

- VC - EDF

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June 26, 1979

RECEIVED DEC 10 1979

Joseph E. Hadley, Esq.
Keller & Heckman
Suite 1000
1150 17th Street, N.W.
Washington, DC 20036

Re: EDF Compromise Proposal

Dear Joe:

Pursuant to instructions from the Polyvinyl Chloride Safety Group (Group) at our last meeting in New York on March 30, 1979, I arranged a meeting with Counsel for EDF to determine with greater specificity what EDF was proposing for SPI's consideration.

Counsel for EDF started the meeting by saying his organization would like to meet jointly with SPI and EPA and reach a compromise. If a compromise was reached, EPA could be persuaded, according to EDF, to withdraw the existing amendment to the National Emission Standard for Vinyl Chloride issued on June 7, 1977 and propose and promulgate the new amendment as represented by the compromise. EDF's proposed compromise includes three points, and they are:

1. Reduce fugitive emissions by at least 50 percent. Our members would agree to identify the potential sources of fugitive emissions, install fixed monitors to confirm the sources, then establish a program and implement it to reduce the emissions as quickly as possible;
2. Adopt a program to reduce the number of upset conditions which lead to possible high short-term emission levels; and
3. Acceptance of the trade-off or offset policy for Section 112. EDF wants the emissions to never exceed what they are now. Each time a facility is expanded the combined emissions from the plant

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note well

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Joseph E. Hadley, Esq.

June 26, 1979

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and its expansion would not be allowed to exceed those being emitted before construction was initiated.

I advised Counsel that I would forward his proposals in writing to our Chairman and you and would get back to him as soon as we had a decision. I also suggested that I thought it would be difficult for the Group to accept proposal #3 and he replied that EDF had invested a lot of time and effort in trying to establish precedents in the Vinyl Chloride case and was still willing to litigate the issues if some kind of agreement could not be reached. Further EDF Counsel indicated his lack of satisfaction on the progress and substance in the proposed airborne carcinogen policy presently being developed by the staff at Research Triangle Park. Because of this dissatisfaction and if this compromise effort fails, EDF will litigate the Vinyl Chloride or Arsenic Standards to achieve its long sought goals and policies according to Counsel.

For information purposes only I am including a copy of page 33334 of the June 8, 1979 Federal Register. The enclosure is self-explanatory, but as I told you on the telephone Susan Wyatt advised that EPA would move to regulate EDC, Perchloroethylene, Acrylonitrile and coke oven emissions under Section 112 as soon as the airborne carcinogen policy is set. These substances are in addition to those listed in the Federal Register.

If you have any questions, please advise.

Cordially,

Gary H. Baise

GHB:jrn

Enclosure

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SURVEY RESULTS

Average Residual Monomer Levels
For Suspension Resins After Stripping

Homopolymer

High Molecular Weight

<u>Current</u>	Range	550-100 ppm
	Average	237 ppm

<u>Future</u>	Range	550-50 ppm
	Average	241 ppm

Low Molecular Weight

<u>Current</u>	Range	382-1 ppm
	Average	167 ppm

<u>Future</u>	Range	382- < 1 ppm
	Average	135 ppm

Copolymer

More than 10% Comonomer

<u>Current</u>	Range	350-300 ppm
	Average	333 ppm

<u>Future</u>	Range	350-200 ppm
	Average	300 ppm

Less than 10% Comonomer

<u>Current</u>	Range	400-213 ppm
	Average	320 ppm

<u>Future</u>	Range	346-213 ppm
	Average	286 ppm

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September 7, 1979

Mr. J.R. Lawrence, Technical Director
The Society of the Plastics Industry, Inc.
355 Lexington Avenue
New York, New York 10017

Dear Mr. Lawrence:

We have analyzed the General Ledger computer printouts for the months of June and July, 1979 covering the separate operations of the SPI-PVC Safety Group and of the EDC Committee of the Safety Group, plus the legal and public relations billings included in the ledger charges. We have also "estimated" the August expenses that would complete the first quarter activity, however, we made no attempt to forecast Assessment Receipts for the month of August. Summary Source and Disposition of Funds for the Safety Group and for the EDC Committee, covering the first quarter of 1979-80, have been prepared on the above basis and are attached.

Safety Group Expenditures for the quarter are estimated at \$31,314.94, of which Legal Expense and Public Relations Expense account for 79% and 20% respectively. The May invoice from Hill & Knowlton (\$5,203.74) was deducted from the 1978/79 Carry-over and is not reflected in these first quarter expenses.

The 1978/79 Safety Group Assessment of \$100,000 was completely paid-up as of June 30, 1979. The 1979/80 Assessment of \$100,000 was 7.6% paid as of July 31, 1979.

EDC Committee expenditures for the quarter are estimated at \$5,304.13 and is almost entirely Legal Expense. The 1978/79 Assessment for this committee, of \$12,000, was still only 83% paid-up as of July 31, 1979. Conoco Chemicals and Vulcan Materials Co. were the two delinquent members as of 7/31/79. This committee, supposedly self-sustaining, was in a deficit position as of 5/31/79 and is still in a deficit position as of 8/31/79 of practically the same amount (\$8,122.15). Obviously, an additional assessment against the twelve member companies is required as well as the prompt collection of same.

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Please continue to send me copies of all minutes of meetings, as well as, copies of all legal and public relations billings included in each general ledger printout. It would be appreciated if this information is sent monthly as soon as it is available.

Very truly yours,

J.J. McCoskey
Controller

JJM:MEB:dr

Attachments (3)

cc: Messrs: T.C. Walker, President, Firestone Plastics Company
R.L. Harding, Jr., President, SPI
S.W. Schaefer, Chairman, Steering Committee, SPI

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SPI-FVC SAFETY GROUP
SOURCE AND DISPOSITION OF FUNDS
AS OF 8-31-79

(JUNE & JULY ACTUAL, AUGUST ESTIMATED)

AMOUNT

SOURCE:

1. <u>Carryover</u> from 1978/79 Operations-Per Ledger Printout				\$ 24,931.53
Less: Hill & Knowlton Billing for May Services Not Included in Public Relations Expense as of 5/31/79.				<u>(5,203.74)</u>
<u>Net Carryover From 1978-1979</u>				\$ 19,727.7
2. <u>Assessments:</u>	<u>Total</u> <u>Assmts.</u>	<u>Assmts.</u> <u>Paid thru</u> <u>7/31/79</u>	<u>Net Assmts.</u> <u>Due at</u> <u>7/31/79</u>	
1978/79 Assessment Unpaid at 5/31/79	\$ 18,840.00	\$ 18,840.00	\$ -	
1979/80 Assessment	100,000.00	7,610.00	92,390.00	
Total Assessment Income		\$ 26,450.00		26,450.00
Net Assessments Receivable (See Attached Detail)			\$ 92,390.00	92,390.00
3. <u>Meeting Income:</u>				-
4. <u>Sales of Literature:</u>				-
Total Funds Available - 8/31/79				<u>\$138,567.7</u>

DISPOSITION:

1. <u>Current Year Expenses:</u>			
Legal Expense (June & July Billings Only)		\$ 24,595.98	
Public Relations Expense (June Billing Only)		6,268.96	
Meeting & Travel Expense (Estimated)		200.00	
Research & Development Expense		-	
Office Supplies & Expense (Estimated)		200.00	
Telephone Expense (Estimated)		50.00	
Miscellaneous Expense		-	
Total Expenses		<u></u>	\$ 31,314.94
<u>NET FUNDS AVAILABLE AT 8/31/79</u>			<u><u>\$107,252.8</u></u>

NOTE: August billings would normally be included in September Ledger figures.

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EDC COMMITTEE
SOURCE AND DISPOSITION OF FUNDS
AS OF 8-31-79

(JUNE & JULY ACTUAL, AUGUST ESTIMATED)

				<u>AMOUNT</u>
<u>SOURCE:</u>				
1. Carryover from 1978/79 Operations-Per Ledger Printout				\$ (8,818.02)
2. <u>Assessments:</u>	<u>Total</u>	<u>Assmts.</u>	<u>Net Assmts.</u>	
	<u>Assessments</u>	<u>Paid thru</u>	<u>Due at</u>	
		<u>7/31/79</u>	<u>7/31/79</u>	
1978/79 Assessment Unpaid				
at 5/31/79	\$ 6,000.00	\$ 4,000.00	\$ 2,000.00	
Total Assessment Income		\$ 4,000.00		4,000.00
Net Assessments Receivable			\$ 2,000.00	2,000.00
(See Attached Detail)				
Total Funds Available -				\$ (2,818.02)
<u>DISPOSITION:</u>				
1. <u>Current Year Expenses:</u>				
Legal Expense (June & July Billings Only)			\$ 5,204.13	
Meeting Expense (Estimated)			100.00	
Total Expense				5,304.13
Net Funds Available at 8/31/79				\$ (8,122.15)

SPI-PVC SAFETY GROUP
EDC COMMITTEE
ASSESSMENT INCOME ANALYSIS

<u>Company</u>	<u>Total</u>	<u>Payments</u>	<u>Total</u>	<u>Payments</u>	<u>Net Assmts.</u>
	<u>1978-79</u>	<u>Rec. thru</u>	<u>1979-80</u>	<u>Rec. thru</u>	<u>Receivable</u>
	<u>Assmts.</u>	<u>7-31-79</u>	<u>Assmts.</u>	<u>7/31/79</u>	<u>at 7/31/79</u>
orden Chemical Corp.	\$ 1,000	\$ 1,000	\$ -	\$ -	\$ -
onoco Chemicals	1,000	-	-	-	1,000
diamond-Shamrock Corp.	1,000	1,000	-	-	-
ow Chemical U.S.A.	1,000	1,000	-	-	-
thyl Corporation	1,000	1,000	-	-	-
.F. Goodrich Chem., Co.	1,000	1,000	-	-	-
CI Americas, Inc.	1,000	1,000	-	-	-
PG Industries, Inc.	1,000	1,000	-	-	-
hell Chemical Co.	1,000	1,000	-	-	-
tauffer Chemical Co.	1,000	1,000	-	-	-
nion Carbide Corp.	1,000	1,000	-	-	-
ulcan Materials Co.	1,000	-	-	-	1,000
als	<u>\$12,000</u>	<u>\$10,000</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 2,000</u>

SPI-PVC SAFETY GROUP
ASSESSMENT INCOME ANALYSIS FOR
1978/79 & 1979/80 ASSESSMENTS

<u>COMPANY</u>	<u>Total 1978-1979 Assessment</u>	<u>Payments Received thru 6-30-79</u>	<u>Total 1979-1980 Assessment</u>	<u>Payments Received thru 7-31-79</u>	<u>Net Assmts. Receivable at 7-31-79</u>
Air Products & Chemicals	\$ 1,920	\$ 1,920	\$ 1,920	-	\$ 1,920
B.F. Goodrich	16,530	16,530	16,530	-	16,530
Borden Chemical	3,840	3,840	3,840	3,840	-
Conoco Chemicals	5,380	5,380	5,380	-	5,380
Diamond-Shamrock	12,300	12,300	12,300	-	12,300
Dow Chemical	15,150	15,150	15,150	-	15,150
Ethyl Corporation	3,770	3,770	3,770	-	3,770
Firestone Plastics Co.	3,080	3,080	3,080	-	3,080
General Tire & Rubber	850	850	850	-	850
Goodyear Tire & Rubber	1,880	1,880	1,880	1,880	-
Great American Chemical	540	540	540	540	-
Hooker Chemical	1,350	1,350	1,350	-	1,350
ICI Americas, Inc.	2,310	2,310	2,310	-	2,310
Pantasote Co. of N.Y.,	1,040	1,040	1,040	-	1,040
PPG Industries	3,080	3,080	3,080	-	3,080
Shell Chemical Co.	11,840	11,840	11,840	-	11,840
Shintech, Inc.	2,540	2,540	2,540	-	2,540
Stauffer Chemicals	4,420	4,420	4,420	-	4,420
Tenneco, Inc.	5,770	5,770	5,770	-	5,770
Union Carbide	1,350	1,350	1,350	1,350	-
Uniroyal Chemical	1,060	1,060	1,060	-	1,060
Totals	<u>\$100,000</u>	<u>\$100,000</u>	<u>\$100,000</u>	<u>\$ 7,610</u>	<u>\$ 92,390</u>