

S218176

IN THE  
SUPREME COURT OF CALIFORNIA

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FLAVIO RAMOS et al.,  
*Plaintiffs and Appellants,*

v.

BRENNTAG SPECIALTIES, INC. et al.,  
*Defendants and Respondents.*

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AFTER A DECISION BY THE COURT OF APPEAL,  
SECOND APPELLATE DISTRICT, DIVISION FOUR, CASE No. B248038

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**DEFENDANT AND RESPONDENT RESOURCE  
BUILDING MATERIALS' JOINDER IN THE REPLY  
BRIEF ON THE MERITS OF DEFENDANT AND  
RESPONDENT ALCOA, INC.**

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RESOURCE BUILDING MATERIALS

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Defendant and Respondent Resource Building Materials hereby joins in the Reply Brief on the Merits filed by defendant and respondent Alcoa, Inc. This joinder is filed pursuant to California Rules of Court, rule 8.200(a)(5), to avoid duplication and needless waste of paper, and yet to protect the interests of defendant and respondent Resource Building Materials.

By this joinder, respondent Resource Building Materials hereby joins in and incorporates by reference the entire Opening Brief on the Merits.

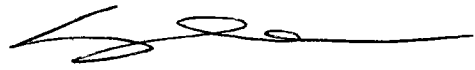
Resource Building Materials is similarly situated to Alcoa, Inc. in that plaintiffs make identical allegations as to each defendant, and Resource Building Materials, like Alcoa, supplied

raw materials for a manufacturing process undertaken by plaintiff's employer, who exercised total control over the process that allegedly gave rise to plaintiff's claimed injuries. The grounds set forth in the Reply Brief on the Merits are equally available to Resource Building Materials.

The ruling by Division Four of the Second Appellate District improperly expands the duties of raw material suppliers based on mistakes of law and fact, and should be reversed.

DATED: February 18, 2015

CHUCK & TSOONG, LLP

By:   
\_\_\_\_\_  
STEPHEN C. CHUCK  
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RESOURCE BUILDING MATERIALS

CERTIFICATE OF WORD COUNT  
(Cal. Rules of Court, Rule 8.520(c))

The text of this brief consists of 1430 words as counted by the Microsoft Word Version 2013 word processing program used to generate this brief.

Dated: February 18, 2015.



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Stephen C. chuck

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 790 E. Colorado Boulevard, Suite 793, Pasadena, CA 91101.

On February 18, 2015, I served the foregoing document described as DEFENDANT AND RESPONDENT RESOURCE BUILDING MATERIALS' JOINDER IN THE REPLY BRIEF ON THE MERITS OF DEFENDANT AND RESPONDENT ALCOA, INC. on the interested parties in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed as follows:

SEE ATTACHED SERVICE LIST

**BY U.S. MAIL:** I caused copies of such document, enclosed in sealed envelopes, to be deposited in the mail at Pasadena, California with postage thereon fully prepaid to the persons and addresses indicated on the attached list. I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. It is deposited with U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of any party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing set forth in this affidavit.

Executed on February 18, 2015, at Pasadena, California 91101.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and, that I am employed in the office of a member of the bar of this court at whose direction the service was made.

  
Cynthia Orozco

**SERVICE LIST**

(*Ramos v. Brenntag Specialties, Inc., et al.*, 2<sup>nd</sup> Civil Case No. B248038;  
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<p>SUPREME COURT OF CALIFORNIA (S218176)  Earl Warren Building (Original plus 13 copies)  350 McAllister Street, Room 1295  San Francisco, CA 94102-4797</p>	<p>Judge Amy D. Hogue, Dept.48 (1 copy)  Los Angeles Superior Court (BC449958)  111 North Hill Street  Los Angeles, CA 90012</p>
<p>Clerk of the Court  Los Angeles Superior Court  111 North Hill Street  Los Angeles, CA 90012</p>	<p>Second District Court of Appeal (B248038)  Division Four (1 copy)  Ronald Reagan State Building  300 South Spring Street  2<sup>nd</sup> Floor, North Tower  Los Angeles, CA 90013</p>