



Union Carbide Asbestos

UNION CARBIDE CORPORATION • METALS DIVISION • P. O. BOX 579 • NIAGARA FALLS, N.Y. 14302 • TEL: 716-278-3376

January 16, 1978

Possible Addressees:

J/M
Carboline
Major Paint
Flintkote

Gentlemen:

As you are well aware the State of California has a very restrictive regulation covering the spraying of products containing asbestos which goes into effect on July 1, 1978. This regulation does not distinguish between products that present a potential for excessive asbestos exposure and those which do not. Continued use of the latter type products should be permitted as long as such use meets all of the existing occupational and environmental standards. The enclosed Information Package describes the background and current situation.

Since the present spraying regulations were enacted by the legislature they cannot be modified by the California Standards Board but must be incorporated as is into the Cal/OSHA Asbestos Standard. Relief must be obtained by the legislative route.

The Union Carbide Corporation, who is an asbestos supplier for a number of products which would be banned, was active two years ago when SB 1593, authored by Senator Presley, was enacted to exempt certain products until July 1, 1978. An effort is now being made to have the exemptions continued. This effort was initiated by Riverside Cement Company, who engaged the firm of Winner/Wagner and Associates to represent their interests. Riverside is concerned only with the Portland cement plaster products. After extensive discussions with both Winner/Wagner and Riverside Cement, an agreement has been reached for Winner/Wagner to represent us for the product area which can best be described as:

> "...exterior and interior coatings and laminating resins containing encapsulated asbestos fibers bound within the finished products from manufacture through application..."

It should be understood that in a matter of this nature professional services are engaged with no guarantee of success. Contingency arrangements are strictly illegal in California and those who contribute more than $250 in any one month must be identified. A letter agreement will be executed

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between Union Carbide and Winner/Wagner and Associates, and their fee has been set at $14,000. We would like you to consider assisting us in financing this fight to protect your products which need not be banned. We are selectively contacting three or four other firms or associations so that the cost for each should not exceed $3000. Winner/Wagner would deal directly only with Union Carbide but we will exchange and discuss all matters with you as appropriate. We may also need your technical support and cooperative efforts in other areas as deemed appropriate by Winner/Wagner.

Dr. H. B. Rhodes or I will be in touch with you in the very near future to determine your interest and discuss the situation in more detail.

Very truly yours,

John L. Myers

John L. Myers
Marketing Manager

JLM/rmm
Enc.

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