

1 Attorney Name(s) or Party without Attorney
2 Firm Name
3 Firm Address
4 City, State, Zip Code
5 Phone Number(s)
6 Fax Number
7 Email Address

8 Attorney for (Name) or Self-Represented

9 SUPERIOR COURT OF CALIFORNIA

10 COUNTY OF SAN FRANCISCO

11 PLAINTIFF'S NAME,

12 Plaintiff,

13 vs.

14 DEFENDANT'S NAME,

Defendant

Case Number:

**ASBESTOS – EXHIBIT F
STANDARD INTERROGATORIES
(FRICTION)**

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EXHIBIT F

1 **DEFENDANTS' STANDARD INTERROGATORIES TO PLAINTIFF**
2 **(FRICTION) [SET ONE]**

3 PROPOUNDING PARTY: Defendants

4 RESPONDING PARTY:

5 SET NO.: One

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7 **INTRODUCTION**

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9 Each plaintiff in any asbestos case involving allegations of exposure to friction
10 products is required to answer the following standard interrogatories separately and fully
11 in writing, under oath, pursuant to *Code of Civil Procedure* section 2030 within 30 days
12 after service of the complaint. In responding to these standard interrogatories, YOU are
13 required to furnish all information that is available to YOU or YOUR attorney(s). If YOU
14 cannot answer an interrogatory completely, answer it to the fullest extent possible and
15 specify the reason(s) YOU are unable to respond fully.
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18 **DEFINITIONS**

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20 1. "ASBESTOS-CONTAINING FRICTION PRODUCTS" means "BRAKE
21 LININGS" as defined below and MOTOR VEHICLE transmission parts such as clutches,
22 clutch plates, clutch discs, clutch facings and linings, or any other MOTOR VEHICLE
23 parts which contain or have parts made from asbestos.

24 2. "BRAKE LININGS" mean the metallic shoe and friction material attached
25 thereto as well as disc brake pads and calipers.

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27 3. "CONTAINER" means any package, cart, box, wrapping, bag or other
28 material in which the ASBESTOS-CONTAINING FRICTION PRODUCTS came.

1 4. "FRICTION MATERIAL DEFENDANTS" means those defendants who
2 plaintiff(s) has/have named in the complaint and who plaintiff(s) allege(s) are in the
3 business of selling, manufacturing or distributing ASBESTOS-CONTAINING FRICTION
4 PRODUCTS and/or any other MOTOR VEHICLE parts which plaintiff(s) allege(s)
5 contain asbestos.
6

7 5. "IDENTIFY" as used in reference to documents means to give such
8 specific descriptive information about each document with sufficient particularity as
9 would enable plaintiff to respond to a request to produce such document.
10

11 6. "IDENTIFY" as used in reference to any individual or entity means to state
12 their name, address, telephone number and, if appropriate, his/her employer,
13 employer's address and relationship to plaintiff (coworker, friend, relative, etc.).
14

15 7. "MOTOR VEHICLE" means any motor vehicle or mobile equipment and
16 their systems or parts, including but not limited to a car, truck, tractor, trailer, bus or
17 heavy motorized equipment upon which plaintiff claims he/she performed any repairs or
18 work that resulted in an exposure to asbestos.

19 8. "WRITTEN INFORMATION" means any printing, writing, labeling, logos,
20 imprints or stamps which might appear on ASBESTOS-CONTAINING FRICTION
21 PRODUCTS or CONTAINERS.
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23 9. "YOU" or "YOUR" in a personal injury case means the plaintiff. In a
24 wrongful death case, they mean the decedent.
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1 **INTERROGATORIES**

2 **INTERROGATORY NO. 1:**

3 State the full name of each plaintiff answering these interrogatories.
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6 **INTERROGATORY No. 2:**

7 Do YOU contend that YOU were exposed to asbestos from any
8 ASBESTOSCONTAINING FRICTION PRODUCTS at any place of employment? If so:

- 9 a. State the names and address of all places of employment where YOU
10 contend such an exposure took place.
- 11 b. State the dates YOU worked at each place of employment;
- 12 c. IDENTIFY YOUR immediate supervisor(s) at each place of employment;
- 13 d. IDENTIFY all of YOUR coworkers at each place of employment (whose
14 name YOU recall or whose identity is known to YOUR attorney);
- 15 e. IDENTIFY any other person with knowledge of YOUR alleged exposure at
16 each place of employment;
- 17 f. State YOUR job title at each place of employment;
- 18 g. State YOUR job responsibilities at each place of employment;
- 19 h. Provide a complete description of any work performed with
20 ASBESTOSCONTAINING FRICTION PRODUCTS by YOU which YOU contend caused
21 an asbestos exposure to YOU at each place of employment.
- 22 i. State the specific parts or components YOU worked with which YOU
23 contend were ASBESTOS-CONTAINING FRICTION PRODUCTS at each place of
24 employment;
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1 j. State the frequency of YOUR exposure to each specific
2 ASBESTOSCONTAINING FRICTION PRODUCT at each place of employment;

3 k. For brake replacements, describe the method used to clean the brake
4 assembly at each place of employment, including the tools and equipment used;

5 l. For clutch replacements, describe the method used to clean the clutch
6 assembly at each place of employment, including the tools and equipment used;

7 m. IDENTIFY by manufacturer and type each replacement ASBESTOS-
8 CONTAINING FRICTION PRODUCT installed by YOU by manufacturer and type (e.g.,
9 brake linings by ABC Corp. and XYZ Corp.);

10 n. State whether YOU did any arcing of ASBESTOS-CONTAINING
11 FRICTION PRODUCTS at each place of employment and, if so, the frequency of this
12 activity;

13 o. State whether YOU did any grinding of ASBESTOS-CONTAINING
14 FRICTION PRODUCTS at each place of employment and, if so, the frequency of this
15 activity;

16 p. State whether YOU did any sanding of ASBESTOS-CONTAINING
17 FRICTION PRODUCTS at each place of employment and, if so, the frequency of this
18 activity;

19 q. State whether YOU did any cutting of ASBESTOS-CONTAINING
20 FRICTION PRODUCTS at each place of employment and, if so, the frequency of this
21 activity;

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1 r. State whether YOU did any drilling of ASBESTOS-CONTAINING
2 FRICTION PRODUCTS at each place of employment and, if so, the frequency of this
3 activity at each place of employment;

4 s. State whether YOU removed any ASBESTOS-CONTAINING FRICTION
5 PRODUCTS from MOTOR VEHICLES at each place of employment;

6 t. IDENTIFY by manufacturer and type each ASBESTOS-CONTAINING
7 FRICTION PRODUCT by YOU removed by manufacturer and type (e.g., brake linings
8 by ABC Corp. and XYZ Corp.);

9 u. Describe any WRITTEN INFORMATION which indicated the identity of the
10 manufacturer of any ASBESTOS-CONTAINING FRICTION PRODUCTS YOU removed
11 at each place of employment;

12 v. Describe the type of each MOTOR VEHICLE on which YOU performed
13 work with ASBESTOS-CONTAINING FRICTION PRODUCTS (e.g., car, light truck,
14 heavy truck, tractor, bus, etc.);

15 w. IDENTIFY the manufacturer of each MOTOR VEHICLE on which YOU
16 performed work with ASBESTOS-CONTAINING FRICTION PRODUCTS;

17 x. Completely describe any work performed with ASBESTOS-CONTAINING
18 FRICTION PRODUCTS by others which YOU contend caused an asbestos exposure to
19 YOU;

20 y. For each occasion on which YOU contend work performed with
21 ASBESTOS- CONTAINING FRICTION PRODUCTS by others caused an asbestos
22 exposure to YOU, state YOUR proximity to the work performed;

1 z. IDENTIFY every supplier from whom YOU obtained
2 ASBESTOSCONTAINING FRICTION PRODUCTS at each place of employment;

3 aa. For each supplier IDENTIFIED above, state the years in which you
4 obtained ASBESTOS-CONTAINING FRICTION PRODUCTS from that supplier;

5 bb. Describe any safety equipment or protective devices for use with
6 ASBESTOS- CONTAINING FRICTION PRODUCTS provided to YOU or YOUR
7 coworkers at each place of employment;

8 cc. Describe any safety equipment or protective devices YOU or YOUR
9 coworkers were required to use with ASBESTOS-CONTAINING FRICTION
10 PRODUCTS at each place of employment;

11 dd. Describe any safety equipment or protective devices for use with
12 ASBESTOS- CONTAINING FRICTION PRODUCTS used by YOU or YOUR coworkers
13 at each place of employment;

14 ee. IDENTIFY all documents which support YOUR contention that YOU were
15 exposed to asbestos from any ASBESTOS-CONTAINING FRICTION PRODUCT (not
16 including documents obtained from other defendants through discovery);

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21 **INTERROGATORY No. 3:**

22 Do YOU contend that YOU were exposed to asbestos from any
23 ASBESTOSCONTAINING FRICTION PRODUCTS anywhere other than a place of
24 employment (i.e., during home auto repair)? If so, please state for each such exposure:

- 25 a. The location where YOU contend each such exposure took place;
26
27 b. The dates of each exposure;
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1 c. For each such exposure, IDENTIFY the owner of the MOTOR VEHICLE
2 on which YOU performed work with ASBESTOS-CONTAINING FRICTION
3 PRODUCTS;

4 d. For each such exposure, IDENTIFY any person who observed YOU
5 working with ASBESTOS-CONTAINING FRICTION PRODUCTS;

6 e. For each such exposure, IDENTIFY any other person with knowledge of
7 YOUR alleged exposure to ASBESTOS-CONTAINING FRICTION PRODUCTS;

8 f. For each such exposure, provide a complete description of any work
9 performed with ASBESTOS-CONTAINING FRICTION PRODUCTS by YOU which YOU
10 contend caused an asbestos exposure to YOU;

11 g. For each such exposure, describe the specific parts or components YOU
12 worked with which YOU contend were ASBESTOS-CONTAINING FRICTION
13 PRODUCTS;

14 h. For each brake replacement, describe the method used to clean the brake
15 assembly, including the tools and equipment used;

16 i. For each clutch replacement, describe the method used to clean the
17 clutch assembly, including the tools and equipment used;

18 j. For each such exposure, IDENTIFY by manufacturer and type the
19 replacement ASBESTOS-CONTAINING FRICTION PRODUCT installed by YOU (e.g.,
20 brake linings by ABC Corp. and XYZ Corp.);

21 k. For each such exposure, whether YOU did any arcing of ASBESTOS-
22 CONTAINING FRICTION PRODUCTS;

1 l. For each such exposure, whether YOU did any grinding of ASBESTOS-
2 CONTAINING FRICTION PRODUCTS;

3 m. For each such exposure, whether YOU did any sanding of ASBESTOS-
4 CONTAINING FRICTION PRODUCTS;

5 n. For each such exposure, whether YOU did any cutting of
6 ASBESTOSCONTAINING FRICTION PRODUCTS;

7 o. For each such exposure, whether YOU did any drilling of
8 ASBESTOSCONTAINING FRICTION PRODUCTS;

9 p. For each such exposure, whether YOU removed any ASBESTOS-
10 CONTAINING FRICTION PRODUCTS from a MOTOR VEHICLE;

11 q. For each such exposure, IDENTIFY by manufacturer and type each
12 ASBESTOSCONTAINING FRICTION PRODUCT removed by YOU removed (e.g.,
13 brake linings by ABC Corp. and XYZ Corp.);

14 r. For each such exposure, describe any WRITTEN INFORMATION which
15 indicated the identity of the manufacturer of any ASBESTOS-CONTAINING FRICTION
16 PRODUCTS YOU removed;

17 s. For each such exposure, describe the type of MOTOR VEHICLE on which
18 YOU performed work with ASBESTOS-CONTAINING FRICTION PRODUCTS (e.g.,
19 car, light truck, heavy truck, tractor, bus, etc.);

20 t. For each such exposure, IDENTIFY the manufacturer and model year of
21 MOTOR VEHICLE on which YOU performed work with ASBESTOS-CONTAINING
22 FRICTION PRODUCTS;

1 u. For each such exposure, provide a complete description of any work
2 performed with ASBESTOS-CONTAINING FRICTION PRODUCTS by others which
3 YOU contend caused an asbestos exposure to YOU;

4 v. For each occasion on which YOU contend work performed with
5 ASBESTOSCONTAINING FRICTION PRODUCTS by others caused an asbestos
6 exposure to YOU, state YOUR proximity to the work performed;

7 w. Please IDENTIFY every supplier from whom YOU obtained
8 ASBESTOSCONTAINING FRICTION PRODUCTS;

9 x. For each supplier IDENTIFIED above, state the years in which YOU
10 obtained ASBESTOS-CONTAINING FRICTION PRODUCTS from that supplier;

11 y. For each such exposure, describe any safety equipment or protective
12 devices for use with ASBESTOS-CONTAINING FRICTION PRODUCTS used by YOU;

13 z. IDENTIFY all documents which support YOUR contention that YOU were
14 exposed to asbestos from any ASBESTOS-CONTAINING FRICTION PRODUCT (not
15 including documents obtained from other defendants through discovery).
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20 **INTERROGATORY No. 4:**

21 Have YOU ever received any formal instruction or training in MOTOR VEHICLE
22 inspection, repair, maintenance or mechanics? If so, please state:

- 23 a. Where YOU received such training;
- 24 b. When YOU received such training;
- 25 c. By whom the training was given, noting corporate identity as well as name
26 and address of individual(s);
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1 d. The subject or topics involved;
2 e. The systems or parts of the MOTOR VEHICLE involved;
3 f. Whether any safety equipment or protective devices with respect to
4 asbestos were discussed and/or advised and, if so, describe the equipment/devices;
5

6 and

7 g. Whether the subject of asbestos (asbestos parts, asbestos health
8 hazards, etc.) was discussed and, if so, what was said.
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10 **INTERROGATORY No. 5:**
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12 Were technical or ship manuals ever made available to YOU at any place of
13 employment where YOU performed MOTOR VEHICLE repairs? If so, please state:

14 a. At which place of employment or training or in what other circumstances
15 the manuals were made available;

16 b. The time periods during which the manuals were made available;

17 c. The identity of the manual (i.e., Chilton's, etc.);

18 d. What systems or components were covered in the manuals; and

19 e. YOUR use of the manual (including the frequency of use, reasons for use,
20 etc.).
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23 **INTERROGATORY No. 6:**
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25 Are YOU contending that any defect or defective condition exists with respect to
26 ASBESTOS-CONTAINING FRICTION PRODUCTS other than a failure to warn? If so:
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1 a. Set forth YOUR contention with respect to the alleged defect or defective
2 condition;

3 b. State all facts upon which YOU base YOUR contention that a defect or
4 defective condition (other than a failure to warn) exists with respect to ASBESTOS-
5 CONTAINING FRICTION PRODUCTS;

6 c. IDENTIFY all documents and/or writings upon which YOU rely in so
7 contending; and

8 d. IDENTIFY all witnesses who have knowledge of the facts upon which
9 YOU rely in so contending.
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13 **INTERROGATORY No. 7:**

14 Are YOU contending that any warnings regarding ASBESTOS-CONTAINING
15 FRICTION PRODUCTS given were inadequate or insufficient? If so, please state:

16 a. State YOUR contention as to each manufacturer or supplier of
17 ASBESTOS- CONTAINING FRICTION PRODUCTS to which YOU contend YOU were
18 exposed;

19 b. State YOUR contention as to how each warning was insufficient;

20 c. State YOUR contention as to what a proper warning should have been;

21 d. IDENTIFY the witnesses who have personal knowledge of the facts which
22 support any of the contentions set forth above.
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1 **INTERROGATORY No. 8:**

2 Do YOU contend that any misrepresentations were made to YOU by any
3 manufacturer or supplier of ASBESTOS-CONTAINING FRICTION PRODUCTS? If so,
4 please state:
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- 6 a. The nature or substance of the misrepresentation;
7 b. By whom it was made;
8 c. To whom it was made; and
9 d. When it was made.
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12 **INTERROGATORY No. 9:**

13 Do YOU contend that there was a violation of any state or federal law or
14 regulation by any manufacturer or supplier of the ASBESTOS-CONTAINING FRICTION
15 PRODUCTS to which YOU contend YOU were exposed? If so, state specifically and in
16 detail and by citation each and every state or federal law or regulation YOU contend
17 was violated and state the name of each manufacturer and/or supplier YOU contend
18 committed the violations.
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21 **INTERROGATORY No. 10:**

22 Were YOU/are YOU licensed or certified by any local, state or federal authority to
23 perform work upon MOTOR VEHICLES? If so, please state:
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- 25 a. By whom YOU were or are licensed or certified;
26 b. When YOU were licensed or certified;
27 c. What the requirements were/are to become licensed or certified;
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1 d. Whether YOU had to pass any written examinations to become licensed
2 or certified;

3 e. Whether YOU had to pass any proficiency examinations to become
4 licensed or certified;

5 f. Whether YOU were ever retested or recertified and, if so, the dates of the
6 retesting or recertification; and
7

8 g. Whether YOUR license or certificate was revoked or suspended and, if so,
9 when and why.
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12 **INTERROGATORY No. 11:**

13 Did YOU ever complain about working conditions, specifically any potential
14 hazards of working with ASBESTOS-CONTAINING FRICTION PRODUCTS? If so:

15 a. To whom did YOU complain;

16 b. When did YOU complain;

17 c. Describe the specific nature of YOUR complaint;

18 d. What action, if any, was taken to rectify the situation;

19 e. State when such action was taken;

20 f. State whether YOU repeated the complaints if no action was taken;

21 g. State whether YOUR coworkers joined in YOUR complaints;

22 h. IDENTIFY anyone who may have heard YOU make YOUR complaints; and
23

24 i. State whether YOUR complaints were made orally or in writing.
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1 **INTERROGATORY No. 12:**

2 To YOUR knowledge, were any air samplings for asbestos levels taken at any of
3 the locations at which YOU worked? If so, please state:

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- 5 a. The work location or place of employment where this occurred;
 - 6 b. When the sampling(s) took place;
 - 7 c. By whom the sampling was performed;
 - 8 d. By what method the sampling was performed; and e. The results of the
9 sampling.
- 10

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12 **INTERROGATORY No. 13:**

13 To YOUR knowledge, did any governmental agency, federal, state or local,
14 conduct any inspection of any of YOUR work locations/places of employment? If so,
15 please state:

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- 17 a. Name and address of each work place;
 - 18 b. Date(s) of inspection;
 - 19 c. Purpose of inspection;
 - 20 d. Findings of the inspection; and
 - 21 e. Whether any changes (of the facilities, equipment or in procedures) were
22 instituted in the work environment within three months of the inspection.
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25 **INTERROGATORY No. 14:**

26 At any time, were YOU aware of or did YOU read any bulletins, newsletters or
27 similar publications regarding ASBESTOS-CONTAINING FRICTION PRODUCTS or
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1 asbestos-related health hazards issued by any manufacturer, distributor or seller of
2 ASBESTOS-CONTAINING FRICTION PRODUCTS, governmental agency, dealership
3 association, union, organization of MOTOR VEHICLE mechanics or any other group,
4 association or organization? If so, please state:

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- 6 a. The title of the publication;
 - 7 b. The date of the publication;
 - 8 c. The identity of the group publishing the document;
 - 9 d. Where YOU saw the document (at the place of employment or mailed to
10 YOUR home);
 - 11 e. When YOU saw the document (received regularly or on an intermittent
12 basis and the time frame of receipt);
 - 13 f. The specifics or details of the information concerning asbestos health
14 hazards allegedly arising from ASBESTOS-CONTAINING FRICTION PRODUCTS; and
15 g. What, if anything, YOU did in response to the information contained in this
16 publication (including complaints to employers).
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20 **INTERROGATORY No. 15:**

21 Are YOU Medicare-eligible? If so, please state:

- 22 a. Whether you are currently enrolled in Medicare;
- 23 b. If you are not currently enrolled in Medicare, whether you have previously
24 been enrolled;
- 25 c. The dates on which you are or were enrolled in Medicare;
- 26 d. YOUR Medicare number.
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1 **INTERROGATORY No. 16:**

2 Has any person other than YOU received or sought treatment from Medicare for
3 any reason related to your claims in this case? If so, please state, for each such person:

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- 5 a. The name, address, and telephone number;
 - 6 b. The person's relation to you (e.g. spouse, natural child);
 - 7 c. The person's Medicare number;
 - 8 d. The inclusive dates of such treatment.
- 9

10 **INTERROGATORY No. 17:**

11 Have YOU filed a claim against a bankruptcy trust? If "yes," state for each claim:

- 12 a. The name and address of that trust;
- 13 b. The date YOUR claim was filed;
- 14 c. Either (1) attach all DOCUMENTS evidencing the information sought in
15 this interrogatory to your answers to interrogatories, or (2) attach disks containing such
16 data, or (3) describe such DOCUMENTS with sufficient particularity that they may be
17 made the subject of a request for production of documents.
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