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U.S. DISTRICT COURT THE DISTRICT OF MASSACHUSETTS

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

ANNE ANDERSON, et al.,
Plaintiffs,
v.
CRYOVAC, INC., et al.,
Defendants.

DUCKETED

CIVIL ACTION No. 82-1672-S

MOTION TO ADD THIRD-PARTY DEFENDANT

Defendant W. R. Grace & Co. moves pursuant to Rule 14(a), Fed. R. Civ. P., for leave to serve the enclosed Third-Party Complaint upon Unifirst Corporation ("Unifirst"). In support thereof, defendant says that said Unifirst is one of three companies being investigated by the United States Environmental Protection Agency ("EPA") as possible sources of chemicals contaminating Woburn Wells G and H; that one or more contaminants found in Wells G and H have also been found in the immediate vicinity downgradient from Unifirst, but not upgradient; that the other two companies being investigated by the EPA are already defendants in this action, but Unifirst is not; and that, on information and belief, plaintiffs intended to sue

Allowed
10-26-84
w/ or James, ASD

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Unifirst directly but could not, while W. R. Grace & Co. can do so, under the rules of diversity jurisdiction announced in Owen Equipment and Erection Co. v. Kroger, 437 U.S. 365 (1978).

By its attorneys,



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