RECEIVED
AUG 30 1982
H. E. A. DEPT.

UNION CARBIDE CORPORATION OLD RIDGEBURY ROAD, DANBURY, CT. 06817
LAW DEPARTMENT
E2281 (203)794-6379

PLAINTIFF'S EXHIBIT
UC-1206

CERTIFIED MAIL NO. 0627787
RETURN RECEIPT REQUESTED

August 24, 1982

Mr. Gerald Baty
Area Director
United States Department of Labor
Occupational Safety & Health Administration
2320 LaBranch - Room 2118
Houston, Texas 77004

RE: C-4523
Union Carbide Corporation
Solvents & Intermediates Division
Texas City, Texas

Dear Mr. Baty:

Your letter of August 11, 1982 has been referred to me for review and response. My client, Union Carbide Corporation, operates a chemicals facility in Texas City, Texas. Part of this facility is a noncontinguous offsite disposal area covering approximately 435 acres and utilized for waste water treatment and organic recovery. There are six (6) waste water lagoons, of which only three (3) are active, one (1) non-active landfill and two (2) organic recovery pits. Sporatic samples, both personal and area, have been taken at the offsite disposal area for certain air contaminants in the past. At no time has any such concentration reading exceeded the Occupational Safety and Health Administration Airborne Contaminate Standard[1/]. In addition, the number of Union Carbide employees who enter into this area are few and the period of time spent in the area under normal circumstances is approximately an hour per shift. Most periods of time will not exceed 15 minutes at any specific lagoon or pit in the area. As a result, it is Union Carbide Corporation's belief that employee exposure to chemical vapors is either below OSHA limits or does not exist.

Union Carbide Corporation will periodically monitor for exposure and if such sampling discloses concentrations in excess

1/ 29 CFR 1910.100 eq seq.

UCTC 21203

Published by AsbestosClaims.Law
asbestosclaims.law/library/16380/1

of the Occupational Safety and Health exposure limits referred to above, respiratory equipment will be used to protect our employees.

Please also be advised that Mr. Walker Horn does not hold the job title of Supervisor, but rather is employed as an Engineer. His current primary supervisory experience has been with contractor workers. As a result, there is a serious question as to whether the individuals whose complaints resulted in C-4523 are Union Carbide Corporation employees at all.

If you have any further questions, or if I can be of any further assistance, please feel free to contact me directly at 203-794-6379. I am

Sincerely yours,

Betty-Lynn White

BLW:jhb

cc: W. Conrad
J. Leverton
M. Tapp
P. Yalcinkaya
K. Martin
C. Dudnick
J. Knight
R. Cope

UCTC 21204