

# EXHIBIT 30



The  
Plastics  
Industry  
Trade  
Association



**Donald K. Duncan**  
President

**Don Duncan**  
(202) 974-5200

October 17, 2003

Dr. Tom McCarthy  
Taconic  
136 Coonbrook Road  
Petersburgh, New York 12138

**Re: Request for Participation in  
Dispersion Processors Material Study**

Dear Fluoropolymer Dispersion Resin Processor:

As you know, for the past two and a half years, certain global fluoropolymer manufacturers, working together as the Fluoropolymer Manufacturers Group (FMG) through the Society of the Plastics Industry (SPI), have been working with the U.S. Environmental Protection Agency (EPA) to develop a broader body of knowledge about ammonium perfluorooctanoate (APFO), an essential fluoropolymer polymerization aid (FPA) used in the manufacture of some fluoropolymers and fluoroelastomers. FPAs, including APFO, are known to be present in human blood and in the environment. Specifically, EPA has been seeking information in three primary areas: toxicology, environmental fate and effects, and potential routes through which the general population might become exposed to APFO. As you know from the Material Safety Data Sheets (MSDS) provided by your suppliers, fluoropolymer (FP) dispersions and products made from them may contain a small amount of APFO.

The first step the manufacturers took to evaluate APFO in their operations and products was to prepare a materials balance showing how much APFO comes into the fluoropolymer industry and where it goes. That small amount in FP dispersions represents the largest single quantity of APFO that is not within the control of the fluoropolymer manufacturers, and a commitment has been made to EPA to determine what happens to the APFO as the FP dispersions are used to make products, in particular whether and how the dispersions might become a source of potential human exposure to APFO or contribute to the presence of APFO in the environment. That commitment will be fulfilled, in part, by conducting a study to determine the materials balance of APFO in the dispersion users' industries, along with a concurrent study analyzing products made with fluoropolymers and fluoroelastomers to see how much, if any, APFO migrates from finished products during normal use.

We are asking for your participation in the materials balance study to assist us in meeting that commitment. Specifically, we are requesting your participation by asking you to complete a comprehensive survey form and to permit, if necessary, an on-site visit to collect samples of air emissions, water effluents, and, if necessary, solid wastes. The

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study will be conducted at no cost to you, except for the time we ask that you spend filling out the form and working with our general counsel, Keller and Heckman LLP, a Washington D.C.-based law firm, and their consultants in collecting the data. Should you so desire, you will receive an individual report for your facility.

Keller and Heckman LLP, under the direction of David Sarvadi, will manage the material balance study on behalf of the FMG for the purpose of answering questions posed by the EPA as part of EPA's assessment of APFO use and hazards. We know that the information that we are seeking may not be in your possession, or that you may not have the staff with the knowledge and skills to develop that information. Consequently, Keller and Heckman LLP has hired a nationally known engineering firm, Barr Engineering, from Minneapolis, to help develop the data if you do not have it. Also assisting Keller and Heckman LLP is Kauko Aunio, formerly with AG Fluoropolymer and now an independent consultant with KHA Consultants, who, as you know, has extensive fluoropolymer industry experience.

The information we need to complete the materials balance will allow us to do the following:

- Estimate the amounts of APFO coming into your facility;
- Estimate emissions of APFO to air, water, and solid waste, based on measurements if available, and to take such measurements if they are not available; and
- Account for the amounts, if any, of APFO that may be destroyed in the processes you employ to use fluoropolymer dispersions.

Keller and Heckman LLP will not be acting as your attorney in these matters, and no attorney-client relationship will be established between your company and Keller and Heckman LLP as part of your company's participation in the materials balance study. However, to protect the information gathered in the course of the study, much of which may be confidential, Keller and Heckman LLP and its contractors and consultants will follow certain procedures described below, and will enter into confidentiality agreements directly with your company, should you so desire. For this reason, you should consult with your attorneys and provide them with this letter before agreeing to participate. The following discusses this issue in more detail.

#### Confidentiality Issues

We believe it is necessary to be as open and transparent as possible so as to give EPA and the public confidence that the data are reliable and accurate. The information that will be provided to EPA will be in the form of two reports. The first will be a publicly available aggregate report, by industry sector, of the estimated amounts of PFOA that are emitted to the various environmental compartments: air, water, and solid waste. That report will also include generic descriptions of the industry, to the extent that different types of processing result in different kinds and quantities of emissions.

A second, confidential report will be submitted to EPA incorporating detailed tabulations of the sampling and related emissions data that will be collected during the survey. The samples will be reported individually, with enough detail so that EPA can be comfortable that the numbers for the materials balance are reliable and valid. We will not list the identity of the processors or the specific locations of the facilities where the survey was performed in this report, but will aggregate the data by geographic region if it seems reasonable, and will report the number of facilities in each region.

To address these confidentiality concerns, no individually identifiable information will be provided to SPI or any of the fluoropolymer manufacturers, and we will minimize the collection of confidential information. To the extent allowed by law, all individually identifiable information provided will be treated as confidential, sensitive business information.

We have structured the process to limit the availability of individually identifiable information to others as well. The contractors working for Keller and Heckman LLP will use coded forms; the codes and other identifying information will be provided to and retained by Keller and Heckman LLP. In addition, at the end of the study, all of the survey documents for your facility will be returned to you. Finally, both Mr. Aunio and the representatives of Barr Engineering as well as Keller and Heckman LLP will agree to sign individual confidentiality agreements with your company.

Each processor will have the opportunity to identify, and redact, if desired, confidential trade secrets contained in the individual site reports that will be prepared in the course of the study, subject to the understanding that individual environmental release information (e.g., data on air, water, and waste sample analysis) will be submitted to EPA. If it is necessary to include information that might disclose confidential trade secrets so as to give EPA confidence that the data are reliable and accurate, it will only be done in the confidential report submitted to EPA, and if possible, the data will be presented in a way so as to limit disclosure as much as possible. This may require Keller and Heckman to work with EPA and individual processors to work out the details in specific cases.

Regardless, we will make clear that the claims are being made on behalf of the processor participants as a condition of their participation, and not on behalf of the members of the FMG. As such, if EPA receives a request to disclose the information, and EPA contacts Keller and Heckman LLP regarding the confidentiality claims, the burden to substantiate and defend the claim of confidentiality will rest on the individual processor at its own expense. Keller and Heckman, LLP will forward such requests to the affected processors, and will cooperate in defending a claim from EPA, or any other administrative or judicial subpoena or order for discovery from any third party. Specifically, Keller and Heckman LLP is not authorized to act on behalf of SPI or individual processors in defending such claims.

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Disclosure Requests From Private Parties and Non-EPA Government Organizations

Further, in the event that K&H or its consultants receive a subpoena or other legal process from a third party, including any other governmental entity, demanding that K&H or its consultants produce any confidential information of individual processors or to discuss or respond to questions concerning the DPMB project, K&H will immediately provide a copy of the subpoena or other legal document to each affected participating processor, and will cooperate with those processors, and their attorneys, who choose to defend against providing the information to the party seeking it, including any effort by individual processors to quash or limit the subpoena or any other demand for the information. We will operate on the premise that the individual processors will independently reserve the right to defend against any attempt to obtain, and will pay for any attempt to quash a demand for, any confidential information related to the project.

If the effort to quash or limit the discovery requests fails and a final, duly authorized judicial order is received by Keller and Heckman LLP, we will be authorized to disclose the requested materials, and we will identify and provide a list and a copy of the affected materials to the participant.

Prompt Action on Your Part Is Required

We hope that you appreciate the urgency of this request and the seriousness with which EPA is considering regulatory action over APFO and other FPAs. Attached is a form that we would ask you to fill out and return to David Sarvadi at Keller and Heckman LLP letting us know that you are willing to participate. The commitment to EPA is to complete the project and submit the data to EPA no later than the end of this year, 2003. Consequently your prompt response to this request is essential.

The survey form is being reviewed by the FMG and will be sent out shortly. Should you agree to participate, you will receive a telephone call from representatives of Barr Engineering to schedule a conference call within ten days. During that call, Barr and Mr. Aunio will discuss the survey form and will ask questions regarding the air and water emission points that may need to be sampled, so it is important that you or appropriate staff in your organization review the form and collect as much of the information requested as possible. If you want to have confidentiality agreements in place before the conference call, please call Elliot Belilos of Keller and Heckman LLP at 202-434-4235. A copy of the draft standard confidentiality agreement is attached so that you can provide it to your attorney.

As noted, you should consult with your attorney before you make your decision. Should you or your attorney have any questions about the study or the need for it, please feel free to call or have them call David Sarvadi of Keller and Heckman LLP, at 202-434-4249 directly. He will be glad to answer any questions.

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As we noted, your participation is critical to the success of the SPI and the FMG in working with EPA to assure the continued safe use and availability of fluoropolymers made with APFO. The FMG has made every effort to be responsive and proactive in working with EPA to resolve the outstanding questions. Providing information about this critical market area will be an important reinforcement of the industry's commitment to be responsible stewards of its products. We look forward to receiving your cooperation in this important endeavor.

Sincerely,



Don Duncan

Enclosure

MAY CONTAIN CONFIDENTIAL BUSINESS  
INFORMATION AND TRADE SECRETS;  
SUBJECT TO CONFIDENTIALITY  
AGREEMENTS AND LIMITS ON DISCLOSURE.



## The Society of the Plastics Industry, Inc.

### Company Information

We agree to participate in the Dispersion Processor Materials Balance Project of the SPI conducted by Keller and Heckman LLP on behalf of the Fluoropolymers Manufacturers Group (FMG). The following facilities may be considered for the study. We understand that all facilities may not be selected for participation, which will be based on assuring that a summary of the uses and fate of ammonium perfluorooctanoate (APFO) that is representative of the dispersion processing segment of the fluoropolymer industry will be prepared. Please contact David G. Sarvadi, Keller and Heckman LLP, at (202) 434-4249 for further information.

	<u>Company Use</u>	<u>Keller and Heckman Use Only</u>
Company:	_____	_____
Address:	_____	
	_____	
	_____	
Locations Reported:		
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
Principal Contact:	_____	
Email:	_____	Phone No. _____

**Please complete and fax to David G. Sarvadi, Keller and Heckman LLP, at (202) 434-4646.  
Thank you for your cooperation.**

October 17, 2003

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