

**ExxonMobil Chemical Company**

Films Business  
729 Pittsford-Palmyra Road  
Macedon, New York 14502-9179  
315 966 1000 Telephone

VIA E-MAIL ONLY



January 15, 2010

Cheryl Caudill  
Multi-Plastics  
cherylc@multi-plastics.com

Dear Customer:

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

**Bicor<sup>®</sup> 220 AB, 310 AB, 380 AB, 420 HS, 100SLP-2**

This ExxonMobil product for food packaging applications is 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-IX<sup>1</sup>) under Conditions of Use A ("High temperature heat-sterilized") through H<sup>2</sup> ("Frozen or refrigerated storage: Ready-prepared foods intended to be reheated in container at time of use).

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 product.

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<sup>™</sup>, OPPalyte<sup>™</sup>, Metallyte<sup>™</sup>, Label-Lyte<sup>™</sup>, Digilyte<sup>™</sup> and Hicor<sup>™</sup> 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).

Please be aware that ExxonMobil Chemical Company – Films Business does not intentionally add bisphenol A to the aforementioned films and there is no reason to expect any bisphenol A to be present. In addition, we do not believe any bisphenol A is present in our manufacturing process and therefore do not test for its presence in our product. Further, while we do not believe that any bisphenol A is present in the individual components contained in the aforementioned films, we do not have definitive information from our suppliers of these components, and we do not test them for the presence of any bisphenol A.

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 1<sup>st</sup> 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 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

<sup>1</sup> See 21 C.F.R. § 176.170(c), Table 1.

<sup>2</sup> See 21 C.F.R. § 176.170(c), Table 2.

cc: PS File-FDA