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Asbestos Information Association

ASBESTOS INFORMATION ASSOCIATION/
NORTH AMERICA

Minutes of Board of Directors Meeting

December 14, 1972

The Williams Club, New York City

A meeting of the Board of Directors was held pursuant to notice on December 14, 1972 at 10 A.M. at The Williams Club, New York, New York. The following directors were present:

George Barge
A. E. Alpine (Proxy)
Martin Sendeki (Proxy)
A. R. Hooker
Paul I. Weiner, Esq.
F. J. Solon, Jr.
A. H. Fay
J. K. Whittaker
E. C. Bratt
J. H. Marsh
Kurt Schwarz
W. N. Johnson (Proxy)
Was Sauerland

Atlas Asbestos Company Ltd.
Certain-teed Products Company
Congoleum Industries, Inc.
The Flintkote Company
GAF Corporation
Johns-Manville Corporation
National Gypsum Company
Nicolet Industries, Inc.
H. K. Porter Company, Inc.
Raybestos-Manhattan
Supradur Corporation
Union Carbide Corporation
Jim Walter Corporation

Also present were E. M. Fenner and R. P. Carter, Esq., Johns-Manville; Frank Zimmerman, National Gypsum; C. N. Coddling, Jim Walter Corporation; M. M. Swetonic, Executive Secretary, AIA/NA; Katherine Buchman, AIA/NA; David Mallino, Government Research Company; Mike Isser, Cunningham & Walsh; and Bradley Walls, Burns, Van Kirk, Jube & Kafer.

Mr. Marsh, the President, presided, and Mr. Walls, the Secretary, kept the minutes. The minutes of the Board of Directors meeting held on September 14, 1972 were on motion duly made and seconded, unanimously approved as reproduced and distributed.

The Treasurer reported that the monthly bank statement had not been as yet received. A check with the books and with the bank indicates that we are within budget and that there are

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on hand \$32,825 in the checking account and a \$50,000 sixty-day note which comes due in mid-January, 1973. The Treasurer's report was approved as presented.

Environmental Control

Mr. Fenner summarized the preliminary report from LFE Environmental Analysis Laboratories Division entitled Statistical Evaluation for the Procedure of Counting Asbestos Fibers on Membrane Filters, a copy of which had been made available to each director. He interpreted the conclusions set forth in that study as indicating that the accuracy of the method is plus or minus 40% with a 95% confidence level.

Mr. Fenner reported that the final report is expected in approximately two weeks. It was the consensus of the Board that a study of microscope variation should be sponsored if the Environmental Control Sub-Committee believes it is important to do so.

It was also the consensus of the Board that gravimetric studies appear to be useless and there was no need to pursue work in that area.

Compliance Manual

Mr. Fenner reported that the Compliance Manual is about two-thirds completed and that the finished draft will be made available to all Directors as soon as possible.

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Coal Mine Asbestos Standard

Copies of the proposed rulemaking by the Bureau of Mines which would establish a two fiber asbestos dust standard in surface coal mine operations were distributed to the Directors, together with Mr. Swetonic's letter of December 6, which analyzes the proposed standard. Mr. Swetonic noted that it is essential members should make a record with the Bureau of opposition to this proposal. The standard proposed by the Bureau of Mines of two fibers is more strict than the OSHA standard. Mr. Swetonic stated that comments on behalf of AIA/NA will be prepared and submitted to the Bureau of Mines on or before December 22nd. Copies of these comments will be sent to all members.

Mr. Swetonic noted that a new asbestos mine standard of five fibers per cc should be forthcoming in the near future. It is essential that material should be developed for presentation at possible hearings on this standard.

Mr. Swetonic also noted that there is a movement in Washington to transfer mining health standard development and enforcement from the Bureau of Mines to OSHA.

EPA Asbestos Standard

Mr. Swetonic reported that a demolition standard, which had been eliminated from the draft proposals for the EPA asbestos emission regulations, has now been reinstated. It is expected that the final draft of the EPA asbestos standards will be issued by the middle of February 1973.

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Washington Round-Up

David Mallino of Government Research Company reported that 1973 will be an important year for labor contract negotiations. Compromise will be necessary if the unions are to adhere to voluntary wage controls. Otherwise, if the unions either strike or ignore the guidelines, the entire structure of Phase III will be destroyed.

It was Mr. Mallino's opinion that labor Secretary designate Brennan will have a difficult job convincing labor to hold the wage control line. One way of placating unions would be to take more active steps regarding occupational safety and health. It is apparent that the new Assistant Secretary of Labor for OSHA will have to be a man acceptable to the unions. There is considerable speculation as to Mr. Guenther's successor.

Mr. Mallino noted that an under secretary of labor must be named first. Thereafter, the Assistant Secretary will be named. It was his opinion that an active unionist (an anti-Nixon man) would not be eligible as under secretary. It is likely that a non-controversial type union leader or a professional bureaucrat would be appointed to that post. With respect to contract negotiations in 1973, it is expected the unions will use increased productivity figures to justify wage claims.

Lyon Conference

Dr. George W. Wright was unable to attend because of illness. However, he submitted a copy of a report of the Advisory Committee on Asbestos Cancers, which summarizes the information

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presented at the International Meeting in Lyon in October. The underlining in the report was done by Dr. Wright.

Chest Auscultation Study

This proposal, submitted by Dr. Murphy at the request of Dr. Wright, was distributed to the members. It was requested that each member consult with his medical advisor and be prepared to make a recommendation at the next meeting.

Epidemiological Study of Chrysotile Asbestos Plant

Dr. Wright has, for a long time, been looking for a plant using nothing but Chrysotile Asbestos. Mr. Whittaker suggested that Nicolet's Norristown plant be used for this study. It has been in operation for nearly 100 years and medical records from 1934 on are complete. The number of employees involved, however, (150 to 200) may not be sufficient to provide the basis for a satisfactory study. The smallest cohort used by Dr. Selikoff was 650. Dr. McDonald's study of Chrysotile mines included 10,000. The subject will be discussed further with Dr. Wright.

Radio & TV Guidelines

Mr. Swetonic commented briefly on the radio and TV guidelines which had been distributed previously. It was agreed these guidelines should be followed in order to avoid the unfortunate experience suffered by Johns-Manville when taped interviews were edited greatly to the disadvantage of the company.

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Report Series on OSHA

A copy of the November 27 issue was distributed. This is one of the few favorable articles published recently and was accomplished with the cooperation of Mr. Swetonic. Additional copies are available.

Asbestos Magazine

AIA/NA will take a full page ad in an upcoming issue. This should be helpful in our campaign to attract new members. The magazine has also agreed to run quarterly reports written by Mr. Swetonic on developments in the asbestos-health area.

Cunningham & Walsh Activities

Mr. Mike Isser of Cunningham & Walsh described his activities to date. A full package of new position papers will be delivered to Mr. Swetonic before the end of the year.

Employee Safety & Health Guide

Mr. F. Zimmerman of National Gypsum objected to publication of the Employee Safety and Health Guide on the grounds that it would attract compensation cases. It was agreed that the outline would go back to Mr. Swetonic for revision.

AIA/NA Brief for IUD-OSHA Law Suit

It was agreed to submit the third draft of the AIA/NA brief prepared by AIA legal counsel to Mr. L. Field of Kansas City for review. Attorney Field is recognized as the leading authority in asbestos compensation cases.

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Industry Affairs

In September Mr. Swetonic asked all members to submit to him information concerning customer problems in order that we might identify the areas of greatest concern. There was very little response to this request. For this reason the President polled each member at the Directors' meeting to try to determine what the problems are. Replies were mixed. However, the area of greatest concern seemed to be the possibility of engineering asbestos out of many applications where suitable substitutes could be found. Part of the Cunningham & Walsh program will be addressed to this very question by emphasizing the essential uses of asbestos.

Mr. Solon reported on a joint AIA/NA-QAMA meeting. He reported that the QAMA people were quite astonished at the depth and scope of AIA's activities and he is hopeful that there will be further meetings to encourage cooperation between the two associations.

Mr. Whittaker agreed to be chairman of a revitalized Membership Committee. The opinion was also expressed that the mining companies ought to make more significant contributions.

Compiled from the notes of
Bradley M. Walls, John H. Marsh
and Matthew M. Swetonic

Submitted by Matthew M. Swetonic,
Executive Secretary

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ATTENDEES
ASBESTOS INFORMATION ASSOCIATION/NORTH AMERICA
BOARD OF DIRECTORS MEETING
DECEMBER 14, 1972

RAYBESTOS-MANHATTAN

J. H. Marsh

H. K. PORTER

E. C. Bratt

ATLAS ASBESTOS COMPANY

George Barge

SUPRADUR MANUFACTURING CORP.

Kurt Schwartz

CERTAIN-TEED PRODUCTS CORP.

A. E. Alpine

UNION CARBIDE CORPORATION

W. N. Johnson

CONGOLEUM INDUSTRIES, INC.

Martin Sendeck

JIM WALTER CORPORATION

Wes Sauerland
C. N. Coddling

THE FLINTKOTE COMPANY

A. R. Hooker

ASBESTOS INFORMATION ASSOCIATION

M. M. Swetonic
Katherine Buchman

GAF CORPORATION

Paul Weiner

LEGAL COUNSEL

Bradley Walls
Gary Lachman

JOHNS-MANVILLE CORPORATION

F. J. Solon, Jr.
E. M. Fenner
R. P. Carter

ST. LUKE'S HOSPITAL

George W. Wright, M.D.

NATIONAL GYPSUM COMPANY

A. H. Fay
Frank Zimmerman

GOVERNMENT RESEARCH COMPANY

David Mallino

NICOLET INDUSTRIES, INC.

J. K. Whittaker

PUBLIC RELATIONS COUNSEL

Mike Isser

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ASBESTOS INFORMATION ASSOCIATION/NORTH AMERICA
MEMBER COMPANIES

American Asbestos Textile Corporation	- J. L. Rainey
Atlas Asbestos Company	- George Barge
Cassiar Asbestos Corporation, Ltd.	- J. D. Christian
Cement Asbestos Products Company	- S. D. Weaver
Certain-teed Products Corporation	- W. E. Gatewood
Congoleum Industries, Incorporated	- J. R. Stetson
The Flintkote Company	- A. R. Hooker
GAF Corporation	- Paul Weiner
Johns-Manville Corporation	- F. J. Solon, Jr.
Kentile Floors Incorporated	- C. A. Neumann
National Gypsum Company	- A. H. Fay
Nicolet Industries, Incorporated	- J. D. Whittaker
North American Asbestos Corporation	- C. G. Morgan
H. K. Porter Company, Incorporated	- E. C. Bratt
Raybestos-Manhattan	- J. H. Marsh
Supradur Manufacturing Corporation	- Kurt Schwarz
Union Carbide Corporation	- J. W. Rawlings
Uvalde Rock Asphalt Company	- H. Randolph Brown
Jim Walter Corporation	- Wes Sauerland

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ASBESTOS INFORMATION ASSOCIATION/NORTH AMERICA

Minutes of Annual Meeting of Members
September 14, 1972

The Harvard Club

New York, New York

The Annual Meeting of the members of the Asbestos Information Association/North America was held on September 14, 1972 at the Harvard Club, New York, New York. The following members were present by their indicated representatives:

American Asbestos Textile Corp.	J. L. Rainey
Atlas Asbestos Company	George Barge
Certain-teed Products Corp.	M. M. Svetonic (by proxy)
Congoleum Industries, Inc.	J. R. Stetson
The Flintkote Company	A. R. Hooker
GAF Corporation	Paul Wainer, Esq.
Johns-Manville Corporation	F. J. Solon, Jr.
Kentile Floors Incorporated	C. A. Neumann
National Gypsum Company	A. H. Fay
Nicolet Industries, Inc.	J. D. Whittaker
North American Asbestos Corp.	C. G. Morgan
H. K. Porter Company, Inc.	E. C. Bratt
Raybestos-Manhattan	J. H. Marsh
Supradur Manufacturing Corp.	Kurt Schwarz
Union Carbide Corporation	W. N. Johnson
Jim Walter Corporation	Wes Sauerland

Also present were: E. M. Fenner, Johns-Manville Corporation; James Armstrong, Bendix Corporation; P. J. Morgan, Union Carbide Corporation; Jack Steinberg and Mike Isser, Cunningham & Walsh, Incorporated; M. M. Svetonic, Executive Secretary AIA/NA; Bradley Walls and Martin Neville, Burns, Van Kirk, Jube & Kafer.

Mr. Fay, the President, presided over the meeting and Mr. Neville acted as secretary and kept the minutes thereof.

Mr. Fay expressed his appreciation to the members for their cooperation with the Association during the past year.

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Amendment to Article 2, Section 1 of By-Laws

Mr. Walls explained that the number of members of the Association had increased to nineteen so that under the present By-Laws, in which the number of members of the Board of Directors was limited to fifteen, several members were without representation on the Board.

Thereafter, a motion was made, seconded and unanimously approved, to amend the By-Laws, Article 2, Section 1 (first paragraph) to read as follows:

"The Property, affairs and business of the Association shall be managed by its Board of Directors consisting of one director representing each member company, each director shall be the designated representative of a member during his or her directorship."

Election of Board of Directors

Mr. Fay announced that nominees for the Board of Directors, were as follows:

J. L. Rainey	American Asbestos Textile Corporation
George Barge	Atlas Asbestos Company
J. D. Christian	Cassiar Asbestos Corporation, Ltd.
S. D. Weaver	Cement Asbestos Products Company
W. E. Gatewood	Certain-teed Products Corporation
J. R. Stetson	Congoleum Industries, Inc.
A. R. Hooker	The Flintkote Company
Paul Weiner	GAF Corporation
F. J. Solon, Jr.	Johns-Manville Corporation
C. A. Neumann	Kentile Floors Incorporated
A. H. Fay	National Gypsum Company
J. D. Whittaker	Nicolet Industries, Inc.
C. G. Morgan	North American Asbestos Corporation
E. C. Bratt	H. K. Porter Company, Inc.
J. H. Marsh	Raybestos-Manhattan

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Kurt Schwarz
J. W. Rawlings
H. Randolph Brown
Dayton Todd

Supradur Manufacturing Corporation
Union Carbide Corporation
Uvalde Rock Asphalt Company
Jim Walter Corporation

Upon the vote of the members, the nominees were elected as Directors to serve until the next Annual Meeting.

Report of Nomination Committee
and Election of Officers

Mr. Fay called for the report of the Nominating Committee appointed by the President and consisting of Mr. Solon, Chairman, Mr. Barge and Mr. Rainey.

Mr. Solon reported that the nominees selected by the Nomination Committee were:

John H. Marsh	-	President
A. H. Fay	-	Vice President
J. D. Whittaker	-	Vice President
Bradley Walls	-	Secretary/Treasurer
Matthew M. Swetonic	-	Executive Secretary

Upon motion duly made, seconded and unanimously carried, the nominees were elected as the Association's officers. Mr. Marsh then assumed the chair and presided over the remainder of the meeting. Mr. Marsh expressed to Mr. Fay the Association's thanks for his devoted and unstinting efforts as President during the last year.

Amendment to By-Laws,
Article 2, Section 3

Mr. Walls reported that the President had requested that

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the By-Laws be amended to specify the composition of the Executive Committee comprising the President, two Vice Presidents, the Secretary-Treasurer, the Executive Secretary and two directors designated by the President.

Following discussion, a motion was duly made, seconded and unanimously adopted to amend the By-Laws, Article 2, Section 3 to read as follows:

"The Board of Directors may, in its discretion, by the affirmative vote of the majority of the whole Board of Directors, appoint committees, including an Executive Committee, which shall have and may exercise such powers as may be conferred or authorized by the resolutions appointing them. The Executive Committee shall be composed of the President, two Vice Presidents, the Secretary-Treasurer, the Executive Secretary and two directors designated by the President. The majority of any such committee, if the committee is composed of more than two members, may determine its action and fix the time and place of its meetings, unless the Board of Directors shall otherwise provide. The Board of Directors shall have power at any time to fill vacancies in, to change the membership of, or to discharge any such committee."

Pursuant to adoption of the By-Law amendment, Mr. Marsh stated that the members of the Executive Committee were: John H. Marsh, President; A. H. Fay, Vice President; J. D. Whittaker, Vice President; Bradley Walls, Secretary-Treasurer; Matthew M. Swetonic, Executive Secretary; F. J. Solon, Jr., Director; and C. A. Neumann, Director.

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Financial Report

Mr. Swetonic presented the Financial Report of the Association for the period January 1, 1972 to August 31, 1972. A copy of that report is hereto attached and made a part of these minutes as Exhibit A. By unanimous vote the Financial Report was accepted.

Review of Proposed Expenditures
for Balance of 1972

Mr. Swetonic presented a statement of proposed expenditures for the balance of 1972 and a copy of that report is attached hereto and made a part of these minutes as Exhibit B.

The proposed expenditures, on motion duly made and seconded, were unanimously approved with the exception of item 12, a General Public Awareness Survey, which the members decided should be deferred to 1973.

Review of Proposed Budget for 1973

Mr. Swetonic presented a statement of the proposed budget for 1973 and a copy of that report is attached hereto and made a part of these minutes as Exhibit C. After discussion, on motion duly made, seconded and unanimously carried, the budget (Exhibit C) together with item 12 deferred from the 1972 budget, was adopted.

Assessment of Dues for 1973

The members approved an increase of .25 mils over the

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1972 assessment. It was decided that the first quarter assessment for 1973 would be based upon 1971 market value asbestos purchases and that the balance of the year would be based upon the 1972 figures.

On motion duly made, seconded and unanimously carried, it was resolved that dues for the calendar year 1973 be assessed each manufacturing member at the rate of 2.5 mills per dollar (market value) of asbestos purchased (freight excluded) with a minimum assessment for manufacturing members of \$2,000, and it was further resolved that the minimum assessment for non-manufacturing members for 1973 shall be \$2,000 per member.

Other Business

Following discussion, a motion was made, seconded and unanimously carried ratifying the actions of the past Board of Directors taken since the last annual meeting.

September 15, 1972

Martin J. Neville
Acting Secretary

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NOMINATING SUB-COMMITTEE

Chairman: F. J. Solon, Jr., Johns-Manville
Jack L. Rainey - American Asbestos Textile Corp.
George Barge - Atlas Asbestos Co.

NOMINEES

President: John H. Marsh - Raybestos-Manhattan

Vice President: J. K. Whittaker - Nicollet

Vice President: Al H. Fay, National Gypsum

Secretary/

Treasurer: Bradley Walls - Burns, Van Kirk, Jube &
Kafer

Executive

Secretary: Matthew M. Swetonic - AIA/NA

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ASBESTOS INFORMATION ASSOCIATION/NORTH AMERICA

Minutes of Board of Directors Meeting
September 14, 1972

The Harvard Club

New York, New York

A meeting of the Board of Directors was held pursuant to notice on September 14, 1972 at 1:00 P.M. at the Harvard Club, New York, New York. The following directors were present:

J. L. Rainey	American Asbestos Textile Corporation
George Barge	Atlas Asbestos Company
J. R. Stetson	Congoleum Industries, Inc.
A. R. Hooker	The Flintkote Company
Paul Weiner	GAF Corporation
F. J. Solon, Jr.	Johns-Manville Corporation
C. A. Neumann	Kentile Floors Incorporated
A. H. Fay	National Gypsum Company
J. D. Whittaker	Nicolet Industries, Inc.
C. G. Morgan	North American Asbestos Corporation
E. C. Bratt	H. K. Porter Company, Inc.
J. H. Marsh	Raybestos-Manhattan
Kurt Schwarz	Supradur Manufacturing Corporation
W. N. Johnson	Union Carbide Corporation
Wes Sauerland	Jim Walter Corporation

Also present were: E. M. Fenner, Johns-Manville Corporation; James Armstrong, Bendix Corporation; P. J. Morgan, Union Carbide Corporation; M. M. Swatonic, Executive Secretary AIA/NA; Bradley Walls and Martin Neville, Burns, Van Kirk, Jube & Kafer.

Mr. Fay, the President, presided over the meeting and Mr. Neville acted as secretary and kept the minutes thereof.

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IUD Petition

Bradley Walls discussed the filing of a petition on July 28 by the IUD (AFL-CIO) with the U. S. Court of Appeals for the District of Columbia challenging the OSHA asbestos standard. He stated the position that will probably be taken by the AIA/NA in a proposed "amicus" brief will be essentially that the present OSHA asbestos standard is fair, though neither industry nor labor was totally satisfied with the standard.

He stated, however, that the decision to file an amicus brief should await review of the IUD brief to determine if it would be in the Association's interest to go on record in the proceeding. Mr. Walls' understanding is that IUD must file its brief in support of its petition by October 18th at the latest. In the interim, he said he and Mr. Neville are proceeding to review the entire record and are preparing a motion for permission to file a brief.

Environmental Control Sub-Committee Report

Mr. Fenner stated that the sub-committee was currently engaged in four major projects:

1. Coordination with ANSI on preparation of a standard for industrial ventilation for asbestos using industries.

Mr. Fenner reported the development of the final standard is

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being delayed until promulgation of the EPA airborne emission standard, anticipated later this year.

2. OSHA compliance booklet. This is expected to be completed by the end of the year by C. L. Sheckler, AIA/NA Environmental Control Consultant.

3. Coordination with OSHA on its Committee To Review Asbestos Fiber Dust Level. He reported that appointments to the OSHA Committee had not yet been announced.

4. EPA Airborne Emission Standard. The target date for the EPA Standard is late October, however, promulgation may be delayed until December. A reduction in its scope to exclude mines, field fabrication and on-site units is anticipated.

Legal Sub-Committee Report

Paul Weiner reported that the formation of a legal sub-committee, composed of counsel for the members and some non-members, met with good response. He said replies received from a number of attorneys indicated they would attend the meeting of the sub-committee scheduled for September 27, 1972 at the AIA/NA Conference Room.

He stated the objectives of the subcommittee are to determine possible areas of cooperation between counsel in cases where several members are joined as defendants, for an exchange of information concerning legal strategy in such cases and to provide a forum for discussion of recent cases affecting manufacturers of asbestos products.

Executive Secretary's Report

a. Lyons Meeting

Matt Swetonic reported that several representatives of AIA/NA would attend the asbestos health meeting to be held in Lyons, France to obtain information on the most recent medical developments on asbestos health problems.

b. Asbestos in Injectable Drugs

Mr. Swetonic reported that a recent study by Dr. Selikoff found asbestos fibers in injectable drugs that Dr. Selikoff attributed to asbestos-containing microfilters used by drug manufacturers. A meeting will be held with representatives of filter manufacturers September 21 in the AIA/NA offices.

c. Warning Signs are being mailed to members.

d. Asbestos in Talc

Mr. Swetonic stated that the FDA has issued a proposed regulation banning the use of asbestos-containing talc as a food additive.

e. AIA/NA Interview on WBAI-FM

Mr. Swetonic has been requested to be interviewed on the asbestos health problem in connection with a radio program to be aired in New York on September 21, 1972. After discussion of safeguards and procedures to attempt to assure a fair and unbiased hearing and treatment, the Board authorized Mr. Swetonic to undertake the interview.

(NOTE: On September 18th, the Executive Committee, after further review, withdrew this authority.)

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Arthur D. Little "Impact Statement"

Several members expressed the view that the Arthur Little report, submitted to the Department of Labor, contained many factual errors. Members were requested to send correct information to Mr. Swetonic, who in turn will furnish the corrections to A. D. Little and to the Department of Labor.

September 15, 1972

Martin J. Neville
Acting Secretary

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