

TO Distribution AT DATE March 2, 1977
FROM F. X. Ritter AT COPY TO
SUBJECT EDF vs. Train Suit

Attached is the latest correspondence from Keller & Heckman re the EDF vs. Train Suit. The important thing to note is that the Department of Justice, EPA and EDF have apparently negotiated a settlement of the suit and are filing a motion to dismiss the suit without prejudice. The basis of this is that the above parties have, apparently, reached a settlement in terms of a renegotiation of the Standard. The most important feature presently believed to be in this settlement is that the existing VCM Standard would be lowered from the present 10 ppm to 5 ppm within three years from the date of promulgation. The goal of EDF is to have another standard promulgated by the end of this year.

Gordie Rozand will discuss with Engineering the implication of such a change immediately. He will also contact other members of the PVC Producers Technical Committee to get their latest input.

F. X. Ritter
F. X. Ritter

FXR:md

Attachment

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February 25, 1977

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202-457-1110

To: VCM/PVC Producers Group
VCM/PVC EPA Technical Committee
Attendees at October 26, 1976 Meeting

Re: SPI-VCM/PVC --EDF v. Train

Gentlemen:

The purpose of this letter is to inform you about the current status of the above-referenced case, and also to provide you with copies of two news articles of interest.

The enclosures attached hereto, which we consider fully self-explanatory, are as follows:

- (1) A copy of a February 11, 1977 letter from Gary Baise to Don Fowler by means of which Mr. Baise confirmed in writing his requests that SPI be permitted to participate in the ongoing Environmental Defense Fund-Environmental Protection Agency "settlement negotiations" in the above-referenced case.
- (2) A copy of a February 22, 1977 letter from Al Beveridge to us in which he discusses the apparent nature of a possible settlement proposal and its timing vis-a-vis the progress of the case proper.
- (3) A copy of a Washington Post article by Gershon Fishbein relative to finding substitutes for hazardous substances, a concept which seems to be getting more attention from the press.
- (4) A copy of an article from the Newark, New Jersey Star-Ledger which is something of an update on the situation in New Jersey where the Legislature is considering an all-encompassing ban on "cancer-causing agents."

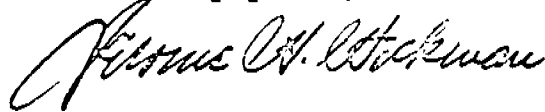
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(5) A February 24, 1977 report from Gary Baise in which he explains the latest settlement negotiation maneuvering--which could lead to a stipulated dismissal of the EDF lawsuit--and the details about the cancellation by Dr. Maltoni of a visit scheduled by Environmental Protection Agency officials.

Although we do believe the listed and enclosed documents to be self-explanatory, should you have any questions or comments about any of the material, or about any aspect of this case, please do not hesitate to contact us.

Cordially yours,

A handwritten signature in cursive script, appearing to read "Thomas W. Stockman".

Enclosures