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

PLAINTIFF'S EXHIBIT
UC-1747

September 19, 1978

Mr. J. C. Schonberg
Industrial Hygiene
Hahnville, LA
LOCATION 519

Re: Contractor Employees' Exposure

Dear Mr. Schonberg:

Mr. J. W. Whittlesey of this Department and I have discussed the extent to which Union Carbide Corporation as Owner can involve itself in situations where employees of Contractor at any of our Sites are exposed to an environment where some degree of monitoring would be appropriate.

We both believe that if a provision reading somewhat as follows were incorporated in our contracts with any Contractor, that we would be living up to our responsibility without compromising our wish that the Contractor would continue to be an independent contractor.

"ARTICLE - SPECIAL CONDITIONS

Owner agrees that, during the performance of the Work, where employees of Contractor and/or employees of subcontractors of Contractor are working on the Construction Site in an area required by OSHA Regulations, Part 1910.93(q) to be designated as a "Regulated Area" because of the presence or potential presence of therein, it will, in accordance with Contractor's request and as agent for Contractor, (i) provide said employees with respirators, (ii) undertake necessary monitoring of said area, (iii) provide the required training for said employees in hazards, and (iv) supply information and data to Contractor for maintaining appropriate records; all as required by said Regulations and all at Owner's expense. However, it is understood that Contractor will provide or cause to be provided medical surveillance as required by OSHA Regulations, Part 1910.93(q) for said employees during the performance of the Work in said area.

BRF 0283

Union Carbide trial exhibit UC-1747: Union Carbide Law Department to J. C. Schonberg on Contractor Employees'... Published by AsbestosClaims.Law
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