GRACE Policy and Organization Guide

PLAINTIFF'S EXHIBIT WRG-822

Subject:	Policy no.	Page
Asbestos-Containing Materials in Grace Premises	422	1 of 6
	Date approved: July 14, 1989	Approved:

PURPOSE: To ensure full compliance with all laws, regulations and court orders concerning asbestos-containing materials ("ACM") in buildings, and to ensure that all necessary and proper actions are taken to maintain Grace premises as healthful working environments for occupants and visitors.

SCOPE: W. R. Grace & Co. and, to the extent outlined in Policy No. 504, its subsidiaries.

STATEMENT OF POLICY: ACM in buildings, if in good condition, presents no health hazard to building occupants. The U.S. Environmental Protection Agency has reported that the mere presence of asbestos in buildings does not pose a health hazard. Accordingly, it is the policy of W. R. Grace & Co. to ensure that all relevant factors are considered and evaluated before abating, removing or otherwise intentionally disturbing ACM in buildings owned or leased by Grace or sold or leased by Grace to others ("Grace Premises"), and not to remove such ACM unless unique circumstances require such action to be taken. The Office of Environmental Policy ("OEP") has been charged with the responsibility of approving and coordinating all actions taken with respect to ACM in Grace Premises.

PROCEDURES AND IMPLEMENTATION: The following actions are not to be taken without the prior approval of OEP:

a. abatement, removal or intentional activities causing physical disturbance of any type of ACM in Grace Premises;

b. demolition or substantial renovation of any portion of Grace Premises in which ACM exists.

In order to obtain this approval, the information listed below under "Asbestos Action Notification Information" (whether on an official OEP form designed for this purpose or otherwise) should be sent or telecopied to the Office of Environmental Policy at Grace Headquarters, attention: Robert H. Beber (facsimile numbers 212-819-6075/6229/6876/6877). Additional information, such as photographs showing present conditions, are encouraged to be sent as well.

The requirement of prior approval by OEP is irrespective of the provisions of any laws or regulations affecting ACM at a given location.

In certain instances, it may not be possible to determine whether building materials contain asbestos without extensive laboratory testing. For purposes of this policy, the following building materials, **if installed before 1974**, should be assumed to contain asbestos unless evidence to the contrary exists:

a. Fireproofing
b. Boiler insulation
c. Pipe insulation
d. Corrugated siding
e. Roofing shingles
f. Ceiling plaster
g. Ceiling tiles
h. Floor tiles
i. Wallboard

Emergency Situations

Disturbance of ACM in emergency situations outside normal business hours may proceed without prior OEP permission, providing the information shown below is sent to OEP by facsimile the next business day. In this context, an "emergency" situation is one which involves:

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1. A boiler or related piping malfunction which cannot be bypassed and, unless repairs are made immediately, will require the shutdown of the plant, the boiler system or a major feed line, or
2. another situation in which delay of repairs until normal business hours may result in loss of life, or serious bodily injury or property loss.

Repairs not meeting these criteria should be delayed until OEP can be contacted for approval.

Recording of Actions Taken with Respect to ACM

In order to comply with various court orders, a complete record of all actions taken in Grace Premises with respect to ACM must be maintained by OEP. Upon issuance of this policy, the information shown below must be submitted regarding all known ACM actions previously taken, as well as in advance of every future proposed ACM action.

Other OEP Assistance

In situations where removal, abatement or other disturbance of ACM is necessary, OEP will provide legal advice concerning applicable laws and regulations, the responsibilities of Grace personnel during such work and the contractual provisions advisable for governing such work; and technical advice concerning the choice of contractors, etc.

Transactions Involving Real Estate in which ACM is Known to or Might Exist

Prior to any purchase, sale or lease transaction that involves premises in which ACM is known to or might exist, OEP's advice and approval should be obtained as to:

a. applicable laws and regulations concerning ACM;

b. determination of any inspection, testing, abatement or removal of ACM to be performed before or after the transaction; and

c. appropriate contractual arrangements.

OEP is responsible for coordination of legal advice from the Legal Services Group, Group or division legal staffs and outside counsel with respect to ACM-related issues in real estate transactions.

Responsibility

It is of the utmost importance that every Grace location worldwide be aware of and strictly abide by this policy. It is the responsibility of each Group, division and unit manager to ensure that the contents of this policy are known to all subordinates responsible for any Grace Premises.

(Asbestos Action Notification Information follows on next page)

Asbestos Action Notification Information

1. Date of notification
2. Group
3. Division
4. Facility involved
   a. name
   b. street address
   c. city
   d. county
   e. state
   f. country
   g. postal code
5. Facility Manager
   a. name
   b. business phone number
6. Primary Contact
   a. name
   b. business phone number
   c. facsimile phone number
7. Type of material—check all applicable:
   a. Fireproofing
   b. Boiler insulation
   c. Pipe insulation
   d. Corrugated siding
   e. Roofing shingles
   f. Ceiling plaster
   g. Ceiling tiles
   h. Floor tiles
   i. Wallboard
   j. Other _____
8. Location within facility
9. Approximate date of installation (if known)

10. Approximate quantity/extent of material
11. Present condition; description of inspection/testing to date
12. Action is (check one): not yet commenced, in progress, completed, not recommended
13. Description of scope and cost of action taken/planned to be taken
14. Date(s) action taken/planned to be taken
15. Reason(s) for action (check-off with added description):
    a. Product performance failure
    b. Quality/appearance deterioration
    c. Replacement of machinery
    d. Building demolition
    e. Renovation (ACM removal mandatory)
    f. Renovation (ACM removal optional)
    g. Emergency repair
16. Other evidence attached (e.g. photographs, inspection reports, test results, etc.)
17. Contractor(s) involved (name, address, phone, function of each)