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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES - CENTRAL CIVIL WEST

ADELINO ACOSTA, et al.,)

)

Plaintiffs,)

)

vs.) Case No.

) NC053643

SHELL OIL COMPANY, et al.,)

)

Defendants.)

)

_____)

Videotaped Deposition of LOWELL DWAIN
ANDERSON, JR., taken before Tami L. Le, CSR No. 8716,
RPR, with principal office in the County of Orange,
commencing on Wednesday, December 18, 2013, 10:11 a.m.,
at 2260 Griffin Way, Corona, California.

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2
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The Videographer:

 John Hoy

Also Present:

 Jared Gale

10:57 1 A You know, I don't remember the name. I know
2 that he was there a lot because in those days that's --
3 was common procedure as near as I can recall on any job
4 that I was on. And he has -- he had a truck that was --
10:57 5 was -- had the -- the County insignia on the side of it.
6 I -- I can't tell you whether it was the City of L.A. or
7 the County of L.A., but it wasn't one of the soils
8 company's trucks and it wasn't one of ours, so it was
9 some agency. And he was there all the time, so it was
10:57 10 from either the City or the County.

11 Q Did you ever see any ponded oil on the surface
12 at this site anywhere?

13 MS. MILLER: Vague. Objection; vague, leading.

14 THE DEPONENT: Not on the surface. The only
10:58 15 place I seen some little ponding was -- I think it was
16 boxes where the fire hydrants or something was, there
17 might have been a little bit around that, which was
18 handled.

19 Q BY MR. LOEWEN: And where -- what happened to
10:58 20 that?

21 A I believe it was subbed out by a company that
22 was -- was taking care of that part of the project.

23 Q And where -- and where did it -- where was it
24 taken?

10:58 25 A It went off the site in a truck.

10:59 1 Q Did you ever believe the site -- when you left
2 the site, that the property was contaminated in any way?

3 A No.

10:59 4 Q Did you ever have any knowledge or belief that
5 there was oil contamination located beneath the tank
6 bottoms?

7 MS. MILLER: Objection; lacks foundation, calls
8 for speculation, calls for opinion testimony, lacks
9 personal knowledge.

10:59 10 MR. FINNERTY: I would join.

11 THE DEPONENT: No, I didn't -- I wouldn't -- no
12 way of believing there was any contamination there.

13 Q BY MR. LOEWEN: Back in the time you were
14 working on the Carousel project in the year -- 1970s,
10:59 15 after that, did you have any knowledge or belief that
16 oil was harmful to humans?

17 MS. MILLER: Same objections.

18 THE DEPONENT: No.

19 Q BY MR. LOEWEN: Did you know what benzene was
10:59 20 in those days?

21 A No.

22 Q Did you have any knowledge or belief that
23 something called benzene was harmful to humans?

24 A Never paid any attention to it.

11:00 25 Q Did you ever hear of something called benzene

11:00 1 being carcinogenic to humans?
2 A I've heard of that, yeah.
3 Q In today's world?
4 A In today's world, yes.
11:00 5 Q Did you back in those days, in the times you
6 were working in --
7 A No.
8 Q In the times you were working at Carousel, did
9 you ever hear of benzene being carcinogenic to humans?
11:00 10 A No.
11 Q At any time -- at any time have you ever
12 believed that the conditions at the Carousel development
13 were unsafe for future residents while you were working
14 there?
11:00 15 A No.
16 MR. LOEWEN: Those are all the questions I
17 have.
18 MS. MILLER: Okay.
19 MR. FINNERTY: Do I need a microphone?
11:00 20 MR. LOEWEN: You can come over here.
21 MR. FINNERTY: Are we going to switch places?
22 MS. MILLER: Off the record for a moment?
23 THE VIDEOGRAPHER: We are off the record. The
24 time is 11:01 a.m.
11:01 25 (Discussion held off the record.)

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I, LOWELL DWAIN ANDERSON, JR., declare under penalty of perjury that I have read the foregoing transcript, and I have made any corrections, additions, or deletions that I was desirous of making; that the foregoing is a true and correct transcript of my testimony contained therein.

EXECUTED this ____ day of _____, 2 ____,
at _____,
(City) (State)

LOWELL DWAIN ANDERSON, JR.

1 STATE OF CALIFORNIA)
2) ss.
3 COUNTY OF ORANGE)
4

5 I, TAMI L. LE, Certified Shorthand Reporter,
6 Certificate No. 8716, for the State of California, RPR,
7 hereby certify:

8 I am the deposition officer who stenographically
9 recorded the testimony in the foregoing deposition;

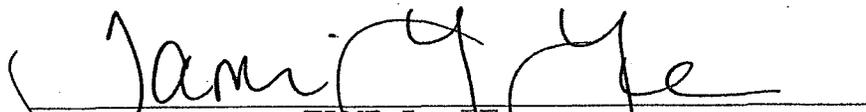
10 Prior to being examined, the deponent was by me
11 first duly sworn;

12 The foregoing transcript is a true record of the
13 testimony given;

14 The deposition officer was relieved of his or her
15 duty pursuant to Code of Civil Procedure, Section
16 2025.520, and therefore any changes made by the
17 deponent, or whether or not the deponent signed the
18 transcript, are not herein set forth.

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21 Dated: December 23, 2013.

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TAMI L. LE
Certified Shorthand Reporter No. 8716, RPR

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