

2. The terms "identify," or "identity" mean, with respect to a natural person, to set forth his or her full name, present or last known business and residence address and phone number, his or her employer, the position or positions held with that employer and a description of the job responsibilities of such person.

3. The term "fact" as used herein includes, without limitation, the following: circumstances, occurrences, occasions, events, incidences, oral communications, writings, episodes, experiences, happenings, transactions and all manner of other affairs, matters or things.

4. As used herein, the terms "you," "your," "yours," or "DL" shall mean and refer to Driver Logistics, and any business entity owned, operated, or managed by Driver Logistics, any parent, subsidiary, division, affiliate, or predecessor-in-interest of, Driver Logistics and the officers, directors, employees, parents, subsidiaries, divisions, affiliates, agents, counsel, attorneys, and other representatives of each such entity.

5. As used herein, the term "GAF" shall mean and refer to Building Materials Corp. of America d/b/a GAF Materials Corp., any business entity owned, operated, or managed by GAF Materials Corp., any parent, subsidiary, division, affiliate, or predecessor-in-interest of, GAF Materials Corp. and the officers, directors, employees, parents, subsidiaries, divisions, affiliates, agents, counsel, attorneys, and other representatives of each such entity.

6. If any of these interrogatories cannot be answered in full, then the respondent should answer to the extent possible, specify each reason for its inability to answer the remainder and state whatever information or knowledge it has concerning the unanswered portion. In answering the Interrogatories, furnish such information as is available to respondent, regardless of whether or not it is based on personal knowledge or records of respondent, its agents or representatives, or from others or others' records, regardless of source.

7. If any of these interrogatories call for the identification of documents or oral communications which you contend are protected by the attorney-client privilege or another claimed privilege or by the work product rule, furnish the information identifying such document or oral communication nevertheless (except for a summary of contents or substance) and also state all reasons for your claim that the document or oral communication is so privileged or protected.

INTERROGATORIES

1. Identify all facts upon which you rely for your affirmative defenses claiming:
 - a. Plaintiff's injuries were caused by persons over whom Driver Logistics had no control;
 - b. Plaintiff's injuries were caused by an intervening or superseding cause;
 - c. The plaintiff's recovery is either barred or reduced by contributory negligence.
2. Identify all facts upon which you rely in admitting the allegations contained in paragraph 7 of the Complaint, i.e., that the defendant, GAF, directed Carlo Zalewski's daily driving activities.
3. Identify the person who instructed, dispatched or otherwise assigned Zalewski to drive on GAF routes or deliver GAF loads. Your response should encompass all time frames, including January 9, 2002, in which Carlo Zalewski drove a GAF route or otherwise delivered GAF loads.
4. Identify all facts relied upon by DL in making the determination that the accident in which Zalewski was involved on January 9, 2002 was "preventable."

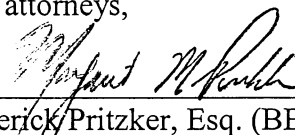
5. Identify all DL employees/agents/representatives who investigated the January 9, 2002 accident or were otherwise involved in the determination of preventability, including name, title, responsibility or function in investigation/determination.

6. Identify Carlo Melia and describe his relationship or course of dealings with DL. Your response should identify any appropriate time frames and DL's understanding of Mr. Melia's job responsibilities.

Respectfully Submitted,

MARCIA RHODES, HAROLD RHODES,
Individually, and HAROLD RHODES on Behalf of
His Minor Child and Next Friend, REBECCA
RHODES,

By their attorneys,


M. Frederick Pritzker, Esq. (BBO#406940)
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DATED: January 23, 2003

CERTIFICATE OF SERVICE

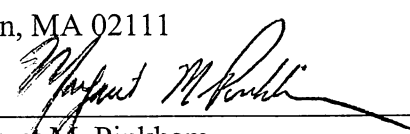
I, Margaret M. Pinkham, counsel for the plaintiffs, hereby certify that I have served a copy of the foregoing Plaintiffs First Set of Interrogatories to Defendant, Driver Logistics, upon all counsel of record by mailing a copy, postage pre-paid to:

Steven Leary, Esq.
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Margaret M. Pinkham
DATED: January 23, 2003