



Sun
City
Analytical
Inc.

PLAINTIFF'S EXHIBIT

ASA-1316

July 22, 1996

ASARCO, Inc.
ATTN: Gregory A. Parham, Project Engineer Manager
P.O. Box 1111
El Paso, Texas 79999

RE: Asbestos abatement of non-friable material on tower ducts.

Sun City Analytical, Inc. (SCAI) appreciates the opportunity to work with on the above mentioned project. We can assure satisfaction with our service and professionalism in accomplishing this asbestos inspection.

During our tour of your project, SCAI was able to come up with some asbestos removal options. The asbestos material on your duct work is classified under the National Emission Standards for Hazardous Air Pollutants (NESHAP) as Category II non-friable asbestos which potentially may become friable by forces expected to act on the material during demolition or renovation. Moreover, SCAI professional opinion is that this material can be classified as roof flashing and could fall under the roof interpretive rule of June 17, 1994.

The ASARCO plant is exempt at this time from the Texas Department of Health asbestos regulations, however the State can still enforce the Environmental Protection Agency's 40 CFR 61 NESHAPS regulations. This NESHAPS regulations do require you to notify the State of asbestos removal and provide proper control measures to prevent asbestos exposure to occupants or general public.

SCAI recommends the following actions:

- * Develop an abatement plan outlining the abatement procedures and protective measures that will be taken
- * Notify the State of Texas of the intent to remove asbestos, using their proper form.
- * Use only accredited and certified contractors and/or in-house personnel to remove asbestos.
- * Perform air monitoring and documentation during all abatement activities.
- * Insure disposal at a properly regulated disposal facility.

SCAI can assist you with this project and perform all asbestos consultant duties. SCAI does not recommend full containment procedures on this project due to the classification of the asbestos material. The full containment procedures would require that the contractor build a plastic isolation facility around all the asbestos regulated area and provide air ventilation

Corporate Offices
1409 Montana Avenue
El Paso, Texas 79902
(915) 533-8840
Fax (915) 533-8843

516 Chama N.E. Suite D
Albuquerque, New Mexico 87108
(505) 255-4673

11361 N. 99th Ave.
Suite 101
Peoria, Arizona 85345
(602) 933-4956
Fax (602) 933-4836

2817 John Ben Shepard Pkwy
Building A, Suite 201
Odessa, Texas 79762
(915) 362-9887
Fax (915) 367-6904

ASARCO ELP 0010451

in this containment. SCAI would develop a less stringent containment in the abatement plan that would be continuously monitored for safety.

SCAI proposes the following fee schedule:

- * Develop Plan *YLS* \$600.00 - \$700.00
- * Air Monitoring Services including documentation *? w 4 m / do this in house* \$425.00 per day and all sample analysis
- * Handle all Notifications to State N/C
- * Represent ASARCO during any Federal, State or local asbestos investigations on this project N/C

The proposed work will be initiated immediately after a signed copy of this proposal is received. The representative signing this proposal will be responsible for payment of the services provided. An invoice will be issued upon completion of the work, and payment shall be rendered within 30 days. If the terms of this proposal are agreed upon, please remit a signed copy to Sun City Analytical, Inc. at 1409 Montana Avenue, El Paso, Texas 79902, or send it via Fax to (915) 533-8843.

Again I must say, SCAI appreciates this opportunity to submit this proposal. We are very confident that you will be pleased with our work. If you have any questions, please do not hesitate to call me at (915) 533-8840.

Sincerely,
Sun City Analytical, Inc.

Luis M. Acuna
President

cc: project file

Accepted By:

Don ELM5189 000300

OLC # 254326

[Signature]
(Signature)

GREGORY PARHAM
(Typed or Printed Name)

PROJECT ENGINEER MANAGER
(Title)

8-2-96
(Date)

Corporate Offices
1409 Montana Avenue
El Paso, Texas 79902
(915) 533-8840
Fax (915) 533-8843

516 Chama N.E. Suite D
Albuquerque, New Mexico 87108
(505) 255-4673

11361 N. 99th Ave.
Suite 101
Peoria, Arizona 85345
(602) 933-4956
Fax (602) 933-4836

2817 John Ben Shepard Pkwy
Building A, Suite 201
Odessa, Texas 79762
(915) 362-9887
Fax (915) 367-6904



DATE: 8/02/96

ON-LINE REQUISITION PRINT BY: GREG

(RQ-PRINT)

PAGE: 1

REQUISITION: 259326

DATE PROJECT / DESCRIPTION

EST.COST

ORIGINATOR: 6108 PARHAM GREGORY A ENTERED: 8/02/96 DEMOLITION 700.00

WORK-CENTER: 1120 ENVIRONMENTAL OPERATIONS REQUIRED BY: 8/02/96 ABATEMENT PLAN-B.F. B.H.STACKS

REQN # LN SEQ TYPE CL-ITEMNO WH DESCRIPTION / COMMENTS UNIT-COST/UOI QUANTITY EXT.COST TAX

259326 1 D DI DI- 02 ABATEMENT PLAN TO HANDLE CLASS 2 ASBESTS 700.000/EA 1.00 700.00 (T)

CHARGE: EFN 5189 000300 100.0%

1 1 C GAP SUN CITY ANALYTICAL INC.

2 C GAP 1409 MONTANA AVE.

3 C GAP EL PASO, TEXAS

4 C GAP 79902

5 C GAP 533-8840

6 C GAP ATTN: LUIS ACUNA

259326 99 T 1. PARHAM GREGORY A APPROVED 8/02/96 15:28 ORIGINATOR

5. MARTIN THOMAS E WAITING 0/00/00 00:00

9. PURCHASING WAITING 0/00/00 00:00



Sun
City
Analytical
Inc.

October 24, 1996

Asarco Incorporated
Mr. Gregory Parham, Project Engineer Manager
P.O. Box 1111
El Paso, Texas 79999

INVOICE NO. 96-343

ORDER NO. 56EX02844
REQUISITION NO. 259326

Sun City Analytical has completed the Abatement Plan for the Removal of Asbestos for Asarco, Inc. for the abatement of material on the tower ducts. The documentation for this job has already been submitted to your office. As agreed, the total due for this service is as follows:

Abatement Plan TOTAL \$700.00

Thank you for using Sun City Analytical, Inc. and we look forward to working with you again.

Sincerely,
SUN CITY ANALYTICAL, INC.

Veronica Torres
VERONICA TORRES
Accounts Receivables

Please Pay
10-25-96
ORDER 259326

TERMS 30 day net A monthly service charge of 1 1/2% will be applied to over due accounts

Corporate Offices
1409 Montana Avenue
El Paso, Texas 79902
(915) 533-8840
Fax (915) 533-8843

516 Chama N.E. Suite D
Albuquerque, New Mexico 87108
(505) 255-4673
Fax (505) 255-0989

11361 N. 99th Ave.
Suite 101
Peoria, Arizona 85345
(602) 933-4956
Fax (602) 933-4836

2817 John Ben Shepard Pkwy
Building A, Suite 201
Odessa, Texas 79762
(915) 362-9887
Fax (915) 367-6904

ASARCO ELP 0010454