PLAINTIFF'S EXHIBIT

UC-3013

UC 149 2

UNION CARBIDE

INTERNAL CORRESPONDENCE

MINING AND METALS DIVISION

P. O. BOX 579, NIAGARA FALLS, NEW YORK 14302

RECEIVED
JUL 30 1973
WM. C. THURBER

To (Name) Mr. R. F. X. Fusaro
Division Law Department
Location New York, NY

Date July 27, 1973

Originating Dept. "Calidria" Asbestos - Marketing

Answering letter date

Subject Letter From Boise Cascade

Copy to R. E. Byrne
P. J. Morgan
T. P. Norris
H. B. Rhodes
W. C. Thurber

Please reference the Subject letter and the OSHA "Emergency Temporary Standard on Certain Carcinogens."

We could answer this by saying that our "H.P. Asbestos" does not contain any of the listed materials, etc. However, we no longer have "approval" from FDA to use asbestos in paper intended for use in contact with food.

I would appreciate your comments on the attached draft of my proposed reply.

John L. Myers

/ds
Attachment

CC: RFxE
TPN
HBR
REB
WCT
PJM

Boise Cascade

Paper Group

International Falls, Minnesota 56649
218/283-3411

July 13, 1973

Mr. T. P. Morris
UNION CARBIDE CORPORATION
345 East 12th Avenue
Naperville, Illinois 60540

Dear Mr. Morris

We must furnish certification to our customers that the materials used in our papers are acceptable for contact with foods. Specifically, the question has been raised concerning Department of Labor Emergency Temporary Standards, published 5-3-73, Title 29, Code of Federal Regulations, Sec. 1910.93C listing a group of 14 carcinogens.

Would you please give me a written assurance that the product(s) you furnish, namely M. P. Asbestos,
does not contain any of the listed materials on the attached page nor any derivatives of those materials nor any potential for degrading in paper or pulp making to form one of the listed materials or their derivatives.

Yours very truly,

RBJohnson

Ronald B. Johnson
Technical Superintendent
BOISE CASCADE Papers

RBJ:bp

RECEIVED
JUL 23 1973
UCC-CALIDRIA
NIAGARA ... N.Y.

Dear Mr. Johnson:

This is in reply to your letter to T. P. Norris dated July 13, 1973.

Our asbestos does not contain any of the materials listed on page 10929 of Federal Register, Vol. 38, No. 85 - Thursday, May 3, 1973, nor any derivatives of those materials nor any potential for degrading in paper or pulp making to form one of the listed materials or their derivatives.

However, we must advise you that the FDA has revoked our approval letter which permitted the use of asbestos as an inert filler in paper and paperboard intended for use in contact with food. The FDA action was not specifically directed toward asbestos but was an overall change in policy. A copy of the directive is attached.

This does not mean that asbestos is unsafe for this application and we know of no evidence of deleterious health effects. Asbestos can be approved for use as a filler in food packaging if there is no migration of asbestos from the packaging to the food. This involves a rather extensive series of solvent extraction tests and we are considering the program. It is our understanding that you do not use HPP in producing paper for food packaging.

Please contact Tom or me if you have any questions.

Very truly yours,

John L. Myers
Marketing Manager

cc: T. P. Norris

/ds