U.S. Department of Labor

Occupational Safety and Health Administration

Federal Building
Room 208
211 W. Ferguson
Tyler, TX 75702
214 595-2438

Reply to the Attention of

June 16, 1981

Mr. J. Warner, President
Tyler Pipe Industries, Inc.
P. O. Box 2027
Tyler, TX 75710

Dear Mr. Warner:

This is in reference to our Citation P5407-027, issued on May 8, 1978.

The final abatement date for the implementation of feasible engineering controls for dust is July 31, 1981.

Do you anticipate meeting this abatement date or will you request an extension of time for abatement? If you request an extension (Petition for Modification of Abatement), the following information is required by our regulations (29 CFR 1903.14a):

1. Steps you have taken so far in an effort to achieve compliance, and dates of those steps;

2. Additional time period you need to comply;

3. Why you need additional time;

4. Interim steps you are taking to safeguard your employees against the cited hazard during abatement period;

5. A statement that the petition has been posted, and, if appropriate, served on an authorized representative of affected employees. The petition must remain posted for ten days, during which time your employees may file an objection.

Please let us know as soon as possible the status of your abatement program.

Sincerely,

C. R. HOLDER
Area Director

T-25922

PLAINTIFF'S EXHIBIT
TPI-207

Warner EXHIBIT 23