Monsanto

LAW DEPARTMENT

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JUL 27 1988

July 25, 1988

ELECTRONICALLY TRANSMITTED

Alan S. Ward, Esq.
Baker & Hostetler
Washington Square
Suite 1100
1050 Connecticut Avenue, N. W.
Washington, D. C. 20036

Re: Proposition 65 -- Intervention

Dear Alan:

This letter is in response to yours of July 15, 1988 seeking our views on whether or not SDA should intervene in litigation styled AFL-CIO v. Deukmejian regarding a challenge to the Scientific Advisory Panel. It is my opinion that the Environmental Working Group does not have the resources and is not constituted to intervene in such a case. Therefore, I believe it imperative that trade associations seriously consider intervening and I recommend that SDA do so in order that the issues are well briefed, that the Governor's office clearly understands our support for its position relative to the Scientific Advisory Panel and to prevent Roe, et al. from having a chilling impact upon Panel members present and future.

Sincerely,

Brent J. Gilhousen
Environmental Counsel

jf/EL120/66

cc: W. A. Blase, Esq.

bcc: L. W. Meyer, Esq.
J. H. Craddock
F. E. Kearney
J. D. Wilson
G. F. Fort

BPS - I gave the same recommendations to CMA.

MCO 7647572