



508 SW 8th Street  
Bentonville, AR 72716  
Phone 479.204.6577  
Fax 479 204.9557  
www.walmart.com

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By Overnight Courier

April 10, 2009

Document Processing Center (7407M)  
(Attn: TSCA Section 8(e) Coordinator)  
Office of Pollution Prevention and Toxics  
Environmental Protection Agency  
1201 Constitution Avenue, NW  
Washington, DC 20460-0005



Re: Consumer Products Containing Lead and/or Phthalates

Dear Sir or Madam:

Wal-Mart Stores, Inc. ("Wal-Mart") is reporting the following information in light of EPA guidance under Section 8(e) of the Toxic Substances Control Act ("TSCA").

Please be advised that, on a regular basis, Wal-Mart removes from sale toys, child care articles, and other consumer products on the basis that they may contain lead or certain phthalates at levels above those permissible under the Consumer Product Safety Improvement Act ("CPSIA"). The phthalates involved are di-(2-ethylhexyl) phthalate ("DEHP"), dibutyl phthalate, ("DBP"), benzyl butyl phthalate ("BBP"), diisononyl phthalate ("DINP"), diisodecyl phthalate ("DIDP"), and/or di-n-octyl phthalate ("DnOP"). Wal-Mart reports these numerous product removals to the Consumer Product Safety Commission ("CPSC"). These reports contain specifics on each individual recalled item. Wal-Mart intends to keep doing so. While these reports contain confidential business information, EPA may discuss the contents of these reports with the CPSC subject to applicable legal restrictions. You may contact Marc Schoem, Deputy Director of Compliance at the CPSC with respect to these reports by contacting him at [Mschoem@cpsc.gov](mailto:Mschoem@cpsc.gov) or 301-504-7520.

Wal-Mart does not concede that these product removals trigger reporting obligations under Section 8(e) of TSCA, but we are providing this information to you in light of EPA guidance under Section 8(e). Please let me know if EPA feels it needs additional information. You may contact me directly by phone at (479) 204-8667 or by email at [kyle.holifield@wal-mart.com](mailto:kyle.holifield@wal-mart.com).

Sincerely,

Kyle Holifield  
Director of Recalls, Reporting & Predictive Analysis



**CONTAINS NO CBI**

Contains No CBI

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