

LAW OFFICES
KELLER AND HECKMAN

1150 17TH STREET, N.W.
SUITE 1000
WASHINGTON, D.C. 20036
—
(202) 956-5600

February 8, 1990

JOSEPH E. KELLER
JEROME H. HECKMAN
WILLIAM H. BORGHESE, JR.
MALCOLM D. MACARTHUR
WAYNE V. BLACK
TERRENCE D. JONES
MARTIN W. BERCOVICI
JOHN S. ELDRED
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MARY MARTHA MCNAMARA
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MARK FOX EVENS
JOHN S. RICHARDS
JOHN S. DUBECK
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CHRISTINE M. GILL
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SHIRLEY S. FUJIMOTO
LAWRENCE P. HALPRIN
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C. DOUGLAS JARRETT

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S. CRAIG TAUTFEST
MARK A. SIEVERS
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CATHERINE N. ROEMER
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JEFFREY S. KERR
KRIS ANNE MONTEITH
ELLIOT BELILO
SHANNON L. DENMAN
SUSAN E. FOX*
MARK L. ITZKOFF
EDWIN C. MOURE*
MARC BERENJA
JUSTIN P. MCCARTHY
KENNETH A. OLSEN
JEFFREY S. LANG*

*NOT ADMITTED IN D.C.

SCIENTIFIC STAFF
DANIEL S. DIXLER, PH. D.
CHARLES V. BREDER, PH. D.
ROBERT A. MATHEWS, PH. D.
JOHN P. MODDERMAN, PH. D.
HOLLY HUTWIRE FOLEY
JUSTIN C. POWELL, PH. D.

TELECOMMUNICATIONS
ENGINEER
CHARLES F. TURNER

TELEX
49 89551

TELECOPIER
(202) 956-7662

CABLE ADDRESS "KELMAN"

WRITER'S DIRECT DIAL NUMBER

(202) 956-5641

VIA FACSIMILE

Mr. Joseph C. Ledvina
Vista Chemical Company
900 Threadneedle Street
Houston, Texas 77079

Re: FDA Status of PVC Resins Manufactured with BUS 80

Dear Joe:

In your facsimile letter of February 2, 1990, you requested our opinion on the Food and Drug Administration (FDA) status of polyvinyl chloride (PVC) resins manufactured with the use of a production aid, known as Build Up Suppressant (BUS) 80. BUS 80 is not intended to be present in the finished food contact article, but the PVC resins may contain trace amounts of BUS 80 as a result of the manufacturing process. Vista has, therefore, performed extraction studies to determine what, if any, residual levels of BUS 80 may be present in its finished PVC resins. These extraction studies indicate that BUS 80 is not present in resin samples at a level of 50 parts per billion. Based on this information, if appropriate extraction studies were conducted on food contact articles prepared from this resin, and assuming 100% of migration of the BUS 80, it would not be detected in food simulating solvents at an analytical method sensitive to 50 ppb. Hence, BUS 80 is not reasonably expected to become a component of food, and is therefore, not a food additive.

Thus, it is our opinion that Vista's PVC resins, otherwise complying with the Food Additive Regulations, may properly be used in contact with foods without regard to the use of BUS 80 as a production aid in the manner described, and that such use of the resins may be said to comply with the

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Mr. Joseph C. Ledvina
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Federal Food, Drug and Cosmetic Act and the Food Additive Regulations. We will provide you with a more detailed longer letter within the next few days explaining the basis for our opinion.

We trust that, for the present, this letter is responsive to your request for our opinion on the FDA status of Vista's PVC resins. Should you have any questions, however, or if we can assist you in any other way, please do not hesitate to let us know.

Cordially yours,



Peter L. de la Cruz

UEV-145118

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1150 L STREET, N.W.
SUITE 1000
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JOSEPH E. KELLER
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TELECOMMUNICATIONS
ENGINEER
CHARLES F. TURNER

TELEFAX
40 8535

TELECOPIER
800 286-7888

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WIRELESS DIRECT DIAL NUMBER

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VEV-145131