

COPY

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ORIGINAL FILED

DEC 21 2001

**LOS ANGELES
SUPERIOR COURT**

8 **SUPERIOR COURT OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES**

11 JAMES EFSTRATIOS, SR., and
12 ROSE EFSTRATIOS,

13 Plaintiffs,

14 vs.

15 JOHN CRANE INC,

16 Defendant.

No. BC 226519

NOTICE OF ENTRY OF JUDGMENT

Honorable Fumiko H. Wasserman
Department 16

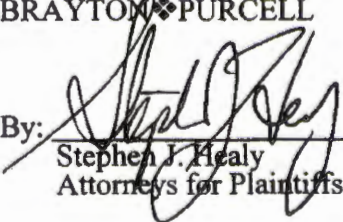
17 TO DEFENDANT JOHN CRANE, INC., AND TO ITS ATTORNEYS OF RECORD

18 HEREIN:

19 PLEASE TAKE NOTICE that on December 4, 2001, the Court entered the Judgment on
20 Amended Special Verdict, attached hereto as Exhibit "A."

22 Dated: 12-20-01

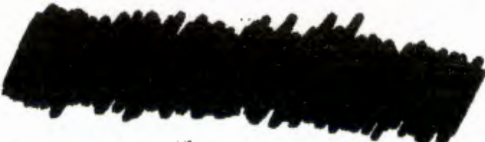
BRAYTON ♦ PURCELL

23
24 By: 
25 Stephen J. Healy
26 Attorneys for Plaintiffs

28 K:\LA\24257\NtcEntJud.frm

BRAYTON ♦ PURCELL
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222 RUSH LANDING ROAD
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EXHIBIT A



1 ALAN R. BRAYTON, ESQ., S.B. #73685
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8 Attorneys for Plaintiff

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LOS ANGELES
SUPERIOR COURT

FILED
 LOS ANGELES SUPERIOR COURT
 CANON 09 2001
 JOHN A. CLARKE, CLERK
 BY A. CABALLERO, DEPUTY

9 SUPERIOR COURT OF CALIFORNIA
 10 COUNTY OF LOS ANGELES

11 JAMES EFSTRATIOS, SR., and
 12 ROSE EFSTRATIOS,

13 Plaintiffs,

14 vs.

15 JOHN CRANE INC,

16 Defendant.

No. BC 226519

~~THIRD PROPOSED~~ JUDGMENT ON
 AMENDED SPECIAL VERDICT

Honorable Fumiko H. Wasserman
 Department 16

17 This action came on regularly for trial on June 21, 2001, with plaintiffs JAMES
 18 EFSTRATIOS, SR., and ROSE EFSTRATIOS, appearing by Stephen J. Healy, Esq., for
 19 Brayton ♦ Purcell, and defendant JOHN CRANE INC., appearing by Margaret O. Byrne, Esq.,
 20 and Daniel J. O'Connell, of Daniel J. O'Connell & Associates, P.C., and Robert L. Nelder, Esq.,
 21 of Hassard Bonnington. A jury of 12 persons and 4 alternates was duly empaneled and sworn, 1
 22 juror of which failed to serve, who was then promptly replaced by 1 alternate, witnesses testified,
 23 other evidence was received, and after being duly instructed by the Court, the jury deliberated
 24 and thereon duly returned a special verdict regarding liability and damages on July 17, 2001, as
 25 set forth below:

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~~We, the jury in the above entitled action, find the following Special Verdict on the questions submitted to us:~~

We, the jury in the above entitled action, find the following Special Verdict on the questions submitted to us:

Question No. 1. : Was there a defect in design regarding the asbestos-containing products involved as to the defendant JOHN CRANE INC.?

Answer "yes" or "no".

	Yes	No
Answer:	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you answer "no" as to the defendant, sign and return this verdict. If you answer "yes", then answer the next question.

Question No. 2. : Did the defect in design of JOHN CRANE INC.'s products exist when the products left the possession of the defendant?

Answer "yes" or "no".

	Yes	No
Answer:	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you answer "no", sign and return this verdict. If you answer "yes", then answer the next question.

Question No. 3. : Was the defect in design of JOHN CRANE INC.'s products cause of injury, damage, loss or harm to plaintiffs?

Answer "yes" or "no".

	Yes	No
Answer:	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you answer "no", sign and return this verdict. If you answer "yes", then answer the next question.

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1 Question No. 4. : Was plaintiffs' injury, damage, loss or harm caused by a use of
2 JOHN CRANE INC.'s products that was reasonably foreseeable to defendant?

3 Answer "yes" or "no".

4 Yes No

5 Answer:

_____✓_____

6 If you answer "no", sign and return this verdict. If you answer "yes", then answer the next
7 question.

8 Question No. 5. : What do you find to be the total amount of damages, including
9 economic and non-economic damages, if any, suffered by the plaintiff JAMES EFSTRATIOS,
SR., and caused by the defective products of the defendant and all others?

10 Answer: (a) Economic Damages \$358,000.00

11 (b) Non-Economic Damages \$3,580,000.00

12 If you find "no damage", sign and return this verdict. If you have found a dollar amount
13 in response to Question No. 5, then answer Question No. 6.

14 Question No. 6. : Has plaintiff ROSE EFSTRATIOS suffered, or will she suffer in
15 the future, any loss of consortium damages as a result of her husband's asbestos-related injuries?

16 Answer "yes" or "no".

17 Yes No

18 Answer:

_____✓_____

19 If you answer Question No. 6 "yes", answer the next Question. If you answer Question
20 No. 6 "no", answer Question No. 8.

21 Question No. 7. : What is the total amount of loss of consortium damages suffered,
22 or to be suffered in the future, by plaintiff ROSE EFSTRATIOS?

23 Answer: \$500,000.00

24 Answer the next Question.

25 ////

26 ////

27 ////

1 Question No. 8. : Assuming that 100% represents the total causes of the plaintiffs'
2 injury, damage, loss or harm, what percentage of this 100% is attributable to the defendant,
3 JOHN CRANE INC., and all others?

3 Answer: To defendant JOHN CRANE INC. 5%
4 To All Others 95%
5 TOTAL 100%

6 Dated: 7-17-01

7 _____
8 /s/
9 Foreperson
10 ~~Robert E. Johnson~~
11 John E. Robertson

12 It appears by reason of said special verdict that, after applying Civil Code section 1431.2,
13 and any offsets for previous settlements, plaintiffs JAMES EFSTRATIOS, SR., and ROSE
14 EFSTRATIOS, are entitled to judgment against defendant JOHN CRANE INC., in the principal
15 amount of FIVE HUNDRED NINETEEN THOUSAND TWO HUNDRED NINETY THREE
16 (\$519,293.00) Dollars and 00/xx Cents, along with ordinary and expert costs and prejudgment
17 interest, all of which shall be determined by the filing of an appropriate Memorandum of Costs.

18 NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that judgment
19 shall be, and hereby is, entered herein in favor of plaintiffs JAMES EFSTRATIOS, SR., and
20 ROSE EFSTRATIOS and against defendant JOHN CRANE INC., in the amount of FIVE
21 HUNDRED NINETEEN THOUSAND TWO HUNDRED NINETY THREE (\$519,293.00)
22 Dollars and 00/xx Cents, together with costs and in the amount of \$ _____..

23 Dated: December 4, 2001

24 Frank H. Wasserman
25 The Honorable Fumiko Wasserman
26 Judge of the Superior Court

27 APPROVED AS TO FORM
28 HASSARD BONNINGTON

29 _____
30 Robert L. Nelder, Esq.
31 Attorneys for Defendant JOHN CRANE INC.

1 PROOF OF SERVICE BY MAIL

2
3 I am employed in the County of Marin, State of California. I am over the age of 18 years
4 and am not a party to the within action. My business address is 222 Rush Landing Road, Novato,
California, 94945.

5 On December 21, 2001, I served the within:

6 **NOTICE OF ENTRY OF JUDGMENT**

7 on the interested parties in this action by transmitting a true copy thereof in the following
8 manner.

9 I caused each of the above document(s) to be placed in a sealed envelope, postage thereon
prepaid, addressed and served as follows:

10 Robert L. Nelder, Esq.
11 HASSARD BONNINGTON
12 Two Embarcadero Center
13 Suite 1800
San Francisco, CA 94111-3993

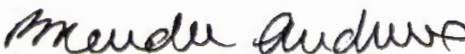
14 Attorney for Defendant: JOHN CRANE, INC.

15 BY MAIL SERVICE:

16 I am readily familiar with the business practice at
17 my place of business for collection and processing
18 of correspondence for delivery by mail.
19 Correspondence so collected and processed is
deposited with the United States Postal Service on
the same day in the ordinary course of business. On
the above date the said envelope was collected for
the United States Postal Service following ordinary
business practices.

20 Executed December 21, 2001, at Los Angeles, California.

21 I declare under penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct.

23 
24 Brenda Andrews

25 James Efstratios, Sr., et al., v. ACandS, Inc., et al
26 Los Angeles Superior Court Case No. BC226519
27
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