APR 28 1975

Monsanto

FROM (NAME & LOCATION): Lloyd D. Shand - Washington, D. C.

DATE: April 23, 1975 cc: K. W. Easley

SUBJECT: EPA Toxic Pollutant Regulations

REFERENCE:

TO: W. B. Papageorge
BIND

I attended the SOCMA meeting today that is described in the attached memo from SOCMA.

There were 28 people present and the meeting was run by Ron Lang and George Dominguez. The attendees were from the chemical companies -- Allied, Du Pont, Hercules, etc., plus several trade association representatives -- Chamber of Commerce, American Mining Congress, and API, plus two men from Cleary, Gottlieb, Steen & Hamilton.

The purpose of the meeting was as discussed in the attached memo and more definitely to establish a coordinator (both company and individual) for each of the nine substances for which toxic pollutant standards are to be established. I agreed to Monsanto being the coordinator for "PCB's" and am assuming that the Monsanto individual would be you.

The responsibility of the coordinator is primarily to serve as the contact point to whom inquiries can be referred. The way this will work is that SOCMA will notify all companies as to the indentity of the coordinators; and then if anyone should have a particular question or piece of information, they will direct it to the coordinator. Insofar as PCB's are concerned, my assumption is that there will be little activity because the problem is so centered on Monsanto rather than broadly on the chemical industry.

In addition, the nine coordinators will be asked to function as a steering committee to coordinate the activities across all nine substances. This will mean identifying the experts who would be called upon to testify at the proper time, compiling pertinent information, etc.

The Chamber of Commerce, through Gary Knight, Associate Director, Natural Resources, Environment, and Energy Section, have volunteered to serve as a staff for the steering committee to provide meeting space and any other services required.

I guess the next thing that will happen will be that you will hear directly from Ron Lang.

Lloyd D. Shand

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For EC Meeting

MAY 1 1975

1. ~~[illegible]~~ return to
2. L. D.S.

socma SYNTHETIC ORGANIC CHEMICAL MANUFACTURERS ASSOCIATION

1075 CENTRAL PARK AVENUE, SCARSDALE, N.Y. 10583 • (914) 725-1492

April 8, 1975

TO: OFFICIAL REPRESENTATIVES
BOARD OF GOVERNORS
ENVIRONMENTAL LIST

EPA TOXIC POLLUTANT REGULATIONS

Gentlemen:

The 1972 Water Pollution Control Act amendments require the Environmental Protection Agency to establish standards with respect to so-called toxic pollutants (the 307a regulations). In December 1973, EPA published its initial proposed toxic pollutants standards covering nine substances including the following:

1. Aldrin, Dieldrin; Condenta Shell
2. Benzidine and its salts; — SOCMA
3. Cadmium and all cadmium compounds; — Bohnstamm & Co. -
4. Cyanide and all cyanide compounds; — API
5. DDD, DDE and DDT; - Montrose(?)
6. Endrin; [illegible]
7. Mercury and mercury compounds; American Mining Congress ~~[illegible]~~
8. PCB's; - Monsanto
9. Toxaphene - Hercules

Public hearings were held last Spring before an Administrative Law Judge and a number of companies and associations filed objections to the proposed standards. Extensive cross examination of EPA witnesses at these hearings revealed a number of serious deficiencies in their methodology and, late in August, the standards were withdrawn.

EPA is now moving ahead with plans to republish these standards. Their timetable seems to call for publication of an advance notice sometime within the next two months, to be followed by a complicated technical symposium, a notice of proposed rule making this summer with formal (on the record) hearings shortly thereafter and the publication of final standards by the end of this year. This timetable could be further compressed by a recent law suit, Environmental Defense Fund, Inc. v. Train filed in the Federal District Court in Washington in February alleging that EPA has failed to comply with the statuatory deadline for publication of final toxic pollutants standards.

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These standards are extremely important for every chemical company, even if they do not manufacture or use any of the chemicals on the initial list of nine. As soon as EPA has completed final regulations on these nine, they are expected to move ahead with similar regulations for a list of another 22 suspected toxic pollutants and there are hundreds more waiting in the wings. It is clearly none-too-soon for industry to begin work in assembling the strongest possible affirmative case in opposition to objectionable aspects of EPA's standards. The required preparation will include not only written comments and informal presentations at the EPA symposium, but also written direct testimony by expert witnesses and cross examination of EPA scientists at the lengthy, trial type hearings to be held later in the year. Accordingly, early coordination and planning is necessary to produce the best possible presentation at the lowest cost to all.

To this end, a meeting has been scheduled at the Washington Hilton Hotel on Wednesday, April 23rd, beginning at 10:00 a.m. and ending about 12:30 p.m. All concerned industry associations and company representatives are welcome at this meeting. The principal objective of the meeting will be to review present developments in connection with the toxic pollutant regulations and, more importantly, to establish coordinators with primary responsibility for the formulation and presentation of industry views on each of the nine substances.

Please return the form below indicating your plans to attend this important meeting. Also, please feel free to invite representatives of other interested associations or companies to attend. It would be appreciated if they would return a copy of this form or let me know by phone so we have some idea of the size of the group. If you have any questions, please let me know.

Sincerely,

Ronald A. Lang

Ronald A. Lang
Executive Secretary

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