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PLAINTIFF'S EXHIBIT

UC-3163

July 13, 1987

Mr. John Martonik
Deputy Director for Health Standards Programs
Occupational Safety and Health Administration
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

Dear Mr. Martonik:

Thank you for helping to clarify for me several issues relating to the Asbestos Construction Standard following your luncheon discussion at the Chemical Manufacturers Association (CMA) Health Programs Task Group meeting in Washington on June 23. I appreciated your willingness to remain to talk with me prior to your resuming your busy schedule.

While there was no ambiguity in your responses to my questions, I have followed your advice to request a formal opinion from the Assistant Secretary. Accordingly, I have just written to Mr. Pendergrass and am herewith enclosing a copy of that letter. You will note that on p3 I have referenced and paraphrased our discussion. I trust that I have accurately represented it. I look forward to Mr. Pendergrass' reply.

Once again, thank you for your courtesies.

Sincerely,

Robert E. Plevan /cr

Robert E. Plevan
Assistant Director,
Occupational Health
Chemicals and Plastics Division

REP/cr
Enclosure

bcc: R.E. Bollinger
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