NALCO CHEMICAL COMPANY
100 N. MICHIGAN AVENUE • CHICAGO, ILLINOIS 60601 • AREA 312-782-2035

July 23, 1971

Mr. Frank S. Bilton
Director of Purchases
Foseco, Inc.
P. O. Box 8728
Cleveland, Ohio 44135

Dear Mr. Bilton:

I have your June 25, 1971 letter in which you refer to the Williams-Steiger Act.

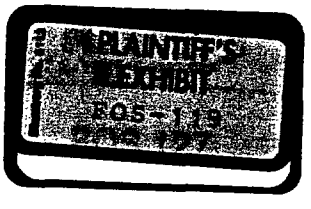
This Act authorizes the Secretary of Labor to promulgate or put into effect three types of standards, i.e. (1) interim standards, consisting of national concensus standards and established federal standards; (2) emergency temporary standards; and (3) permanent standards. In addition to these three types of standards, an employer is directed to furnish a place of employment free from "recognized hazards."

To date, only the first type of standards have been issued. These will be found in the Federal Register of May 29, 1971, Part II.

The interpretation of the Act as set forth in your letter does not coincide with the intent of the Act. No requirements are made wherein all chemicals and materials must be labeled or protective equipment be recommended. Nor does the Act imply that all employees be told what they are working with.

What the Act does intend is that upon promulgation of a permanent standard, said standard shall prescribe the use of labels or other appropriate forms of warning as are necessary to insure that employees are apprised of all hazards to which they are exposed, relevant symptoms and appropriate emergency treatment, and proper conditions and precautions of safe use or exposure. Also, where appropriate, such standards shall also prescribe suitable protective equipment and control or technological procedures to be used in connection with such hazards and shall provide for monitoring or measuring employee exposure at such locations and intervals, and in such manner as may be necessary for the protection of employees.

ADDRESS REPLY TO: 1010 FRONTAGE ROAD • NORTHBROOK, ILLINOIS 60062



PLAINTIFF'S EXHIBIT
FOS-119

The product used in your plant, Nalcolyte 610, is not considered to be a toxic material and does not possess any significant hazard to the user. Of course, good handling practice and housekeeping are essential.

If I may be of further assistance to you, please do not hesitate to contact me.

Very truly yours,

Claude H. Wolf
Supervisor, Regulatory Activities

CHW:AR