

HUKILL CHEMICAL CORPORATION

7013 KIRK ROAD

BEDFORD, OHIO 44146

July 8, 1971

115/732-0000

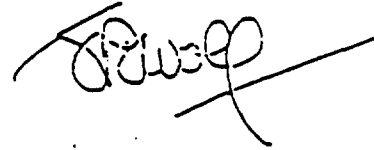
Mr. Frank S. Bilton, Director of Purchases
FOSECO, Inc.
P.O. Box 8723
Cleveland, Ohio 44135

Dear Mr. Bilton:

In the interest of supplying the information requested in your letter of June 25th, 1971 we have checked with the United States Department of Labor and have been advised that the labelling requirements as required by The Williams-Steiger Occupational Safety and Health Act of 1970 have not been published as yet.

This is to advise you that as soon as this information is available we will change our labels to comply with this law and advise you accordingly.

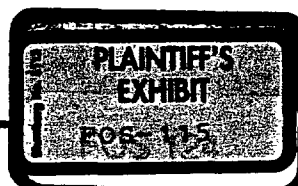
Cordially,



LBWolf/pm

FOS-00-0000001063

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E. I. DU PONT DE NEMOURS & COMPANY
WILMINGTON, DELAWARE 19698

PIGMENTS DEPARTMENT
CABLE ADDRESS "PIGMENTS" WILMONT

July 9, 1971

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

Dear Mr. Bilton:

This is in answer to your letter of June 25 requesting our confirmation that all materials sold to you will, by August 27, 1971, be labeled so as to conform with the Williams-Steiger Occupational Safety and Health Act of 1970. You stated that said Act requires that all chemicals and materials be labeled to indicate the precautions and safety equipment required, symptoms of possible illness, and composition.

I presume you refer to Section 6 of the Act, codified as 29 U.S.C. 655, which empowers the Secretary of Labor to promulgate occupational safety and health standards. Subsection (b) (7) of Section 6 provides that:

"Any standard promulgated under this subsection shall prescribe the use of labels or other appropriate forms of warning as are necessary to ensure 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."

As the subsection makes clear, special labeling is not required for a product unless the Secretary of Labor promulgates a standard imposing such labeling. To date, no standard has been issued which requires such labeling for the several pigments which we sell to you.

We are pleased to include a list of the general practices and precautions that we follow in our manufacturing units when handling the pigment colors you purchase.

We trust that this will answer your questions on handling pigments.

Cordially yours,

P. Dean Graham, Jr.
P. Dean Graham, Jr.

Technical Manager-Pigment Colors

PDG:MW

ENCLOSURE

NEED THINGS FOR BETTER LIVING... THROUGH CHEMISTRY

FOS-00-0000001064

0959

 Acheson

Acheson
Colloids
Company
Port Huron, Michigan 48060
Telephone 313 934-5531
Teletype 310-731-5245
Division of Acheson Industries, Inc.

15 July 1971

Fosco Incorporated
P.O. Box 8728
Cleveland, Ohio 44135

Attn: Mr. Frank S. Bilton
Director of Purchases

Gentlemen:

The Williams-Steiger Occupational Safety Act of 1970 requires the Secretary of Labor to promulgate standards dealing with toxic materials or harmful physical agents so that no employee will suffer material impairment of health or functional capacity even if such employee has regular exposure to the hazard dealt with by such standard for the period of his working life. The Act further stipulates that any standard so promulgated shall prescribe the use of labels or other appropriate forms of warning as are necessary to ensure 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. 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 intervals, and in such manner as be necessary for the protection of employees.

At the present time, standards exist for a limited number of chemicals only.

At the current moment you purchase from us one proprietary product with the trade name of Prodag. None of the ingredients in Prodag are currently covered under any known standard thus far promulgated by the Secretary of Labor.

Also, Canada • United Kingdom • Netherlands • W. Germany • Italy • Australia • Japan


FOS-00-0000001065

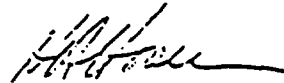
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Foseco Incorporated
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15 July 1971

The only chemical contained in Prodag which has been subject to study by the American Conference of Governmental Industrial Hygienists and for which a threshold limit value has been recommended is ammonia, which is used in the product in small amounts. According to the recommendations of this conference, a threshold limit value for ammonia has been established at 50 parts per million. This represents the concentration in air which is believed nearly all workers may be repeatedly exposed, day after day, without adverse affect. Good practice is to control exposures below the TLV. At the concentrations of ammonia present in Prodag, we do not believe you will encounter any difficulties with air concentrations of ammonia exceeding the threshold limit values under any normal or sensible working conditions. Consequently, we believe we will be in compliance with the Occupational Safety Act with our current label.

Very truly yours,



H.A. Hoover
General Manager

HAH:bfn

FOS-00-0000001066

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WHITTAKER, CLARK & DANIELS, INC.

(201) 581-6100

1000 COOLIDGE STREET

SOUTH PLAINFIELD, N.J. 07080

July 20, 1971

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

Dear Mr. Bilton:

This will acknowledge receipt of your letter to us of July 7, 1971, concerning the Occupational Safety and Health Act, we have reviewed this with our Washington attorney and he advises as follows.

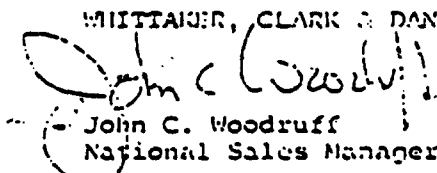
There is no provision in the O.S.H.A. or its implementing regulations which requires labels such as you described.

The O.S.H.A. was passed December 29, 1970 and became effective April 28, 1971. It impowers the Secretary of Labor to promulgate safety and health standards for all industries in the United States. These standards, when promulgated, are applicable to every employer in the industry, if his output "affects commerce." We are advised this is aimed mainly at, what we call, "hazardous materials." There are not, at this time, specific standards for the chemical manufacturers.

In that our products do not come under the general heading of "hazardous materials", we feel this regulation does not apply to our area of commerce. We are in touch with these things as they develop and should there be any significant changes, we will certainly advise you of same.

Sincerely yours,

WHITTAKER, CLARK & DANIELS, INC.


John C. Woodruff
National Sales Manager

JCW:jr
cc: Palmer Supplies Company
Cleveland, Ohio

UNRECORDED - MANUFACTURERS - STOCKS

FDS-00-0000001067

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