

LAW OFFICES
BEVERIDGE, FAIRBANKS & DIAMOND

ONE FARRAGUT SQUARE SOUTH
WASHINGTON, D. C. 20006

TELEPHONE
(202) 638-7800

RICHARD M. FAIRBANKS, III
ALBERT J. BEVERIDGE, III
HENRY L. DIAMOND
GARY H. BAISE
A. JAMES BARNES
HAROLD HIMMELMAN
CHRISTOPHER H. BUCKLEY, JR.
KEVIN M. FOLEY
JONATHAN Z. CANNON
ANDREW E. MISHKIN
CHARLES A. PATRIZIA
SCOTT W. BOWEN
CATHERINE M. DUNLAP *

* NOT MEMBER OF D. C. BAR

CARL EARDLEY
ELLIOTT GOLDSTEIN
OF COUNSEL

CABLE ADDRESS
"INDLAW"

February 8, 1978

BY HAND

Joseph E. Hadley, Jr., Esquire
Keller & Heckman
Suite 1000
1150 Seventeenth Street, N.W.
Washington, D.C. 20036

Dear Joe:

As I advised you a few days ago, I have been engaged in preliminary discussions with EPA's Division of Stationary Source Enforcement (DSSE) relative to the Division's plans for enforcement of the national emission standard for vinyl chloride upon the expiration of the two-year waiver period on October 21, 1978. I have recently had an exchange of correspondence with Richard Biondi of DSSE on this matter. Copies are enclosed for circulation to the PVC Safety Group.

As I told you when we last spoke, we are working on a memorandum which will fully set forth the tools available to EPA for enforcing Section 112 standards under the Clean Air Act. Among other things, the memorandum will discuss the important new authority given to EPA by the Clean Air Act Amendments of 1977, namely, Section 120 relating to assessment of non-compliance penalties.

If you have any questions, please let me know.

Sincerely yours,



Harold Himmelman

HH:cl

Enclosures (2)

SCC
5-1841