



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

MAY 12 1997

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Mr. Raymond F. Pelletier, Director  
Office of Environmental Policy and Assistance (EH-41)  
Department of Energy  
1000 Independence Avenue, SW  
Washington, DC 20585

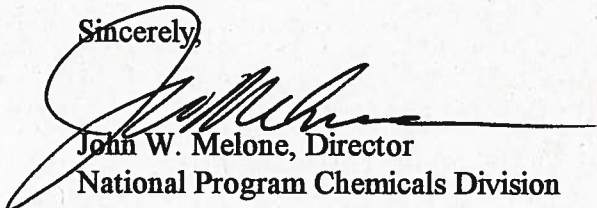
Dear Mr. Pelletier,

This responds to your letter of May 5, 1997 requesting written confirmation that items coated with paints which contain polychlorinated biphenyls (PCBs) at less than 50 ppm meet the definition of "excluded PCB products" at 40 CFR 761.3 and can be used, sold and distributed in commerce.

As indicated at the April 24, 1997 meeting, items that are coated with a paint containing PCBs meet the definition of excluded PCB products so long as the PCB concentrations are less than 50 ppm and the paint contaminated with Arochlor or other PCBs materials came from historic uses. Any such items can be used, sold or distributed in commerce.

If you have any other questions or need additional assistance please call Tony Baney at 202-260-3933, or David Hannemann at 202-260-3961.

Sincerely,



John W. Melone, Director  
National Program Chemicals Division



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