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201-14913

**American  
Chemistry  
Council**  
*Good Chemistry  
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December 17, 2003

Mike Leavitt, Administrator  
U.S. Environmental Protection Agency  
P.O. Box 1473  
Merrifield, VA 22116

ATTN: Chemical Right to Know-HPV Chemical Challenge Program  
American Chemistry Council Health, Environmental, and Regulatory Task Group  
Registration Number

Dear Administrator Leavitt:

I write on behalf of the Health, Environmental and Regulatory Task Group (HERTG)<sup>1</sup> to provide an update to EPA on the status of the HERTG HPV Chemical Challenge Program commitment for Phosphoric acid, bis(2-ethylhexyl) ester, CAS No. 298-07-7 a single chemical referred to in past HERTG communications as Group 23.

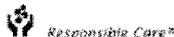
The American Chemistry Council Phosphoric Acid Derivatives Panel's December 2001 Phosphoric Acid Derivatives Category HPV submission to EPA for Phosphoric acid, 2-ethylhexyl ester (CAS No. 12645-31-7) and Phosphoric acid, tris(2-ethylhexyl) ester (CAS No. 78-42-2) covers the HPV requirements for phosphoric acid, bis(2-ethylhexyl) ester.

Commercial Phosphoric acid, 2-ethylhexyl ester (CAS No. 12645-31-7) consists of Phosphoric acid, mono(2-ethylhexyl) ester (CAS No. 1070-03-7), Phosphoric acid, bis(2-ethylhexyl) ester (CAS No. 298-07-7) and to a much lesser extent, Phosphoric acid, tris(2-ethylhexyl) ester (CAS No. 78-42-2). The predominate ester in this reaction product is the bis species which is typically present at greater than sixty wt%. Therefore, it is scientifically appropriate to apply the data submitted in the Phosphoric Acid Derivatives Category HPV submission to phosphoric acid, bis(2ethylhexyl)ester (CAS No. 298-07-7) for which the commercial product also contains predominately the bis ester and lesser amounts of both the mono and tris esters.

If you have any questions, please do not hesitate to contact the Manager for the HERTG, Sarah Loftus McLallen, at 703-741-5607 (telephone), 703-741-6091 (telefax) or sarah\_mclallen@americanchemistry.com (email).

Sincerely yours,

<sup>1</sup> The HERTG is organized under the American Chemistry Council Petroleum Additives Panel. Members of the HERTG include: Chevron Oronite Company LLC, Crompton Corporation, Ethyl Corporation, ExxonMobil Chemical Company, Ferro Corporation, Groupe SNPE, Infineum, The Lubrizol Corporation, Rhein Chemie Corporation and Rhodia, Inc.



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