

11 M - Environmental Control

February 9, 1983

11 M/Corporate Risk Management/3064

REDACTED

vs. New Primex Realty vs.
The Sherwin-Williams Company

I trust you are aware of most of the circumstances involving the above captioned matter. We have been named as a third-party defendant in this lawsuit filed by _____ husband. She died of her alleged occupational chemical leukemia on 7-3-82.

Mike Reilly, the attorney hired by our insurer, The Aetna Casualty and Surety Company, has requested several items of information to assist him in preparing our defence of _____ claim. I have been able to provide him with some of the information he has requested; however, I would appreciate either one of you providing me with a written response to the following technical questions:

1. Attached is a copy of the hygienist's report. Since we do not use benzene in our paints, what could have caused the hygienist to find traces of it in the survey?
2. Why, and/or how, is ethyl benzene different from benzene itself?
3. I previously advised Mr. Reilly that if benzene was present in the alleged cancer causing products (Opex R7K84 and Polane F63) that it was there as a contaminant. He has asked us to elaborate on this point. In short, do we mean it was present in the product by mistake or was it a part of the component elements of other manufacturers' products?
4. Mr. Reilly has also requested the names of our suppliers of the following chemicals used in the manufacture of our above products.
(These chemicals were obtained from MSD sheets you provided me with earlier)

Mineral spirits
Butyl Acetate
Isopropyl Acetate
Methyl Ethyl Ketone
Z-Methoxyethanol
Toluene
Z-Ethoxyethyl Acetate
Ethyl Alcohol
Isopropyl Alcohol
Isobutyl Acetate
VM & P Naphtha
Ethyl Benzene
Aromatic Naphtha
Methanol
Acetone

Chromium VI (As Cr; in pigment)
Lead (as PB; in pigment)
Antimony (as SB in pigment)
Xylene
Lead Chromate (as CR)
Aliphatic hydrocarbons
Z-Butoxyethanol
Isobutyl Alcohol
Aliphatic Lacquer Dilvent
Chromatic (CR03) in pigment

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