

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK: PART 11-----X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
-----X

MARLENA F. ROBAEY and EDWARD ROBAEY,

INDEX NO. 190276/13

Plaintiffs,

-against-

AIR & LIQUID SYSTEMS CORPORATION, as  
successor-by-merger to BUFFALO PUMPS, INC., et al.,Defendants.  
-----X

## JURY INTERROGATORIES

NOTE: At least five (5) jurors must agree on the answer to each and every question below, although they need not be the same five (5) for each question.

1(a). Was Plaintiff Marlena Robaey exposed to asbestos from products manufactured or sold by Defendant Dana?

Yes ☒No ☐Vote 6-0

If you answered "Yes", then proceed to Question 1(b).

If you answered "No", then proceed to Question 2(a).

1(b). Did Defendant Dana fail to exercise reasonable care by not providing an adequate warning to Plaintiff Marlena Robaey about the hazards of exposure to asbestos with respect to products manufactured or sold by Defendant Dana?

Yes ☒No ☐Vote 6-0

If you answered "Yes", then proceed to Question 1(c).

If you answered "No", then proceed to Question 2(a).

OKJR  
and  
gld

1(c). Was Defendant Dana's failure to warn Plaintiff Marlana Robaey about products that Dana manufactured or sold a substantial contributing factor in causing her peritoneal mesothelioma?

Yes ✓

No       

Vote 6-0

Proceed to Question 2(a).

2(a). Was Plaintiff Marlana Robaey exposed to asbestos from products manufactured or sold by Defendant Fel-Pro?

Yes ✓

No       

Vote 6-0

If you answered "Yes", then proceed to Question 2(b).

If you answered "No," and you answered "No" to either part (a), (b), or (c) of Question 1, then proceed no further and report your verdict to the court; otherwise, proceed to Question 3(a).

2(b). Did Defendant Fel-Pro fail to exercise reasonable care by not providing an adequate warning to Plaintiff Marlana Robaey about the hazards of exposure to asbestos with respect to products manufactured or sold by Defendant Fel-Pro?

Yes ✓

No       

Vote 6-0

If you answered "Yes", then proceed to Question 2(c).

If you answered "No," and you answered "No" to either part (a), (b), or (c) of Question 1, then proceed no further and report your verdict to the court; otherwise, proceed to Question 3(a).

2(c). Was Defendant Fel-Pro's failure to warn Plaintiff Marlana Robaey about products that Fel-Pro manufactured or sold a substantial contributing factor in causing her peritoneal mesothelioma?

Yes ✓

No       

Vote 6-0

If you answered "Yes" to Question 2(c) then proceed to Question 3(a).

If you answered "No" to Question 2 (c) and you answered "Yes" to Question 1(c), then proceed to Question 3(a).

If you answered "No" to Question 2(c), and you answered "No" to either part (a), (b), or (c) of Question 1, then proceed no further and report your verdict to the court.

OK  
Ans  
g/AD

3(a). Was Plaintiff Marlana Robaey exposed to asbestos from products made or sold by any of the following companies:

PRODUCT MANUFACTURERS:

Armstrong	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Borg-Warner Corporation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Certainteed Corporation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
GAF/Ruberoid	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Garlock	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Georgia Pacific LLC	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Harbison Walker	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Honeywell International, Inc/Bendix	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Kentile	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
NARCO	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Owens Corning	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Pittsburgh Corning	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Raybestos	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
US Gypsum	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>

EQUIPMENT MANUFACTURERS:

American Standard/Trane	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Bell & Gossett Company	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Carrier Corporation	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Caterpillar, Inc.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Chicago Pump	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Cleaver Brooks	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Vote <u>6-0</u>
Crane Co.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Vote <u>6-0</u>
Delaval Valves	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Fairbanks	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Goulds Pumps, Inc.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Grinnell LLC	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Ingersoll Rand	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Keller-Door-Oliver Boiler Co.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
Spirax Sarco	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>
York	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Vote <u>6-0</u>

If you answered "Yes" for any of the companies listed, then proceed to Question 3(b).  
HOWEVER, BEFORE YOU PROCEED TO QUESTION 3(b), IF YOU ANSWERED "NO" TO QUESTION 3(a) FOR ANY COMPANY (OR COMPANIES), THEN CROSS OUT THAT COMPANY'S NAME (OR THOSE COMPANIES' NAMES) FROM THE LIST FOR QUESTIONS 3(b), 3(c), and 4.

If you answered "No" for all of the companies listed, proceed to Question 4.

Dr. K. Or  
out  
JMS

3(b). Did any of the following companies fail to exercise reasonable care by not providing an adequate warning to Plaintiff Marlena Robaey about the hazards of exposure to asbestos?

PRODUCT MANUFACTURERS:

<del>Armstrong</del>	Yes _____	No _____	Vote _____
<del>Borg-Warner Corporation</del>	Yes _____	No _____	Vote _____
<del>Certainteed Corporation</del>	Yes _____	No _____	Vote _____
<del>GAF/Ruberoid</del>	Yes _____	No _____	Vote _____
<del>Garlock</del>	Yes _____	No _____	Vote _____
<del>Georgia Pacific LLC</del>	Yes _____	No _____	Vote _____
<del>Harbison-Walker</del>	Yes _____	No _____	Vote _____
<del>Honeywell International, Inc/Bendix</del>	Yes _____	No _____	Vote _____
<del>Kentile</del>	Yes _____	No _____	Vote _____
<del>NARCO</del>	Yes _____	No _____	Vote _____
<del>Owens Corning</del>	Yes _____	No _____	Vote _____
<del>Pittsburgh Corning</del>	Yes _____	No _____	Vote _____
<del>Raybestos</del>	Yes _____	No _____	Vote _____
<del>US Gypsum</del>	Yes _____	No _____	Vote _____

EQUIPMENT MANUFACTURERS:

<del>American Standard/Trane</del>	Yes _____	No _____	Vote _____
<del>Bell &amp; Gossett Company</del>	Yes _____	No _____	Vote _____
<del>Carrier Corporation</del>	Yes _____	No _____	Vote _____
<del>Caterpillar, Inc.</del>	Yes _____	No _____	Vote _____
<del>Chicago Pump</del>	Yes _____	No _____	Vote _____
<del>Cleaver Brooks</del>	Yes <input checked="" type="checkbox"/>	No _____	Vote <u>6-0</u>
<del>Crane Co.</del>	Yes <input checked="" type="checkbox"/>	No _____	Vote <u>6-0</u>
<del>Delaval Valves</del>	Yes _____	No _____	Vote _____
<del>Fairbanks</del>	Yes _____	No _____	Vote _____
<del>Goulds Pumps, Inc.</del>	Yes _____	No _____	Vote _____
<del>Grinnell LLC</del>	Yes _____	No _____	Vote _____
<del>Ingersoll Rand</del>	Yes _____	No _____	Vote _____
<del>Keller-Doer-Oliver Boiler Co.</del>	Yes _____	No _____	Vote _____
<del>Spirax Sarco</del>	Yes _____	No _____	Vote _____
<del>York</del>	Yes _____	No _____	Vote _____

If you answered "Yes" for any of the companies listed, then proceed to Question 3(c).  
HOWEVER, BEFORE YOU PROCEED TO QUESTION 3(c), IF YOU ANSWERED "NO" TO  
QUESTION 3(b) FOR ANY COMPANY (OR COMPANIES), THEN CROSS OUT THAT  
COMPANY'S NAME (OR THOSE COMPANIES' NAMES) FROM THE LIST FOR  
QUESTIONS 3(c) AND 4.

If you answered "No" for all of the companies listed, then proceed to Question 4.

OKS  
Aug  
JTB

3(c). Was the failure to warn by any of the following companies a substantial contributing factor in causing Plaintiff Marlena Robaey's peritoneal mesothelioma?

PRODUCT MANUFACTURERS:

Armstrong	Yes _____	No _____	Vote _____
<del>Borg-Warner Corporation</del>	Yes _____	No _____	Vote _____
<del>Certainteed Corporation</del>	Yes _____	No _____	Vote _____
GAF/Ruberoid	Yes _____	No _____	Vote _____
<del>Garlock</del>	Yes _____	No _____	Vote _____
<del>Georgia Pacific LLC</del>	Yes _____	No _____	Vote _____
<del>Harbison-Walker</del>	Yes _____	No _____	Vote _____
<del>Honeywell International, Inc/Bendix</del>	Yes _____	No _____	Vote _____
<del>Kentile</del>	Yes _____	No _____	Vote _____
NARCO	Yes _____	No _____	Vote _____
Owens Corning	Yes _____	No _____	Vote _____
<del>Pittsburgh Corning</del>	Yes _____	No _____	Vote _____
Raybestos	Yes _____	No _____	Vote _____
<del>US Gypsum</del>	Yes _____	No _____	Vote _____

EQUIPMENT MANUFACTURERS:

<del>American Standard/Trane</del>	Yes _____	No _____	Vote _____
<del>Bell &amp; Gossett Company</del>	Yes _____	No _____	Vote _____
Carrier Corporation	Yes _____	No _____	Vote _____
Caterpillar, Inc.	Yes _____	No _____	Vote _____
Chicago Pump	Yes _____	No _____	Vote _____
Cleaver Brooks	Yes <input checked="" type="checkbox"/>	No _____	Vote <u>6-0</u>
Crane Co.	Yes <input checked="" type="checkbox"/>	No _____	Vote <u>6-0</u>
<del>Delaval Valves</del>	Yes _____	No _____	Vote _____
Fairbanks	Yes _____	No _____	Vote _____
<del>Goulds Pumps, Inc.</del>	Yes _____	No _____	Vote _____
Grinnell LLC	Yes _____	No _____	Vote _____
Ingersoll Rand	Yes _____	No _____	Vote _____
<del>Keller-Door Oliver Boiler Co.</del>	Yes _____	No _____	Vote _____
Spirax-Sarco	Yes _____	No _____	Vote _____
<del>York</del>	Yes _____	No _____	Vote _____

Proceed to Question 4.

HOWEVER, BEFORE YOU PROCEED TO QUESTION 4, IF YOU ANSWERED "NO" TO QUESTION 3(a), 3(b), or 3(c) FOR ANY COMPANY (OR COMPANIES), THEN CROSS OUT THAT COMPANY'S NAME (OR THOSE COMPANIES' NAMES) FROM THE LIST FOR QUESTION 4.

If you answered "No" for all of the companies listed, proceed to Question 5.

0.05  
not  
gib

4. List the percentage of responsibility attributable to each of the following companies for causing Plaintiff Marlana Robaey's peritoneal mesothelioma. The total percentage must equal 100%.

Dana	<u>40</u> %
Fel-Pro	<u>30</u> %

PRODUCT MANUFACTURERS:

<del>Armstrong</del>	<u>      </u> %
<del>Borg-Warner Corporation</del>	<u>      </u> %
<del>Certainteed Corporation</del>	<u>      </u> %
<del>GAF/Ruberoid</del>	<u>      </u> %
<del>Garlock</del>	<u>      </u> %
<del>Georgia Pacific LLC</del>	<u>      </u> %
<del>Harbison-Walker</del>	<u>      </u> %
<del>Honeywell International, Inc/Bendix</del>	<u>      </u> %
<del>Kentile</del>	<u>      </u> %
<del>NARCO</del>	<u>      </u> %
<del>Owens Corning</del>	<u>      </u> %
<del>Pittsburgh Corning</del>	<u>      </u> %
<del>Raybestos</del>	<u>      </u> %
<del>US Gypsum</del>	<u>      </u> %

EQUIPMENT MANUFACTURERS:

<del>American Standard/Trane</del>	<u>      </u> %
<del>Beil &amp; Gussett Company</del>	<u>      </u> %
<del>Carrier Corporation</del>	<u>      </u> %
<del>Caterpillar, Inc.</del>	<u>      </u> %
<del>Chicago Pump</del>	<u>      </u> %
<del>Cleaver Brooks</del>	<u>10</u> %
<del>Crane Co.</del>	<u>20</u> %
<del>Delaval Valves</del>	<u>      </u> %
<del>Fairbanks</del>	<u>      </u> %
<del>Goulds Pumps, Inc.</del>	<u>      </u> %
<del>Grinnell LLC</del>	<u>      </u> %
<del>Ingersoll Rand</del>	<u>      </u> %
<del>Keller Door-Oliver Boiler Co.</del>	<u>      </u> %
<del>Spirax Sarco</del>	<u>      </u> %
<del>York</del>	<u>      </u> %

TOTAL 100%

Vote 6-0

Proceed to Question 5.

Dr. R  
and  
gtd

5. What is the sum of money that will justly and fairly compensate Plaintiff Marlana Robaey for each of the following? If you decide not to make an award, you will insert the word "none."

Past pain and suffering from the onset of her peritoneal mesothelioma up to the date of your verdict

\$ 40 million

Future pain and suffering

\$ 10 million

1 number of year(s)

Vote 5-1

Proceed to Question 6.

6. What is the sum of money that will justly and fairly compensate Plaintiff Edward Robaey for each of the following? If you decide not to make an award, you will insert the word "none."

Loss of services from the onset of Plaintiff Marlana Robaey's peritoneal mesothelioma up to the date of your verdict

\$ 15 million

Future loss of services

\$ 10 million

1 number of year(s)

Vote 5-1

Proceed to Question 7.

7. Did Defendant Dana act with reckless disregard for the safety of others?

Yes ✓

No       

Vote 6-0

Proceed to Question 8.

0-15  
ans  
gnd

8. Did Defendant Fel-Pro act with reckless disregard for the safety of others?

Yes ✓

No \_\_\_\_\_

Vote 6-0

We, the undersigned jurors in this action, concur and answer the above questions in accordance with the instructions of this Court and report our verdict as stated above. At least five (5) jurors have agreed on the answer to each question.

1. Michael Patten  
2. David J. Lott  
3. Linda Lott

4. Jamika Pump  
5. Wybold  
6. Kate to All

DATED: 1/20/17