UNION CARBIDE

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PLAINTIFF'S EXHIBIT
UC-529

April 1, 1975

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UCC-CALIDRIA

Mr. Kenneth Conklin, Manager of Permits
Division of Air Pollution Control
Environmental Protection Agency
State of Illinois
2200 Churchill Road
Springfield, Illinois 62707

Dear Mr. Conklin:

Union Carbide is involved in the mining, milling and sale of asbestos fibers for a variety of end-use applications. One of these applications involves paints, coatings, roofing compounds and the like, wherein small amounts of asbestos fiber are suspended in an appropriate liquid binder and applied to interior and exterior building surfaces by spraying. We are frequently requested by our customers to provide an opinion as to whether such application of asbestos-containing paints and coatings is permissible under the Rules and Regulations of the Illinois Pollution Control Board. Referring specifically to Chapter V, Title I, Part III, Paragraph 301, we note that "The spraying of asbestos-containing material is prohibited after March 31, 1972." We further note in Part I, Paragraph 103 Definitions that Spraying is defined as "The pneumatic application of material used for fireproofing or insulation." Given this definition of spraying, we presume that the above-mentioned uses of paints and coatings containing small quantities of well-bound asbestos would fall outside this regulation since the purpose of these coatings is neither fireproofing nor insulation but rather for decorative purposes or surface protection.

For your further information we have conducted dust sampling according to the membrane filter technique prescribed in the Federal OSHA Regulations and have found that the occupational exposure to asbestos fibers generated in spraying these types of paints and coatings is substantially under the 2 fibers/cubic centimeter level scheduled to be imposed nationally on July 1, 1976. We can furnish this data to you, if required.

We would appreciate an opinion from your office regarding the correctness of our interpretation of the Illinois Pollution Control Board Rules and Regulations. Thank you for your assistance in this matter.

Very truly yours,

"ORIGINAL SIGNED BY
W. C. THURBER"
W. C. Thurber
Product Manager - Asbestos

WCT/es

bcc: Messrs. RFXFusaro, JLMyers, HBRhodes

Union Carbide trial exhibit UC-529: W. C. Thurber to Kenneth Conklin, Illinois EPA, on Spraying of Asbestos-Contai... Published by AsbestosClaims.Law
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