THOMPSON, WEIR & BARCLAY

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NEW HAVEN, CONN. 06510
AREA CODE 203
865-3101

July 9, 1971

Foseco, Inc.
P.O. Box 8728
Cleveland, Ohio

Attn: Mr. Frank S. Bilton, Director of Purchases

Dear Mr. Bilton:

Your letter of June 25 addressed to Polychem Corporation of 12 Lyman Street, New Haven, has been referred to this office which acts as local counsel to said corporation.

While the Williams-Steiger Occupational Safety and Health Act of 1970 authorized the Secretary of Labor to promulgate labelling standards, we have not found in the Federal Register any regulations issued by the Secretary and covering labelling of hazardous substances.

Perhaps you can send to us a photocopy of the matter to which you made reference in your letter of June 25. This would be most helpful and appreciated.

Very truly yours,

John W. Barclay

JWB/am

FOS-00-0000001107

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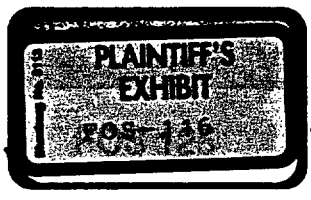
PLAINTIFF'S EXHIBIT FOS-136



Air Products and Chemicals INC.
CHEMICALS GROUP
Five Executive Mall, Swedesford Road, Wayne Pa. 19087

July 8, 1971

Mr. Frank S. Bilton, Director of Purchases
Foseco, Inc.
P. O. Box 8725
Cleveland, Ohio 44135

Dear Mr. Bilton:

This will acknowledge receipt of your letter of June 25, 1971, concerning labeling of products under the Occupational Safety and Health Act of 1970. We are familiar with the Act and the powers it gives to the Secretary of Labor to promulgate occupational health and safety standards and with Section 6(b)(7) of the Act which provides that those standards shall provide for appropriate forms of warning of hazards to which employees are exposed.

Our understanding is that the requirements for labeling are to be found in the standards but we have not been able to locate any labeling requirement for our products in the approximately 250 pages of regulations which have been promulgated by the Secretary of Labor and which will be effective on August 27th.

Would you kindly advise us of the regulation number which imposes the requirement referred to in your letter so that we may take all steps necessary to comply with that standard and the request contained in your letter.

Thank you for your assistance.

Very truly yours,

Jon V. Heider
Counsel, Chemicals Group

JVH/cao

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