

D-1. Communication. A "communication" is any transmittal of information, or request for information, by documents or otherwise, and includes any conversation in person, by telephone, e-mail, letter, memo or note or by any other means.

D-2. Date. "Date" means the exact date, month, and year, if ascertainable or if not, your best approximation thereof, including by reference to relationships to other events.

D-3. Document. "Document" refers to the originals and copies of every printed, written, recorded, filmed or graphic matter however produced or reproduced, including, but not limited to, records, communication, correspondence, e-mail, memoranda, diaries, computations, notes, reports, sales agreements, deeds, contracts, receipts, articles and accounts, photographs, recorded audio or video tapes, computer disks, cards, tapes, files, printouts or other computer or machine recordable records, electronic media and any other written or otherwise reproduced matter, whether published or unpublished. Different versions of the same document (e.g., copies of a printed document with differing handwritten notations or superseded drafts) are different documents within the meaning of that term as used herein.

D-4. Facility. Defendant's approximate 1,100 acre cement manufacturing facility, including its quarry located in Thomaston, Maine as described in its License issued by the Maine BEP on June 21, 2007, and its Site Location of Development Permits, and any related office, supply, or related adjunct offices, plants related to the operation of the Thomaston facility, whether elsewhere in Maine (as in the City of Portland) or in the United States or abroad.

D-5. Identify or Identification. To identify a document is to provide a description reasonably sufficient to identify it for a purpose of a request to produce or subpoena duces tecum; and is further to state (i) the date the document was prepared and the identification of the author of the document; (ii) the identification of the person, if any, who provided it to you, or

means by which you acquired knowledge of its contents or obtained access to it; and (iii) when and how you first became aware of it.

To identify a communication is to provide (i) its full and complete substance; (ii) the identification of any documents involved in, relating to, or describing the communication; (iii) the identification of any person involved and the nature of their involvement; (iv) the date of the communication; and (v) the place of the communication.

To identify a natural person is to (i) state the person's full name; (ii) identify the person's employer; (iii) state the person's occupation, job description or title; and (iv) state the person's business and residence addresses or, if unknown, the last known business and residence addresses, and the person's telephone number.

D-6. Off-site. "Off-site" means within a mile of Defendant's approximate 1,100 acre physical cement-making plant and quarry in Thomaston.

D-7. Person. "Person" includes the singular and plural of natural persons, corporations, trusts, trustees, business trusts, partnerships, proprietorships, firms, joint ventures, unincorporated associations of persons of whatever composition or description; and any attorneys, agents, representatives, employees or other persons acting on behalf of such person.

D-8. You. "You" or "your" includes the Defendant to whom these interrogatories are directed, and any attorneys, agents, representatives, employees, or other persons acting on behalf of such Defendant. Dragon Products Company, LLC and its predecessor, Dragon Products Company, Inc., and its shareholders, members, owners, holders of beneficial interests and any corporation or other entity that owns, directly or indirectly, an interest in the Facility, meaning to include all directors, managers, officers, agents, employees, or other persons responsible in any degree for the control, or management of the Facility, Dragon Products LLC or its predecessor

from November 1, 2004 to date, and as further described in Defendant Dragon Products Company, LLC's Corporate Disclosure Statement filed with the court on February 13, 2008, and including the persons described in Defendant's Rule 26(a)(1) Initial Disclosures filed with the Court on April 30, 2008. Also including all corporations, limited liability companies, partnerships, limited partnerships, limited liability partnerships or other business entities which are affiliated with or in a group of affiliated business enterprises with Defendant, including any participants in Defendant's confidential or proprietary meetings held by or with regard to, whether in whole or part, the Facility, and whether the meetings are held in person, by telephone or electronically, and meaning and intending to include Giant Cement Company, Giant Cement Holding, Inc., Cementos Portland Valderrivas, S.A., Cementos Lemona, S.A., and Telsa S.A. Y Compania, SRC.

INSTRUCTIONS

In answering these interrogatories, you are requested to furnish all information which is available to you including information in the possession of your attorneys, agents, investigators, representatives, employees, or anyone acting in cooperation or concert with them, including experts consulted or retained by you.

If you cannot answer any interrogatory in full after exercising due diligence to secure the information to do so, please so state and answer the interrogatory to the extent possible, specifying any inability to answer the remainder of any such interrogatory and stating what information and knowledge is presently available to you concerning the unanswered portion of said interrogatory.

Your attention is called to the duty imposed by Federal Rule of Civil Procedure 26(e) to supplement your responses to these Interrogatories with respect to information hereinafter

acquired. These Interrogatories should therefore be considered a continuing request for supplementation of information up to and including the day of trial and any other additional information from any source should be provided in a timely manner prior to trial without further request.

INTERROGATORIES

1. Please state the full and correct name, complete address, and employment position, as well as employment history, of the person answering these interrogatories. Also provide the full and correct name, complete address and employment position with you and employment history of each and every person who provided information to you in the preparation of the answers to these interrogatories, identifying, for each such person, the specific information that person provided to you.
2. Please identify all other actions, lawsuits, arbitrations, bankruptcies, insolvency proceedings, workers' compensation proceedings, or other adjudicatory proceedings, agency proceedings, or regulatory enforcement actions or investigations, complaints or demands, to which you are or have ever been a party or participant. Include in your answer, but do not limit it to, identification of the caption, forum, if any, and date of filing.
3. Please identify any written or oral report, analysis, test, statement, memorandum, document or testimony given or performed by any person concerning the subject matter of this Lawsuit, or any complaint or claim made by other persons in Thomaston or Rockland, or by any local, state or federal regulatory body. For each such instance, state the date of each written or oral report, analysis, test, statement, memorandum, document or testimony, whether it was recorded, and the present custodian.
4. Please identify each and every person you or your attorney intend to call as a witness at trial, including as an expert, and summarize each person's anticipated testimony.
5. Please identify all communications between you and anyone else concerning the subject matter of this Lawsuit.
6. Please state all facts regarding your records of dust, ground vibrations, and noise. As part of your answer, but without limiting it, please identify each occasion when and how you became aware of, or others advised you of off-site dust, vibrations, or noise occurring, including citizen complaints made, machine readings, etc., what you observed regarding it; what its effects were or were alleged to be; how you believe it was caused; its intensity; how you monitored dust and other emissions, ground vibrations and noise and how you could have improved such monitoring; how you could have improved any data or measurements you have regarding it; any audio,

video, or other recordings you have of it or regarding it; any expert assessment or report regarding it; how, if at all, any real or personal property was damaged by it; and any other facts relating to such dust, vibrations, and noise, including what measures you took, and could have taken, but did not take, in response to such occasions or allegations of such occasions.

7. Identify all "best practice blasting and cement manufacturing measures," monitoring practices (including off-site pre- and post- blasting surveys), community communications, and reparations that you have undertaken, and that you have knowledge of having been implemented in other cement-making facilities, and which practices you have implemented, or technically could have, but did not, implement at the Facility to minimize off-site dust and other emissions, vibrations and noise.
8. Please describe your financial condition, and the financial condition of your facility from 2004 to date, including profits, losses, orders, contracts, debts, and the amount you have spent on modernization or expansion of the facility, and the amount you have spent to compensate persons who have claimed they have sustained any damage from your facility's operation.
9. Please identify any hazardous materials, metals, mercury, chromium, particulate matter, hydrochloric acid, ozone, carbon dioxide; cement kiln dust, or dioxins that you or your operation has caused to migrate off-site in any form, such as odor, dust, or groundwater infiltration, and the dates, amounts, and circumstances relating to any such off-site migrations, including an explanation of any such off-site impacts that were larger than usual, such as the ammonia spill and odors from 2005, and what actions you took, or could have taken but did not take, to notify persons off-site of such impacts.
10. Do you deny that dust from your facility is migrating or has migrated onto Plaintiff's residential property that is the subject of this Lawsuit, and if so, please state all facts, and identify all documents that support that denial.
11. Do you deny that blasting vibrations from your facility has caused damage to Plaintiff's residential property that is the subject of this Lawsuit, and if so, please state all facts, and identify all documents that support that denial.
12. Please describe the kind and amount of any material burned in the kiln at your facility, limestone quarried and transported at or off your facility, any CKD, clinker or other materials created, stored, used and handled at the facility, and what precautions you advised your employees, including independent contractors, or any other person, on or off-site, to take to avoid exposure to such materials, and what to do in the event of exposure, and what amount and degree of exposure is safe, so as to ensure no physical impact, or what to do in the event of such physical impact (such as rashes, sore eyes, sore throats).

13. With respect to any material quarried, used, burned, ground, stored, accepted, transported or handled at the facility, state whether any, and what, instructions, warnings, or policies were provided by you to any person. If any such instructions, warnings or policies were given, state the identity of the author and recipient of each such warning, instruction or policy; the content of each such warning, instruction or policy; the dates of each such warning or policy; whether any studies, evaluations, reports or analyses were conducted by you or any other party prior to the use of each such warning, instruction or policy, and if so, identify the studies, evaluations, reports or analysis by title, date, author, current custodian and current location.
14. Please state what you directed or advised your guests, employees, including independent contractors, and off-site person, if anything, regarding any safety equipment, protective clothing or other safety precautions should be taken when handling any material quarried, used, burned, ground, stored, accepted, transported, or handled, or emitted at the facility, and why, including the date or dates on which each such direction or advice was given; the source of the direction or advice; the identity of those to whom the direction or advice was given; the content of the direction or advice; and, if written, the identity, author, current location and current custodian of said document; the penalty or consequence of failing to comply with that direction or advice.
15. Please state whether you, or any other person, including government agencies, undertook or financed any tests, studies, investigations or analyses to determine what methods or management practices would eliminate or decrease the dust at or migrating off the facility to which any person may be exposed; and the identity of each such test, study, investigation or analyses, including current location and current custodian; the identity of each person authorizing the test, study, investigation or analysis; the reason for the test, study, investigation or analysis; the identity of each person who conducted the test, study, investigation or analysis; whether the results of the test, study, investigation or analysis were disseminated, and if so, where and to whom; the results of each such test, study, investigation or analysis; the identity of any documents relating to each such test, study, investigation or analysis.
16. Have you, at any time since 2004, maintained an office, department or file dealing with medical or other research regarding the impact of exposure to cement-making materials or blasting operations, or medical or other complaints related to the operation of the facility, and if yes, please state the name of such department, office, or file; the location of such office, department, or file; and the name, address, and title of each person who has been in charge of the said office, department, or file.
17. To the extent not set out in your answers to the above Interrogatories, please state whether any grievances, complaints, notices or other communications have ever been filed, mailed, or otherwise communicated to you related to dusty, unhealthy or other hazardous environmental conditions either at your facility or in the surrounding community, and if yes, please state for each such grievance, complaint, notice, or

communication: the document identification relating to each such grievance, complaint, notice, or communication; the date filed or otherwise communicated to you; the response, including any documentation relating to the response; whether or not each such grievance, complaints, notices, or communications reached arbitration or other formal proceeding, including lawsuit, to resolve the matter, and if so, whether a decision was filed by the decision maker; whether you took any action in response to the grievance, complaints, notices, or communications, and if so, what that action was.

18. Has your company ever been cited or admonished by any governmental agency (federal, state or local) for violations or exceedances or other non-compliance with any environmental regulation or licensing or permit condition, including air emissions and blasting vibration levels in excess of any threshold limit value ("TLV") or other predetermined number or value, such as monitoring protocol and if so, please state the substance of the , and TLV or other number involved; the date of the excessive TIV and the date of the citation or admonishment; the government agency; the action taken by the agency, any communications between the regulatory body and you, and any action the regulatory body or you took in response to such communications.
19. Do you have in your possession or control the handwritten daily console logs for your facility, or other documents evidencing what has been burned each day in the kiln at your facility, and specifically the handwritten daily console logs for 2004, and any other records or writings pertaining to CKD and/or clinker, limestone or other materials quarried, used, burned, ground, stored, accepted, transported, or handled, or emitted at the facility (collectively referred to as "such materials"), workers' compensation claims arising out of exposure to such materials, complaints or concerns made by persons employed by or present at the facility regarding exposure to such materials; or lawsuits arising out of injuries alleged to have been caused by such materials, and if so, please state the location of such information or documents, or, if such information or documents no longer are available or exist, please explain what happened to them, and what they are and whether they were destroyed, and give the name and address of the person(s) who had custody of such information or documents; and the name and address of the person(s) who destroyed or lost the information or documents; the reason why such information is no longer available, and any other relevant circumstance relating to the fact that such information or documents is no longer available.
20. Please state whether any worker's compensation or other employee related or contractual claims have been filed against you from 2004 to the present, and the name of the insurer on the risk and the present location and custodian of the claims filed; the identity of the claims; when and where the claims were filed; the number of claims filed; and the outcome of the claims.
21. What is the source of the fugitive dust that migrates from your facility off-site, and if there is more than one source of such fugitive dust, please list the approximate

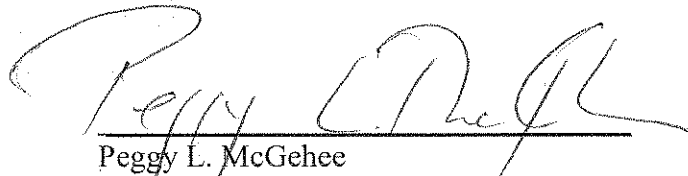
percentage that you attribute to each source of dust; the chemical constituents of each source of dust; and how said answers have been determined.

22. Please state whether you, or any other person, including government agencies, undertook or financed any tests, studies, investigations or analyses to determine the amount, kind and composition of fugitive odors, dust emissions, CKD, or other environmental or property contamination, including blasting vibrations and please state the identity of each such test, study, investigation or analyses, including current location and current custodian; the identity of each person authorizing the test, study, investigation or analysis; the reason for the test, study, investigation or analysis; the identity of each person who conducted the test, study, investigation or analysis; whether the results of the test, study, investigation or analysis were disseminated, and if so, where and to whom; the results of each such test, study, investigation or analysis; the identity of any documents relating to each such test, study, investigation or analysis; and any schedule for regular testing that may have been implemented by you.
23. Do you deny that there are potential human health effects from exposure to limestone quarried and transported at or off your facility, to CKD, clinker or other materials created, stored, used and handled at the facility, and if so, what evidence to you have to support your denial, and if not, please explain, while addressing the variation in such effects according to different degrees of exposure, including as to intensity, degree and composition, the potential environmental effects of which you are aware, the means by which you are aware of said potential effects, and what you could do to reduce or eliminate or compensate for these effects?
24. If Plaintiffs, or other off-site persons prove that it is more likely than not that they have sustained any damage to their persons or their property from the operation of your facility, will you voluntarily compensate them for their damage and costs in asserting their claims against you, and will you stop the operations that cause such damage or, in the alternative, pay to relocate these persons to new homes or business locations as they so elect, and, if not, why not?
25. Do you intend to comply now with the new EPA limits on mercury emissions that take effect later this year, and, if so, what documentation to you have in your possession or control that demonstrate how you will comply.
26. Do you deny that fugitive dust migrates off-site of your facility, and, if so, what evidence do you have to support your denial, and if not, please state what measurement technique you use, if any, to monitor the migrating dust, and what did those techniques show; how much fugitive dust is leaving the facility each year, month and day, and what steps you have taken to mitigate or reduce the amount of fugitive dust that migrates off the facility?
27. Have you received any communications, complaints, or other documentation related to dust, noise, vibration from blasting, groundwater contamination or any other

environmental issues relating to the equipment or operations at your Facility? If so, please state the dates, times, and parties to the communication, complaint or other documentation, the substance of the communication, complaint or other documentation, your response to the communication, complaint or other documentation, any steps you have taken to address the issues raised by the complaints or other communications, whether in direct response to those communications or not.

28. Identify any communication with any other person about the subject matter of this lawsuit. For each communication, identify the date of the communication, the person with whom you communicated, and the substance of the communication.
29. Identify any person who may have discoverable information about the facts giving rise to the claims, counterclaims, or defenses in this lawsuit. For each such person please state their name, address, and the substance of the information that they possess, naming the titles, and addresses, phone number and e-mail address of all persons having personal knowledge of the facts underlying your responses to the previous Interrogatories.
30. List and identify by name of insurer, date of issue, term, policy number, and amount of coverage of every policy of liability insurance insuring you against losses as a result of claims for bodily injury or property damage as a result of your equipment or operations.

Dated at Portland, Maine this 20th day of January, 2009.

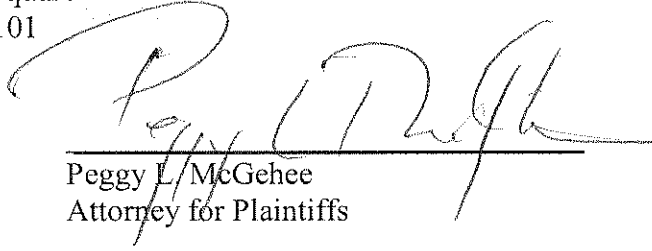

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CERTIFICATE OF SERVICE

I hereby certify that on January 20, 2009, I served the foregoing Plaintiffs' Interrogatories Propounded on Defendant on Defendant's counsel by hand delivery as follows:

Peter W. Culley, Esq.
Eric Wycoff, Esq.
Pierce Atwood
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