

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

- - - -

IN RE: WELDING FUME PRODUCTS	)	
LIABILITY LITIGATION	)	
	)	
DARWIN PEABODY and MELINDA	)	
PEABODY,	)	Case No.
	)	1:05-CV-17678
Plaintiffs,	)	
	)	
-vs-	)	MDL Docket No.
	)	1535
AIRCO, INC., et al.,	)	
	)	
Defendants.	)	

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VIDEOTAPE DEPOSITION OF: KENNETH D. KATZ, M.D.

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DATE: March 7, 2006  
Tuesday, 11:15 a.m.

LOCATION: KIRKPATRICK & LOCKHART  
NICHOLSON GRAHAM, LLP  
2nd Floor, Oliver Building  
Pittsburgh, PA 15222  
412-355-6500

TAKEN BY: Defendant BLC Corporation

REPORTED BY: JoAnn M. Brown, RMR, CRR  
Notary Public  
AKF Reference No. JB93177

1 Q. Did anyone on the defense side of this case,  
2 that is either I or Mr. Davies, contact you  
3 prior to your writing this report and ask you  
4 to write that report or have any contact with  
5 you in any way about this case?

6 A. No.

7 Q. When you wrote the second report, dated  
8 February 28, 2006, you indicated that while  
9 toxicity was plausible, in this case, you felt  
10 that it was unlikely?

11 A. Correct.

12 Q. Is it fair to state that at the current time,  
13 you do not believe he has manganese toxicity?

14 A. Correct.

15 Q. And is that to a reasonable degree of medical  
16 certainty?

17 A. Yes.

18 Q. You stated that neither his subjective symptoms  
19 nor his diagnostic studies, including MRI, is  
20 specific for manganism. Is that correct?

21 A. Correct.

22 Q. And the symptoms that you referred to are the  
23 symptoms, basically, that I read to you a few  
24 moments ago?

25 A. Yes.