't have been people you 12 worked with, though; right? 13 A. I didn't -- no. We -- just a -- Westinghouse is 14 the ones we worked around, not no union millwrights. 15 Q. Okay. Now, for the outages that you recall, is 16 it your testimony that Westinghouse was on all of the 17 outages at Celanese? 18 MR. HOLDER: Objection to form. 19 A. Of all the Westinghouse turbines, yeah, they 20 were the only ones that worked on it. 21 Q. (BY MR. WILSON) I'm going to show you this 22 record from -- 23 The Bates is 879, down here in the corner on the 24 bottom right. 25 But what I want to ask you about is, it was	Page 497 1 sorry? 2 A. As far as I know. We didn't work on none of 3 them turbines without the Westinghouse people being 4 there. 5 Q. (BY MR. WILSON) Okay. I'm going to show you 6 another one here on page 877. 7 Now, the second paragraph of this report says: 8 It appears the prime reason for the customer's request 9 for this inspection was due to the fact that the 10 valves were not inspected during their last scheduled 11 inspection of the unit, which was performed by other 12 than Westinghouse. Did I read that right? 13 MR. HOLDER: Objection. 14 A. I didn't know them. 15 Q. (BY MR. WILSON) Okay. Were you aware that 16 there were inspections and outages performed on that 17 turbine that were not performed by Westinghouse? 18 MR. HOLDER: Objection. 19 A. No, sir. They was all Westinghouse people. 20 Q. (BY MR. WILSON) Okay. I want to show you one 21 more outage report, and then I'll be done with these. 22 This was written in 1980, June. Do you see that 23 up here? 24 A. Yes, sir. 25 Q. All right. Do you know who R. Howell is?
Page 496 1 written January 9, 1980. And this is Celanese fiber unit 2 four. That was a Westinghouse turbine; right? 3 A. Yes, sir. 4 MR. HOLDER: Objection. 5 Q. (BY MR. WILSON) All right. The first comment 6 in the section down here, it says: This turbine had 7 recently been overhauled by a contractor without 8 Westinghouse TD and I. 9 Now, I'll represent to you that TD and I means 10 technical, direction, and inspection. Would you have 11 any reason to disagree with that? 12 MR. HOLDER: Objection to form. 13 A. No, sir. 14 Q. (BY MR. WILSON) Okay. And the comment, at 15 least reflected in this outage record, is saying that 16 the turbine had been overhauled by somebody that was not 17 Westinghouse. Do you agree with that? 18 MR. HOLDER: Objection to form. 19 A. Yes. 20 Q. (BY MR. WILSON) Okay. And that would be 21 inconsistent with the testimony you gave us a little bit 22 ago that Westinghouse was on all of the outages; right? 23 MR. HOLDER: Objection to form. 24 A. As far as I know, they were. 25 Q. (BY MR. WILSON) What was your answer, sir? I'm	Page 498 1 A. Ray Howell. 2 Q. Okay. You recognize the -- 3 MR. HOLDER: What's the Bates number on it? 4 Sorry. 5 MR. WILSON: Bates is 876. 6 MR. HOLDER: Okay. Thanks. 7 MR. WILSON: Yes. 8 Q. (BY MR. WILSON) Okay. He was the powerhouse 9 maintenance supervisor? 10 A. Yes, sir. 11 Q. Did he take over for Emmet, the last gentleman? 12 A. No. Emmet was over the whole works there. 13 Q. Oh, okay. 14 Okay. The purpose of the trip here is what I 15 want to call your attention to, and it's under number 16 two here, For purpose of trip, and it says: Inspection 17 and overhaul had been completed by outside contractor 18 other than Westinghouse six months ago. 19 Do you see that? 20 A. Yes, sir, I see that, but I -- I never seen 21 anybody work on a Westinghouse turbine but Westinghouse 22 people. 23 Q. Okay. Now, at the bottom here, it says: 24 Advised customer to replace oil-soaked insulation 25 blankets at turbine horizontal joint in control oil

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Page 499 1 piping area. Potential fire hazard. 2 Do you see that? 3 A. Yes, sir. It was probably up at the front where 4 the -- I guess they call it, like, a -- that -- it lets 5 so much steam in and all. It was all real hot right in 6 there. And that valve that went up and down, it was -- 7 it had pressure, or oil -- had an oil line going up to 8 it. Now, those would -- would leak onto the packing and 9 the blankets and everything. 10 Q. So this does refresh your recollection that 11 those blankets were at times wet; right? 12 MR. HOLDER: Objection to form. 13 A. Had a little bit of oil. Yes, sir, had a little 14 bit of oil on them. Yes, sir. 15 Q. (BY MR. WILSON) Okay. And do you recall at any 16 time Celanese replacing the blankets on unit number 17 four? 18 A. No, we never replaced them since I was there, 19 the whole time. 20 Q. Even after the -- the June of 19- -- 21 MR. HOLDER: Objection. Sorry. 22 MS. PUTNAM: Objection; form. 23 Q. (BY MR. WILSON) Even after the June, 1980, 24 outage? 25 MR. HOLDER: Objection to form.	Page 501 1 MR. HOLDER: Objection to form. 2 Q. (BY MR. WILSON) All right. I'm going to show 3 you the release here. 4 And we'll mark it as an Exhibit Number 7. 5 (Defendant ViacomCBS, Inc., Exhibit Number 7, is 6 marked for identification, Release, November 22, 7 2002.) 8 Q. (BY MR. WILSON) All right. Am I sharing my 9 screen properly with you, sir? Can you see it says 10 Release at top? 11 A. Yes, sir, I see it now. 12 MR. HOLDER: I can't see it. If you could just 13 hold up a second. There's probably a delay. 14 Okay. It's up on my screen. 15 MR. WILSON: Okay. 16 Q. (BY MR. WILSON) And at the top, it says, 17 Release, and it's got your name, and it's got your 18 wife's name on the second line; right? 19 A. Yes, sir. 20 Q. A little bit further down, it says: You do 21 hereby remise, pro tanto, release, acquit, or forever 22 discharge Viacom, Inc., successor by merger to CBS 23 Corporation, formally known as Westinghouse Electric 24 Corporation. 25 Do you see that?
Page 500 1 MS. PUTNAM: Renew objection. 2 A. Are you saying: Did they replace them, or what? 3 Q. (BY MR. WILSON) Yeah, you said you didn't 4 remember -- 5 MR. HOLDER: He said: Are you sure? 6 Sorry. Go ahead. 7 MR. WILSON: No. 8 Q. (BY MR. WILSON) The question is: You didn't 9 remember them replacing blankets; is that true, even 10 after this June of 1980 outage? 11 A. Yes, we never did, even with the oil-soaked, we 12 didn't. I didn't do it. 13 MS. PUTNAM: Same objection. 14 (Music plays.) 15 THE WITNESS: I didn't do that. 16 MR. HOLDER: Yeah, somebody's not muted. 17 Q. (BY MR. WILSON) All right. Now, on day one of 18 your deposition you talked about signing some releases 19 for some of the Defendants That are named in this suit. 20 And you signed releases at a prior lawsuit; right? 21 A. I guess. 22 Q. And one of those companies was actually 23 Viacom, Inc., which was the successor to Westinghouse 24 Electric. Do you remember that? 25 A. No, sir.	Page 502 1 MR. HOLDER: Objection to form. 2 A. Yeah, I see it. 3 Q. (BY MR. WILSON) Okay. And, then, you 4 understand Westinghouse Electric Corporation was the 5 company that made the turbines at Celanese, the four 6 that we were just talking about; right? 7 MR. HOLDER: Objection to form. 8 A. Yes, sir. 9 MR. HOLDER: If you understand that. 10 Q. (BY MR. WILSON) What was your answer, sir? 11 You understood that, sir? 12 A. Yes. 13 MR. HOLDER: Objection to form. 14 Q. (BY MR. WILSON) Okay. Now, you and your 15 wife -- 16 And I'll get to the signature at the end. I 17 want you to assume that you signed it. I'm happy to 18 show it to you before we get there. 19 But you released Westinghouse, CBS, from all 20 claims, demands, damages, actions, or causes of action, 21 including, but not limited to, loss of consortium, 22 which -- which you or your wife may now have or 23 hereafter have arising out of or in any way related to 24 the possible exposure to any of the products 25 manufactured, sold, supplied, and installed.

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Page 503 1 You understand, and you understood then, that 2 you were releasing CBS from the claims of exposure; 3 correct? 4 MR. HOLDER: Objection to form. 5 You can answer. 6 Only if you understand the question. 7 A. Yes, that was for my lungs -- had asbestos in my 8 lungs. 9 Q. (BY MR. WILSON) Okay. And you understood you 10 were releasing Westinghouse for claims relating to your 11 exposure in your lung; right? 12 A. In my lungs -- 13 MR. HOLDER: Objection to form. 14 He said asbestosis; so if you're going to 15 completely quote him. 16 Q. (BY MR. WILSON) You said -- 17 MR. HOLDER: Let's show him all the -- 18 Q. (BY MR. WILSON) You said asbestos in your 19 lungs; is that right, sir? 20 A. Yes, sir. 21 MR. HOLDER: He said asbestosis. 22 MR. WILSON: He answered asbestos, Jonathan. 23 Thank you. 24 MR. HOLDER: I think it -- 25 Objection to form. Go ahead.	Page 505 1 page. But if you'll let me just slowly get through 2 this, we'll get there. 3 MR. HOLDER: Okay. I'm going to make sure that 4 we do. 5 Q. (BY MR. WILSON) Did you read this document 6 before you signed it, sir? 7 MR. HOLDER: Objection to form. 8 A. I glanced at it. I didn't read it line for 9 line. 10 Q. (BY MR. WILSON) Did you have the document 11 explained to you to your satisfaction? 12 MR. HOLDER: Objection to form. 13 A. They did on a couple of them. After that, I'd 14 get them, I wouldn't -- wouldn't ask nobody nothing. 15 I'd just sign it. 16 Q. (BY MR. WILSON) Okay. Well, let me ask you 17 about some of the language in here. And as we read it, 18 can we agree that you agreed to this document? However 19 it's written; that you agreed and signed it? 20 MR. HOLDER: Objection to form. 21 Larry, I -- I'm just going to tell you upfront, 22 if you misrepresent what is in this contractual 23 agreement -- what Mr. Morgan agreed to and signed -- if 24 you try to omit anything material, I'm going to point 25 that out. So do not try to get one over on him or try
Page 504 1 Q. (BY MR. WILSON) All right. On the second -- 2 MR. HOLDER: Are you going to -- really? Are 3 you only going show him certain passages? Okay. Go 4 ahead. 5 Q. (BY MR. WILSON) Here's your signature on 6 page 6, sir. I'll zoom in. You can just refamiliarize 7 yourself with it. 8 It looks like it was signed on the 12th of 9 January in 2003 -- 2003, by Mr. and Mrs. Morgan. Do you 10 see that? 11 MR. HOLDER: Counsel, I ask that you show him 12 each page of the Release that you're trying to get him 13 to agree with you on, at the certain passages, which you 14 keep changing his words, as you -- as you relate back to 15 him what he said. 16 Q. (BY MR. WILSON) Those are your signatures; 17 right, sir? 18 A. Yes. 19 MR. HOLDER: Did he show you page 2? 20 MR. WILSON: I'm going there right now, 21 Jonathan, if you could be patient with me. 22 MR. HOLDER: Okay. 23 MR. WILSON: I can't show him all six -- eight 24 pages at the same time. But I did want to show him his 25 signature; so we can confirm that we're on the same	Page 506 1 to get him to agree with something that is not expressly 2 stated in this Release. Okay? 3 Q. (BY MR. WILSON) Did you hear my question, sir? 4 A. Yes. 5 Q. Okay. And do you agree with it; that you did 6 agree to the terms of this document? You signed it? 7 A. At the time, yes. 8 MR. HOLDER: Objection to form. 9 Q. (BY MR. WILSON) And that's why you signed it, 10 to confirm that you agree with it; correct? 11 MR. HOLDER: Objection to form. 12 If you understand that question. 13 A. At the time. 14 Q. (BY MR. WILSON) Okay. The first sentence of 15 the second page says: It's understood and agreed that 16 payment and receipt of the consideration aforesaid is 17 not to be construed as the admission of any liability 18 whatsoever, but is the compromise of a doubtful and 19 disputed claim. 20 Did I ready that correctly? 21 A. Yes. 22 MR. HOLDER: Objection to form. Improper 23 question. 24 Q. (BY MR. WILSON) You agreed with that statement 25 when you signed this document in '03; didn't you?



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Page 507 1 A. At the time. 2 MR. HOLDER: Objection to form. 3 Q. (BY MR. WILSON) Have you learned anything since 4 2003 that makes you change your opinion or your thought 5 that this is a compromise of a doubtful and disputed 6 claim? 7 MR. HOLDER: Objection to form. 8 Asked and answered. 9 You can answer if you understand the question, 10 Mr. Morgan. I'm sorry. 11 THE WITNESS: I didn't, really. 12 MR. HOLDER: Yeah, he's asking the three 13 questions over and just trying to change a word to see 14 if he can get a different answer; that's why it seems 15 hard to understand it. 16 Maybe you can try again, Larry. 17 MR. WILSON: That's -- that's not -- that's not 18 proper coaching. Right? 19 MR. HOLDER: Well, you're asking the same 20 question over and over. And, in fact, you won't show 21 him the line a little bit further down on this page that 22 says: Releasor expressly reserves any claim or causes 23 of action for asbestos-related malignant disease, 24 period. So if -- 25 MR. WILSON: I'm sorry, are we doing redirect	Page 509 1 A. No, I -- 2 Q. Your counsel has -- your counsel has asked that 3 I show you the entire page at once. Can you read that? 4 A. You'll have to make it just a little clearer. 5 Q. Okay. So you can't read that when it's showing 6 just the entire page at once; right? 7 A. Not unless I use a magnifying glass. 8 Q. All right. Let me zoom in for you like I had 9 it. 10 And if you want to move anywhere around the 11 document, up or down the page, you just let me know. 12 Okay? You understand that, sir? 13 A. Yes, sir. 14 Q. Do you disagree or have you changed your opinion 15 that this is the compromise of a doubtful and disputed 16 claim? 17 MR. HOLDER: Objection to form. 18 But you can answer if you understand the 19 question. 20 A. Yes, I -- 21 MR. WILSON: I'm sorry, you froze up there, sir. 22 THE COURT REPORTER: I'm sorry, I didn't hear 23 you. 24 MR. WILSON: Yeah. 25 MR. HOLDER: You cut out on me too.
Page 508 1 now? I'm sorry, I missed that. 2 MR. HOLDER: No. You won't show him the entire 3 point of this entire line of questioning. You're trying 4 to get him to agree that he -- go ahead. 5 MR. WILSON: So if you -- if you would stop 6 yelling and appreciate the fact that you -- 7 MR. HOLDER: You know that I'm not -- 8 Well, this is on video; so everyone will be able 9 to see it. 10 MR. WILSON: -- and appreciate the fact that 11 we're doing this via Zoom, and I can only show him 12 certain portions of the document at a time. I can't 13 show him all nine pages. 14 MR. HOLDER: You can. You can shrink down the 15 page so that he can see it. You are purposefully not 16 doing it. 17 And don't pretend that it's technology that's 18 stopping you. You are doing this deceptively. 19 MR. WILSON: Okay. You prefer that I show him 20 nine pages simultaneously? Is that -- 21 MR. HOLDER: No. The whole page that you're on 22 at once. 23 MR. WILSON: Okay. Here we go. 24 MR. HOLDER: Is that a problem? 25 Q. (BY MR. WILSON) Can you read that, sir?	Page 510 1 You still with us, Mr. Morgan? 2 THE WITNESS: Yeah. Okay. 3 MR. HOLDER: They couldn't hear your answer. 4 Sorry. 5 THE WITNESS: Oh, it says my Internet cable 6 is -- I don't know -- quitting now. 7 A. Yes, I read it. 8 Q. (BY MR. WILSON) Do you still agree with that 9 statement, sir? 10 MR. HOLDER: Objection. 11 A. I don't know. You'd have to explain it in more 12 like -- from the doctor's view or whatever, if you want 13 to do that. 14 Q. (BY MR. WILSON) All right. We'll go down a 15 little bit. 16 On the fourth line down, it says: It is agreed 17 between the parties, hereto, that if Releasor was 18 exposed to any product manufactured, sold, installed, 19 distributed, or placed in the stream of commerce by any 20 means by Releasee, such exposure, if any, was minimal. 21 Do you understand what that means, sir? 22 MR. HOLDER: Objection to form. 23 A. I got asbestosis in my lungs. All I know 24 it's -- it's loaded. 25 Q. (BY MR. WILSON) All right. And in this

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Page 511 1 document you agreed that exposure, if any, was minimal. 2 Do you see that? 3 A. Yeah, I don't believe that. 4 Q. Okay. So you've changed your opinion on that? 5 A. Well, you've got it wrote down as "minimal." I 6 can take you -- well, I can't now. It's gone. But it 7 was a lot. 8 Q. Okay. The next sentence says: That it is 9 extremely doubtful that there was any such exposure or 10 that such exposure, if any, caused or contributed to 11 causing any injuries or damages to Releasor. 12 MR. HOLDER: Objection to form. 13 Q. (BY MR. WILSON) My question is: Have you 14 learned since 2003, when you signed this document, 15 anything that causes you to change your belief that it 16 is extremely doubtful that there was any such exposure? 17 MR. HOLDER: Objection to form. 18 If you understand the question, of the ViacomCBS 19 successor lawyer. 20 A. Changed my mind? It didn't -- there's more in 21 there than they said. 22 Q. (BY MR. WILSON) Okay. But you agreed in 2003 23 that it is -- 24 MR. HOLDER: Objection to form. 25 Q. -- extremely doubtful --	Page 513 1 approved. Did I read that correctly? 2 MR. HOLDER: Objection to form. 3 And you're still trying to hide the one line 4 from his view. But go ahead. 5 A. I never had seen anything like you got showing 6 me now. Never. And -- all I see is where I signed the 7 document. And my lawyer's supposed to have looked at 8 that before I signed them. 9 Q. (BY MR. WILSON) Okay. And you agreed in -- 10 on January 12th of 2003 that -- that the terms were 11 understood, voluntarily accepted, and agreed to, and 12 approved; correct? 13 MR. HOLDER: Objection to form. 14 Asked and answered. This is bordering on 15 harassment. I am a licensed attorney in South Carolina; 16 so if it keeps on, I'm going to have to shut down 17 questioning. 18 Q. (BY MR. WILSON) Did you hear my question, sir? 19 A. I guess, yes. 20 Q. And when you say "I guess, yes" -- 21 MR. HOLDER: Okay. 22 A. At the time, when I signed this, I -- I believed 23 everything; but in time, that wasn't what I'm doing now. 24 It's a different thing from what you've got there. 25 Q. (BY MR. WILSON) Attached to the release --
Page 512 1 You agreed in 2003, did you not, sir, that it is 2 extremely doubtful that there was any such exposure or 3 that such exposure, if any, caused or contributed to 4 causing any injuries or damages to Releasor? 5 Which is -- 6 MR. HOLDER: Objection to form. 7 If you understand that question, because I 8 can't. 9 A. It caused damage to my lungs. 10 Q. (BY MR. WILSON) And you agreed in 2003 that 11 that was extremely doubtful; right? 12 MR. HOLDER: Objection to form. 13 Asked and answered. 14 A. I didn't write that there, you did, or somebody 15 did. No, I didn't say that. 16 Q. (BY MR. WILSON) Okay. But when you signed the 17 document, you agreed to it; correct? 18 MR. HOLDER: Objection to form. 19 A. From what was coming up, I did. But after a 20 while, if you can read it, it's worse than what it was. 21 Q. (BY MR. WILSON) And on page 6, right before 22 your signatures, it says Releasor and Spouse hereby 23 confirm and verify that this pro tanto release has been 24 read and executed, and the terms hereof are fully 25 understood, voluntarily accepted, and agreed to, and	Page 514 1 I'm ready to wrap up here in a minute. 2 It says there's an affidavit, and at the bottom 3 of the first page of your affidavit, it says: The date 4 your asbestos-related disease, illness, or personal 5 injury was first diagnosed was -- 6 MR. HOLDER: Can you scroll down to that 7 document? 8 Q. (BY MR. WILSON) -- 5-21 of 2001. Can you see 9 that? 10 A. Yes. 11 MR. HOLDER: It might be just a delay on my 12 screen. Just wait one second, if you don't mind. 13 Okay. It's there. 14 Q. (BY MR. WILSON) Do you recall what the event 15 was on May 21st of 2001 that you first got diagnosed 16 with an asbestos-related disease? 17 MR. HOLDER: Objection to form. 18 A. I just went to my doctor, Dr. Shanks, and he's a 19 lung doctor and he told me what I had and he -- every 20 year, he'd make me go get X-rays and all. And he showed 21 it to me. It looked like little trees growing up in my 22 lung. He said: That will be there when you kick the 23 bucket. 24 Q. (BY MR. WILSON) And so you first learned about 25 an asbestos-related disease -- was it from one of your

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Page 515 1 treating doctors? 2 MR. HOLDER: Objection to form. 3 A. As far as I know, Dr. Shanks -- he's retired 4 now. Dr. Alleyne, in Rock Hill, took his place. 5 Q. (BY MR. WILSON) Okay. Did you have an occasion 6 to go into what would be similar to, like, a trailer or 7 a semi-trailer where groups of workers were going in and 8 getting tested? 9 MR. HOLDER: Objection to form. 10 A. Nope. No, sir. 11 MR. WILSON: Okay. Thank you, Mr. Morgan, for 12 your patience and for your time. I wish you good luck 13 and thanks for answering my question. Okay? 14 THE WITNESS: Thank you. 15 MR. WILSON: Okay. 16 MR. HOLDER: Unless I hear an objection, it 17 might be a good place for a five-minute break for the 18 bathroom. Okay? 19 THE VIDEOGRAPHER: Okay. Hearing no objection, 20 the time is approximately 3:07, and we are off the 21 record. 22 (A break is taken from 3:07 p.m. (EST) until 23 3:22 p.m. (EST).) 24 THE VIDEOGRAPHER: The time is approximately 25 3:22, and we are back on the record.	Page 517 EXAMINATION 1 2 BY MS. McCOY: 3 Q. Good afternoon. This is Keely McCoy. Can you 4 hear me, Mr. Morgan? 5 A. Yes, ma'am. 6 Q. I'm going to turn my video on now. Can you see 7 me? 8 A. Yes, ma'am. Gotcha. 9 Q. All right. Mr. Morgan, I only have a few 10 questions for you this afternoon. I am representing 11 Davis Standard, LLC. And I represent to you that Davis 12 Standard, LLC, has no connection whatsoever with your 13 former employer Davis Electric. However, they do have 14 the similar name Davis in it, but they are not -- 15 they're not related. I assure you that. 16 But I wanted to ask you a few questions related 17 to some converting machinery. And in particular, 18 Mr. Morgan, are you familiar with Black Clawson 19 converting machinery? 20 A. Never heard that name, no. No, I'm not familiar 21 with them. 22 Q. Okay. Is it fair to say, or rather safe to say, 23 that you have not worked with Black Clawson converting 24 machinery? 25 MR. HOLDER: Objection to form.
Page 516 FURTHER EXAMINATION 1 2 BY MR. MELLING: 3 Q. Hello, Mr. Morgan. This is Andrew Melling 4 again. How are you, sir? 5 A. Good. 6 Q. Can you hear me okay? 7 A. Yes, sir. Gotcha. 8 Q. Okay. Great. Last week, I guess it was Friday, 9 we spoke, and I'd ask you about some of the wires you 10 worked with, and you stated you did not recall the names 11 of any particular manufacturers' names of who made the 12 wires that you were working with. 13 And I asked you a question, and I misstated -- I 14 mispronounced the name of one of the types of wires; so 15 I just wanted to ask you -- I just wanted to confirm 16 this. Do you have any recollection of working with a 17 brand of wire called Amerbestos? 18 A. I don't remember seeing that, or name. 19 MR. MELLING: Okay. Well, that's -- I just 20 wanted to clarify that. So I have no further questions. 21 Thank you, sir. 22 THE WITNESS: Thank you. 23 MR. HOLDER: Okay. 24 Any other defense counsel have questions at this 25 time?	Page 518 1 A. There's no way you could send me a picture? You 2 got a picture of one? 3 Q. (BY MS. McCOY) I'm sorry, I do not have a 4 picture of one. 5 A. See, that's the only way -- I can remember 6 stuff, looking at, you know; but, no, I can't remember 7 the name right off the bat, no. 8 Q. Okay. Do you -- is it fair to say that you 9 don't have a specific memory of working with a Black 10 Clawson converting machinery? 11 MR. HOLDER: Objection to form. Asked and 12 answered. You can go. 13 A. Not as I know of. 14 Q. (BY MS. McCOY) Okay. 15 A. If I did, I didn't know it. 16 Q. All right. I have a similar question. Is it 17 fair to say that you don't have any specific memory of 18 working around a Black Clawson converting machinery? 19 MR. HOLDER: Objection to form; same objection. 20 A. Not that I can -- would remind of, yes. No, 21 ma'am. 22 Q. (BY MS. McCOY) Okay. 23 MR. HOLDER: I just note, witness asked for a 24 picture so that he can confirm; so objection to the last 25 two questions.

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Page 519 1 A. I might have been around it, but I didn't know. 2 If I could see it, I could tell you. 3 Q. (BY MS. MCCOY) If I can get a chance to get you 4 a picture, I might follow back up around, but I don't -- 5 have no intention of dragging this out any longer than 6 it has gone. 7 A. Okay. 8 MS. MCCOY: And that might be something that, 9 you know, we can follow-up with. At this point, I don't 10 have any other questions for you, Mr. Morgan. I thank 11 you for your time. 12 THE WITNESS: Thank you. Have a good one. 13 MS. MCCOY: You too. 14 MR. HOLDER: Thank you. 15 Anyone still need to go? 16 MR. FRICK: Jonathan, I had couple. 17 Mr. Morgan, can you hear me okay? 18 MR. HOLDER: Hey, Scott? 19 MR. FRICK: Yes. 20 MR. HOLDER: Could you hold on one sec? 21 MR. FRICK: Sure. 22 MR. HOLDER: I know -- because now we've had a 23 couple of people ask one follow-up, it seems like nobody 24 else is left for questions. I just want to make sure. 25 Before we get into the full follow-ups, the	Page 521 1 A. Yes, sir. 2 Q. So if you were -- if you started in the late 3 1940s at the Highland Park Mill and you were there for 4 just a few weeks and started at Rock Hill Printing and 5 Finishing in 1952, I'm just trying to figure out if you 6 had a job in-between those two that you haven't told us 7 about. 8 A. No. I just had the mill. And, like I said, I 9 didn't stay there long. And my mother, she knew 10 somebody at -- the Bleachery is what they're called 11 it -- the big Bleachery, at the Rock Hill, the big one. 12 And she talked to somebody, and I got a job -- I don't 13 believe I have anything but up there at the -- the 14 Bleachery, you know, after that. I can't remember. 15 Q. Do you know how much time passed between your 16 job at the Highland Park Mill, and the Bleachery, that 17 Rock Hill Printing and Finishing Plant? 18 A. I didn't -- I don't believe I worked there -- I 19 don't believe I worked two years there at the -- at the 20 mill. I was ready to get out of that. 21 Q. Okay. That can help solve the mystery here. It 22 sounds like you are now saying that you were at the 23 Highland Park Mill for a couple of years. I thought it 24 was a couple weeks, but you -- 25 A. No, a couple --
Page 520 1 second go's at him, I want to make sure that everyone 2 has asked the questions they -- that they -- that they 3 have had an opportunity to ask one time. 4 So is there anybody else that has not yet asked 5 questions of Mr. Morgan that wants to ask questions? 6 Okay. Hearing none, Scott, if you want to 7 proceed with follow-up, go ahead. 8 MR. FRICK: Thanks, Jonathan. 9 FURTHER EXAMINATION 10 BY MR. FRICK: 11 Q. Good afternoon, Mr. Morgan. 12 A. Good evening. 13 Q. My name is Scott Frick. We talked last week. I 14 just have a few follow-ups for you. Okay? 15 A. Okay. 16 Q. I think I will be pretty brief. We talked last 17 week about your first job that Highland Park textile 18 mill. And it's my understanding that was in the late 19 1940s, and I believe you told me you were just there a 20 matter of weeks, that was a short job that you didn't 21 like too much. Is that -- am I right, or am I wrong? 22 A. You're right. Nobody wants to work in the 23 cotton mill. 24 Q. Okay. Now, I have -- also had you starting at 25 the Rock Hill Printing and Finishing in 1952.	Page 522 1 Q. -- think it was a couple of years? 2 A. You're right, a couple of weeks. No, it 3 wasn't -- I don't believe I would have lasted two years. 4 Huh-uh, ain't no way. 5 Q. Okay. Do you know how much -- I know this is 6 going way back. Do you have an idea of how much time 7 passed between your job at Highland Park Mill and going 8 to Rock Hill Printing and Finishing? 9 A. I would say it wasn't over a week or two. 10 Q. Okay. 11 A. Or maybe -- yeah, say three weeks. But it 12 wasn't much. And I got -- I got to go right to the 13 Bleachery. 14 Q. Okay. Did you have any jobs before going to 15 Highland Park? 16 A. No. 17 Q. Okay. 18 A. Well, I tell you the truth. I helped a with 19 fella on a Coca-Cola truck and delivered Coca-Cola for a 20 while. He didn't pay me nothing, bought a hotdog or a 21 drink or something, but that's it. That give -- 22 Q. Okay. Was the extent of that job -- 23 Sorry. Go ahead. 24 A. That give me something to do, because I wasn't 25 doing nothing.

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Page 523 1 Q. Was the extent of that job just delivering 2 Coca-Cola? 3 A. Yeah. Coca-Cola and 7-Ups and RC Cola. 4 Q. Okay. Let me follow-up on that Caprice that you 5 owned. 6 A. Uh-huh. 7 Q. It's my understanding that you -- you first 8 bought that car when you were working for Mr. Justice. 9 But I was a little bit confused about when you -- how 10 long you owned that car. Can you tell me how long you 11 owned that car? 12 A. I got it in '72. It was a '72 Caprice 13 Chevrolet, four-door sedan. And I was trying to think 14 how long I had it. 15 And then I think I traded it for an Oldsmobile 16 in '80. I went and got an Oldsmobile -- '80 Oldsmobile, 17 diesel, first ones that come out. I wish I hadn't done 18 that. 19 Q. Okay. So you're telling me that you owned -- 20 now, this was a 1959 Chevrolet Caprice; right? 21 A. '72. 22 Q. Okay. 23 A. I had a '69; it was just a four-door sedan 24 Bellaire, four-door. The one with the big tail on the 25 back, flared out.	Page 525 1 vehicle. Albright Street; is that right? 2 MR. HOLDER: Objection to form. 3 A. The one on White Street was -- I remember his 4 name. Bennett -- Bennett Supply Company, that was the 5 one on White Street. 6 Q. (BY MS. SHOFNER) I'm sorry, on Albright, or 7 White? 8 A. On Albright Road. 9 Q. I think you said Bennett Supply was located -- 10 where? 11 A. On White Street, right below the Pontiac place 12 where we worked on the cars, maybe half a block. 13 Q. Is Bennett Supply -- okay. Is Bennett Supply 14 where Harold Tinker would have gotten the -- the 15 replacement parts -- 16 MR. HOLDER: Objection. 17 Q. (BY MS. SHOFNER) -- for the race car? 18 A. Yes, ma'am. We got it all there. Everything 19 except -- 20 Q. Okay. 21 A. -- for the pistons. 22 Q. Right. And the pistons you got someplace else. 23 Okay. 24 A. Ordered. 25 Q. And then I think -- I think you also talked
Page 524 1 Q. Okay. I just want to focus on the Caprice. 2 Okay? 3 A. Okay. That's a '72. 4 Q. That was a '72? 5 A. Yes, sir. 6 Q. And you think you owned that until 1980? 7 A. Somewhere along there, yeah. 8 MR. FRICK: Okay. All right. That's all I have 9 had, sir. Those are all my questions. Thank you very 10 much. 11 THE WITNESS: All right. Thank you. 12 MR. HOLDER: Elaine, do have you some follow-up? 13 MS. SHOFNER: I do. It's on what Scott's just 14 finished talking about; so I thought I'd jump in, if 15 that's okay. 16 MR. HOLDER: Sure. Go ahead. 17 FURTHER EXAMINATION 18 BY MS. SHOFNER: 19 Q. All right. Mr. Morgan, my name is Elaine, and 20 we talked a little bit, I think, on Friday, or sometime 21 last week. And I just wanted to follow up on a few 22 things that you testified about. When you and I spoke, 23 I think that you testified that you did not know the 24 name of the automotive store where you purchased the 25 brakes when you were doing work on your personal	Page 526 1 about on -- there is an automotive store that is on top 2 of the hill where you would have bought some replacement 3 parts for some of the automotive repairs that you did, 4 and I think you said that that store was on Albright 5 Street; correct? 6 A. Yes, ma'am. Yes, ma'am. 7 MR. HOLDER: Objection to form. 8 A. I'm trying to think of the name of it. They 9 changed names every time -- 10 Q. (BY MS. SHOFNER) Well, that's what I'm asking. 11 You testified -- 12 MR. HOLDER: You've identified -- 13 Q. -- several times -- 14 MS. SHOFNER: Sorry. 15 MR. HOLDER: Go ahead. Sorry. 16 Q. (BY MS. SHOFNER) You testified several times 17 that you did not know the name of that store on Albright 18 Street. Do you -- 19 MR. HOLDER: Objection to form. 20 Q. (BY MS. SHOFNER) Do you remember it now? 21 A. Albright Road? No, ma'am. And I go by it every 22 day. It's not a half a mile from the house. And I go 23 by -- God, I can't. 24 Q. That's all right. 25 A. I can't think of it. But it's right --

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Page 527 1 Q. Now, I think -- 2 A. Sorry. 3 Q. That's all right. No, no. If you can't 4 remember, that's fine. 5 Now, I think in response to another attorney's 6 questions, you identified that you may have bought some 7 replacement parts or brakes at a NAPA store. Do you 8 recall ever going to a NAPA store for your -- for your 9 own repairs on your own vehicles? 10 A. Yeah. Yes, for my -- 11 Q. Okay. 12 A. -- Chevrolet, the '59 and the '56 truck, I put 13 them on. But I think -- they were down -- I can't think 14 of the name of that one neither. 15 Q. Okay. All right. And -- and what I'm asking 16 is, is that you originally said that you would have 17 purchased those replacement parts from the Albright 18 store. 19 A. That way, uh-huh. Or Bennett Supply. Because 20 get -- kind of get a discount -- 21 Q. Okay. 22 A. -- the Pontiac place we got a discount, too, 23 from. 24 Q. All right. Now, you've -- you have testified 25 that you recall some of these purchases being from a	Page 529 1 Q. (BY MS. SHOFNER) Hello, can you hear me? 2 A. Yeah, I got you loud and clear. 3 Q. Let me just get rid of that one. All right. I 4 think I'm on mute now; you can't hear me through that, 5 but if you can hear me okay through this, then that 6 would be great. 7 A. I hear you. You're good. 8 Q. Perfect. I'm so sorry about that. 9 So I think that on Friday you mentioned that you 10 may have bought some personal replacement parts for the 11 work that you did on some of your automobiles from a 12 NAPA store; is that right? 13 A. Yes, ma'am. 14 Q. Okay. 15 A. And this -- 16 Q. And then I want to talk about -- 17 A. Okay. 18 Q. I'm sorry, go ahead. 19 A. I was going to tell you, one of them is down at 20 the -- on Mt. Gallant Road to the right, right when you 21 come off of Anderson Road, and they sell everything 22 there. And that other one, down here at Steele's 23 Crossing off of White's Creek, I'm not sure if they 24 still sell the same thing, but they sell car parts, but 25 I don't know what all they sell now.
Page 528 1 NAPA store. And I want to talk you about the -- if you 2 purchased anything from a NAPA store, what you purchased 3 and where that store is located? 4 A. There's one down there at the end of White 5 Street -- White Street before you get to a Steele's 6 Crossing. 7 MR. HOLDER: We're getting some feedback. 8 THE WITNESS: I'm getting a feedback. 9 MS. SHOFNER: Yeah, my computer does that 10 sometimes. Let me call in, and that way, I can get rid 11 of the feedback. If somebody wants to jump in and go 12 before me, then I'll just call in next. Or if you just 13 want to give a minute, I'll try calling as soon as I 14 can. 15 MR. HOLDER: Sure. 16 THE WITNESS: You still there? 17 MR. HOLDER: Yeah, just hang on one second, 18 Mr. Morgan. 19 MS. SHOFNER: I am. I'm going to try to call in 20 by phone. 21 MR. HOLDER: She'll mute her computer, and I 22 think that will help. 23 (Pause in proceedings.) 24 MR. HOLDER: Now she will connect to the phone, 25 and it should be seamless.	Page 530 1 Q. Okay. Do you -- do you know which store you 2 would have gone to to buy any parts? 3 A. This one down here at Steele's Crossing. 4 Q. Okay. All right. Now, I think you testified 5 previously that you would have first tried the Albright 6 store because it was closest; right? 7 A. Yes, ma'am. 8 MR. HOLDER: Object to form. 9 Q. (BY MS. SHOFNER) And then if they didn't -- if 10 they didn't have what you wanted, then you would go down 11 to another store, and is that store on Steele Crossing, 12 or is it -- 13 A. It's -- 14 Q. -- or is it the -- or is it a different store? 15 A. It's on White Street down at Steele's Crossing. 16 It's about -- a half a block long -- two blocks long 17 down to them. Right down the hill. 18 Q. Okay. And you believe that that one on Steele's 19 Crossing on White Street is a NAPA store; correct? 20 A. I -- I believe they were. I'm not a hundred 21 percent. But, God, they's all -- they's all kinds now 22 around. I don't know the names of them all. 23 Q. So do you recall which car you would have had to 24 buy specific parts from and that you went to the NAPA 25 store instead of the Albright store?

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Page 531 1 MR. HOLDER: Objection to form. Asked and 2 answered twice already. Go ahead. 3 A. The first one I'd go to, if they didn't have it, 4 I would go to the next one. 5 Q. (BY MS. SHOFNER) Right. 6 MR. HOLDER: She's asking which -- sorry. 7 Q. (BY MS. SHOFNER) And the first -- sure. 8 And the first one is the Albright store; right? 9 A. Right. 10 MR. HOLDER: Objection to form. 11 Q. (BY MS. SHOFNER) Okay. And then the second one 12 you would go down to the next store -- 13 MR. HOLDER: Asked and answered three times 14 already. 15 THE WITNESS: Somebody is cutting out bad. 16 Q. (BY MS. SHOFNER) Yep. 17 THE WITNESS: Sounds like Jonathan coming in 18 now. 19 MR. HOLDER: Go ahead. Restate your question, 20 Elaine. I think we've heard this question two or three 21 times now. I'm just trying to get my objection in. 22 MS. SHOFNER: I know. I'm just -- I'm just 23 trying to clarify to make sure I understand, so -- 24 because it's changed from a little bit since Friday, so 25 I'm just trying to make sure. I'm not trying to change	Page 533 1 A. I've seen them -- 2 MR. HOLDER: Go ahead. 3 A. -- but I didn't pay them no attention, what they 4 call it -- you know, different brake lines, NAPA and all 5 that. 6 Q. (BY MS. SHOFNER) Would you -- when you go into 7 the NAPA store, would you just say: I need brakes for 8 this type of the -- for the 1959 Chevrolet, and they 9 give you whatever they had? 10 A. Yes, ma'am. 11 MR. HOLDER: Objection. 12 Q. (BY MS. SHOFNER) Did cost ever factor into what 13 kind of brakes you bought from the NAPA store? 14 MR. HOLDER: Objection to form. 15 A. Not really. No, whatever -- whatever they had 16 is what I got. 17 Q. (BY MS. SHOFNER) Okay. Do you recall just 18 going to the NAPA store for replacement parts just one 19 time for the 1959 Chevrolet brake job? 20 MR. HOLDER: Objection to form. 21 A. I went back in the -- '56, my truck, Ford, and I 22 got a thermostat, I got a carburetor, I believe it was 23 Edelbrock carburetor. I done forgot the number of it. 24 I put that on my truck. And I got -- I thought valve 25 covers for it. Gaskets too. Valve covers and gasket.
Page 532 1 his testimony or put any words in his mouth. I'm just 2 trying to figure it out. 3 MR. HOLDER: Sure. 4 Q. (BY MS. SHOFNER) So you went to -- you went to 5 the Albright store first, and then if you couldn't go to 6 the Albright store, then you went down to the NAPA store 7 on the Steele Crossing on White Street; correct? 8 A. Yes, ma'am. About two blocks away from it. 9 Q. All right. And do you recall which car or 10 which -- or which job you were doing when you would have 11 to go to the second store because they didn't have what 12 you wanted, which was the NAPA store? 13 MR. HOLDER: Objection to form. Go ahead. 14 A. I think it would be the '59 Chevrolet. 15 Q. (BY MS. SHOFNER) Yes. Okay. 16 A. It was a four-door. I never did get the brakes 17 on the Caprice '72. They had pads on the front of it. 18 Q. Okay. So that '59 Chevrolet, do you recall -- 19 and you would have done -- what kind of repairs did you 20 do on that -- on that car? 21 A. Brakes. Brakes, front and rear. 22 Q. All right. All right. And do you know the name 23 brand and manufacturer of the brakes that you would have 24 bought from the NAPA store? 25 MR. HOLDER: Objection; asked and answered.	Page 534 1 Q. (BY MS. SHOFNER) Okay. And so this was for the 2 1956 truck? 3 A. Yes, ma'am. 4 Q. Do you recall what year you would have done the 5 thermostat, carburetor, and possible gasket work on that 6 car -- on the truck? 7 MR. HOLDER: Objection to form. 8 A. I just -- just left the Pontiac place, 9 so '61, '-2 -- it was either '62 or '63, because I quit 10 there and went to playing, driving a race car. 11 Q. (BY MS. SHOFNER) Okay. All right. And do you 12 recall for the -- for the 1959 Chevrolet brake work, do 13 you recall when you would have done that repair? 14 MR. HOLDER: Objection to form. 15 A. You mean the year, or whenever? 16 Q. (BY MS. SHOFNER) Yes. The year. 17 MR. HOLDER: Form. 18 A. I couldn't say -- I just -- I just drive it when 19 he was -- go back and get them, you know, put them on. 20 Q. (BY MS. SHOFNER) Did you have an account at the 21 NAPA store, or did you just go in and pay for whatever 22 you needed? 23 A. No, ma'am. Just paid when I want it. Whatever 24 I got. 25 Q. Okay. Any other time that you would have

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Page 535 1 purchased anything from a NAPA store? 2 A. I don't believe they had the pistons. We got 3 them from Jan's -- Jan's Pistons, but I can't think -- 4 MR. HOLDER: We got that. We -- I think you 5 mentioned that. 6 Q. (BY MS. SHOFNER) I think so. Yeah. Okay. 7 All right. Can I turn to the -- to the -- to 8 the -- the purchases that Mr. Tinker did for the race 9 car. You said that he would have them delivered to 10 the -- to this -- to the job? 11 A. To the shop, yes, ma'am. That was at Bennett 12 Supply. 13 Q. And he got those from Bennett Supply. All 14 right. 15 A. Yes. 16 Q. Did he have an account there -- or did Bill have 17 an account with Bennett Supply -- 18 A. Yes, ma'am. Bill -- 19 Q. -- for the race car stuff? 20 A. Yes, ma'am. Bill Justice did, yes. We got what 21 we wanted to, didn't make no difference -- he paid for 22 it. 23 MS. SHOFNER: Okay. Right. 24 Okay. I think that those are all the questions 25 that I had for you, sir. Thank you.	Page 537 1 A. Yeah. On 5602 -- what are they? -- 2 -- 262, 2 old Ford engine. 3 Q. Okay. All right. And just so I'm clear, I 4 think you -- you already testified to this, but tell me 5 if I am incorrect in this. But you did not do any 6 engine work, taking apart the engine, or anything like 7 that, internal engine work on that vehicle; correct? 8 A. No, sir. Harold did it. I helped him, changing 9 oil, stuff like that. Put at set of plugs in, that's 10 it. 11 Q. Okay. Okay. And so Harold would have done any 12 engine work, not you; correct? 13 A. Yeah, because -- it'd probably blow up if I done 14 it. 15 Q. Same here. 16 So those gaskets you just talked about, those 17 were not for your personal vehicles, that was for your 18 race car? 19 MR. HOLDER: Objection to form. 20 A. Yeah, yeah, everything. 21 Q. (BY MR. BOGLE) Okay. All right. And did you 22 remember the -- the name brand or manufacturer of those 23 gaskets? 24 A. God. 25 MR. HOLDER: Objection to form.
Page 536 1 THE WITNESS: Thank you. 2 MR. BOGLE: Jonathan, this is Michael Bogle. I 3 had a couple of questions. 4 MR. HOLDER: Okay, Michael. 5 MR. BOGLE: Mr. Morgan, hi. My name is Michael 6 Bogle. I'm an attorney up in -- 7 MR. HOLDER: I'm sorry. Did you ask questions 8 earlier, just looking back at my notes, or is this the 9 first time? 10 MR. BOGLE: This is the first time, but it's 11 building off of something that he just said. 12 MR. HOLDER: Okay. 13 MR. BOGLE: I was not going to ask questions 14 until a couple of minutes ago. 15 MR. HOLDER: Right. 16 EXAMINATION 17 BY MR. BOGLE: 18 Q. Hi, Mr. Morgan. My name is Michael Bogle. I'm 19 an attorney up in Greenville, South Carolina. I'm 20 hoping I won't be too long. I thought I just heard you 21 say that you purchased gaskets from the nearby NAPA 22 store for one of your vehicles; is that right, or did I 23 misunderstand? 24 A. Yeah. Valve cover gaskets. 25 Q. Valve cover gaskets?	Page 538 1 A. No. No. Really, I couldn't tell you. 2 Q. (BY MR. BOGLE) Okay. And do you remember 3 what -- what -- if they came in a box or packaging, what 4 that looked like? 5 A. Well, just like a valve covered gasket. It 6 would be -- two -- two-foot long at least, and flat, 7 because the gaskets are flat, and that's about it. You 8 know? 9 Q. Okay. 10 A. It had two valve covered gaskets in there, you 11 take them out, put the Silastic on them, and stick them 12 back on the motor. 13 MR. BOGLE: All right. I think that's all the 14 questions I have. Thank you for your time. 15 THE WITNESS: All right. 16 MR. HOLDER: Thanks, Michael. 17 Anyone else? 18 MR. FRICK: Jonathan, this is Scott. Based on 19 Elaine's questioning, I just have a follow-up. 20 MR. HOLDER: Third or fourth time, Scott, you're 21 getting greedy. 22 MR. FRICK: I know. I know. Sorry. 23 FURTHER EXAMINATION 24 BY MR. FRICK: 25 Q. Mr. Morgan, Scott Frick again. Just real

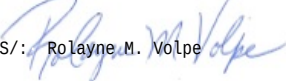
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Page 539 1 quickly, you talked today about a 1959 Chevy. 2 A. Yeah. 3 Q. When did you get rid of that 1959 Chevy? 4 A. I think I traded that Chevrolet in on the 5 Caprice, on the '72. 6 Q. Okay. 7 A. No -- '72. Yeah, '72. God, you're confusing 8 me. '72 Caprice and had the -- it had a small block 400 9 in it. 10 Q. So you had a 1959 Chevy -- 11 A. Yeah. 12 Q. -- and you owned it until 1972, when you bought 13 the Chevrolet -- 14 A. Caprice. 15 Q. -- Caprice? 16 A. Yeah. 17 MR. FRICK: Okay. That's what I needed. Thank 18 you, sir. 19 THE WITNESS: Okay. 20 MS. BINNS: Jonathan, I have a couple of 21 follow-ups. Can I go ahead and go? 22 MR. HOLDER: Sure. 23 FURTHER EXAMINATION 24 BY MS. BINNS: 25 Q. Hi, Mr. Morgan. Can you hear me okay?	Page 541 1 wanted a filtered menthol. I got the menthol. So that 2 was it. 3 Q. (BY MS. BINNS) Okay. But it always under the 4 brand name Misty? 5 A. Yes, ma'am. 6 Q. Okay. 7 A. I think they still make them. I'm not sure. I 8 quit so long ago. You know? I don't know what they 9 doing now. I couldn't afford, anyway, cigarettes now. 10 It's bad. 11 Q. Do you recall what the packaging looked like on 12 the Misty? Like what color it was? 13 MR. HOLDER: Objection to form. 14 A. I'm thinking silver or gray or something. But 15 I'd -- I'd be wrong probably. 16 MS. BINNS: Okay. Thank you, Mr. Morgan. 17 THE WITNESS: Okay. 18 MR. HOLDER: Any other follow-ups? 19 All right. Hearing none, if no objection, let's 20 go off the record for a second. 21 THE VIDEOGRAPHER: Hearing no objection, the 22 time is approximately 3:52, and we are off the record. 23 (The Discovery Deposition of Edward R. Morgan, 24 Sr., Day 3 of 4, adjourns at 3:52 p.m. (EST), on 25 March 1st, 2021, to reconvene on March 2, 2021,
Page 540 1 A. Yes, ma'am. How you doing? 2 Q. Good. I just have a couple of follow-ups for 3 you related to your smoking history. And I believe you 4 told us -- I want to make sure that I got a name 5 correct. That you recall -- the brand that you recall 6 smoking, was called Misty menthols? 7 A. Misty menthol. And they were -- not real long, 8 but they was extra long. 9 Q. Okay. 10 A. That way, they kill you faster. 11 Q. Okay. Do you recall any other brands of 12 cigarettes that you smoked other than the Misty 13 menthols? 14 MR. HOLDER: Objection. 15 A. No, ma'am. That -- I stayed on that one brand 16 about all the time. 17 Q. (BY MS. BINNS) Okay. And can you remember the 18 last time you smoked -- is that the only cigarette you 19 recall smoking? I'm just trying to make sure I 20 understand your testimony. 21 MR. HOLDER: Objection to form. 22 A. Yeah, as far as I know. 23 MR. HOLDER: Asked three times. 24 A. I done forgot what they had before. It was 25 another one, but it didn't have a filter on it. So I	Page 542 1 10:00 a.m. (EST).) 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25

1
2
3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR,
4 and Registered Professional Reporter, RPR, Certified
5 Shorthand Reporter, CSR, do hereby certify that the
6 transcript of the foregoing proceedings accurately
7 reflects the events that occurred before me to the best
8 of my ability at the time and place set out on the
9 caption hereto, the witnesses having been duly cautioned
10 and sworn, or affirmed, to tell the truth, the whole
11 truth, and nothing but the truth.

12 I FURTHER CERTIFY that I am neither counsel for,
13 related to, nor employed by any of the parties to the
14 action in which these proceedings were taken or to any
15 attorney or counsel employed by the parties hereto, nor
16 financially interested, directly or indirectly, in the
17 outcome of this action.

18 CERTIFIED AND SIGNED on this 8th day of March, 2021.

19
20 S/:  Rolayne M. Volpe

21
22 ROLAYNE M. VOLPE, CCR, RPR, CSR
23 Certified Court Reporter and
24 Registered Professional Reporter
25 and Certified Shorthand Reporter

E R R A T A S H E E T

I have read the transcript of my deposition and find that no changes are necessary.

EDWARD R. MORGAN, SR. * * * * *

Having read the transcript of my deposition, I wish to make the following corrections (please state reason):

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EDWARD R. MORGAN, SR.

Sworn to and subscribed before me this day of _____
of _____, 20____, County of _____, State
of _____.

Notary Public _____
My commission expires _____

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STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND) FIFTH JUDICIAL CIRCUIT

EDWARD R. MORGAN, SR., and)
DOROTHY A. MORGAN,)
)
) Plaintiffs,)
)
vs.)
) In Re:
) Asbestos Personal Injury
) Litigation Coordinated
ARMSTRONG INTERNATIONAL,)
INC., et al.,)
) Defendants.)

PRESERVATION DEPOSITION OF:
EDWARD R. MORGAN, SR.
March 2nd, 2021
Day 3 of 3

PURSUANT TO NOTICE, the continuation of the remote videotaped Preservation deposition of EDWARD R. MORGAN, SR., was taken via Zoom videoconference and summoned on behalf of the Plaintiffs, on March 2nd, 2021, from 10:33 a.m. (EST) to 10:34 a.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

Reported by:
Rolayne M. Volpe, CCR, RPR, CSR
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Page 188 1 A P P E A R A N C E S (continued) 2 For the Defendant, Plastics Engineering (PLENCO): 3 CARMELO (Sam) D. SAMMATARO, ESQ. 4 Turner Padgett 5 1901 Main Street 6 Suite 1700 7 Columbia, South Carolina 29201 8 803.227.4253 9 ssammataro@turnerpadgett.com 10 For the Defendant, Riley Power, Inc.: 11 JASON M. SAUL, ESQ. 12 Cetrulo, LLP 13 Two Seaport Lane 14 10th Floor 15 Boston, Massachusetts 02210 16 617.217.5214 17 jsaul@cetllp.com 18 For the Defendant, Covil Corporation: 19 CURTIS J. SHIPLEY, ESQ. 20 Ellis & Winters, LLP 21 300 North Greene Street 22 Suite 800 23 Greensboro, North Carolina 27401 24 336.217.4084 25 curtis.shiple@elliswinters.com For the Defendants, Genuine Parts Co., and Rogers Corp.: E. ELAINE SHOFNER, ESQ. Hawkins Parnell & Young, LLP 303 Peachtree Street NE Suite 400 Atlanta, Georgia 30308 404.614.7445 eshofner@hpylaw.com For the Defendant, 4520 Corp., Inc.: CHRISTIAN J. SINGEWALD, ESQ. White and Williams, LLP Courthouse Square 600 North King Street Suite 800 Wilmington, Delaware 19801 302.467.4510 singewaldc@whiteandwilliams.com	Page 190 1 A P P E A R A N C E S (continued) 2 For the Defendant, AECOM Energy & Construction, Inc.: 3 JOSEPH E. THOENSEN, ESQ. 4 Richardson Plowden & Robinson, P.A. 5 1900 Barnwell Street 6 Columbia, South Carolina 29201 7 803.253.8719 8 jthoensen@richardsonplowden.com 9 For the Defendant, Zurn Industries, LLC: 10 DAVID TRAYLOR, ESQ. 11 Nelson Mullins 12 Meridaian 17th Floor 13 1320 Main Street 14 Columbia, South Carolina 29201 15 803.255.9439 16 david.traylor@nelsonmullins.com For the Defendant, ViacomCBS, Inc.: LAWRENCE D. WILSON, ESQ. Evert Weathersby Houff 3455 Peachtree Road NE Suite 1550 Atlanta, Georgia 30326 678.651.1200 ldwilson@ewhlaw.com Also Present: Patrick Blaskopf, GPS Videographer																
Page 189 1 A P P E A R A N C E S (continued) 2 For the Defendant, Occidental Chemical Corp.: 3 JACK SLOSSON, ESQ. 4 JENNY JORDAN, ESQ. 5 Nelson Mullins 6 One Wells Fargo Center 7 23rd Floor 8 301 South College Street 9 Charlotte, North Carolina 28202 10 704.417.3045 11 jack.slosson@nelsonmullins.com 12 For the Defendant, Resolute FP US, Inc.; Rust 13 Engineering & Construction, Inc.; Rust International, 14 Inc.; United State Fedelity & Guaranty Company; The 15 Brock Group, Inc.; and Brock Services, LLC: 16 KIMBERLY SULLIVAN, ESQ. 17 Womble Bond Dickinson 18 One Wells Fargo Center 19 Suite 3500 20 Charlotte, North Carolina 28202 21 704.444.2923 22 kimberly.sullivan@wbd-us.com 23 For the Defendants, CRANE Co. and PPG: 24 TARA C. SULLIVAN, ESQ. 25 K&L Gates, LLP 134 Meeting Street Suite 500 Charleston, South Carolina 29401 843.579.5679 tara.sullivan@klgates.com For the Defendant, 3M Company: DEREK TARVER, ESQ. Bowman and Brooke, LLP 1441 Main Street Suite 1200 Columbia, South Carolina 29201 803.726.7474 derek.tarver@bowmanandbrooke.com	Page 191 1 I N D E X 2 <table><thead><tr><th>DESCRIPTION</th><th>PAGE</th></tr></thead><tbody><tr><td>March 2nd, 2021, Day 3 of 3, Preservation Deposition</td><td></td></tr><tr><td>WITNESS: EDWARD R. MORGAN, SR.</td><td></td></tr><tr><td>Examination by Mr. Frick</td><td>192</td></tr><tr><td>REPORTER'S CERTIFICATE</td><td>194</td></tr><tr><td>ERRATA SHEET</td><td>195</td></tr></tbody></table> 3 4 5 6 7 8 9 10 11 E X H I B I T S <table><thead><tr><th>DESCRIPTION</th><th>PAGE</th></tr></thead><tbody><tr><td>(No exhibits were offered.)</td><td></td></tr></tbody></table> 12 13 14 15 16 17 18 19 20 21 22 23 24 25	DESCRIPTION	PAGE	March 2nd, 2021, Day 3 of 3, Preservation Deposition		WITNESS: EDWARD R. MORGAN, SR.		Examination by Mr. Frick	192	REPORTER'S CERTIFICATE	194	ERRATA SHEET	195	DESCRIPTION	PAGE	(No exhibits were offered.)	
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(No exhibits were offered.)																	

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1 The following proceedings were taken pursuant 2 to the South Carolina Rules of Civil Procedure. 3 Preservation Deposition 4 March 2nd, 2021, Day 3 of 3 5 * * * * * 6 THE VIDEOGRAPHER: We are back on the record. 7 The time is approximately 10:33 a.m. 8 Counsel, you may proceed. 9 FURTHER EXAMINATION 10 BY MR. FRICK: 11 Q. Good morning, Mr. Morgan. Can you hear me 12 okay? 13 A. Yes, sir. Good morning. 14 Q. This is Scott Frick, again, and I just have a 15 few questions here to finish up. We've just finished up 16 your discovery deposition, and defense lawyers have 17 asked you a number of questions; correct? 18 A. Yes, sir. 19 Q. And you did your best to give us truthful 20 testimony; correct? 21 A. Yes, sir. 22 Q. Okay. And rather than asking you all of those 23 questions again, can we rely on your discovery 24 deposition testimony? 25 A. Yes, sir.	1 R E P O R T E R ' S C E R T I F I C A T E 2 3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR, 4 and Registered Professional Reporter, RPR, Certified 5 Shorthand Reporter, CSR, do hereby certify that the 6 transcript of the foregoing proceedings accurately 7 reflects the events that occurred before me to the best 8 of my ability at the time and place set out on the 9 caption hereto, the witnesses having been duly cautioned 10 and sworn, or affirmed, to tell the truth, the whole 11 truth, and nothing but the truth. 12 I FURTHER CERTIFY that I am neither counsel for, 13 related to, nor employed by any of the parties to the 14 action in which these proceedings were taken or to any 15 attorney or counsel employed by the parties hereto, nor 16 financially interested, directly or indirectly, in the 17 outcome of this action. 18 CERTIFIED AND SIGNED on this 5th day of March, 2021. 19 20 S/ Rolayne M. Volpe 21 ROLAYNE M. VOLPE, CCR, RPR, CSR 22 Certified Court Reporter and 23 Registered Professional Reporter 24 and Certified Shorthand Reporter 25
1 MR. FRICK: Okay. Mr. Morgan, that's all the 2 questions that I have. Thank you for your time these 3 past few days, and I certainly wish you the best. 4 THE WITNESS: Thank you. I hope so. 5 MR. HOLDER: Thank you. 6 No questions from me. 7 THE VIDEOGRAPHER: Okay. Off the record, then? 8 MR. HOLDER: Yeah. 9 THE VIDEOGRAPHER: Thank you. 10 The time is approximately 10:34, and we are off 11 the record. 12 (This is the conclusion of Preservation 13 Deposition of Edward R. Morgan, Sr., Day 3 of 3, 14 concluding at 10:34 a.m. (EST), on March 2nd, 2021.) 15 16 17 18 19 20 21 22 23 24 25	1 E R R A T A S H E E T 2 I have read the transcript of my deposition and 3 find that no changes are necessary. 4 5 EDWARD R. MORGAN, SR. * * * * * 6 Having read the transcript of my deposition, I 7 wish to make the following corrections (please state 8 reason): 9 Page: Line: Reason: 10 11 12 13 14 15 16 17 18 19 20 21 EDWARD R. MORGAN, SR. 22 Sworn to and subscribed before me this day of 23 of _____, 20____, County of _____, 24 State of _____. 25 Notary Public _____ My commission expires _____

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STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF RICHLAND	)	FIFTH JUDICIAL CIRCUIT
	)	
EDWARD R. MORGAN, SR., and)		
DOROTHY A. MORGAN,	)	C/A NO. 2020-CP-40-05731
	)	
Plaintiffs,	)	
	)	In Re:
vs.	)	Asbestos Personal Injury
	)	Litigation Coordinated
ARMSTRONG INTERNATIONAL,	)	Docket
INC., et al.,	)	
Defendants.	)	

DISCOVERY DEPOSITION OF:
EDWARD R. MORGAN, SR.
March 2nd, 2021
Day 4 of 4

PURSUANT TO NOTICE, the remote videotaped discovery deposition of EDWARD R. MORGAN, SR., was taken via Zoom videoconference and summoned on behalf of the Defendants, on March 2nd, 2021, from 10:04 a.m. (EST) to 10:31 a.m. (EST), before Rolayne M. Volpe, Certified Court Reporter, Registered Professional Reporter, and Certified Shorthand Reporter, reported remotely by machine shorthand, with the witness being located in South Carolina, taken pursuant to the South Carolina Rules of Civil Procedure, the Emergency Orders regarding the COVID-19 State of Disaster, and any provisions stated on the record by counsel.

Reported by:
Rolayne M. Volpe, CCR, RPR, CSR
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Page 547 1 A P P E A R A N C E S 2 (continued) 3 For the Defendant, SPX Cooling Technologies, Inc.: 4 ETHAN W. CARPENTER, ESQ. 5 Millberg Gordon & Stewart, PLLC 6 1101 Haynes Street 7 Suite 104 8 Raleigh, North Carolina 27604 9 919.836.0090 10 ecarpenter@mgsattorneys.com 11 For the Defendants, Air & Liquid Systems Corporation and 12 The William Powell Company: 13 NICHOLAS A. CHARLES, ESQ. 14 Nelson Mullins 15 Meridian 17th Floor 16 1320 Main Street 17 Columbia, South Carolina 29201 18 803.255.9663 19 nick.charles@nelsonmullins.com 20 For the Defendants, Armstrong International, Inc., 21 Gardner Denver, Inc., and Warren Pumps, LLC: 22 NICK CHERRY, ESQ. 23 Fox Rothschild, LLP 24 2 West Washington Street 25 Suite 1100 Greenville, South Carolina 29601 864.751.7688 ncherry@foxrothschild.com For the Defendant, The Okonite Company: PATRICK J. CLEARY, ESQ. Bowman and Brooke, LLP 1441 Main Street Suite 1200 Columbia, South Carolina 29201 803.726.7492 patrick.cleary@bowmanandbrooke.com For the Defendant, Springs Industries, LLC: M. SCOTT COLE, ESQ. Carroll & Weiss, LLP 1819 Peachtree Road Suite 104 Atlanta, Georgia 30390 404.228.5337 scole@carrollweiss.com	Page 549 1 A P P E A R A N C E S 2 (continued) 3 For the Defendants, Daniel International Corporation; 4 Fluor Enterprises, Inc.; Fluor Constructors 5 International, Inc.; Fluor Daniel Services Corporation; 6 FMC Corporation, on behalf of its former Peerless Pump; 7 and Sterling Fluid Systems (USA) LLC: 8 SCOTT E. FRICK, ESQ. 9 Haynsworth Sinkler Boyd, PA 10 One North Main, 2nd Floor 11 Greenville, South Carolina 29601 12 864.240.3200 13 sfrick@hsblawfirm.com 14 15 For the Defendants, Carboline Company, Ecodyne 16 Corporatoin, and Valmet, Inc.: 17 JAMES (JASE) B. GLENN, ESQ. 18 Nelson Mullins 19 Meridaian 17th Floor 20 1320 Main Street 21 Columbia, South Carolina 29201 22 803.255.9654 23 jase.glenn@nelsonmullins.com 24 25 For the Defendant, Engine North American, Inc., Individually and as successor-in-interest to GDF Suez Energy Development NA, LLC, successor-in-interest to CRSS, Inc.: P. SAXON GUERRIERE, ESQ. Gordon Rees Scully Mansukhani, LLP 2200 Ross Avenue Suite 3700 Dallas, Texas 75201 214.231.4661 sguerriere@grsm.com For the Defendants, New Indy Catawba and New Indy Containerboard: JONATHAN E. HALL, ESQ. KRISTA M. MCGUIRE, ESQ. Parker Poe Adams & Bernstein, LLP PNC Plaza 301 Fayetteville Street Suite 1400 Raleigh, North Carolina 27601 919.835.4495 jonathanhall@parkerpoe.com

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1 A P P E A R A N C E S (continued) 2 For the Defendants, Fisher Controls International, LLC, 3 Crosby Valve, LLC, and Emerson Electric Co.: 4 RHYAN J. LINDLEY, ESQ. 5 PHILIP REID, ESQ. 6 von Briesen & Roper, s.c. 10 East Doty Street Suite 900 7 Madison, Wisconsin 53703 608.310.3606 8 rlindley@vonbriesen.com preid@vonbriesen.com 9 For the Defendant, DCO, LLC: 10 DANIEL F. LYNCH, ESQ. 11 Pierce Sloan Kennedy & Early, LLC The Blanke-Grimké House 321 East Bay Street 12 Charleston, South Carolina 29401 843.725.7704 13 daniellynch@piercesloan.com 14 For the Defendants, Union Carbide Corporation and Western Auto Supply Company: 15 CHRISTOPHER B. MAJOR, ESQ. 16 Haynsworth Sinkler Boyd, P.A. One North Main 2nd Floor 17 Greenville, South Carolina 29601 864.240.3200 18 cmajor@hsblawfirm.com 19 For the Defendant, Davis Standard, LLC: 20 KEELY MCCOY, ESQ. 21 STERLING DAVIES, ESQ. MGC Insurance Defense 1320 Main Street 10th Floor 22 Columbia, South Carolina 29201 803.779.2300 23 keely.mccoy@mgclaw.com 24 25	1 A P P E A R A N C E S (continued) 2 For the Defendants, General Cable Corporation; Rockwell 3 Automation, Inc.; and United Conveyor Corporation: 4 TIMOTHY PECK, ESQ. 5 Fox Rothschild, LLP 230 North Elm Street Suite 1200 6 Greensboro, North Carolina 27401 336.378.5307 7 tpeck@foxrothschild.com 8 For the Defendants, Jacobs Engineering Group, Inc., and Honeywell International, Inc.: 9 G. MARK PHILLIPS, ESQ. 10 Nelson Mullins Liberty Center, Suite 600 11 151 Meeting Street Charleston, South Carolina 29401 803.255.9548 12 mark.phillips@nelsonmullins.com 13 For the Defendant, Great Barrier Insulation Co.: 14 CARL E. (Trey) PIERCE, III 15 Pierce Sloan Kennedy & Early, LLC The Blanke-Grimké House 321 East Bay Street 16 Charleston, South Carolina 29401 843.725.7702 17 treypierce@piercesloan.com 18 For the Defendant, CNA Holdings, LLC: 19 KATHERINE D. PUTNAM, ESQ. 20 Gordon Rees Scully Mansukhani Your 50 State Partner 21 211 North Broadway Suite 2150 22 St. Louis, Missouri 63102 314.665.1304 23 kputnam@grsm.com 24 For the Defendant, Resolute FP US, Inc.: 25 KURTIS B. REEG, ESQ. Reeg Lawyers, LLC 939 North Clay Avenue Kirkwood, Missouri 63122 314.574.2287 kreeg@reeglawfirm.com

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Page 558 1 The following proceedings were taken pursuant to 2 the South Carolina Rules of Civil Procedure. 3 Discovery Deposition, Day 4 of 4 4 March 2nd, 2021 5 * * * * * 6 THE VIDEOGRAPHER: We are now on the record. 7 The date today is March 2nd, 2021, and the time is 8 approximately 10:04 a.m. This is the continued 9 videotaped deposition of Edward Morgan. The witness has 10 previously been sworn in. 11 Counsel, you may proceed. 12 EXAMINATION 13 BY MR. HOLDER: 14 Q. Good morning, again, Mr. Morgan. This is your 15 attorney, Jonathan Holder. Can you hear me okay? 16 A. Yes, sir. 17 Q. Okay. Great. 18 I just have a few follow-up questions from the 19 questions you've answered over the past week from 20 defense counsel. And I tried to narrow them, but they 21 might -- may jump around a little bit, potentially; so I 22 apologize if it seems scatterbrained. Are you ready to 23 proceed? 24 A. Yes, sir. 25 Q. Okay. You were questioned several times about	Page 560 1 areas that you had to go to for smoking at Celanese. 2 Q. And did you have a set amount of time? Usually, 3 a short amount of time to smoke and then come back? 4 A. Probably short amount, yeah. 5 Q. Were there times -- I guess what I'm saying -- 6 where you wouldn't even finish the cigarette you were on 7 because y'all had to get back to work and had to toss it 8 after a couple of smokes? 9 MR. ELDER: Objection. 10 A. Yeah, according to what we were doing. 11 DEFENSE COUNSEL: Form. 12 A. Throw them down and take off. 13 Q. (BY MR. HOLDER) You were also asked about the 14 diesel trucks. Do you recall that? 15 A. Oh, yes. 16 Q. A question about -- 17 A. Uh-huh. 18 Q. I just have, really, one question about it. 19 When you were washing these diesel trucks that you 20 described, were they running? Like, was the engine on? 21 A. No, sir. 22 Q. Okay. So there wouldn't have been any exhaust 23 coming out of the -- out of that truck while y'all were 24 washing those diesel trucks; correct? 25 A. No, sir.
Page 559 1 your smoking history. Do you recall being questioned 2 about that? 3 A. Yes, sir. 4 Q. And do you recall what age you were when you 5 started? 6 A. I'd be guessing, 15, 16, somewhere along in 7 there. 8 Q. Okay. Do you believe after, even just a few 9 years of smoking, that you were addicted? 10 MR. ELDER: Form. 11 A. I guess it could be. 12 Q. (BY MR. HOLDER) Did you -- you had mentioned 13 that you loved the smell of smoke, cigarette smoke; is 14 that correct? 15 A. At the time, yes. 16 Q. And did that -- was that something that came 17 naturally to you as the -- as a baby, or was that 18 something that you learned from being around smoke? 19 A. Probably being around people that's smoking. 20 Q. Okay. Did y'all get -- you had mentioned that 21 several of the workplaces you couldn't smoke inside the 22 plant area. If you were a smoker, would you get breaks 23 every certain amount of time to go out to a certain area 24 to smoke? 25 A. No. But when we'd take a break, we had certain	Page 561 1 Q. Okay. And it's correct that there would not 2 have been; correct? 3 A. Right. 4 Q. Okay. You had mentioned at one point -- or 5 maybe a couple of times -- at Celanese, insulators 6 coming back and putting -- what you referred to -- as 7 like a jacket on some of the insulation in the 8 powerhouse. 9 A. Yes, sir. 10 Q. When those -- when those insulators came back, 11 would that have been around the late '70s? 12 DEFENSE COUNSEL: Object to form; leading. 13 MS. PUTNAM: Misstates testimony. 14 A. Yes, sir, it would be close in there, because 15 they didn't have no cover on it. It was just pure 16 insulation. 17 Q. (BY MR. HOLDER) Uh-huh. Did -- you were also 18 asked about -- even after they put these jacketing 19 material, whatever, over the insulation, would it still 20 have to be pulled back and removed along with the 21 insulation to do maintenance in an area? For instance, 22 to get to a flange to open it up? 23 MS. PUTNAM: Objection; form. 24 A. Yes, sir. 25 Q. (BY MR. HOLDER) Okay. About the coveralls

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Page 562 1 that you would wear at Celanese, do you recall being 2 questioned about that? 3 A. Yes, sir. 4 Q. And I want to make sure that I'm clear. I think 5 you -- or did you say that Celanese began doing the 6 laundry of those coveralls . . . had been doing the 7 laundry of your coveralls from Celanese; is that 8 correct? 9 THE COURT REPORTER: This is the court reporter. 10 Could you please repeat your question? 11 MS. PUTNAM: You cut out. 12 MR. HOLDER: It might have been a bad question 13 anyway. 14 Q. (BY MR. HOLDER) Do you recall -- you were 15 questioned about Celanese doing the laundry of the 16 coveralls that you wore in the powerhouse; is that a 17 correct -- 18 A. Yes, sir. 19 Q. -- you recall that questioning? 20 A. Yes, sir. 21 Q. Okay. Now, was there a time prior to Celanese 22 doing the laundry of your coveralls that you wore in the 23 powerhouse when Celanese didn't do the laundry, and, 24 instead, you would take home the coveralls you had worn 25 at Celanese . . .	Page 564 1 when you were working at Celanese in the powerhouse when 2 you would have to take your coveralls home and have your 3 wife launder them in the time period prior to Celanese 4 beginning to launder your coveralls that you had worn at 5 the powerhouse? 6 A. Well -- 7 MS. PUTNAM: Objection; form. 8 Q. (BY MR. HOLDER) You can answer. 9 A. Answer? 10 Yes. When we first started, in working on the 11 boilers and everything, we'd get our coveralls from 12 stores and bring -- come home -- I mean, go to work. 13 And when they got dirty, I'd bring them home to Dot, and 14 she would wash them. And later on -- I can't remember 15 the exact time -- Celanese -- we stopped that, and then 16 we started taking them over to stores, and they sent 17 them out to be washed outside of Celanese. 18 Q. Okay. If you were to try and estimate, do you 19 think Celanese began laundering y'all's coveralls in the 20 1980s? 21 A. Yes, sir. 22 MR. WILSON: Asked and answered. 23 MS. PUTNAM: Form; leading. 24 MR. HOLDER: Am I clear, madam court reporter? 25 THE COURT REPORTER: (Moves head up and down.)
Page 563 1 A. Well, when we first started -- 2 THE COURT REPORTER: You broke -- 3 DEFENSE COUNSEL: Object to form. 4 THE COURT REPORTER: You broke up again. The 5 last thing I heard is: Take home the coveralls you had 6 worn at Celanese. 7 THE WITNESS: Right. Okay. 8 MR. HOLDER: Hold on one second. Let me -- I 9 need to re-ask the question, I think, for court 10 reporter. 11 Is that correct? 12 THE COURT REPORTER: (Moves head up and down.) 13 MR. HOLDER: Yeah. And I apologize, I think it 14 was because my -- my phone line was still connected to 15 the Internet, and I must be having Internet issues. 16 So I have dropped the Internet on the phone 17 line; so it should be clearer. Let me know if it is 18 not. Okay? 19 I'm sorry. I'll re-ask the question, 20 Mr. Morgan. Give me one sec. 21 Did you get the first part, me establishing that 22 he had been asked previously about the laundry. 23 THE COURT REPORTER: (Moves head up and down.) 24 MR. HOLDER: Okay. 25 Q. (BY MR. HOLDER) Mr. Morgan, was there a time	Page 565 1 MR. HOLDER: Great. 2 Q. (BY MR. HOLDER) You were asked several times 3 about your diagnosis of asbestosis, and, I believe, it 4 was 2001; do you recall being questioned about that? 5 A. Yes. 6 Q. Okay. And I'm not sure if anyone asked this, 7 but was your wife, Dorothy, ever diagnosed with 8 asbestosis? 9 A. Yes, Dr. Shanks, when he give us our -- she went 10 with me to Dr. Shanks, and he checked her too, and she 11 was diagnosed with it, too, because she washed my 12 clothes. 13 Q. As I was about to say: Did Dr. Shanks explain 14 or identify how he thought that your wife came to have 15 asbestosis? 16 MR. WILSON: Object to the form. 17 MS. PUTNAM: Object to form. 18 A. He just said when she was washing my clothes, I 19 guess it, from the washing machine, would blow up in her 20 face, and that's where she got it. 21 And being around me, too. When I come in, I 22 probably had it all over me. 23 Q. (BY MR. HOLDER) Right. And, just to be clear, 24 I know that I asked earlier about Celanese. But did she 25 do your laundry, you know, even when you were working

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Page 566 1 with Davis and Daniel? 2 A. Yes. 3 MR. FRICK: Object to the form. 4 Q. (BY MR. HOLDER) Okay. And remind me again the 5 year that y'all got married. I'm sorry to do this. I'm 6 not trying to put you on the spot. Don't worry -- don't 7 worry about that at all. 8 A. It's '66; somewhere in there. 9 Q. Yeah, I was thinking it was during that Davis 10 and Daniel employment. I mean, so I was trying to just 11 make clear: Once y'all were married, after that, would 12 your wife then begin -- have done your laundry of your 13 work clothes? 14 A. Yes, sir. She's always did that, yes, sir. 15 Q. Okay. And did y'all ever live together prior to 16 getting married? 17 A. Well, I think we living long enough, 66 years 18 with her. 19 Q. Okay. I was just seeing if it predated 20 y'all's -- if it predated your employment at Daniel or 21 Davis, but -- do you recall one way or the other? 22 A. I was always -- I was married when we was with 23 Davis and them, Daniel, all the way -- 24 Q. Okay. 25 A. -- we were married.	Page 568 1 A. Yes, sir. Gotcha. 2 Q. Okay. Great. 3 So, first, as it relates to your smoking 4 history, you were asked about -- yesterday, I think, 5 about the brand you smoked, and I just want to confirm. 6 I'm going to share with you a picture. You were 7 asking to describe the box of the Misty menthols that 8 you smoked. And so I want to see if this is what you 9 were referring to. So let me know. 10 MR. HOLDER: Object -- objection to form. We 11 haven't seen this document. But go ahead. 12 MR. ELDER: Okay. 13 A. That's it. That's it. 14 MR. ELDER: Okay. And we'll just mark this 15 picture as the next numbered exhibit. 16 (Defendant General Electric Company, Exhibit 17 Number 8, is marked for identification, 18 photograph of Misty Menthol Green 120s.) 19 Q. (BY MR. ELDER) So this says Misty Menthol Green 20 120s. I think you -- 21 A. Yeah. 22 Q. -- you indicated that they were longer; right? 23 A. Yes, sir. 24 Q. And did you always smoke the menthol -- 25 A. Yes.
Page 567 1 MR. HOLDER: All right. I think that is all the 2 questions that I have for you, Mr. Morgan. Thank you 3 very much. 4 We may -- there may be a few follow-up questions 5 from other counsel. I just ask that you answer those to 6 the best of our ability. And just, thank you again for 7 your time over these past couple of weeks for answering 8 everyone's questions. Thank you. 9 THE WITNESS: Thank you. 10 MR. HOLDER: We can go off the record -- 11 THE VIDEOGRAPHER: Sure. 12 MR. HOLDER: -- if no objection. 13 THE VIDEOGRAPHER: Yeah, hearing no objections, 14 the time is approximately 10:17, and we are off the 15 record. 16 (Short pause.) 17 THE VIDEOGRAPHER: The time is approximately 18 10:17, and we are back on the record. 19 FURTHER EXAMINATION 20 BY MR. ELDER: 21 Q. Hello, Mr. Morgan. 22 A. How you doing? 23 Q. John Elder, again, for GE. Just a couple of 24 follow-up questions to some of the things that your 25 counsel just asked you. Can you hear me okay?	Page 569 1 Q. -- versions of these? 2 A. Yes, sir. 3 Q. Okay. And I asked you some questions previously 4 about the Surgeon General's Warnings as it relates to 5 cigarettes. And you can see in this photo there is a 6 picture of the Surgeon General's Warning, that says: 7 Quitting smoking now could reduce your chances of 8 impacting your health. 9 Do you see that? 10 A. Yes, sir. 11 MR. HOLDER: Form -- objection to form. 12 Q. (BY MR. ELDER) And that's what you talked about 13 before. That's the -- you saw these Surgeon General's 14 Warnings throughout the time you smoked from the mid 15 '60s through when you quit; is that correct? 16 MR. HOLDER: Objection to form. It misstates 17 prior testimony. You can answer. 18 A. As far as I know, it was on there. All of them. 19 Q. (BY MR. ELDER) Okay. And you said that -- you 20 were asking [sic] questions about -- your counsel, about 21 being addicted to cigarettes. But as I understood your 22 prior testimony, you were never treated for any type of 23 nicotine addiction by any of your doctors, were you? 24 MR. HOLDER: Objection to form. 25 A. Nobody -- I can't think of nothing, just

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Page 570 1 Dr. Shanks checked -- you know, he's a lung doctor. 2 That's -- that's how I found out that I had anything, 3 from him. 4 Q. (BY MR. ELDER) Well, let me ask a different 5 question. Were you ever smoking currently -- smoking 6 cigarettes at the time that you were being treated by or 7 evaluated by Dr. Shanks? 8 A. No. He said: You smoke, I don't have nothing 9 to do with you. I said: Yes, sir. And I quit. 10 Before -- like, before I seen Dr. Shanks, but 11 he -- he wouldn't treat you if you smoked cigarettes. 12 Q. Okay. So what we -- had you reached out to 13 Dr. Shanks about him treating you, and then when he 14 found out -- well, you found out he wouldn't treat you 15 because you were smoking cigarettes; is that part of why 16 you quit? 17 MR. HOLDER: Objection to form. 18 A. Well, I started a little bit before that. I 19 slowed up when daddy died from cancer. 20 Q. (BY MR. ELDER) Correct. And I remember that 21 testimony. 22 Do you remember when you first were -- ever saw 23 Dr. Shanks? 24 A. I can't really know exact date, no, sir. I 25 can't tell you.	Page 572 1 and whether they were running at the time you washed 2 them, and you said they were not; right? 3 A. Right. They wasn't. 4 Q. But there were times in your role as working 5 with and around that fleet that you would have been 6 around diesel trucks when they were running; correct? 7 A. Yes, sir. It's possible. Because they might 8 be 30 or 40, you know, in a line there, and they -- they 9 could be running -- I don't know -- I was using a 10 high-pressure hose, washing all the mud and all off the 11 truck. 12 Q. Okay. And, then, you're familiar enough with 13 diesel trucks to see that from time to time they do -- 14 they do run idle -- when they idle? 15 A. Yes, sir. 16 Q. I mean, they're running? 17 MR. HOLDER: Objection to form. 18 Q. (BY MR. ELDER) And you were around those; 19 correct? 20 A. Yes, sir. 21 MR. HOLDER: Objection to form. Vague as to 22 "those." 23 MR. ELDER: Okay. Thank you, Mr. Morgan. I 24 think that's all the question I have. 25 THE WITNESS: Okay.
Page 571 1 Q. That's fine. Your medical records will probably 2 answer those questions. 3 But my question was more as it relates to 4 addiction. When you learned that and you knew that you 5 needed to quit in order to be treated by Dr. Shanks, 6 did you -- did anybody offer you any type of addiction 7 therapy or nicotine replacement therapy in order to help 8 you quit? 9 MR. HOLDER: Objection to form. 10 A. No. No, sir, nobody, on that. 11 Q. (BY MR. ELDER) And when you decided to quit, 12 you were certainly -- you were able to; right? 13 A. Yes, sir, I quit. 14 MR. HOLDER: Objection to form. 15 Q. (BY MR. ELDER) And when you quit, you didn't 16 have another one after that? 17 A. No, sir. I -- I don't know how many years it's 18 been now. I haven't wanted one. That's it. Gone. 19 Q. Okay. But back when you did smoke, you did 20 enjoy smoking; right? 21 A. At the time, yes, sir. 22 Q. All right. I'm going to stop sharing this 23 screen, because it's not relevant anymore. 24 Just a couple other follow-up questions. You 25 said -- you were asked about the trucks that you washed	Page 573 1 MR. HOLDER: Okay. Anyone else? 2 MR. PHILLIPS: Jonathan, just a very short 3 question or two; okay? Just following up on some of 4 your medical questions. 5 MR. HOLDER: Sure. Can you turn the video on? 6 MR. PHILLIPS: Just now turned it on. So sorry 7 about that. 8 MR. HOLDER: Perfect. No worries. 9 EXAMINATION 10 BY MR. PHILLIPS: 11 Q. Mr. Morgan, can you see me? I've got a green 12 necktie on. 13 A. Yes, sir. I gotcha. 14 Q. I'm Mark Phillips. I represent HoneyWell in 15 this case and Jacobs Engineering. And, really, just a 16 couple of medical follow-ups from Mr. Holder. 17 The -- your cancer was discovered, if I 18 understand correctly, around October of 2019; about a 19 year and a half ago? 20 MR. HOLDER: Objection to form. 21 A. Yes, sir. 22 Q. (BY MR. PHILLIPS) Is that right? 23 A. That's close -- 24 MR. HOLDER: Objection to form. 25 A. -- in there, yes, sir.

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Page 574 1 Q. (BY MR. PHILLIPS) Is that the first time 2 that you learned from a physician -- I think it is 3 Dr. Alleyne that you had some sort of a spot on your 4 lung? 5 MR. HOLDER: Objection to form. 6 A. Yes, sir. 7 MR. HOLDER: Go ahead. 8 A. My urologist is called Dr. Shanks and -- not 9 Shanks -- Alleyne, and told him. Said: Eddie, there's 10 a -- he called me. It was after a week or that. And he 11 called me and said: Eddie, there's a spot on your lung. 12 Said: I think we ought to go in there and check and get 13 a biopsy. I said: Whoa, what you going to do? You 14 know? I didn't like that right off the bat. 15 Q. Sure. 16 A. And that's what -- that's where it come from to 17 start with. 18 Q. And was the surgery right soon after that 19 diagnosis, on your right lung? 20 A. Yes, sir. 21 Q. And do you know what part of your right lung was 22 resected? They have -- there's three lobes, that I can 23 represent to you, in the right lung. 24 A. They said the bottom right. 25 Q. Okay.	Page 576 1 A. Yeah, lung doctor. My other, Shanks, retired, 2 and they give it to him. Shanks was in Charlotte. 3 Q. Right. And so you do not have to go to an 4 oncologist; instead, you go to the pulmonologist, the 5 lung doctor -- 6 A. Right. 7 Q. -- for checkups? 8 Okay. And you go about twice a year? 9 MR. HOLDER: Objection to form. 10 A. Well, so far now. That's what they said, once a 11 year. 12 Q. (BY MR. ELDER) Okay. And that appointment is 13 coming up? 14 A. Yes, sir. It's getting close. 15 MR. ELDER: Okay. All right. That's what I 16 wanted to ask you. Thank you very much. 17 MR. HOLDER: Anyone else? Anybody else? 18 MR. REID: Jonathan, Phil Reid here, just a 19 couple. Let me just get on the screen here. 20 FURTHER EXAMINATION 21 BY MR. REID: 22 Q. Good morning, Mr. Morgan. 23 A. Good morning. 24 Q. You mentioned earlier this morning that a doctor 25 diagnosed your wife with asbestosis. I just wanted to
Page 575 1 A. They went in up under my arm here, and went 2 down, and went through my liver to it, and I questioned 3 him on going through the liver. I said: Whoa, here, I 4 didn't like that too. But he said it was no problem 5 with that. And he cleaned up everything -- checking 6 everything on the left side, too, and he said: Lymph 7 nodes, and I guess -- he said: All them were good. 8 So -- 9 Q. Good. 10 A. -- I was satisfied. 11 Q. What we call a right lower lobectomy? 12 A. Yes, sir. 13 Q. Okay. And did they have to follow-up with -- 14 since your lymph nodes were clean, did they have to 15 follow up with radiation or chemotherapy? 16 A. No, sir. 17 Q. And, as far as you know, did they get -- cure 18 your cancer surgically? 19 MR. HOLDER: Objection to form. 20 A. It's for -- I'm supposed to get a checkup, I 21 think, next month. It's time for it, for them to check. 22 Dr. Alleyne will call me and, I guess, a good hospital 23 and check it again and see -- 24 Q. And Dr. Alleyne is your lung doctor? Your 25 pulmonologist?	Page 577 1 ask when did you get that news from the doctor? Do you 2 recall the calendar year? 3 A. No, sir. All I know is Dr. Shanks was checking 4 me, and he said: I'm going to check her too. And 5 Dr. Shanks was our lung -- my lung doctor. And that's 6 how it come up with that, and he told me, he said: 7 Eddie, she's got in your -- in her lungs, too, just like 8 you. And I said: Why? And he said: She washed your 9 clothes, so, you know -- 10 When we first started, we brought our clothes 11 home, our coveralls. They furnished our coveralls. We 12 brought them home and momma -- I call her -- that's Dot, 13 my wife. Momma, she washed everything, and I'd take 14 them back. And then later on, they quit doing that, and 15 we'd take them all over to the stores there in -- at 16 Celanese, and they would send them out. I don't know 17 where they sent them to. And then we'd get them back 18 the next week. 19 Q. Right. I understand that. I'm just looking -- 20 MS. PUTNAM: Move to strike, as nonresponsive. 21 MR. REID: I'll join in that. 22 Q. (BY MR. REID) I'm just looking for a year. Was 23 this -- can you tell me if this was before 2010, or 24 after 2010? 25 A. That was before. Wasn't it? I believe.

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Page 578 1 MR. HOLDER: Yeah, Phil, if you're looking for 2 it, I think it was at the same time he was. 3 THE WITNESS: Yeah. 4 MR. REID: Jonathan, you broke up -- you broke 5 up a little bit there. I didn't quite hear you. 6 MR. HOLDER: I think he said it was at the same 7 time he was diagnosed; so whenever he was diagnosed, it 8 would have been at the same time as that. I don't know 9 if that helps you. Anyway, I'm not trying to interject 10 any information; just what he's testified to. I'm not 11 giving you a year or anything. 12 MR. REID: No, I appreciate it, Jonathan. 13 Q. (BY MR. REID) So, Mr. Morgan, just to clarify, 14 are you telling us that your wife got the asbestosis 15 diagnosis at the same time you got your asbestosis 16 diagnosis? 17 A. Yes, sir. 18 Q. Okay. Thank you. Appreciate it. 19 And then just to follow up on a couple of 20 questions that Mr. Phillips just asked you. 21 And I apologize if I didn't hear his entire 22 question. I heard you say that you did not have any 23 chemotherapy for your lung cancer. Did you have any 24 radiation for your lung cancer? 25 A. No, sir. None.	Page 580 1 All right. Hearing none, I think we can -- 2 hearing no objection, we can go off the record, and this 3 completes the discovery deposition. 4 THE VIDEOGRAPHER: Okay. All right. Hearing no 5 objections, the time is approximately 10:31, and we are 6 off the record. 7 (The Discovery Deposition of Edward R. Morgan, 8 Sr., Day 4 of 4, concludes at 10:31 a.m. (EST), on 9 March 2nd, 2021.) 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25
Page 579 1 Q. And how are you feeling these days? 2 A. Well -- 3 MR. HOLDER: Objection to form. 4 A. -- I've slowed down a lot. I don't go like I 5 used to, and they said -- I don't know. I just -- I 6 guess the age, too, is slowing me down. 7 Q. (BY MR. REID) Okay. But, generally, are you 8 feeling pretty good these days? 9 A. Well, I -- 10 MR. HOLDER: Objection to form. 11 A. -- get up; that's the main thing. Get my coffee 12 in the morning. So I feel pretty good on that. 13 Q. (BY MR. REID) All right. And do you have any 14 sense of how much you have spent out-of-pocket for 15 treatment related to your lung cancer? And if all you 16 can do is guess, then just tell me that. But I'm 17 looking to see if you have an idea. 18 MR. HOLDER: Objection to form. 19 I don't think he's asking you to guess. But if 20 you know, obviously, answer. 21 A. No, I wouldn't have no idea. 22 MR. REID: All right. That's all I have for 23 you. Thank you, Mr. Morgan. 24 THE WITNESS: Uh-huh. 25 MR. HOLDER: Anyone else?	Page 581 1 R E P O R T E R ' S C E R T I F I C A T E 2 3 I, ROLAYNE M. VOLPE, Certified Court Reporter, CCR, 4 and Registered Professional Reporter, RPR, Certified 5 Shorthand Reporter, CSR, do hereby certify that the 6 transcript of the foregoing proceedings accurately 7 reflects the events that occurred before me to the best 8 of my ability at the time and place set out on the 9 caption hereto, the witnesses having been duly cautioned 10 and sworn, or affirmed, to tell the truth, the whole 11 truth, and nothing but the truth. 12 I FURTHER CERTIFY that I am neither counsel for, 13 related to, nor employed by any of the parties to the 14 action in which these proceedings were taken or to any 15 attorney or counsel employed by the parties hereto, nor 16 financially interested, directly or indirectly, in the 17 outcome of this action. 18 CERTIFIED AND SIGNED on this 8th day of March, 2021. 19 20 S/: Rolayne M. Volpe 21 22 ROLAYNE M. VOLPE, CCR, RPR, CSR 23 Certified Court Reporter and 24 Registered Professional Reporter 25 and Certified Shorthand Reporter

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Page 582 1 E R R A T A S H E E T 2 I have read the transcript of my deposition and 3 find that no changes are necessary. 4 _____ 5 EDWARD R. MORGAN, SR. * * * * * 6 Having read the transcript of my deposition, I 7 wish to make the following corrections (please state 8 reason): 9 Page: Line: Reason: 10 _____ 11 _____ 12 _____ 13 _____ 14 _____ 15 _____ 16 _____ 17 _____ 18 _____ 19 _____ 20 _____ 21 EDWARD R. MORGAN, SR. 22 Sworn to and subscribed before me this day of _____ 23 of _____, 20____, County of _____, State 24 of _____. 25 Notary Public _____ My commission expires _____	

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ITT, LLC	)
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J. & L. INSULATION, INC.	)
	)
J & L INSULATION, INC.	)
	)
JOHN CRANE INC.	)
	)
JOHNSON & JOHNSON	)
	)
JOHNSON & JOHNSON CONSUMER, INC.,	)
	)
MORSE TEC LLC	)

CONFIDENTIAL

	)
PFIZER, INC.,	)
	)
PRESNELL INSULATION, INC.	)
	)
RESEARCH-COTTRELL, INC.,	)
	)
REYNOLDS AMERICAN, INC.,	)
	)
R. J. REYNOLDS TOBACCO COMPANY,	)
	)
SEQUOIA VENTURES, INC.	)
	)
SPIRAX SARCO, INC.	)
	)
TRANE TECHNOLOGIES COMPANY LLC	)
	)
TRANE U.S. INC.	)
	)
TUTOR PERINI CORPORATION	)
	)
UNIROYAL HOLDING INC.	)
	)
UNITED CONVEYOR CORPORATION	)
	)
VIACOMCBS INC.	)
	)
VIKING PUMP, INC.	)
	)
WEIR VALVES & CONTROLS USA, INC.,	)
	)
YUBA HEAT TRANSFER, LLC	)
	)
ZURN INDUSTRIES, LLC	)
	)
Defendants.	)
	)

SUMMONS

TO DEFENDANTS ABOVE-NAMED:

YOU ARE HEREBY SUMMONED and required to answer the Complaint in this action,
a copy of which is herewith served upon you, and to serve a copy of your answer to this complaint

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upon the Plaintiffs' counsel, at the address shown below, within thirty (30) days after service hereof, exclusive of the day of such service. If you fail to answer the complaint, judgment by default will be rendered against you for the relief demanded in the complaint.

Respectfully submitted,

//Theile B. McVey

Theile B. McVey (SC Bar 16682)

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Other email: emoultrie@kassellaw.com

And

Shawna F. King (CA Bar 279247)

To Be Admitted (*Pro Hac Vice*)

DEAN OMAR BRANHAM SHIRLEY, LLP

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Dallas, Texas 75202

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sking@dobslegal.com

Other email: jjohnson@dobslegal.com

ATTORNEYS FOR PLAINTIFF

June 7, 2020

Columbia, South Carolina

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF RICHLAND) FOR THE FIFTH JUDICIAL CIRCUIT

NORMA D. BOWLIN
as Personal Representative of the Estate of
GARY JAY MOSS,

Plaintiff,

v.

COVIL CORPORATION

ENSTAR (US), INC. sued individually, as
successor in interest to ZURICH AMERICAN
INSURANCE COMPANY and as alter-ego to
COVIL CORPORATION

SOUTHERN INSULATION, INC.

STARR DAVIS COMPANY, INC.

STARR DAVIS COMPANY OF S.C., INC.

**UNITED STATES FIDELITY AND
GUARANTY COMPANY,** individually and
as the alter-ego to COVIL CORPORATION

**ZURICH AMERICAN INSURANCE
COMPANY,**
a/k/a ZURICH NORTH AMERICA, INC.
individually and as the alter-ego to COVIL
CORPORATION

4520 CORP., INC.
individually and as successor-in-interest to
BENJAMIN F. SHAW COMPANY

ABLEST INC.
individually and as successor-by-merger to C.
H. Heist Corp. as successor-in-interest to
PIPE & BOILER INSULATION, INC.

**AECOM ENERGY & CONSTRUCTION,
INC.,** individually and as successor-in-interest

C/A NO.

In Re:
Asbestos Personal Injury Litigation
Coordinated Docket

Mesothelioma
Wrongful Death and Survival Action

ORIGINAL COMPLAINT

(Jury Trial Demanded)

CONFIDENTIAL

to YEARGIN CONSTRUCTION COMPANY,)
INC.)
)
AIR & LIQUID SYSTEMS)
CORPORATION,)
individually and as successor-in- interest to)
BUFFALO PUMPS, INC.)
)
ALDRICH PUMP LLC)
individually, and as successor-in-interest to)
INGERSOLL-RAND COMPANY)
)
ANCHOR DARLING VALVE COMPANY)
)
A. O. SMITH CORPORATION)
)
ARMSTRONG INTERNATIONAL, INC.)
)
AURORA PUMP COMPANY)
)
BAHNSON, INC.)
)
BAYER CORPORATION,)
individually, and as successor-in-interest to)
PHARMACIA, LLC and MONSANTO)
COMPANY)
)
BECHTEL CORPORATION)
)
BFK, INC.,)
individually, and as successor-in-interest to)
BUELL ENGINEERING CO.)
)
BONITZ, INC.)
individually and as successor-in-interest to)
BONITZ INSULATION CO. OF SOUTH)
CAROLINA)
)
BW/IP INC.)
and its wholly-owned subsidiaries)
)
CARBOLINE COMPANY)
)
CARRIER CORPORATION)
)
CECO ENVIRONMENTAL)
CORPORATION)

individually, and as successor-in-interest to)
FISHER-KLOSTERMAN, INC., as successor-)
in-interest to BUELL ENGINEERING CO.)
)
CELANESE CORPORATION)
)
CIRCOR INSTRUMENTATION)
TECHNOLOGIES, INC.,)
f/k/a HOKE INC.)
)
CNA HOLDINGS LLC,)
f/k/a CELANESE CORPORATION f/k/a)
HOECHST CELANESE CORPORATION,)
sued individually and as successor in-interest-to)
FIBER INDUSTRIES, INC.)
)
CRANE CO.)
)
CROSBY VALVE, LLC)
)
DANIEL INTERNATIONAL)
CORPORATION)
)
FISHER CONTROLS INTERNATIONAL)
LLC)
)
FLOWSERVE US INC.)
individually, and as successor-in-interest to)
EDWARD VALVES, INC.)
)
FLUOR CONSTRUCTORS)
INTERNATIONAL,)
f/k/a FLUOR CORPORATION)
)
FLUOR CONSTRUCTORS)
INTERNATIONAL, INC.)
)
FLUOR DANIEL SERVICES)
CORPORATION)
)
FLUOR ENTERPRISES, INC.)
)
FMC CORPORATION,)
on behalf of its former Peerless Pump business)
)
FOSTER WHEELER ENERGY)
CORPORATION)

GARDNER DENVER, INC.)
)
GENERAL ELECTRIC COMPANY)
)
THE GOODYEAR TIRE & RUBBER)
COMPANY)
)
GOULDS PUMPS, INCORPORATED)
)
GREAT BARRIER INSULATION CO.,)
INC.)
individually, and as successor-in-interest to)
GREAT BARRIER INSULATION CO.)
)
GREENE, TWEED & CO., INC.)
)
GRINNELL LLC)
d/b/a GRINNELL CORPORATION)
)
HAJOCA CORPORATION)
)
HAMRICK MILLS)
)
IMO INDUSTRIES, INC.)
)
INGERSOLL-RAND COMPANY)
)
INTERNATIONAL PAPER COMPANY)
)
ITT, LLC)
f/k/a ITT CORPORATION, ITT INDUSTRIES)
INC., ITT FLUID PRODUCTS CORP.,)
HOFFMAN SPECIALTY MFG. CORP.,)
BELL and GOSSETT COMPANY, ITT)
MARLOW, and KENNEDY VALVE)
COMPANY)
)
J. & L. INSULATION, INC.)
)
J & L INSULATION, INC.)
)
JOHN CRANE INC.)
)
JOHNSON & JOHNSON)
)
)

JOHNSON & JOHNSON CONSUMER,)
INC., f/k/a JOHNSON & JOHNSON)
CONSUMER COMPANIES, INC.)
)
MORSE TEC LLC)
f/k/a BORGWARNER MORSE TEC LLC, and)
successor-by-merger to BORG-WARNER)
CORPORATION)
)
PFIZER, INC.,)
individually, and as successor-in-interest to)
PHARMACIA, LLC)
)
PRESNELL INSULATION, INC.)
)
RESEARCH-COTTRELL, INC.,)
n/k/a AWT AIR COMPANY, INC.)
)
REYNOLDS AMERICAN, INC.,)
individually, and as successor-by-merger to)
BROWN & WILLIAMSON TOBACCO)
CORPORATION, successor-by-merger to THE)
AMERICAN TOBACCO COMPANY)
)
R. J. REYNOLDS TOBACCO COMPANY,)
individually and as successor-by-merger to)
LORILLARD TOBACCO COMPANY LLC,)
f/k/a LORILLARD TOBACCO COMPANY)
and as successor-by-merger to BROWN &)
WILLIAMSON TOBACCO CORPORATION)
)
SEQUOIA VENTURES, INC.)
f/k/a BECHTEL CORPORATION)
)
SPIRAX SARCO, INC.)
)
TRANE TECHNOLOGIES COMPANY)
LLC)
f/k/a INGERSOLL-RAND COMPANY)
)
TRANE U.S. INC.)
f/k/a AMERICAN STANDARD INC.)
)
TUTOR PERINI CORPORATION)
individually and as successor-in-interest to)
YEARGIN CONSTRUCTION COMPANY,)
INC.)

UNIROYAL HOLDING INC.)
f/k/a UNITED STATES RUBBER)
COMPANY, INC.)
UNITED CONVEYOR CORPORATION)
VIACOMCBS INC.)
f/k/a CBS CORPORATION,)
a Delaware corporation f/k/a VIACOM, INC.,)
successor-by-merger to CBS CORPORATION,)
a Pennsylvania corporation, f/k/a)
WESTINGHOUSE ELECTRIC)
CORPORATION and also as successor-in-)
interest to BF STURTEVANT)
VIKING PUMP, INC.)
WEIR VALVES & CONTROLS USA, INC.,)
individually and as successor-in-interest to)
ATWOOD & MORRILL CO., INC.)
YUBA HEAT TRANSFER, LLC)
ZURN INDUSTRIES, LLC)
individually and as successor-in-interest to)
ZURN INDUSTRIES, INC.)
Defendants.)
_____)

PLAINTIFF'S ORIGINAL COMPLAINT

Plaintiff NORMA D. BOWLIN as Personal Representative of the Estate of GARY JAY MOSS (hereinafter "Plaintiff"), sues the named Defendants for compensatory and punitive damages, by and through her attorneys, and comes before this court and alleges as follows:

GENERAL ALLEGATIONS

1. This action is brought pursuant to the Wrongful Death Act, S.C. Gen. Stat. 15-51-10 *et seq.*, for the wrongful death of the Decedent, GARY JAY MOSS, on behalf of all persons entitled to recover damages.

2. This Court has personal jurisdiction over Defendants because Plaintiff's claims arise from Defendants' conduct in:

- (a) Transacting business in this State, including the sale, supply, purchase, and/or use of asbestos and/or asbestos-containing products, within this State;
- (b) Contracting to supply services or things in the State;
- (c) Commission of a tortious act in whole or in part in this State;
- (d) Having an interest in, using, or possessing real property in this State; and/or
- (e) Entering into a contract to be performed in whole or in part by either party in this State.

3. Plaintiff's claims against the Product Defendants, as defined herein, arise out of Defendants' purposeful efforts to serve directly or indirectly the market for their asbestos and/or asbestos-containing products in this State, either through direct sales or through utilizing an established distribution channel with the expectation that their products would be purchased and/or used within South Carolina.

4. Each Defendant, or its predecessors in interest, that owned and/or controlled the work sites where Decedent Gary Jay Moss experienced occupational exposure as a result of working with asbestos and/or asbestos-containing products, materials, or equipment in his immediate vicinity are referred to herein as the "Premises Defendants." At all times relevant to this action:

- (a) the Premises Defendants owned the property and approved the use of asbestos-containing materials on its premises.

- (b) the Premises Defendants invited the Decedent Gary Jay Moss, as an insulator welder, and welder inspector on to Defendant's premises to install and remove asbestos-containing thermal insulation and to weld equipment for Defendant's benefit. Decedent Gary Jay Moss was an invitee who had express permission to enter Defendant's premise for the purpose of benefitting the owner (Defendant).
- (c) the Premises Defendants owed a duty of due care to discover risks and take safety precautions to warn of and eliminate unreasonable risks.
- (d) the Premises Defendants' failure to warn of or eliminate the unreasonable risks associated with working on or around asbestos-containing materials on Defendants' premises was a substantial factor contributing to cause Mr. Moss' mesothelioma.

5. Plaintiff's claims against the Premises Defendants, as defined herein, arise out of Defendants' ownership and/or control of real property located in South Carolina and the purchase and use of asbestos-containing products on their premises located in South Carolina, and/or contracting with the employer of Decedent in South Carolina for Decedent and others to cross state lines work on Defendant's premises.

6. All of the named Defendants are corporations who purposefully availed themselves of the privilege of doing business in this State, and whose substantial and/or systematic business in South Carolina exposed Decedent Gary Jay Moss to asbestos in this State, subjecting them to the jurisdiction of the South Carolina courts pursuant to the South Carolina Long-Arm Statute and the United States Constitution.

7. Decedent Gary Jay Moss' cumulative exposure to asbestos as a result of acts and omissions of Defendants and their defective products, individually and together, was a substantial factor in causing Decedent's mesothelioma and other related injuries and therefore under South Carolina law, is the legal cause of Decedent's injuries and damages.

8. Decedent Gary Jay Moss was not aware at the time of exposure that asbestos or asbestos-containing products presented any risk of injury and/or disease.

9. Decedent Gary Jay Moss worked with, or in close proximity to others who worked with, asbestos-containing materials including but not limited to asbestos-containing products and other asbestos-containing materials manufactured and/or sold by Defendants identified above.

10. Each of the named Defendants is liable for damages stemming from its own tortious conduct or the tortious conduct of an “alternate entity” as hereinafter defined. Defendants are liable for the acts of their “alternate entity” and each of them, in that there has been a corporate name change, Defendant is the successor by merger, by successor in interest, or by other acquisition resulting in a virtual destruction of Plaintiff’s remedy against each such “alternate entity”; Defendants, each of them, have acquired the assets, product line, or a portion thereof, of each such “alternate entity”; such “alternate entities” have acquired the assets, product line, or a portion thereof of each such Defendant; Defendants, and each of them, caused the destruction of Plaintiff’s remedy against each such “alternate entity”; each such Defendant has the ability to assume the risk-spreading role of each such “alternate entity;” and that each such defendant enjoys the goodwill originally attached to each “alternate entity.”

DEFENDANT	ALTERNATE ENTITY
4520 CORP., INC.	individually and as successor-in-interest to BENJAMIN F. SHAW COMPANY
ABLEST INC.	individually and as successor-by-merger to C. H. Heist Corp. as successor-in-interest to PIPE & BOILER INSULATION, INC.
AECOM ENERGY & CONSTRUCTION, INC.	individually and as successor-in-interest to YEARGIN CONSTRUCTION COMPANY, INC.
AIR & LIQUID SYSTEMS CORPORATION	individually and as successor-in- interest to BUFFALO PUMPS, INC.
ALDRICH PUMP LLC	individually and as successor-in-interest to INGERSOLL-RAND COMPANY
BAYER CORPORATION	individually, and as successor-in-interest to PHARMACIA, LLC and MONSANTO COMPANY

DEFENDANT	ALTERNATE ENTITY
BFK, INC.	individually and successor-in-interest to BUELL ENGINEERING CO.
BONITZ, INC.	individually and as successor-in-interest to BONITZ INSULATION CO. OF SOUTH CAROLINA
BW/IP INC.	and its wholly-owned subsidiaries
CECO ENVIRONMENTAL CORPORATION	individually, and as successor-in-interest to FISHER-KLOSTERMAN, INC., as successor-in-interest to BUELL ENGINEERING CO.
CIRCOR INSTRUMENTATION TECHNOLOGIES, INC.	f/k/a HOKE, INC.
CNA HOLDINGS LLC	f/k/a CELANESE CORPORATION f/k/a HOECHST CELANESE CORPORATION, sued individually and as successor in-interest-to FIBER INDUSTRIES, INC.
ENSTAR (US), INC.	individually, as successor in interest to ZURICH AMERICAN INSURANCE COMPANY and as alter-ego to COVIL CORPORATION
FLOWSERVE US INC.	individually, and as successor-in-interest to EDWARD VALVES, INC.
FLUOR CONSTRUCTORS INTERNATIONAL	f/k/a/ FLUOR CORPORATION
FMC CORPORATION	on behalf of its former Peerless Pump business
GREAT BARRIER INSULATION CO., INC.	individually, and as successor-in-interest to GREAT BARRIER INSULATION CO.
GRINNELL LLC	d/b/a GRINNELL CORPORATION
ITT, LLC	f/k/a ITT CORPORATION, ITT INDUSTRIES INC., ITT FLUID PRODUCTS CORP., HOFFMAN SPECIALTY MFG. CORP., BELL and GOSSETT COMPANY, ITT MARLOW, and KENNEDY VALVE COMPANY
JOHNSON & JOHNSON CONSUMER, INC.	f/k/a JOHNSON & JOHNSON CONSUMER COMPANIES, INC.
MORSE TEC LLC	f f/k/a BORGWARNER MORSE TEC LLC, and successor-by-merger to BORG-WARNER CORPORATION

DEFENDANT	ALTERNATE ENTITY
PFIZER, INC.	individually, and as successor-in-interest to PHARMACIA, LLC
RESEARCH-COTTRELL, INC.,	n/k/a AWT AIR COMPANY, INC.
REYNOLDS AMERICAN, INC.	individually, and as successor-by-merger to BROWN & WILLIAMSON TOBACCO CORPORATION, successor-by-merger to THE AMERICAN TOBACCO COMPANY
R. J. REYNOLDS TOBACCO COMPANY	individually and as successor-by-merger to LORILLARD TOBACCO COMPANY LLC, f/k/a LORILLARD TOBACCO COMPANY and as successor-by-merger to BROWN & WILLIAMSON TOBACCO CORPORATION
SEQUOIA VENTURES, INC.	f/k/a BECHTEL CORPORATION
TRANE TECHNOLOGIES COMPANY LLC	f/k/a INGERSOLL-RAND COMPANY
TRANE U.S. INC.	f/k/a AMERICAN STANDARD INC.
TUTOR PERINI CORPORATION	individually and as successor-in-interest to YEARGIN CONSTRUCTION COMPANY, INC.
UNIROYAL HOLDING INC.	f/k/a UNITED STATES RUBBER COMPANY, INC.
UNITED STATES FIDELITY AND GUARANTY COMPANY	individually and as the alter-ego to COVIL CORPORATION
VIACOMCBS INC.	f/k/a CBS CORPORATION, a Delaware corporation f/k/a VIACOM, INC., successor-by-merger to CBS CORPORATION, a Pennsylvania corporation, f/k/a WESTINGHOUSE ELECTRIC CORPORATION and also as successor-in-interest to BF STURTEVANT
WEIR VALVES & CONTROLS USA, INC.	individually and as successor-in-interest to ATWOOD & MORRILL CO., INC.
ZURICH AMERICAN INSURANCE COMPANY	a/k/a ZURICH NORTH AMERICA, INC. individually and as alter-ego to Covil Corporation
ZURN INDUSTRIES, LLC	individually and as successor-in-interest to ZURN INDUSTRIES, INC.

11. Plaintiff has been informed and believes, and thereon alleges, that at all times herein mentioned, Defendants or their “alternate entities” were or are corporations, partnerships, unincorporated associations, sole proprietorships and/or other business entities organized and existing under and by virtue of the laws of the State of South Carolina, or the laws of some other state or foreign jurisdiction, and that said Defendants were and/or are authorized to do business in the State of South Carolina, and that said Defendants have regularly conducted business in the State of South Carolina.

12. Plaintiff has been informed and believes, and thereon alleges, that progressive lung disease, mesothelioma and other serious diseases are caused by inhalation of asbestos fibers without perceptible trauma and that said disease results from exposure to asbestos and asbestos-containing products over a period of time.

13. As a direct and proximate result of the conduct as alleged within, Decedent Gary Jay Moss suffered permanent injuries and death, including, but not limited to, mesothelioma and other lung damage, as well as the mental and emotional distress attendant thereto, from the effect of exposure to asbestos fibers, all to his damage in the sum of the amount as the trier of fact determines is proper.

14. As a direct and proximate result of the conduct as hereinafter alleged, Decedent Gary Jay Moss incurred liability for physicians, surgeons, nurses, hospital care, medicine, hospices, x-rays and other medical treatment, the true and exact amount thereof being unknown to Plaintiff at this time. Plaintiff requests leave to supplement this Court and all parties accordingly when the true and exact cost of Decedent’s medical treatment is ascertained.

15. As a further direct and proximate result of the conduct as hereinafter alleged, Decedent Gary Jay Moss incurred loss of profits and commissions, a diminishment of earning potential, and other pecuniary losses, the full nature and extent of which are not yet known to

Plaintiff. Plaintiff prays leave to supplement this Court and all parties accordingly to conform to proof at the time of trial.

16. Plaintiff hereby disclaims each and every claim or cause of action which does or may arise from any United States Air Force service or on any federal enclave. This disclaimer is not related solely to actions taken by or at the direction of a federal officer, but is, rather broader. Plaintiff is not making any claims and is not alleging any causes of action against any entity for any asbestos exposure of any kind which occurred as a result of Decedent's United States Air Force service. Moreover, Plaintiff is further disclaiming each and every claim or cause of action arising from any exposure to asbestos as a result of the Decedent's presence on or at any federal enclave. Plaintiff further disclaims each and every claim or cause of action arising under the United States Constitution and under any Federal Law or Regulation. Finally, Plaintiff disclaims each and every claim or cause of action which may be asserted under federal admiralty or maritime law. Courts across the Country have found that such disclaimers are proper and within the province of the Plaintiff to disclaim. Any removal by any defendant on the basis of the disclaimed claims will result in a motion for sanctions and seeking attorneys' fees.

THE PARTIES

17. The Plaintiff NORMA D. BOWLIN is currently a resident of the State of South Carolina. Decedent GARY JAY MOSS was exposed to asbestos during the course of his career at various job sites, including but not limited to, locations in South Carolina and North Carolina.

18. The Defendants that manufactured, sold, and/or distributed asbestos-containing products or raw asbestos materials for use in South Carolina and other states at times relevant to this action are referred to herein as "Product Defendants." At all times relevant to this action, the Product Defendants and the predecessors of the Product Defendants for whose actions the Product Defendants are legally responsible, were engaged in the manufacture, sale, and distribution of

asbestos-containing products and raw material. The Defendants that owned and/or controlled the work sites where Decedent Gary Jay Moss experienced occupational exposure as a result of working with asbestos-containing equipment in his immediate vicinity are referred to herein as the “Premises Defendants.”

19. Defendant, **COVIL CORPORATION**, was a South Carolina corporation with its principal place of business in South Carolina. At all times material hereto, COVIL CORPORATION manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. COVIL CORPORATION is sued as a Product Defendant. COVIL CORPORATION is also sued for the work it did at the various industrial sites in the southeastern United States which, during the actual operations of Covil Corporation, exposed tens of thousands of people, including Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff’s claims against COVIL CORPORATION arise out of this Defendant’s business activities in the State of South Carolina.

20. Defendant **ENSTAR (US), INC.**, individually and as successor in interest to ZURICH AMERICAN INSURANCE COMPANY, and as alter-ego to COVIL CORPORATION, (“Enstar” or “Covil Alter-Ego”) is a Delaware corporation with its principle place of business in Florida. On October 1, 2019 Enstar (US), Inc. became the successor in interest to Zurich American Insurance Company for certain of its asbestos liabilities including those of Covil Corporation and separately, as a result of succeeding to those liabilities became liable as the alter-ego of Covil Corporation and as such is directly labile for the tortious acts of Covil Corporation. ENSTAR (US), INC. is registered to do business

in the State of South Carolina and may be served with process through CT Corporation System, 2 Office Park Court, #103, Columbia, South Carolina 29223.

21. Defendant, **SOUTHERN INSULATION INC.**, was a South Carolina corporation with its principal place of business in South Carolina. At all times material hereto, SOUTHERN INSULATION INC. manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. SOUTHERN INSULATION INC. is sued as a Product Defendant. SOUTHERN INSULATION INC. is also sued for the work it did at the various industrial sites in the southeastern United States which, during the actual operations of Southern Insulation Inc., exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against SOUTHERN INSULATION INC. arise out of this Defendant's business activities in the State of South Carolina.

22. Defendant, **STARR DAVIS COMPANY, INC.**, was a North Carolina corporation with its principal place of business in North Carolina. At all times material hereto, STARR DAVIS COMPANY, INC. manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. STARR DAVIS COMPANY, INC. is sued as a Product Defendant. STARR DAVIS COMPANY, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which, during the actual operations of Starr Davis Company Inc., exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of

asbestos. Plaintiff's claims against STARR DAVIS COMPANY, INC. arise out of this Defendant's business activities in the State of South Carolina.

23. Defendant, **STARR DAVIS COMPANY OF S.C., INC.**, was a South Carolina corporation with its principal place of business in North Carolina. At all times material hereto, STARR DAVIS COMPANY OF S.C., INC. manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. STARR DAVIS COMPANY OF S.C., INC. is sued as a Product Defendant. STARR DAVIS COMPANY OF S.C., INC. is also sued for the work it did at the various industrial sites in the southeastern United States which, during the actual operations of Starr Davis Company of S.C. Inc., exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against STARR DAVIS COMPANY OF S.C., INC. arise out of this Defendant's business activities in the State of South Carolina.

24. Defendant, **UNITED STATES FIDELITY AND GUARANTY COMPANY**, ("USF&G" or "Covil's Alter Ego") is a Connecticut corporation with its principal place of business in Connecticut. UNITED STATES FIDELITY AND GUARANTY COMPANY is an insurance company subject to the jurisdiction of this Honorable Court by virtue of its direct acts within the state of South Carolina which give rise to the claims herein against it. At all times pertinent herein USF&G was the alter-ego of Defendant Covil Corporation and as such, is directly liable for the tortious conduct of Covil Corporation.

25. Defendant, **ZURICH NORTH AMERICA, INC.**, a/k/a, ZURICH AMERICAN INSURANCE COMPANY individually and as the alter-ego to COVIL CORPORATION, ("Zurich" or "Covil's Alter Ego") is a New York corporation with its principal place of business in Illinois. ZURICH

NORTH AMERICA, INC., is an insurance company subject to the jurisdiction of this Honorable Court, which, on information and belief, at all times pertinent herein was the liability insurer of Defendant Covil Corporation and by virtue of its direct acts within the state of South Carolina which give rise to the claims herein against it. At all times pertinent herein Zurich was the alter-ego of Defendant Covil Corporation and as such, is directly liable for the tortious conduct of Covil Corporation.

26. Defendant, **4520 CORP., INC.**, individually and as successor-in-interest to BENJAMIN F. SHAW COMPANY, was and is an Oregon corporation with its principal place of business in Oregon. At all times material hereto, 4520 CORP., INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. 4520 CORP., INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss to lethal doses of asbestos. Plaintiff's claims against 4520 CORP., INC. arise out of this Defendant's business activities in the State of South Carolina.

27. Defendant, **ABLEST INC.**, individually and as successor-by-merger to C. H. HEIST CORP. as successor-in-interest to PIPE & BOILER INSULATION, INC., was and is a Delaware corporation with its principal place of business in California. At all times material hereto, ABLEST INC., as successor-by-merger to C. H. HEIST CORP. as successor-in-interest to PIPE & BOILER INSULATION, INC., mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites

throughout the southeastern United States. ABLEST INC. is sued as a Product Defendant. ABLEST INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against ABLEST INC. arise out of this Defendant's business activities in the State of South Carolina.

28. Defendant, **AECOM ENERGY & CONSTRUCTION, INC.**, individually and as successor-in-interest to YEARGIN CONSTRUCTION COMPANY, INC., was and is an Ohio corporation with its principal place of business in California. At all times material hereto, AECOM ENERGY & CONSTRUCTION, INC., individually and as successor-in-interest to YEARGIN CONSTRUCTION COMPANY, INC., mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. AECOM ENERGY & CONSTRUCTION, INC. is sued as a Product Defendant. AECOM ENERGY & CONSTRUCTION, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against AECOM ENERGY & CONSTRUCTION, INC. arise out of this Defendant's business activities in the State of South Carolina.

29. Defendant, **AIR & LIQUID SYSTEMS CORPORATION**, individually and as successor-in-interest to BUFFALO PUMPS, INC., was and is a Pennsylvania corporation with its principal place of business in Pennsylvania. At all times material hereto, AIR & LIQUID SYSTEMS CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of

asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Buffalo pumps. AIR & LIQUID SYSTEMS CORPORATION is sued as a Product Defendant. Plaintiff's claims against AIR & LIQUID SYSTEMS CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

30. Defendant, **ALDRICH PUMP LLC**, individually, and as successor-in-interest to INGERSOLL-RAND COMPANY, was and is a North Carolina limited liability company with its principal place of business in North Carolina. At all times material hereto, ALDRICH PUMP LLC mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Ingersoll-Rand compressors and pumps. ALDRICH PUMP LLC is sued as a Product Defendant. Plaintiff's claims against ALDRICH PUMP LLC arise out of this Defendant's business activities in the State of South Carolina.

31. Defendant, **ANCHOR DARLING VALVE COMPANY**, was and is a Pennsylvania corporation with its principal place of business in Pennsylvania. At all times material hereto, ANCHOR DARLING VALVE COMPANY mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Darling valves. ANCHOR DARLING VALVE COMPANY is sued as a Product Defendant. Plaintiff's claims against ANCHOR DARLING VALVE COMPANY arise out of this Defendant's business activities in the State of South Carolina.

32. Defendant, **A. O. SMITH CORPORATION**, was and is a Delaware corporation with its principal place of business in Wisconsin. At all times material hereto, A. O. SMITH CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied,

installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing boilers. A. O. SMITH CORPORATION is sued as a Product Defendant. Plaintiff's claims against A. O. SMITH CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

33. Defendant, **ARMSTRONG INTERNATIONAL, INC.**, was and is a Michigan corporation with its principal place of business in Michigan. At all times material hereto, ARMSTRONG INTERNATIONAL, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Armstrong steam traps. ARMSTRONG INTERNATIONAL, INC. is sued as a Product Defendant. Plaintiff's claims against ARMSTRONG INTERNATIONAL, INC. arise out of this Defendant's business activities in the State of South Carolina.

34. Defendant, **AURORA PUMP COMPANY**, was and is a Delaware corporation with its principal place of business in Illinois. At all times material hereto, AURORA PUMP COMPANY mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Aurora pumps. AURORA PUMP COMPANY is sued as a Product Defendant. Plaintiff's claims against AURORA PUMP COMPANY arise out of this Defendant's business activities in the State of South Carolina.

35. Defendant, **BAHNSON, INC.**, was and is a North Carolina corporation with its principal place of business in North Carolina. At all times material hereto, BAHNSON, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced,

repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. BAHNSON, INC. is sued as a Product Defendant. BAHNSON, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against BAHNSON, INC. arise out of this Defendant's business activities in the State of South Carolina.

36. Defendant, **BAYER CORPORATION**, individually, and as successor-in-interest to PHARMACIA, LLC and MONSANTO COMPANY, was and is an Indiana corporation with its principal place of business in Pennsylvania. At all times material hereto, BAYER CORPORATION owned and/or controlled premises at which Decedent Gary Jay Moss was exposed to asbestos-containing products, equipment, and asbestos dust from said products at various facilities, including but not limited to, the Monsanto Plant in Greenwood, South Carolina. BAYER CORPORATION is sued as a Premise Defendant. Plaintiff's claims against BAYER CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

37. Defendant, **BECHTEL CORPORATION**, was and is a Nevada corporation with its principal place of business in Virginia. At all times material hereto, BECHTEL CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. BECHTEL CORPORATION is sued as a Product Defendant. BECHTEL CORPORATION is also sued for the work it did at the various industrial sites in the southeastern

United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss to lethal doses of asbestos. Plaintiff's claims against BECHTEL CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

38. Defendant, **BFK, INC.**, individually and as successor-in-interest to BUELL ENGINEERING CO., was a Kentucky corporation with its principal place of business in Kentucky. At all times material hereto, BFK, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Buell precipitators. BFK, INC. is sued as a Product Defendant. Plaintiff's claims against BFK, INC. arise out of this Defendant's business activities in the State of South Carolina.

39. Defendant, **BONITZ, INC.**, individually and as successor-in-interest to BONITZ INSULATION CO. OF SOUTH CAROLINA, was and is a South Carolina corporation with its principal place of business in South Carolina. At all times material hereto, BONITZ, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. BONITZ, INC. is sued as a Product Defendant. BONITZ, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against BONITZ, INC. arise out of this Defendant's business activities in the State of South Carolina.

40. Defendant, **BW/IP INC.**, and its wholly-owned subsidiaries, was and is a Delaware corporation with its principal place of business in Texas. At all times material hereto, BW/IP INC.

mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Byron Jackson pumps. BW/IP INC. is sued as a Product Defendant. Plaintiff's claims against BW/IP INC. arise out of this Defendant's business activities in the State of South Carolina.

41. Defendant, **CARBOLINE COMPANY**, was and is a Delaware corporation with its principal place of business in Missouri. At all times material hereto, CARBOLINE COMPANY mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing coatings. CARBOLINE COMPANY is sued as a Product Defendant. Plaintiff's claims against CARBOLINE COMPANY arise out of this Defendant's business activities in the State of South Carolina.

42. Defendant, **CARRIER CORPORATION**, was and is a Delaware corporation with its principal place of business in Florida. At all times material hereto, CARRIER CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Carrier air compressors and HVAC products. CARRIER CORPORATION is sued as a Product Defendant. Plaintiff's claims against CARRIER CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

43. Defendant, **CECO ENVIRONMENTAL CORPORATION**, individually and as successor-in-interest to FISHER-KLOSTERMAN, INC., successor-in-interest to BUELL ENGINEERING CO., was a Delaware corporation with its principal place of business in Ohio. At all

times material hereto, CECO ENVIRONMENTAL CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Buell precipitators. CECO ENVIRONMENTAL CORPORATION is sued as a Product Defendant. Plaintiff's claims against CECO ENVIRONMENTAL CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

44. Defendant, **CELANESE CORPORATION**, was and is a Delaware corporation with its principal place of business in Texas. At all times material hereto, CELANESE CORPORATION owned and/or controlled premises at which Decedent Gary Jay Moss was exposed to asbestos-containing products, equipment, and asbestos dust from said products at various facilities, including but not limited to, the Hoechst Celanese facility in Simpsonville, South Carolina. CELANESE CORPORATION is sued as a Premises Defendant. Plaintiff's claims against CELANESE CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

45. Defendant, **CIRCOR INSTRUMENTATION TECHNOLOGIES, INC.**, f/k/a HOKE, INC., was and is a New York corporation with its principal place of business in South Carolina. At all times material hereto, CIRCOR INSTRUMENTATION TECHNOLOGIES, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Hoke valves. CIRCOR INSTRUMENTATION TECHNOLOGIES, INC. is sued as a Product Defendant. Plaintiff's claims against CIRCOR INSTRUMENTATION TECHNOLOGIES, INC. arise out of this Defendant's business activities in the State of South Carolina.

46. Defendant, **CNA HOLDINGS LLC**, f/k/a Celanese Corporation f/k/a Hoechst Celanese Corporation, sued individually and as successor in-interest-to Fiber Industries, Inc., was and is a Delaware limited liability company with its principal place of business in Texas. At all times material hereto, CNA HOLDINGS LLC owned and/or controlled premises at which Decedent Gary Jay Moss was exposed to asbestos-containing products, equipment, and asbestos dust from said products at various facilities, including but not limited to, the Hoechst Celanese facility in Simpsonville, South Carolina. CNA HOLDINGS LLC is sued as a Premises Defendant. Plaintiff's claims against CNA HOLDINGS LLC arise out of this Defendant's business activities in the State of South Carolina.

47. Defendant, **CRANE CO.**, was and is a Delaware corporation with its principal place of business in Connecticut. At all times material hereto, CRANE CO. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Cranite gaskets, Crane valves, Chempump, and Jenkins valves. CRANE CO. is sued as a Product Defendant. Plaintiff's claims against CRANE CO. arise out of this Defendant's business activities in the State of South Carolina.

48. Defendant, **CROSBY VALVE, LLC**, was and is a Nevada limited liability company with its principal place of business in Missouri. At all times material hereto, CROSBY VALVE, LLC mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Crosby valves. CROSBY VALVE, LLC is sued as a Product Defendant. Plaintiff's claims against CROSBY VALVE, LLC arise out of this Defendant's business activities in the State of South Carolina.

49. Defendant, **DANIEL INTERNATIONAL CORPORATION**, was and is a South Carolina corporation with its principal place of business in South Carolina. At all times material hereto, DANIEL INTERNATIONAL CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. DANIEL INTERNATIONAL CORPORATION is sued as a Product Defendant. DANIEL INTERNATIONAL CORPORATION is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss to lethal doses of asbestos. Plaintiff's claims against DANIEL INTERNATIONAL CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

50. Defendant, **FISHER CONTROLS INTERNATIONAL, LLC**, was and is a Delaware limited liability company with its principal place of business in Missouri. At all times material hereto, FISHER CONTROLS INTERNATIONAL, LLC mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Fisher valves. FISHER CONTROLS INTERNATIONAL, LLC is sued as a Product Defendant. Plaintiff's claims against FISHER CONTROLS INTERNATIONAL, LLC arise out of this Defendant's business activities in the State of South Carolina.

51. Defendant, **FLOWSERVE US INC.**, individually and as successor-in-interest to EDWARD VALVES, INC., was and is a Delaware corporation with its principal place of business in Texas. At all times material hereto, FLOWSERVE US INC. mined, manufactured, processed,

imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Edward valves. FLOWSERVE US INC. is sued as a Product Defendant. Plaintiff's claims against FLOWSERVE US INC. arise out of this Defendant's business activities in the State of South Carolina.

52. Defendant, **FLUOR CONSTRUCTORS INTERNATIONAL**, f/k/a FLUOR CORPORATION, was and is a California corporation with its principal place of business in Texas. At all times material hereto, FLUOR CONSTRUCTORS INTERNATIONAL mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. FLUOR CONSTRUCTORS INTERNATIONAL is sued as a Product Defendant. FLUOR CONSTRUCTORS INTERNATIONAL is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss to lethal doses of asbestos. Plaintiff's claims against FLUOR CONSTRUCTORS INTERNATIONAL arise out of this Defendant's business activities in the State of South Carolina.

53. Defendant, **FLUOR CONSTRUCTORS INTERNATIONAL, INC.**, was and is a California corporation with its principal place of business in Texas. At all times material hereto, FLUOR CONSTRUCTORS INTERNATIONAL, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation

at numerous jobsites throughout the southeastern United States. FLUOR CONSTRUCTORS INTERNATIONAL, INC. is sued as a Product Defendant. FLUOR CONSTRUCTORS INTERNATIONAL, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against FLUOR CONSTRUCTORS INTERNATIONAL, INC. arise out of this Defendant's business activities in the State of South Carolina.

54. Defendant, **FLUOR DANIEL SERVICES CORPORATION**, was and is a Delaware corporation with its principal place of business in Texas. At all times material hereto, FLUOR DANIEL SERVICES CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. FLUOR DANIEL SERVICES CORPORATION is sued as a Product Defendant. FLUOR DANIEL SERVICES CORPORATION is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against FLUOR DANIEL SERVICES CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

55. Defendant, **FLUOR ENTERPRISES, INC.**, was and is a California corporation with its principal place of business in Texas. At all times material hereto, FLUOR ENTERPRISES, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of

asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. FLUOR ENTERPRISES, INC. is sued as a Product Defendant. FLUOR ENTERPRISES, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against FLUOR ENTERPRISES, INC. arise out of this Defendant's business activities in the State of South Carolina.

56. Defendant, **FMC CORPORATION**, on behalf of its former Peerless Pump business, was and is a Delaware corporation with its principal place of business in Pennsylvania. At all times material hereto, FMC CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Peerless pumps. FMC CORPORATION is sued as a Product Defendant. Plaintiff's claims against FMC CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

57. Defendant, **FOSTER WHEELER ENERGY CORPORATION**, was and is a Delaware corporation with its principal place of business in New Jersey. At all times material hereto, FOSTER WHEELER ENERGY CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Foster Wheeler boilers. FOSTER WHEELER ENERGY CORPORATION is sued as a Product Defendant. Plaintiff's claims against FOSTER WHEELER ENERGY CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

58. Defendant, **GARDNER DENVER, INC.**, was and is a Delaware corporation with its principal place of business in Wisconsin. At all times material hereto, GARDNER DENVER, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Gardner Denver compressors and pumps. GARDNER DENVER, INC. is sued as a Product Defendant. Plaintiff's claims against GARDNER DENVER, INC. arise out of this Defendant's business activities in the State of South Carolina.

59. Defendant, **GENERAL ELECTRIC COMPANY**, was and is a New York corporation with its principal place of business in Massachusetts. At all times material hereto, GENERAL ELECTRIC COMPANY mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing General Electric turbines and boilers. GENERAL ELECTRIC COMPANY is sued as a Product Defendant. Plaintiff's claims against GENERAL ELECTRIC COMPANY arise out of this Defendant's business activities in the State of South Carolina.

60. Defendant, **THE GOODYEAR TIRE & RUBBER COMPANY**, was and is an Ohio corporation with its principal place of business in Ohio. At all times material hereto, THE GOODYEAR TIRE & RUBBER COMPANY mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Cranite gaskets. THE GOODYEAR TIRE & RUBBER COMPANY is sued as a Product Defendant. Plaintiff's claims against THE GOODYEAR TIRE

& RUBBER COMPANY arise out of this Defendant's business activities in the State of South Carolina.

61. Defendant, **GOULDS PUMPS, INCORPORATED**, was and is a Delaware corporation with its principal place of business in New York. At all times material hereto, GOULDS PUMPS, INCORPORATED mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Goulds pumps. GOULDS PUMPS, INCORPORATED is sued as a Product Defendant. Plaintiff's claims against GOULDS PUMPS, INCORPORATED arise out of this Defendant's business activities in the State of South Carolina.

62. Defendant, **GREAT BARRIER INSULATION CO., INC.**, individually and as successor-in-interest to GREAT BARRIER INSULATION CO., was and is a Florida corporation with its principal place of business in Alabama. At all times material hereto, GREAT BARRIER INSULATION CO., INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. GREAT BARRIER INSULATION CO., INC. is sued as a Product Defendant. GREAT BARRIER INSULATION CO., INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people, including the Decedent Gary Jay Moss to lethal doses of asbestos. Plaintiff's claims against GREAT BARRIER INSULATION CO., INC. arise out of this Defendant's business activities in the State of South Carolina.

63. Defendant, **GREENE, TWEED & CO., INC.**, was and is a Pennsylvania corporation with its principal place of business in Pennsylvania. At all times material hereto, GREENE, TWEED & CO., INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Palmetto packing. GREENE, TWEED & CO., INC. is sued as a Product Defendant. Plaintiff's claims against GREENE, TWEED & CO., INC. arise out of this Defendant's business activities in the State of South Carolina.

64. Defendant, **GRINNELL, LLC** d/b/a GRINNELL CORPORATION, was and is a Delaware limited liability company with its principal place of business in Florida. At all times material hereto, GRINNELL, LLC mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Grinnell valves. GRINNELL, LLC is sued as a Product Defendant. Plaintiff's claims against GRINNELL, LLC arise out of this Defendant's business activities in the State of South Carolina.

65. Defendant, **HAJOCA CORPORATION**, was and is a Maine corporation with its principal place of business in Pennsylvania. At all times material hereto, HAJOCA CORPORATION mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing transite pipe. HAJOCA CORPORATION is sued as a Product Defendant. Plaintiff's claims against HAJOCA CORPORATION arise out of this Defendant's business activities in the State of South Carolina.

66. Defendant, **HAMRICK MILLS**, was and is an South Carolina corporation with its principal place of business in South Carolina. At all times material hereto, HAMRICK MILLS owned and/or controlled premises at which Decedent Gary Jay Moss was exposed to asbestos-containing products, equipment, and asbestos dust from said products at various facilities, including but not limited to, the Limestone Manufacturing Textile Mill in Gaffney, South Carolina. HAMRICK MILLS is sued as a Premise Defendant. Plaintiff's claims against HAMRICK MILLS arise out of this Defendant's business activities in the State of South Carolina.

67. Defendant, **IMO INDUSTRIES INC.**, was and is a Delaware corporation with its principal place of business in New Jersey. At all times material hereto, IMO INDUSTRIES INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing DeLaval pumps and turbines. IMO INDUSTRIES INC. is sued as a Product Defendant. Plaintiff's claims against IMO INDUSTRIES INC. arise out of this Defendant's business activities in the State of South Carolina.

68. Defendant, **INGERSOLL-RAND COMPANY**, was and is a New Jersey corporation with its principal place of business in North Carolina. At all times material hereto, INGERSOLL-RAND COMPANY mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing Ingersoll-Rand compressors and pumps. INGERSOLL-RAND COMPANY is sued as a Product Defendant. Plaintiff's claims against INGERSOLL-RAND COMPANY arise out of this Defendant's business activities in the State of South Carolina.

69. Defendant, **INTERNATIONAL PAPER COMPANY**, was and is a New York corporation with its principal place of business in Tennessee. At all times material hereto, INTERNATIONAL PAPER COMPANY owned and/or controlled premises at which Decedent Gary Jay Moss was exposed to asbestos-containing products, equipment, and asbestos dust from said products at various facilities, including but not limited to, the International Paper owned mill facility in Covington, Kentucky. INTERNATIONAL PAPER COMPANY is sued as a Premise Defendant. Plaintiff's claims against INTERNATIONAL PAPER COMPANY arise out of this Defendant's business activities in the State of South Carolina.

70. Defendant, **ITT, LLC** f/k/a ITT CORPORATION, ITT INDUSTRIES INC., ITT FLUID PRODUCTS CORP., HOFFMAN SPECIALTY MFG. CORP., BELL and GOSSETT COMPANY, ITT MARLOW, and KENNEDY VALVE COMPANY, was and is an Indiana limited liability company with its principal place of business in New York. At all times material hereto, ITT, LLC mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing ITT valves and Kennedy waterworks system valves & hydrants. ITT, LLC is sued as a Product Defendant. Plaintiff's claims against ITT, LLC arise out of this Defendant's business activities in the State of South Carolina.

71. Defendant, **J. & L. INSULATION, INC.**, was a North Carolina corporation with its principal place of business in North Carolina. At all times material hereto, J. & L. INSULATION, INC. manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United

States. J. & L. INSULATION, INC. is sued as a Product Defendant. J. & L. INSULATION, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which, during the actual operations of J. & L. Insulation, Inc., exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against J. & L. INSULATION, INC. arise out of this Defendant's business activities in the State of South Carolina.

72. Defendant, **J & L INSULATION, INC.**, was a Georgia corporation with its principal place of business in Georgia. At all times material hereto, J & L INSULATION, INC. manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. J & L INSULATION, INC. is sued as a Product Defendant. J & L INSULATION, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which, during the actual operations of J & L Insulation, Inc., exposed tens of thousands of people, including the Decedent Gary Jay Moss, to lethal doses of asbestos. Plaintiff's claims against J & L INSULATION, INC. arise out of this Defendant's business activities in the State of South Carolina.

73. Defendant, **JOHN CRANE, INC.**, was and is a Delaware corporation with its principal place of business in Illinois. At all times material hereto, JOHN CRANE, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing gaskets and

packing. JOHN CRANE, INC. is sued as a Product Defendant. Plaintiff's claims against JOHN CRANE, INC. arise out of this Defendant's business activities in the State of South Carolina.

74. Defendant, **JOHNSON & JOHNSON**, was and is a New Jersey corporation with its principal place of business in New Jersey. At all times material hereto, JOHNSON & JOHNSON mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing talc. JOHNSON & JOHNSON is sued as a Product Defendant. Plaintiff's claims against JOHNSON & JOHNSON arise out of this Defendant's business activities in the State of South Carolina.

75. Defendant, **JOHNSON & JOHNSON CONSUMER, INC.**, f/k/a Johnson & Johnson Consumer Companies, Inc., was and is a New Jersey corporation with its principal place of business in New Jersey. At all times material hereto, JOHNSON & JOHNSON CONSUMER, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing talc. JOHNSON & JOHNSON CONSUMER, INC. is sued as a Product Defendant. Plaintiff's claims against JOHNSON & JOHNSON CONSUMER, INC. arise out of this Defendant's business activities in the State of South Carolina.

76. Defendant, **MORSE TEC LLC**, f/k/a BORGWARNER MORSE TEC LLC, and successor-by-merger to BORG-WARNER CORPORATION, was and is a Delaware limited liability company with its principal place of business in Michigan. At all times material hereto, MORSE TEC LLC mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing

Borg-Warner replacement parts and feed water isolation valves. MORSE TEC LLC is sued as a Product Defendant. Plaintiff's claims against MORSE TEC LLC arise out of this Defendant's business activities in the State of South Carolina.

77. Defendant, **PFIZER INC.**, individually, and as successor-in-interest to PHARMACIA, LLC, was and is a Delaware corporation with its principal place of business in New York. At all times material hereto, PFIZER, INC. mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, asbestos-containing talc. PFIZER, INC. is sued as a Product Defendant. Additionally, at all times material hereto, PFIZER INC. owned and/or controlled premises at which Decedent Gary Jay Moss was exposed to asbestos-containing products, equipment, and asbestos dust from said products at various facilities, including but not limited to, the Pfizer owned facility Chemstrand in Greenwood, South Carolina. PFIZER INC. is also sued as a Premise Defendant. Plaintiff's claims against PFIZER INC. arise out of this Defendant's business activities in the State of South Carolina.

78. Defendant, **PRESNELL INSULATION, INC.**, was and is a North Carolina corporation with its principal place of business in North Carolina. At all times material hereto, PRESNELL INSULATION, INC., mined, manufactured, processed, imported, converted, compounded, supplied, installed, replaced, repaired, used, and/or retailed substantial amounts of asbestos and/or asbestos-containing products, materials, or equipment, including, but not limited to, the installation and removal of asbestos-containing thermal insulation at numerous jobsites throughout the southeastern United States. PRESNELL INSULATION, INC. is sued as a Product Defendant. PRESNELL INSULATION, INC. is also sued for the work it did at the various industrial sites in the southeastern United States which exposed tens of thousands of people,