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Avagliano v. Sumitomo: District Court  
Proceedings

Sumitomo Shoji America, Inc. v. Avagliano, 457  
US 176 - Supreme Court 1982

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12-29-1977

## **LMS Letter to Defendant's Counsel Amending Plaintiff's First Interrogatories**

Lewis M. Steel '63

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Counsel

December 29, 1977

Portis Hicks, Esq.  
Wender, Murase & White  
400 Park Avenue  
New York, New York 10022

Re: Avigliano v. Sumitomo Shoji America, Inc.

Dear Portis:

Pursuant to our phone call, I am enclosing plaintiffs' proposed amendment to their first interrogatories and requests for production of documents as follows:

Interrogatory 4 shall be amended to read:

4. State where the Corporation maintains other offices, listing the full address of each office.

(a) As to each office, state whether the personnel practices in effect are substantially the same as the personnel practices in effect in the Corporation's principal office.

(b) As to each office where the personnel policies are not substantially the same as the policies in effect at the principal office, please state in detail how the policies differ from the principal office in respect to methods of hiring, promotion, testing, transfer, requirements for any job title, or other distinctions relating to the question of qualifications to fill similar job titles or perform similar work as may exist at the principal offices.

(c) State whether any employee of the Corporation has general authority over personnel

practices in all of the offices of the Corporation. If the answer to this question is in the affirmative, please state the name, title, and address of said employee, and set forth the scope of his authority over the personnel practices in all offices. If the answer is in the negative, state who has general supervisory authority over the personnel practices in each of the Corporation's offices, and state whether said employee or employees report to anyone at the principal office, or any other office and, if so, to whom, listing addresses for all employees and titles mentioned in this answer.

Please let me know at your earliest convenience whether you will agree to this amendment without the necessity of my filing a formal interrogatory.

I understand that it may take your client additional time to answer the above questions. If you agree to this procedure, however, I would be most appreciative if you could seek to expedite these answers, in line with our agreements to expedite answers relating to class action aspects of the case, while delaying answers relating to more generalized requests for information.

Very truly yours,

  
Lewis M. Steel

LMS/pc

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Counsel

December 15, 1977

Clerk  
Civil Division  
U. S. District Court  
Foley Square  
New York, New York 10007

Re: Avigliano, et al. v. Sumitomo Shoji America, Inc.  
76 Civ. 5641

Dear Sir or Madam:

Enclosed for filing are Plaintiffs' First Interrogatories and Request for Production of Documents in the above matter, a copy of which was served upon attorneys for defendant, via first class mail, on the above date.

Yours very truly,

EISNER, LEVY, STEEL & BELLMAN, P.

By: \_\_\_\_\_

LEWIS M. STEEL

LMS/cpm

cc: Wender, Murase and White  
Att: J. Portis Hicks, Esq.