DATE 1979 November 07

PLAINTIFF'S EXHIBIT AL-1543

ALUMINUM COMPANY OF AMERICA

ENVIRONMENTAL HEATH LABORATORY/INDUSTRIAL HYGIENE DEPARTMENT

PLANT VISIT REPORT

PLANT Massena Operations DATE 79/11/01-02

MADE BY Michael J. Vaudreuil

PLANT CONTACT(S) R. K. Morrow, G. D. Hicks, D. W. Murphy, Dr. M. J. Elder

PURPOSE ~~OSHA Closing Conference~~

OSHA conducted an industrial hygiene inspection of Massena Operations in July of this year. Due to the normal delays in the OSHA Analytical Lab, the closing conference could not be held until now.

On Thursday, November 01, the compliance officers ~~requested a number of employee medical records~~. The information was to be used to substantiate alleged employee exposures. We ~~refused~~ their request, on the basis of privacy of medical records, and the doctor-patient relationship. This argument was not acceptable to the inspectors who cited 1910.20; a regulation giving OSHA access to medical records.

A ~~new position~~ was taken after consultation with Earl Rumberger and the Pittsburgh Legal Department. It was decided that O~~SHA should submit a written request for records, delineating the specific items required, and the reasons for the request. Employees' names and social security numbers would be removed~~ from all information supplied to OSHA.

The OSHA inspectors agreed to the terms of the proposal. They would prepare a request upon return to their office, the following week.

The closing conference (discussion of apparent violations) was held on Friday, November 02. OSHA was unwilling to provide a complete summary of its sampling results. A written request to the Area Director will be required to obtain the figures. Time-weighted average calculations will not be made available.

Without the benefit of the figures, we informed the OSHA representatives that we could not conduct a meaningful discussion of abatement dates.

The inspectors reported that [redacted] would be issued for the following items:

paid dropped dropped issued

a. CTPV's: pitch unloading, furnacemen and pot repairmen
accepted b. Fluorides: bath crusher, 173 bag replacement, P-75 TCC's and cranemen
c. Total Dust: bath crusher, P-75 TCC's
dropped accepted d. Heat Stress: P-75 crane operators (5(a)(1) based on NIOSH Criteria Document)
e. Noise: butt stripping, butt cleaning, sand molding, grinding
no mainte shop - contract - f. ? Asbestos: inadequate medical surveillance for the only employee exposed to more than 0.1 fibers/cc TWA
g. ? Respiratory Protection: the program was judged inadequate in a number of areas
h. Eye Protection: lack of cup-type side shields for machining operations

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The writer will return to Massena during the week of November 12 to perform additional sampling and to help develop an action plan to deal with the impending citations.

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