bcc: A. J. Rego - Cincinnati
R. A. Garcia - Akron
N. T. Johnson - NJOHN
T. L. Gossage - TGOSS
J. R. Fallon/P. G. Benignus-JFALL

May 17, 1971

Mr. Keith Kelly
Manager of Purchasing
Power Systems
Westinghouse Electric Corporation
Box 341
Bloomington, Indiana 47401

Dear Keith:

The following references your letter of 29 December, 1970 and my recent discussion with you concerning modification of the sales contract for Inerteen. The termination clause under the "Remarks" section of the sales contract is modified per the following and this letter becomes a part of said contract when signed by qualified representatives of Westinghouse Distribution Apparatus Division and Monsanto Company:

"It is understood that the products sold hereunder contain polychlorinated biphenyls, which some studies have shown may be an environmental contaminant. Buyer agrees to use its best efforts to prevent such products from entering into the environment through spills, leakage, use, disposal, vaporization, or otherwise. In the event Seller determines that in order to prevent contamination of the environment it is necessary to discontinue the sale to Buyer of polychlorinated biphenyls for the applications contemplated by Buyer, Seller may terminate this agreement at any time by giving the Buyer at least six (6) months' prior written notice and such notice must be preceded by at least one (1) meeting between Buyer and Seller at which time Buyer is advised by Seller of any occurring contamination problems due to the Buyer's practices or products and solutions are sought for these problems by both Buyer and Seller.

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"Seller may terminate this agreement if a suitable substitute product becomes available. Such termination will be preceded by at least thirty (30) days' prior written notice and such notice must be preceded by at least one (1) meeting between Buyer and Seller wherein it is mutually established that the substitute product is, in fact, suitable."

BY:_____

K. Kelly
Purchasing Manager
Westinghouse Electric Corporation
Distribution Apparatus Division

BY:_____

H. S. Bergen
Business Director
Specialty Products
Monsanto Company

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