



PLAINTIFF'S EXHIBIT

SH-2953

January 20, 1987

TWS-02-87

Mr. Leo Carey
Director of the Directorate of Field Operations
OSHA
U.S. Department of Labor, Room N-3603
200 Constitution Avenue, N.W.
Washington, D. C. 20210

Reference: 29 CFR Part 1926.58
Asbestos

Dear Mr. Carey:

Regarding 1926.58, much of our manufacturing facilities' work with asbestos will entail maintenance operations qualifying as small-scale and short-duration jobs. A compliance point we have discussed for these small-scale, short-duration operations is the need for showering. Paragraph (j)(1)(i) states that HEPA vacuuming may be permitted before leaving the area where maintenance was performed, and paragraph (j)(2)(i) indicates that the employer need not establish a decontamination area for small-scale, short-duration operations. In my opinion, these exemptions exclude the need for showering. This position is further demonstrated in Part XI of the Preamble, entitled, Summary and Explanation for a Revised Standard for the Construction Industry, Paragraph (j) - Hygiene Facilities and Practices. On page 22723 (June 20, 1986 Fed. Reg.), top of the middle column, "For example, Mr. Darrell E. Anderson...", the showering exemption seems to be quite explicit.

Would very much appreciate your office's position on the showering requirement for small-scale, short-duration operations.

Sincerely,

CELANESE FIBERS

A handwritten signature in cursive script that reads "Thomas W. Scott".

Thomas W. Scott, P.E., C.I.H.

ps

cc: Mr. W. W. Ament - (ORC)