

**PLAINTIFF'S
EXHIBIT**

ECC-11

JUN 10 1988

U. S. DEPARTMENT OF LABOR
CERTIFIED NO. P 814-967-320
RETURN RECEIPT REQUESTED

June 7, 1988

Occupational Safety and Health Administration
Dallas Area Office - Central Place
1425 West Pioneer Drive, Suite 230
Irving, Texas 75061-7181 Metro: 251-1786
Reply to the Attention of: 72159460

Mr. T. H. Hethery, Pres.
Texas Eastman Company
Box 7444
Longview, TX 75607

Dear Mr. Hethery:

On 5/17/88, the Occupational Safety and Health Administration (OSHA) received a notice of (safety and/or health) hazards at your worksite.

The specific nature of the alleged hazards is as follows:

1. 29 CFR 1910.1001: In operations employees are, and have been in the past, exposed to asbestos fibers in pipe insulation works without being fully protected from such exposures.

We have not determined whether the hazards, as alleged, exist at your workplace; and we do not intend to conduct an inspection at this time. However, since allegations of violations have been made, you are requested to investigate the alleged conditions and make any necessary corrections or modifications. Please advise me in writing by July 7, 1988 your investigation. Please provide any supporting documentation of your findings, including any applicable measurements or monitoring results, and photographs which you believe would be helpful, as well as a description of any corrective action you have taken or are in the process of taking, including photographs of the corrected condition.

The complainant involved has been advised of this preliminary response to the complaint of hazards and has been furnished a copy of this letter. Section 11(c) of the Occupational Safety and Health Act of 1970 provides that "No person shall discharge or in any manner discriminate against any employee because such employee has filed any complaint ... or because of the exercise by such employee on behalf of himself or others of any right afforded by this Act."

This letter is not a citation or a notification of proposed penalty which, according to the OSH Act, may be issued only after an inspection or investigation of the workplace. If we do not receive a response from you within 30 calendar days or less indicating that appropriate action has been taken or that no hazard exists and why, an inspection may be conducted.

Please note, however, that OSHA selects for inspection a random sample of cases where we have received letters in which employers have indicated satisfactory corrective action. This policy has been established to ensure that employers have actually taken the action asserted in their letters.

Finally, any action taken by you in this matter will not automatically remove your workplace from the possibility of an unannounced inspection by duly authorized representatives of OSHA in accordance with routine scheduling procedures currently in effect.

In addition to its function of inspecting workplaces, the OSHA Area Office has been expanded to become a full service resource center, offering a wide range of safety and health related services in response to the needs of the working public, both employers and employees. These services include training and education, consultation, voluntary compliance programs and assistance in correcting hazards.

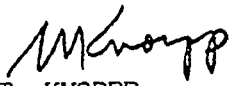
Your State offers OSHA consultation services, without charge, to assist you in resolving any occupational safety or health issue which you may face. To request the services, call or write your State consultation project at the following address:

Division of Occupational Safety
Texas Department of Health
1100 West 49th Street
Austin, TX 78756
(512) 458-7287

You are requested to post a copy of this letter and your response to it where it will be readily accessible for review by all of your employees.

If you have any questions concerning this matter, please contact the Area Office at the address in the letterhead. Your personal support and interest in the safety and health of your employees is appreciated.

Respectfully,



J. T. KNORPP
Area Director
Dallas Area Office