

For action (new asbestos PEL,
and information (AIA suit)

PLAINTIFF'S
EXHIBIT
DUP-2453

Environmental Note
November 9, 1983

SPR 11/14

All Departments
AIA Lawsuit Challenging OSHA Emergency Temporary
Standard on Asbestos

The Asbestos Information Association (AIA) has filed a lawsuit in the Fifth Circuit Court of Appeals challenging OSHA's issuance of an emergency temporary standard (ETS) on asbestos. As reported last week, the ETS lowers the permissible exposure limit (PEL) from 2 fibers/cc to 0.5 fibers/cc. The ETS was published in the Friday, November 4 Federal Register.

The AIA is composed of approximately fifty companies which manufacture, use, or mine asbestos. The Association has not determined whether it will seek a stay of the standard, but will make this decision by Tuesday, November 15. Ed Warren of Kirkland and Ellis is representing AIA.

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