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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re: Quigley Company, Inc.,
Debtor,

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DEPOSITION OF CHARLES FERGUSON

New York, New York

June 26, 2007

Reported by:

MARY F. BOWMAN, RPR, CRR

JOB NO. 12179

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June 26, 2007

9:51 a.m.

Deposition of CHARLES FERGUSON, held
at the offices of Cadwalader Wickersham &
Taft, LLP, One World Financial Center, New
York, New York, before Mary F. Bowman, a
Registered Professional Reporter, Certified
Realtime Reporter, and Notary Public of the
State of New York.

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A P P E A R A N C E S :

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BY: PATRICK C. SMITH, ESQ.

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21

ALSO PRESENT:

22

Kyu Paek, Summer Associate,

23

Schulte Roth & Zabel

24

25

Carlos Lopez, Videographer, TSG Reporting

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2 recreate that occupational history going back
3 30, 40, 50 years sometimes and then trying to
4 identify the job sites that they had worked at
5 and then there is an enormous amount of work
6 that just continues to go through, that we go
7 through in terms of then developing that case.

8 So it is not a particular product per
9 se that we are focused on, but trying to
10 recreate that work history.

11 Q. What is your understanding of the
12 Pfizer products, the products manufactured, sold
13 or distributed by Pfizer that are at issue in
14 connection with whether your claimants have a
15 Pfizer-related claim in connection with the
16 Quigley bankruptcy?

17 A. Certainly KilNoise and then as well as
18 I believe some of the Quigley products as well
19 as a distributor certainly. There very well may
20 be others, I don't know.

21 MR. MILIN: I am sorry to interrupt
22 but I really cannot hear very well. Can we
23 move --

24 MR. SMITH: Let me move the phone.

25 Q. Mr. Ferguson, for the products

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2 manufactured, sold or distributed by Pfizer, why
3 is it that you are not able or your firm is not
4 able to provide us in connection with this
5 deposition today a listing of claimants who have
6 allegations of exposure to those Pfizer-related
7 products?

8 A. I believe there is a reasonable basis
9 to suggest that each of our claimants has an
10 allegation of exposure to a Pfizer product.

11 Q. All right. So as you sit here today,
12 it is your firm's position that each and every
13 client who has an asbestos exposure that relates
14 to Quigley also has a similar identical claim as
15 it relates to Pfizer products?

16 MR. ARNOLD: Object to the form.

17 A. I believe that there is. It may very
18 well be that with further discovery that we
19 could fine-tune it somewhat, but yes.

20 Q. In order to determine if one of your
21 claimants has an exposure solely to a
22 Quigley-manufactured product or to a Pfizer
23 manufactured product, it would require
24 additional discovery? It is not something that
25 you can tell at the front end of the case?