

In the Court of Common Pleas of Allegheny County, PA

Faith Craig, Executrix of the	)	Civil Division - Asbestos
Estate of Robert V. Baird,)	
Plaintiff	)	Civil Action No. _____
)	
Vs.)	
)	
Armstrong World Industries, Inc.	)	Exhibit 1 to
Now Known As	)	COMPLAINT IN CIVIL ACTION
Armstrong World Industries	)	<i>Filed on Behalf of the Plaintiff by</i>
Asbestos Personal Injury Trust	)	Lee W. Davis, Esquire
	)	PA I.D. # 77420
and	)	Law Offices of
	)	Lee W. Davis, Esquire, LLC
Armstrong World Industries, Inc.	)	5239 Butler St, Ste 201
	)	Pittsburgh, Pa 15201
and	)	412-781-0525
	)	lee@leewdavis.com
Trustees of the Armstrong World Industries)	
Asbestos Personal Injury Trust)	
And its Trustees,)	
Anne M. Ferazzi, individually,	)	JURY TRIAL DEMANDED
and)	
Harry Huge, individually,)	
and)	
Richard E. Neville, individually)	
)	
and)	
)	
Trust Advisory Committee of the)	
Armstrong World Industries Asbestos)	
Personal Injury Trust)	
and its members,)	
John D. Cooney, individually)	
and)	
Russell D. Budd, individually)	
and)	
Joseph F. Rice, individually)	
and)	
Steven Kazan, individually)	
and)	
Perry Weitz, individually)	

and)
)
)
Future Claimants' Representative of)
Armstrong World Industries Asbestos)
Personal Injury Trust)
and)
Dean M. Trafelet, individually,)
)
and)
)
Delaware Claims Processing Facility)
and)
Mary Ellen Nickel, individually)

Defendants



Benjamin G. Stewart

D: 513.579.6405
bgstewart@kmlaw.com

October 16, 2019

VIA E-MAIL

Lee W. Davis, Esq.
Law Offices of Lee W. Davis, Esquire, PLLC
5239 Butler Street, Suite 201
Pittsburgh, Pennsylvania 15201
lee@leewdavis.com

Re: Robert V. Baird (AWI Claim No. IR10612090)

Dear Lee:

You have requested an authorization to commence litigation against the Armstrong World Industries Asbestos Personal Injury Trust (the "**Trust**") on behalf of the representative of Robert V. Baird (Claim No. IR10612090). The authorization is enclosed.

This authorization is subject to the law and documents governing the Trust, including the Second Amended and Restated Asbestos Personal Injury Trust Settlement Distribution Procedures (the "**TDP**"). In issuing this authorization to commence litigation, the Trust preserves any and all claims and defenses that could have been asserted by Armstrong World Industries, Inc. under applicable law. The payment of any claim is governed by the TDP.

Please let me know if you have any questions.

Sincerely,

KEATING MUETHING & KLEKAMP PLL

By: /s/ Benjamin G. Stewart
Benjamin G. Stewart
Partner

Enclosure

cc: Ms. Mary Ellen Nickel
Mr. Greg Phillips

Keating Muething & Klekamp PLL

Attorneys at Law

One East Fourth Street | Suite 1400 | Cincinnati, Ohio 45202

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**ARMSTRONG WORLD INDUSTRIES ASBESTOS PERSONAL INJURY TRUST
AUTHORIZATION TO COMMENCE LITIGATION**

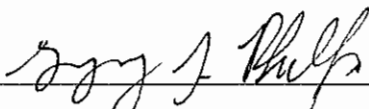
The **Estate of Robert V. Baird** (“**Claimant**”) has filed Claim No. IRC10612090 with the Armstrong World Industries Asbestos Personal Injury Trust (the “**Trust**”), and has complied with all provisions of the Amended and Restated Alternative Dispute Resolution Procedures (“**ADR Procedures**”) established by the Trust under sections 5.10 and 5.11 of the Second Amended and Restated Asbestos Personal Injury Trust Settlement Distribution Procedures (the “**TDP**”), including the submission of the claim to non-binding arbitration and the timely rejection of the arbitrator’s decision. Accordingly, pursuant to section IV.Q.2.a of the ADR Procedures, the Trust grants Claimant authorization to commence litigation against the Trust pursuant to section 7.6 of the TDP.

The Trust, in issuing this authorization to commence litigation, does not waive, and hereby expressly preserves, any and all claims and defenses that could have been asserted by Armstrong World Industries, Inc. under applicable law. Furthermore, nothing in this authorization waives or in any way changes the provisions of the TDP (and any other applicable documents) that govern the payment of claims, including (but not limited to) sections 7.4 and 7.7 of the TDP, which provide, among other things, that: (1) no punitive or exemplary damages shall be payable with respect to any claim litigated against the Trust; (2) any payments by the Trust are subject to the applicable Payment Percentage as defined in the TDP; (3) the total payments by the Trust to a claimant shall not exceed the Maximum Value for a claimant’s Disease Level as set forth in section 5.3(b)(3) of the TDP; and (4) no interest shall be paid by the Trust on any judgments obtained in the tort system.

This authorization is expressly limited to the Claimant’s claim against the Trust (Claim No. IRC10612090), and does not apply to any other claim or claimant.

Accepted and Consented to:

ARMSTRONG WORLD INDUSTRIES
ASBESTOS PERSONAL INJURY TRUST

By: 
Title: Trust ADR Rep
Dated: 10/16/2019