

ExxonMobil Chemical Company

Films Business
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Macedon, New York 14502-9179
315 966 1000 Telephone

VIA E-MAIL ONLY



January 15, 2010

Cheryl Caudill
Multi-Plastics
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Dear Customer:

This is in response to your inquiry concerning ExxonMobil Chemical Company – Films Business' product:

Bicor[®] 100 AB-X, 120 AB-X, 110 ASB-X, 150 ASB-X, 170 ASB-X, 210 ASB_X, 85 AXT, 110 AXT, 125 BSR-ONE, 140 BSR-ONE, 100 BSR-ONE

These ExxonMobil products for food packaging applications are produced with olefin polymers which have been certified by our suppliers to be in compliance with the Federal Food and Drug regulations under 21 CFR 177.1520. Similarly, the coatings used to produce this product are in compliance with 21 CFR 175.320. As such the above listed films may be used with all food types (FDA's Food Types I-IX¹) under Conditions of Use C ("Hot filled or pasteurized above 150o F") through H² ("Frozen or refrigerated storage: Ready-prepared foods intended to be reheated in container at time of use²).

If food type or contact temperature conditions differ from those cited above, please contact your ExxonMobil representative for further information. This letter applies to all gauges of the aforementioned ExxonMobil products.

This document is valid for one year after the date of issuance, or until a change in the relevant legislation or regulation, if this occurs sooner than one year.

Be advised that ExxonMobil Chemical, Films Business' packaging films and packaging components fully comply with all CONEG legislation: namely that the sum of incidental cumulative concentration level of lead, mercury, cadmium and hexavalent chromium present in any package or package component shall not exceed 100 parts per million by weight.

We declare that EXXONMOBIL Chemical Films Bicor[™], OPPalyte[™], Metallyte[™], Label-Lyte[™], Digilyte[™] and Hicor[™] films comply with :

Directive 2002/95/EC on the restriction of the use of certain hazardous substances in electrical and electronic equipment (**RoHS**)

- mercury, cadmium, lead, chromium VI
- PBB (polybrominated biphenyls)

- PBDE (polybrominated diphenyl ethers) (Including DecaBDE) and 0.01% for Cadmium.

These products as supplied to you for your intended use, contains no substances present at any level that is, under the Statute, characterized as known to the State of California to cause cancer or to be a reproductive toxicant. This statement covers all gauges of the above named film(s).

You have asked whether there is any bisphenol A in the products you purchase from ExxonMobil. This is to advise you that our analysis has found no bisphenol A in these products with the exception of the following, **110 ASB-X, 150 ASB-X, 170 ASB-X, 210 ASB-X, 85 AXT, 110 AXT**. Bisphenol A is a precursor in preparation of one of the raw materials used in a sub-surface primer layer in these films. Our supplier informs us that there may be a small amount of residual bisphenol A in the raw material. The amount is so small, however, that even if all of it were assumed to be on the film's surface after manufacture, it would still be several orders of magnitude below any level of potential concern when translated into the "dietary equivalents" used by the FDA.¹ BPA concentrations for each of these are cover in a separate document for all products purchased by MPI.

Films produced in Europe, containing this raw material, have been tested by an accredited independent laboratory. They found no detectable levels of free BPA in those films.

You should also be aware that the above-referenced products are produced with olefin polymers which have been certified by our suppliers to be in compliance with the Federal Food Drug and Cosmetic Act and its implementing regulations under 21 CFR 177.1520 and further applicable restrictions if any. The coatings used to produce this product have been tested and meet the extractive limitations in 21 CFR 175.320 ("Resinous and polymeric coatings for polyolefin films").

In response to your inquiry concerning ExxonMobil Chemical Company – Films Business' product below and REACH legislation:

As you will be aware, the REACH legislation was only recently adopted by the European Parliament and the Council and we are now assessing the full implications of the regulation for suppliers and customers. In addition, the Technical Guidance documents on the operation of some aspects of REACH (e.g. Consortia Operation, Cost Sharing, Protection of Confidential Information, Definitions of Uses) are still under development. The regulation came into force in the EU on 1st June 2007 generating a number of activities which will need to be completed over the coming years.

Since our films are "articles" under REACH, there is only a need to take action under REACH if the film either contains a "Substance of Very High Concern" at >0.1% wt or contains a substance which is intended to be released during use. It is my best knowledge that none of our Films

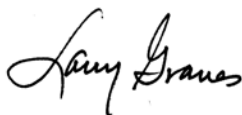
¹ In response to a recent review of BPA by the National Toxicology Program, FDA has formed a bisphenol A task force to facilitate cross-agency review of current research and new information on BPA for all FDA regulated products. Based on the Agency's ongoing review, FDA "believe[s] there is a large body of evidence that indicates that FDA-regulated products containing BPA currently on the market are safe and that exposure levels to BPA from food contact materials, including for infants and children, are below those that may cause health effects." <http://www.fda.gov/oc/opacom/hottopics/bpa.html#message>. Again, exposures resulting from our films are orders of magnitude below any level of potential concern, including NTP's preliminary findings.

products will fall into either of these categories. This is to notify you that we have evaluated the articles and concluded that there is no obligation under REACH relating to the use of our Film. Nevertheless, we will pre-register all imported substances that enter in the composition of the articles and have inquired our suppliers for their intention in view of REACH.

Specifically, we already have teams in place to develop an inventory of substances subject to registration under REACH. Employees from several ExxonMobil companies are contributing to the REACH Implementation Projects (RIPs) through the appropriate Industry Associations and we are actively involved with these industry associations in all aspects of REACH implementation. We will keep you apprised of the status of our REACH implementation activities as they unfold.

We trust that this letter is responsive to your request.

Cordially yours,



Larry Graves
Regulatory Affairs Advisor

¹ See 21 C.F.R. § 176.170(c), Table 1.

² See 21 C.F.R. § 176.170(c), Table 2.

cc: PS File-FDA