FILE NAME: Kaiser Gypsum (KG)

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1161

INTER-OFFICE MEMORANDUM

TO: G. B. Kirk
AT: 1145 KB

DATE: September 28, 19

FROM: J. E. Toomey
2641 KB

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SUBJECT: Asbestos - Labeling Kaiser Cement Products

This memorandum deals with the labeling of the packages of Kaiser Gypsum Company, Inc., for its various gypsum products containing asbestos or other materials, that some sources have alleged to be injurious to health, and is written at the request of Jim Parker.

It is my recommendation that Kaiser Gypsum not apply caution or warning labels to any of its packages, except those containing asbestos, and as to them, caution labels should be applied to each package, which labels are to be printed in letters of sufficient size and contrast as to be readily visible and legible. The labels shall state:

> CAUTION
>
> Contains Asbestos Fibers
> Avoid Creating Dust
> Breathing Asbestos Dust May Cause
> Serious Bodily Harm

Immediately below the label but not necessarily in lettering of the same size, insert "Above label is in compliance with Federal Regulations relating to Occupational, Safety, and Health Standards, 29 CFR 1910.93a."

The reason for using the foregoing label only for asbestos-containing products is that they are the only gypsum products which Federal laws, at this time, require to be marked. The regulation went into effect July 7, 1972. Therefore, every effort should be made to immediately comply with it. The label should be applied by stencil, stamps, stickers, or whatever may be the most convenient means for prompt compliance.

It is recommended that no reference be made, or warning given, as to the effect of any other material marketed by Kaiser Gypsum or treatment given its products, such as mixing or

PLAINTIFF'S EXHIBIT 13
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PLTF 0302

sanding, because there are no existing Federal or State laws or regulations which require them* and there appears to be considerable confusion and disagreement as to their need, or whether or not any harmful effects result from such other material. Therefore, at this stage, to volunteer instructions may give rise to inferences, implications, constructions, the correctness of which is now in doubt, and the effect of which may be to add further to the confusion.

This memorandum does not deal with the use and handling of asbestos and other materials in gypsum manufacturing operations in our plants since our Safety, Medical, and IR organizations are involved with these matters.

JET:jh

* The above is based on a comprehensive investigation which Ernie and I have made. However, there is a proliferation of laws, rules, regulations, etc., issuing from governmental bodies at this time dealing with potentially harmful substances and the like. Therefore, if any of you now know, or later learn, of any requirement for applying warning or caution labels to our products, please advise me or Ernie Reddick.

PLTF 0303