

P.O. BOX 2027
Tyler, Texas 75710. Tel: 214/882-5511



Tyler Pipe

Subsidiary of
Tyler Corporation

**PLAINTIFF'S
EXHIBIT**
TPI-22

November 25, 1981

Mr. C. R. Holder, Area Director
U. S. Department of Labor
Occupational Safety and Health Administration
Room 208, Federal Building
Tyler, TX 75702

Dear Mr. Holder:

Some two months ago, we received an extension for abatement of a Silica Dust problem. Since that time, we have made numerous tests in an effort to determine the location of the source of the contamination. These tests have been taken, both with the plant in operation and the plant being shut down except for man cooling. The results of the tests indicate that we are picking up the silica and bringing it in through the man cooling system.

Having determined where the contaminant is entering, we are now trying to locate the source outside the plant. This outside source could be almost anywhere.

Using outside labs to analyze the samples taken during the test, time is again running against us. It is for this time factor that we are again having to ask for an additional 120 days. With this 120 day extension, we feel that the source can be located. It is hoped that by the end of this second extension, the abatement plan can be established and approved.

During this extension, the individuals have and will be required (as they were during the inspection) to wear approved respirators during operations.

If there is any further information needed, please notify.

Sincerely,

TYLER PIPE INDUSTRIES, INC.

Charles Kuenemann

Charles Kuenemann
Safety & Security Manager

CK:dlr

U.S. Department of Labor

Occupational Safety and Health Administration

Tyler Area Office
Federal Bldg., Rm. 208
211 West Ferguson
Tyler, Texas 75702
214 595-2438



Reply to the Attention of

December 24, 1981

Mr. Charles Kuenemann
Safety & Security Manager
Tyler Pipe Industries, Inc.
P.O. Box 2027
Tyler, Texas 75710

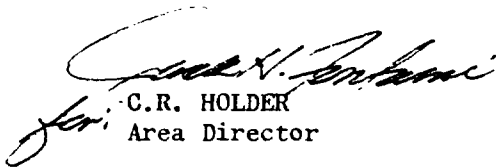
Dear Mr. Kuenemann:

Your Petition for Modification of Abatement is approved. The new abatement date of Item 1B, Step 2, is now April 3, 1982. (Citation #1, M8099-123, issued June 3, 1981).

Please notify me when the above mentioned item has been corrected so that I may make my recommendation on closing the file.

Your interest in occupational safety and health is appreciated.

Sincerely,


C.R. HOLDER
Area Director

Enclosure

U.S. DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

CITATION and NOTIFICATION OF PENALTY

TYLER AREA OFFICE
211 West Ferguson
Tyler, Texas 75702

TYPE OF VIOLATION(S)	CITATION NO.
OTHER	1

CITATION ISSUED 06/03/81 IS AMENDED:

TO: TYLER PIPE INDUSTRIES, INC.
P.O. Box 2027
Tyler, Texas 75701

Attn: John C. Warner, President

1 ISSUANCE DATE		2 OSHA NUMBER	
12/24/81		M8099	123
3 REGION	4 AREA	5 PAGE	
06	7070	1 OF 1	

INSPECTION DATE: 03/26-04/07/81

INSPECTION SITE: Hwy 69 North
Tyler, TX

THE LAW REQUIRES that a copy of this Citation be posted immediately in a prominent place at or near the location of the violation(s) cited below. The Citation must remain posted until the violations cited below have been corrected, or for 3 working days (excluding weekends and Federal holidays) whichever is longer.

PENALTIES
ARE DUE
WITHIN 15
DAYS OF
RECEIPT
OF THIS
NOTIFICATION
UNLESS
CONTESTED
(See enclosed
Booklet)

This Section May
Be Detached
Before Posting

This citation describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed below are based on these violations. You must correct the violations referred to in this citation by the dates listed below and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this citation and penalty you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. (See the enclosed booklet which outlines your responsibilities and courses of action and should be read in conjunction with this form.)

ITEM NUMBER	STANDARD, REGULATION OR SECTION OF THE ACT VIOLATED: DESCRIPTION	DATE BY WHICH VIOLATION MUST BE CORRECTED	PENALTY
1B	(Abatement date modification, step 2)	04/03/82	

AREA DIRECTOR

By: C.R. HOLDER

NOTICE TO EMPLOYEES - The law gives an employee or his representative the opportunity to object to any abatement date set for a violation if he believes the date to be unreasonable. His contest must be mailed to the U.S. Department of Labor Area Office at the address shown above within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this citation and penalty.

EMPLOYER RESPONSIBILITIES AND COURSES OF ACTION - The enclosed booklet outlines employer responsibilities and courses of action and should be read in conjunction with this notification.

EMPLOYER DISCRIMINATION UNLAWFUL - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he has been discriminated against may file a complaint no later than 30 days after the discrimination with the U.S. Department of Labor Area Office at the address shown above.

TOTAL PENALTY
FOR THIS
CITATION

Makes check or Money
Order Payable To:
"DOL-OSHA"
Indicate OSHA No.
on Remittance

CITATION AND NOTIFICATION OF PENALTY

OSHA 2 REV. 5/78

U. S. DEPARTMENT OF LABOR

U.S. Department of Labor
Occupational Safety & Health Admin.
Room 208 Federal Building
211 W. Ferguson Street
Tyler, Texas 75702

OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE, \$300

CERTIFIED

P26 8488342

MAIL

Mr. Charles Kuenemann
Safety & Security Manager
Tyler Pipe Industries, Inc.
P.O. Box 2027
Tyler, Texas 75710

POSTAGE AND FEES PAID
U. S. DEPARTMENT OF LABOR
LAB-441

