

**State of Mississippi
Thirteenth Circuit Court District**

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EDDIE H. BOWEN
Circuit Court Judge

JUDY HERRINGTON
Court Administrator
SHEILA FORTENBERRY
Staff Attorney
KIM GARNER-ULMER
Court Reporter
FRANKIE GARNER
Court Reporter

August 8, 2011

Ms. Kathy Gillis
Clerk of the Supreme Court
Post Office Box 117
Jackson, Mississippi 39205

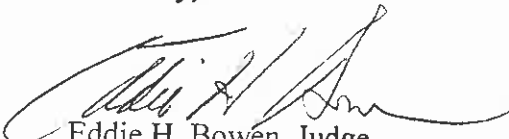
RE: Union Carbide v. Thomas C. Brown, Jr.
Cause No. 2011-M-00874
In the Supreme Court of the State of Mississippi

Dear Ms. Gillis:

Enclosed is the original and three (3) copies of the "Supplemental Response of Circuit Court Judge to Union Carbide Corporation's Petition for Disqualification of Trial Judge."

Thank you in advance for your assistance.

Sincerely,



Eddie H. Bowen, Judge

EHB/jmh

cc: Honorable Allen Hossley
Honorable Alex E. Cosculluela
Honorable Eugene C. Tullos
Honorable Marcy B. Croft
Honorable Michael Terry
Honorable G. David Garner
Honorable Dawn Smith
Honorable Anthony Grayson, Smith County Circuit Clerk

IN THE SUPREME COURT OF MISSISSIPPI

UNION CARBIDE CORPORATION

PETITIONER

V.

CAUSE NO. 2011-M-00874

THOMAS BROWN, JR

RESPONDENT

SUPPLEMENTAL RESPONSE OF CIRCUIT COURT JUDGE TO
UNION CARBIDE CORPORATION'S PETITION FOR DISQUALIFICATION
OF TRIAL JUDGE

COMES NOW, Eddie H. Bowen, Circuit Court Judge of the 13th Circuit Court District, and files this, his Supplemental Response to the Petition for Disqualification of Trial Judge, and in support thereof says:

1. For clarification purposes, my father, Howard Bowen, worked at Ingalls Shipyard in the late 1950s until about 1962. My father will be 87 years of age on September 21 of this year, and does not suffer any adverse effects from asbestos exposure.

2. As stated in my original response, I told the attorneys involved in this litigation that I knew my father had gone to the gulf coast in the late 1980s and had x-rays made because of asbestos exposure while he worked at Ingalls Shipyard. I told them this on at least two separate occasions, once in my chambers before the jury was ever selected and once while we were conducting individual voir dire before the jury was ever selected.

3. I never knew my father had a claim and never knew

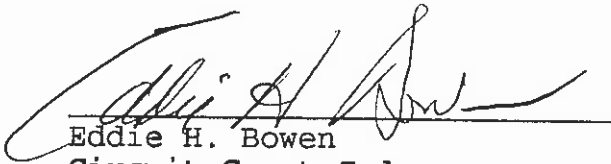
he had filed a lawsuit, but apparently he, along with many others, did file suit in Jackson County. It is still an issue as to whether Union Carbide was a named defendant in that lawsuit.

4. Also, as I explained earlier, my mother died more than ten years ago apparently from a massive heart attack which had nothing to do with asbestos exposure. I never knew she had any type claim.

5. All post-trial motion hearings in this case were set for July 15, 2011. Union Carbide filed its petition with the Supreme Court pre-maturely, and gave no one ample time to investigate its allegations concerning my father's claim.

WHEREFORE, Circuit Court Judge Eddie H. Bowen moves this Court to deny Union Carbide's requested relief in its Petition for Disqualification of Trial Judge; and for the other relief requested in his original Response.

Respectfully submitted on this, the 8th day of August, 2011.


Eddie H. Bowen
Circuit Court Judge
13th Circuit Court District

Certificate of Service

I, Eddie H. Bowen, do hereby certify that I have on this day, mailed, via U. S. Mail, postage prepaid, a true and correct copy of the above and foregoing Supplemental Response to:

Honorable Michael Terry
800 North Shoreline Blvd.
Suite 2000-North Tower
Corpus Christi, TX 78401

Honorable Marcy B. Croft
P. O. Box 22608
Jackson, Mississippi 39225-2608

Honorable Alex E. Cosculluela
One Houston Center
1221 McKinney, Suite 4400
Houston, TX 77010

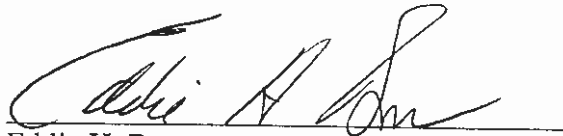
Honorable G. David Garner
P. O. Box 789
Raleigh, Mississippi 39153

Honorable Allen Hossley
320 S. Broadway Avenue, Suite 100
Tyler, Texas 75702

Honorable Dawn Smith
209 Henry Street
Dallas, Texas 75226

Honorable Eugene C. Tullos
Post Office Box 74
Raleigh, Mississippi 39153

So certified on this, the 8th day of August, 2011.



Eddie H. Bowen
Circuit Court Judge
13th Circuit Court District