Monsanto

FROM (NAME—LOCATION—PHONE) J. H. Craddock - G3WD - 4-4764

DATE : May 21, 1985 cc: R. G. Kaley - G3WD

SUBJECT : EPA Spill/Clean-Up Policy-PCBs

REFERENCE :

TO : T. M. Bistline - E2NG
J. R. Condray - G3WD
W. J. McCarville - G3WD
M. L. Mullins - G3WG
J. G. Nassif - E2NG
P. S. Park - G3WB
M. A. Pierle - G3WG

Attached is a copy of the "Consensus Proposal" for PCB Spill/Clean-Up presented to EPA's Office of Toxic Substances and Enforcement Branch, Washington, D.C. on Friday, May 17.

Members of the Consensus Group drafting and presenting the proposal were:

Environmental Defense Fund	-	Dr. Ellen Silbergeld
National Resources Defense Council	-	Ms. Jackie Warren
Edison Electric Institute (USWAG)	-	Ms. Toni Allen (Wald, Harkrader, Ross)
		Harry Onishi (Commonwealth Edison)
		2 others from Duke Power and California-Commonwealth Edison
National Electrical Mfgers. Assn.	-	Steve Rosenthal (Morrison & Forrester)
CMA	-	J. H. Craddock
	-	Bob Fensterheim
	-	(represented by Kirkland & Ellis firm Tim Hardy/Ed Warren)

As in most EPA meetings, "casts of thousands" attended, however, particularly noteworthy are:

Marcia Williams - OTS (for Jack Moore & Don Clay)
David Hanneman - Enforcement Branch
Gus Conroy - " "
Mike Walker - " " (formerly of Region V)
EPA Superfund Staff - (names not yet available)

Various EPA staff expressed disbelief and surprise at the consensus proposal and the agreement among environmental and industrial groups. However, the proposal was strongly defended by EDF and NRDC along with industry as being practical, something readily achievable and measurable that will protect the environment and human health.

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EPA will review the proposal and give us feed back in 3-4 weeks. One area EPA is re-reviewing according to Marcia Williams is whether to propose a policy vs a rulemaking.

After the meeting Conroy and Hanneman of Enforcement Branch privately expressed support for, and interest in, developing the consensus clean-up proposal.

J. H. Craddock

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Attachment

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