

FRICTION MATERIALS STANDARDS INSTITUTE, INC., EAST 210 ROUTE 4, PARAMUS, NJ 07652

BULLETIN

NO. 779

November 2, 1983

ASBESTOS INFORMATION ASSOCIATION (AIA) PETITION FOR REVIEW OF OSHA'S
EMERGENCY TEMPORARY STANDARD FOR ASBESTOS EXPOSURE

Mr. Bob Pigg of the Asbestos Information Association (AIA) advised that his association had filed a petition with the U. S. Court of Appeals for the Fifth Circuit to review OSHA's Emergency Temporary Standard (ETS) for asbestos exposure in the work place. The Fifth Circuit Court is New Orleans. Mr. Pigg is asking for support from Members of this Institute as well as his association. I am enclosing a copy of Mr. Pigg's cover letter with all copies of this bulletin, but am distributing the Kirkland & Ellis letter and sample affidavit to one person in each member company only. For your company, the Kirkland & Ellis letter and sample affidavit are being sent to:

The materials sent the Institute included a copy of the FEDERAL REGISTER notice of November 4, 1983, which was distributed to our Membership with BULLETIN NO. 778 of November 8, 1983. The other enclosures were:

1. Memorandum from Mr. B. J. Pigg addressed to Members, "OSHA Emergency Temporary Standard on Asbestos" dated November 4, 1983.
2. Letter from Kirkland & Ellis, AIA's Attorneys, addressed to AIA/NA Members, dated November 4, 1983.
3. Sample Affidavits to be filed with the Court on worker exposures, distribution of asbestos products, size of this asbestos product market, secondary fabrication of the product and impact of the ETS on a company.

Any input or completed affidavits should be sent direct to Kirkland & Ellis in care of either Mr. Tim Hardy or Art Sampson.

The Institute has not taken any position on this ETS, but we are sending this information to the Membership should they wish to support the AIA/NA at this time. From the Kirkland & Ellis letter, they urge quick action on participation in this information gathering.

EWD/dr
Enc.

E. W. Drislane
Executive Director

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