

1 LAWLER, FELIX & HALL  
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4 800 Standard Oil Building  
5 605 West Olympic Boulevard  
6 Los Angeles, California 90015

620-0060

Attorneys for Defendant  
R. J. Reynolds Tobacco Company

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

BONNI-KAY STOLL and  
DAVID LANSING STOLL,  
Minors, by their Guardian  
Ad Litem, MARY JANE STOLL;  
and MARY JANE STOLL,

Plaintiffs,

vs.

AMERICAN TOBACCO COMPANY,  
a corporation; R. J. REYNOLDS  
TOBACCO COMPANY, a corporation;  
et al.,

Defendants.

CIVIL ACTION NO. 68-1398HP

FURTHER ANSWERS TO INTERROG-  
ATORIES TO DEFENDANT  
R. J. REYNOLDS TOBACCO  
COMPANY, A CORPORATION

Agreeably with ruling of the above entitled court on  
October 27, 1969 and the court's Order on Objections to Interroga-  
tories dated October 31, 1969, defendant R. J. Reynolds Tobacco  
Company answers plaintiffs' interrogatories Nos. 38, 39, 42, 43,  
44 and 45 as follows:

INTERROGATORY NO. 38:

Have you ever been accused of violating any of the pro-  
visions of the Federal Labeling of Hazardous Substances Act (15  
USC, Section 1261, etc.)?

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1 ANSWER:

2 Yes.

3 INTERROGATORY NO. 39:

4 If so, state:

5 a. The date of each indictment, complaint or  
6 information that accused you of such violation;

7 b. The court in which the proceedings were  
8 instituted;

9 c. The plea you entered;

10 d. The verdict and judgment in each case;

11 e. The date set for the trial of any pending  
12 case.

13 ANSWER:

14 A. (a) May 6, 1964.

15 (b) Civil Action, New Jersey Superior Court in and  
16 for Gloucester County.

17 (c) Denial of violation.

18 (d) Dismissal with prejudice.

19 (e) Not applicable.

20 B. (a) May 15, 1964.

21 (b) Civil Action, New York Supreme Court, New York  
22 County.

23 (c) Complaint voluntarily dismissed before answer.

24 (d) Dismissal.

25 (e) Not applicable.

26 INTERROGATORY NO. 42:

27 Have you ever received notice of injury to any other  
28 person as a result of the use of Winston Cigarettes?

29 ANSWER:

30 See answer to Interrogatory No. 43.

1 INTERROGATORY NO. 43:

2 If so, as to each such notice, state:

- 3 a. The date it was received;  
4 b. The name and address of the injured person;  
5 c. The injuries complained of.

6 ANSWER:

7 During the period May 24, 1964 through May 24, 1967  
8 this defendant received no notice of injury from lung cancer or  
9 lung tumor to any person as a result of the use of Winston  
10 Cigarettes, other than the formal claim hereafter set out in  
11 answer to Interrogatories Nos. 44 through 45.

12 INTERROGATORY NO. 44:

13 Have you ever been named as a defendant in any other  
14 action to recover damages for injuries received, including, but  
15 not limited to, lung cancer, as a result of using Winston  
16 Cigarettes?

17 ANSWER:

18 Yes.

19 INTERROGATORY NO. 45:

20 If so, as to each action, state:

- 21 a. The name and address of each plaintiff;  
22 b. The name and address of each co-defendant;  
23 c. The date it was filed;  
24 d. The name of the court in which filed;  
25 e. The judgment rendered;  
26 f. The date that has been set for trial of  
27 any pending case;  
28 g. The terms of any settlement reached before  
29 or during the trial;  
30 h. Whether any appeal is pending from any

Judgment that has been rendered.

ANSWER:

This defendant was named as a defendant in the following actions initiated during the period May 24, 1964 through May 24, 1967 alleging lung cancer or lung tumor as a result of the use of Winston cigarettes:

A. (a) Winnie M. Landis, 2375 Locust, Apt. 5, Long Beach, California.

(b) American Tobacco Company, 245 Park Avenue, New York, New York; Liggett & Myers Tobacco Company, 630 Park Avenue; New York, New York; P. Lorillard Company, 200 East 42nd Street, New York, New York.

(c) July 28, 1964.

(d) Superior Court of the State of California for the County of San Diego.

(e) Dismissal with prejudice April 8, 1969.

(f) Not applicable.

(g) None.

(h) None.

B. (a) Winnie M. Landis, 2375 Locust, Apt. 5, Long Beach, California.

(b) None.

(c) April 14, 1965.

(d) U. S. District Court, Southern District of California, Southern Division.

(e) Dismissal with prejudice April 8, 1969.

(f) Not applicable.

(g) None.

/ / / /

/ / / /

1 (h) None.

2 DATED this 22nd day of December, 1969.

3 LAWLER, FELIX & HALL  
4 MARCUS MATSON  
5 THOMAS E. WORKMAN, JR.

6 By Thomas E. Workman, Jr.  
7 Attorneys for Defendant  
8 R. J. Reynolds Tobacco  
9 Company  
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STANDARD OIL BUILDING  
LOS ANGELES, CALIF. 90019

1 VERIFICATION


2  
3 STATE OF CALIFORNIA )  
4 COUNTY OF LOS ANGELES ) ss.

5  
6 THOMAS E. WORKMAN, JR., being first duly sworn, deposes  
7 and says:

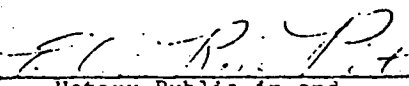
8 I am an attorney at law, duly licensed to practice  
9 before all of the courts of the State of California, and I am a  
10 member of the firm of Messrs. Lawler, Felix & Hall, and an  
11 attorney of record for defendant R. J. Reynolds Tobacco Company.

12 I have read the foregoing FURTHER ANSWERS TO INTERROG-  
13 ATORIES TO DEFENDANT R. J. REYNOLDS TOBACCO COMPANY, A CORPORATION,  
14 and I am informed and believe that the matters stated therein are  
15 true and on that ground allege that the matters stated therein  
16 are true.

17 The reason this verification is made for and on behalf  
18 of said defendant R. J. Reynolds Tobacco Company is that on the  
19 date hereof and on the date said answers were filed there is and  
20 was no officer of said defendant in the County of Los Angeles,  
21 said county being the county in which the undersigned has his  
22 office.

23  
24   
25 Thomas E. Workman, Jr.

26 Subscribed and sworn to  
27 before me this 22nd day  
28 of December, 1969.

29   
30 Notary Public in and  
for said County and State

