PLAINTIFF'S EXHIBIT

UC-5385

MORTELL COMPANY
Kankakee, Illinois 60901 AC 815/933-5514

RECEIVED
JUN 04 1984
PRODUCT DEVELOPMENT

May 31, 1984

Gentlemen:

Recent enaction of the "Employee Right to Know Act" requires that health and safety information be available to all employees. Among the information required is the availability of a Material Safety Data Sheet, protective equipment required, and the actual chemical name of the material shown on the drum, bag, or other package in which the material is received. As you can appreciate, a company of our size procures a wide variety of chemical raw materials, making this a very difficult task to implement. Although this law is present in several states, including Illinois, it is being promulgated as a Federal law which will then require national compliance.

The National Paint and Coatings Association (NPCA) has developed an excellent program to be used for identification of hazardous ingredients in raw materials. Our opinion of this program is that it is even better than indicating the actual materials shown in the container, since the average plant employee may not understand the chemical sophistication of the raw materials with which he is working. A simple coding of hazardous classification, flammability, reactivity or personal protection required, would be far more instructional to the employee.

Attached is a listing of all products purchased from your company. Please review against your records and assure that no products are missing. We have included an outline describing the Health, Flammability, and Reactivity Hazard ratings to be applied to your raw materials. Also included is a card which shows the letter classification regarding the recommended Personal Protection Index. Please use the enclosed format to answer the required information, including C.A.S. number. Send the completed information to:

ATTENTION: MICHAEL McGAWLEY - SAFETY MANAGER
MORTELL COMPANY
550 NORTH HOBBIE AVENUE
KANKAKEE, IL 60901

We realize the above will require some assistance from you in order to implement a program which complies with the "Right to Know" law. We would appreciate receiving this information no later than June 30, 1984. Also advise your ability to label each container with a label similar to the enclosed 3" x 4" sample, with appropriate classifications.

Very truly yours,

Arthur H. Rogove
Corporate Director of Technical Services

AHR/tc
Enclosures

Sealants and Coatings since 1895

TABLE I

Summary of HMIS Ratings

I. HEALTH HAZARD RATING

0 MINIMAL HAZARD	No significant risk to health
1 SLIGHT HAZARD	Irritation or minor reversible injury possible
2 MODERATE HAZARD	Temporary or minor injury may occur
3 SERIOUS HAZARD	Major injury likely unless prompt action is taken and medical treatment is given
4 SEVERE HAZARD	Life-threatening, major or permanent damage may result from single or repeated exposures

Note: Use of an asterisk (*) or other designation indicates that there may be chronic health effects present. See safety file on the product.

II. FLAMMABILITY HAZARD RATING

0 MINIMAL HAZARD	Materials that are normally stable and will not burn unless heated
1 SLIGHT HAZARD	Materials that must be preheated before ignition will occur. Flammable liquids in this category will have flash points (the lowest temperature at which ignition will occur) at or above 200°F (NFPA Class IIIB)
2 MODERATE HAZARD	Material that must be moderately heated before ignition will occur, including flammable liquids with flash points at or above 100 F and below 200°F (NFPA Class II & Class IIIA)
3 SERIOUS HAZARD	Materials capable of ignition under almost all normal temperature conditions, including flammable liquids with flash points below 73 F and boiling points above 100 F as well as liquids with flash points between 73 F and 100°F (NFPA Class 1B and 1C)
4 SEVERE HAZARD	Very flammable gases or very volatile flammable liquids with flash points below 73 F and boiling points below 100 F (NFPA Class 1A)

III. REACTIVITY HAZARD RATING

0 MINIMAL HAZARD	Materials that are normally stable, even under fire conditions, and will not react with water
1 SLIGHT HAZARD	Materials that are normally stable but can become unstable at high temperatures and pressures. These materials may react with water but they will not release energy violently
2 MODERATE HAZARD	Materials that, in themselves, are normally stable and will readily undergo violent chemical change but will not detonate. These materials may also react violently with water
3 SERIOUS HAZARD	Materials that are capable of detonation or explosive reaction but require a strong initiating source or must be heated under confinement before initiation; or materials that react explosively with water
4 SEVERE HAZARD	Materials that are readily capable of detonation or explosive decomposition at normal temperatures and pressures

IV. CHRONIC EFFECTS INFORMATION

Chronic health effects are not rated because of the complex issues involved and the lack of standardized classifications and tests. However, based on information provided by the supplier, the presence of chronic effects may be indicated by (1) use of an asterisk (*) or other designation after the health hazard rating corresponding to other information that may be available, or (2) use of written warnings in the upper white section of the NPCA HMIS label.

V. PERSONAL PROTECTIVE EQUIPMENT

Information provided by the supplier will be used by the paint manufacturers to determine the proper personal protective equipment

Union Carbide trial exhibit UC-5385: Mortell Company (A. H. Rogove) to Suppliers on Employee Right to Know Haz...
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VENDOR: UNION CARBIDE CORP
RAW MATERIAL ANALYSIS
MORTELL

DESCRIPTION	RM CODE	C.A.S.#	HEALTH RATING	FLAMMABILITY RATING	REACTIVITY RATING	RECOMMENDED PERSONAL PROTECTION
SILONE A-1120	C-249					
SILANE A-187	C-266					
ETHYLENE GLYCOL	C-062					
RG-144	F-011					
RG-244	F-013					
ASBESTOS RG-110	F-002					
NIAX POLYOL PPG 2025	C-145					
FLEXOL EPO	C-151					
N-METHYL MORPHOLINE	C-223					
ELASOL	R-136					
ERL 4221 RESIN	R-175					
UCAR LATEX 4380	R-101					
VMCH RESIN	R-338					
ISOPROPYL ALCOHOL ANHYDROUS	B-052					
PROPASOL B.T	B-059					

PREPARED AND SUBMITTED BY _____

TITLE _____

DATE _____