CHEMICAL MANUFACTURERS ASSOCIATION

ACTION ITEM
Response Requested

July 10, 1981

To : CMA Special Program Panel on PCBs
Analytical Task Group of the CMA Special Program Panel on PCBs
Legal Contacts for CMA Members Who Filed PCB Exemption Petitions With EPA

The purpose of this letter is to request that your company provide vitally needed company data to CMA's PCB consultant, Heiden, Pittaway and Associates,* in connection with the Association's cooperative data collection effort with EPA on PCBs. WE REQUEST THAT THE DATA BE PROVIDED ON OR BEFORE JULY 31, 1981.

As we previously notified you, ** CMA is obligated to submit to EPA a written dissertation on the problems and costs associated with the analysis of complex chemical streams for low concentrations (less than 50 ppm) of PCBs. CMA must submit this report by August 11, 1981. However, CMA's PCB consultant and the Analytical Task Group of the PCB Program Panel strongly believe that company data illustrating the problems and costs of PCB analysis will be crucial to the success of our efforts to convince the Agency of the true nature of the issues we are addressing in our report.

Accordingly, we are requesting that you provide us with a description of the problems and costs your company has experienced in analyzing process or waste streams for the presence or concentration (at any level) of PCBs.

* Messrs. Heiden and Pittaway were formerly associated with the Regulatory Research Service, A Division of the Kirschner Organization. They have now formed their own firm. Both they and the Kirschner Organization have confirmed to CMA that none of the contractual obligations between CMA, the RRS or Messrs. Heiden and Pittaway are altered in any substantive fashion whatsoever.

** See the Origins and Details of CMA's PCB Project, distributed to CMA legal contacts and other company representatives to the Association by letter of March 24, 1981 from Edmund Frost, CMA's Vice President and General Counsel.

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In your statement, we request that you address the issues identified in the attached checklist. For your assistance we have also enclosed a sample of the format of the type of response we are seeking. All responses are to be mailed to Heiden, Pittaway & Associates, Suite 600, 1401 Wilson Boulevard, Arlington, Virginia 22209.

For your information, Heiden, Pittaway and Associates will be under the same extensive type of confidentiality agreement with CMA as Messrs. Heiden and Pittaway are bound to in connection with the other services they are providing to us in CMA's PCB Project.

Both the detail and the quantity of the data we obtain in response to this request are important. We need to show that significant analytical problems and costs exist for a significant number of our industry's processes.

We thank you in advance for any assistance you are able to provide. If you have any questions please call the undersigned (202/887-1158) or Alan Pittaway (703/841-5919).

David Forsyth Zoll
Assistant General Counsel
for Antitrust & Regulatory
Litigation

Enclosures