UC 149-2

UNION CARBIDE

INTERNAL CORRESPONDENCE

PLAINTIFF'S EXHIBIT UC-1222

P. O. BOX 471, TEXAS CITY, TEXAS 77590

To: Mr. L. A. Smith
Mr. D. B. Whittington
TEXAS CITY PLANT

July 22, 1980

Copy to: Mr. D. L. Engle
Mr. J. S. Knight
Mr. R. R. Rankin - CLC
Mr. R. J. Taylor
Ms. B. L. White - 501
~~Ms. A. P. Yalcinkaya~~
Mr. J. B. Leverton

Subject: OSHA Citation, Docket #80-1943
Notice of Trial

Gentlemen:

This is to request that the attachment to this letter be posted at the workplace (Ethanol Unit) and remain posted until the matter is resolved.

If you have any questions please contact me or John Leverton.

Sincerely,

A. Perihan Yalcinkaya

A. Perihan Yalcinkaya

APY:ir
Attachment: Notice of Trial

UCTC 21250

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UNITED STATES OF AMERICA

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

RECEIVED
JUL 10 1980
J. W. WHITTLESEY

SECRETARY OF LABOR,	)	DOCKET NO. 80-1943
Complainant,	)	TRIAL CALENDAR DATE: 23 Sept 19
v.	)	TRIAL AT: National Labor Relatio
UNION CARBIDE CORPORATION,	)	Board, Courtroom #1, Suit
Respondent.	)	910, One Allen Center
		500 Dallas Avenue
		Houston, Texas

NOTICE OF TRIAL

The parties are hereby notified that the above case is set for trial during the Trial Session starting on the date and place indicated above.

The calendar for that Session will be called at 9:30 a on the date indicated and all parties are expected to answer the ca at that time and be prepared when the case is reached for trial. Failure to appear will be taken as cause for dismissal. The cases will be tried consecutively from the date and time above stated. There will be no adjournments.

The parties are expected to be familiar with the Commission's Rules of Procedure and are requested to stipulate facts and evidence to which there is no reasonable dispute to the fullest extent possible prior to the call of the calendar. Each party should confer with his adversary promptly in order to comply with this request.

Pursuant to Section 9(b) of the Occupational Safety an Health Act of 1970 (29 U.S.C. 658(b)) and Section 2200.7(i) and (j) of the Commission's Rules, each employer is hereby required to serv and/or post this notice of hearing in order to afford affected employees or their representatives an opportunity to participate as parties during this proceeding.

UCTC 21251

Affected employees are entitled to participate in this hearing under terms and conditions established by the Occupational Safety and Health Review Commission in its Rules of Procedure. Notice of intent to participate should be sent to:

Occupational Safety and Health
Review Commission
1818 Gilbreth Road, Suite 134
Burlingame, California 94010

Erwin L. Stuller

ERWIN L. STULLER
Judge

DATED: July 7, 1980

UCTC 21252

Union Carbide trial exhibit UC-1222: A. P. Yalcinkaya to L. A. Smith and D. B. Whittington Posting OSHA Notice of... Published by AsbestosClaims.Law
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UNION CARBIDE — INTERNAL CORRESPONDENCE

RECEIVED
APR 24 1980

P. O. BOX 471, TEXAS CITY, TEXAS 77590

To: Mr. L. A. Smith
Mr. D. B. Whittington
TEXAS CITY PLANT

Date: April 23, 1980

Copy to: Mr. D. L. Engle
Mr. J. S. Knight
Mr. R. R. Rankin - CLC
Mr. R. J. Taylor
Ms. B. L. White - 501
Ms. A. P. Yalcinkaya

Subject: OSHA Citation, Docket #80-1943, Union Carbide's Contesting of

Attachments: (1) Notice of Contest
(2) OSHA Notice

Gentlemen:

This is to request that attachments (1) and (2) be posted at the workplace (Ethanol Unit) and mailed by certified mail to Mr. Paul Teague, Texas City Metal Trades Council. The letter must be postmarked by midnight, tonight, April 23, 1980. The notices must remain posted at the Ethanol Unit until the matter is resolved.

If you have any questions please contact me or Ms. Peri Yalcinkaya.

Thanks,

John

J. B. Leverton

JBL:ir
Attachments

UCTC 21253

NOTICE
TO EMPLOYEES OF

Union Carbide Corporation, Texas City, Texas

YOUR EMPLOYER HAS BEEN CITED BY THE SECRETARY OF LABOR FOR VIOLATION OF THE OCCUPATIONAL SAFETY AND HEALTH ACT OF 1970. THE CITATION HAS BEEN CONTESTED AND WILL BE THE SUBJECT OF A HEARING BEFORE THE OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION.

AFFECTED EMPLOYEES ARE ENTITLED TO PARTICIPATE IN THIS HEARING AS PARTIES UNDER TERMS AND CONDITIONS ESTABLISHED BY THE OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION IN ITS RULES OF PROCEDURE. NOTICE OF INTENT TO PARTICIPATE SHOULD BE SENT TO

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION
1825 K STREET, NW
WASHINGTON, DC 20006

ALL PAPERS RELEVANT TO THIS MATTER MAY BE INSPECTED AT

Industrial Hygiene Director's Office
Building 1
Union Carbide Corporation
Texas City, Texas

[EMPLOYER MUST FILL IN ABOVE BLANK SPACE PRIOR TO POSTING AND SERVING THIS NOTICE]

GSA OC 73-3783



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UNION CARBIDE CORPORATION
270 PARK AVENUE
NEW YORK, N. Y. 10017

RECEIVED
APR 3 1980

JOHN W. WHITTLESEY
CHIEF LABOR COUNSEL

LAW DEPARTMENT
212-551-6797

CERTIFIED MAIL NO. 1214208
RETURN RECEIPT REQUESTED

March 28, 1980

Area Director
United States Department of Labor
Occupational Safety and Health Administration
Clear Lake City Area Office
1100 Nasa Road 1
Suite 505
Houston, Texas 77058

Re: OSHA No. 86329 019

Dear Sir:

This will notify you that Union Carbide Corporation, Texas City, Texas herewith contests the Occupational Safety and Health Administration's citation, Occupational Safety and Health Administration No. 86329-019, issued March 18, 1980 alleging a "serious" violation of Section 5(a)(1) of the Act. Union Carbide contests the citation, the abatement date and the penalty.

Very truly yours,

John W. Whittlesey

JWW:me

cc: Messrs. R. G. Mitchell
J. B. Leverton
R. R. Rankin
A. G. Voress

UCTC 21255

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