

INDUSTRIAL SAFETY EQUIPMENT ASSOCIATION
1901 North Moore Street
Arlington, Virginia 22209

General Membership Meeting
May 5, 1980
Arizona Biltmore Hotel
Phoenix, Arizona

PLAINTIFF'S EXHIBIT

SAG-53

M I N U T E S

I. CALL TO ORDER at 9:00 a.m. by President Crider.

II. PRESENT

L. C. Churchill	American Allsafe Co., Inc.
M. L. Stockwell	American Allsafe Co., Inc.
R. M. Thomas	Becton, Dickinson/Edmont-Wilson
J. T. Holtzberg	Becton, Dickinson/Edmont-Wilson
J. D. McStravick	Becton, Dickinson/Edmont-Wilson
K. F. Keefe	E. D. Bullard Company
W. E. Travnick	E. D. Bullard Company
C. A. Pietsch	Colgate Palmolive Company
W. F. Moon	H. S. Cover Company
L. E. Goldstein	Durafab Disposables, Inc.
T. R. Sweeney	E-A-R Corporation
L. J. Bruce	Encon Manufacturing Company
W. P. O'Connell	Encon Manufacturing Company
J. R. Liautaud	Fendall Company
R. E. Kranz	Fendall Company
K. W. Moburg	Fendall Company
G. Hiles	Ferno-Washington, Inc.
J. W. Bowers	Fibre-Metal Products Co.
S. M. Low	Flents Products Company
L. P. Frieder, Jr.	Gentex Corporation
R. M. Pell	Gentex Corporation
B. L. Shepard	Gentex Corporation
C. Lampert	Glendale Optical Company
D. Schoen	Guardian Equipment Company
J. E. Crider	INCO Safety Products Company
D. C. Dahl	INCO Safety Products Company
J. M. Lycknell	INCO Safety Products Company
J. A. Casey	INCO Safety Products Company/Granet Div.
J. C. Nelms, Jr.	INCO Safety Products Company/Miller Div.
W. K. Mercke	Junkin Safety Appliance Company
P. W. Stiegler	Klein Tools/R. H. Buhrke Division
D. Cohen	Magid Glove Manufacturing Company
R. M. Edmiston	Mine Safety Appliances Company
M. G. Hulme, Jr.	Mine Safety Appliances Company
E. W. Merry	Mine Safety Appliances Company

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R. G. Lawrence	Norton Company
B. G. Low	Norton Company
A. J. McNamara	Norton Company
N. G. Friesenborg	Parmelee Industries
L. A. Sankpill	Parmelee Industries
E. A. Pedley	Pedley-Knowles and Company
F. E. Jarecki	Pennsylvania Optical
H. W. Weiss	Pulmosan Safety Equipment Corp.
T. L. Schmidt	Rose Manufacturing Company
M. S. Damon	Rose Manufacturing Company
D. E. Houston	Safety First Industries
G. W. Herzberger, Jr.	Safety First Industries
H. B. Eklund	Safety First Industries
R. Sager	The Sager Glove Corporation
L. C. Bailey	Scott Aviation
E. J. Fierle	Scott Aviation
V. J. Clauson	Sellstrom Manufacturing Company
F. R. Seton	Seton Name Plate Corporation
G. G. Dickson	Standard Safety Equipment Company
A. R. Treveiler	Standard Safety Equipment Company
R. J. Waller	Survivair/U. S. Divers Company
H. L. Wheeler	Wheeler Protective Apparel, Inc.
W. E. Wickens	ISEA Counsel
F. E. Wilcher, Jr.	ISEA Executive Director

III. MINUTES OF NOVEMBER 15, 1979 MEETING

On motion by Mr. Wheeler, seconded by Mr. Hulme and carried, the Minutes of the November 15, 1979, General Membership Meeting were approved as previously distributed.

IV. REPORT ON MAY 4, 1980 BOARD OF TRUSTEES MEETING

President Crider stated the Board of Trustees had a very productive meeting on May 4th, and elaborated on the following highlights of the Board Meeting:

- A. The Board approved the audited Financial Report for 1979-1980, and approved a suggested Budget for 1980-1981. President Crider mentioned that if the general membership today approves the proposed Budget, there will be a 7% dues increase for the next fiscal year.
- B. In connection with membership matters, Mr. Crider reported that the Bendix Corporation, Disposables, Inc., and Bilsom International, Inc. were approved for ISEA membership. In addition he announced that William W. Clay had been elected to Honorary Membership.
- C. It was noted by the Board that the principals of the Respiratory Protection Group met on April 11th, and unanimously approved legal action against NIOSH unless modifications are made in their announced plans regarding respirator certification. Mr. Crider stated that the Board of Trustees also unanimously approved the action of the Respiratory Protection Group.

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- D. President Crider stated the Board of Trustees also approved the Head Protection Group joining with the Norton Company as co-opposers to a pending trademark registration of Rust-Oleum Corporation. The product in question is an industrial spray paint which Rust-Oleum calls "Hard Hat", and it is felt by members of the Head Protection Group that this is misleading as it gives the impression that it is intended for use on industrial helmets.
- E. Mr. Crider also announced that the Board of Trustees has recommended to the Statistical Committee that they once again poll members regarding the interest in continuing with the current Quarterly Sales Statistical Reports covering eye, head and hearing protection products. It appears that about half of the current participants are interested in continuing these activities.
- F. It was announced that the Board approved a suggested product liability seminar to be developed especially for ISEA member companies. President Crider announced that the Board will be asking the Product Liability Prevention Committee to implement this seminar.

V. STANDING COMMITTEE REPORTS

President Crider called on the Chairmen of the Standing Committees for their annual reports which are summarized below:

- A. Entertainment - John A. Casey, Chairman - Mr. Casey stated that the Entertainment Committee had an active year planning the festivities for this Annual Meeting in Phoenix. He reminded members to be sure to be on hand at 10:00 p.m. on this date for the special entertainment which has been planned in the Hospitality Room.
- B. Government Relations - Eugene W. Merry, Chairman - Mr. Merry reported on activities of the Government Relations Committee since the Mid-year Meeting in November, 1979. He elaborated on the current status of potential certification programs for personal protective equipment. He stated that OSHA has apparently withdrawn any interest they had in certifying personal protective equipment, and that the NIOSH plans continue to be unsettled. Mr. Merry went on to point out that he and the Executive Director have held a number of conferences with Dr. Purswell of OSHA, as well as with Dr. Oppold and Dr. May of NIOSH, on the certification issue. He indicated Dr. May has stated that Dr. Robbins intends to have NIOSH expand its certification activities; however, it appears nothing will transpire until NIOSH holds the planned public meeting on the Dr. Corn Report. He also pointed out that Dr. May indicated that the appeals procedure that ISEA has been seeking will be considered at the public hearing when the Corn Report is discussed. Mr. Merry then went on to point out that he had attempted to prevent the release of the February 27 and March 3 letters to respirator manufacturers. However, he indicated he was unsuccessful in this area,

and, therefore, the Respiratory Protection Group met on April 11th, and decided to proceed with legal action against NIOSH unless they rescind the actions contained in the two referenced letters. He then reported on the April 24th meeting held by NIOSH in Morgantown to explain their new approval procedures. Mr. Merry also announced that NIOSH plans to hold a meeting later this year on the Corn Report, at which time they plan to unveil some new concepts on testing and certification. Finally, he indicated that the proposed FTC Regulations on Standards and Product Certification is still up in the air, but it appears that FTC will lose this one.

- C. Membership - L. P. Frieder, Jr., Chairman - Mr. Frieder announced that his committee held its organizational meeting in March, and this was followed up by a conference call meeting of his committee in April. He pointed out the two principal assignments of the committee are to seek new ISEA members, and secondly, to encourage the active participation of existing members. He stated his committee would welcome suggestions from members.
- D. Planning - Robert M. Edmiston, Chairman - It was reported by Mr. Edmiston that the Planning Committee met on February 14th to discuss alternative methods for developing safety and health standards. He pointed out the committee concluded that ANSI appeared to be the best vehicle to continue to use for standards development, and that his committee made some recommendations to the Board of Trustees that might help expedite standards development work within ISEA. Mr. Edmiston also announced that a meeting of the Planning Committee has been scheduled for May 29th, at which time the Committee will begin exploring alternative certification programs other than NIOSH.
- E. Product Liability - Charles E. Bowers, Jr., Chairman - In the absence of Mr. Bowers, Mr. Schmidt who has been serving as Chairman of the Ad Hoc Committee on Product Liability Insurance, reported on the progress of this exciting new ISEA project. He pointed out the committee met for two days in April with a representative of Scottish and York Insurance Company and the Moody Insurance Agency of Denver. Mr. Schmidt went on to describe some of the key features and benefits of the proposed program and pointed out that participants would receive premium discounts as the program grows. He noted that the discount would amount to 30% of the initial premium once the total sales for participating members reaches \$250,000,000 annually. Mr. Schmidt went on to point out that members would receive a brochure describing the program together with a detailed application form before the end of May. He encouraged all members to carefully consider the advantages of this program.
- F. Program - R. Leo Prindle, Chairman - In the absence of Mr. Prindle, the Executive Director indicated that the Program Committee had diligently worked on the program for this year's Annual Meeting and would shortly be giving consideration to speakers for the 1980 Mid-Year Meeting.

- G. Public Relations - Lincoln C. Bailey, Chairman - Mr. Bailey pointed out that he had placed a display in the back of the meeting room which itemized the results of the ISEA Public Relations Program to date. He pointed out that the key elements this past year included an ongoing series of news releases, the placement in trade publications of several feature articles, the development of a house organ article on industrial helmets, and continued contact with the media through interviews involving the Executive Director and members of the Public Relations Committee.
- H. Quality Assurance - Orlo R. Kronberg, Chairman - In the absence of Mr. Kronberg, Mr. Wilcher announced that the Quality Assurance Committee plans to issue a questionnaire to all members to determine whether there is interest in the Association, once again, organizing a seminar on quality assurance.
- I. Statistical - Ralph G. Lawrence, Chairman - It was reported by Mr. Lawrence that a survey of members was just completed to determine whether there is interest in continuing the current three statistical programs covering eye, head and hearing protection devices. He pointed out the results demonstrated that members were about equally divided on the issue, and therefore no clear mandate was forthcoming. Accordingly, he announced that his committee would be sending participants a second letter in order to pursue this subject further before making a final decision.
- J. Traffic - Thomas W. Roy, Chairman - Reporting for Mr. Roy, Mr. Wilcher stated that the Traffic Committee has organized a conference to be held on May 22nd to discuss the implications of the Hazardous Materials Transportation Act. He reported that Lawrence W. Bierlein, Counsel for the Council for the Safe Transportation of Hazardous Articles, will be meeting with ISEA members to describe the work of his organization.

VI. PRODUCT GROUP ACTIVITIES 1979-1980

Vice President Keefe, who serves as Coordinator of Product Group Activities, reported that 1979-1980 was an active year for most ISEA Product Groups. He distributed copies of written reports of the Product Group Chairmen and announced that these would be available from the ISEA office for those members not in attendance at today's meeting.

VII. PRODUCT GROUP ELECTIONS

The Executive Director announced the results of the elections for the Product Group Chairmen for 1980-1981 as per the attached.

VIII. REPORT OF COUNSEL

Mr. Wickens stated that Howrey & Simon was prepared to move forward on May 15th with legal action against NIOSH on behalf of the Respiratory Protection Group. He pointed out, however, that he is hopeful that

modifications of the respirator approval system can be achieved through conferences with NIOSH officials rather than having to resort to the courts. Mr. Wickens also pointed out that because of the question of "standing", ISEA would be listed along with several individual member companies as filing the complaint against NIOSH. Mr. Wickens also commented on the trademark matter of the industrial spray paint "Hard Hat" as marketed by the Rust-Oleum Corporation. He stated that Howrey & Simon would be filing the necessary papers with the Trademark Office indicating that ISEA was co-opposing this matter with the Norton Company. He also announced that progress has been made in achieving the necessary registration of the ISEA logo and name with the Trademark Office. He also commented briefly on the FTC hearing held last Fall, at which time President Crider testified on the FTC proposed rulemaking dealing with standards and certification.

IX. FINANCIAL REPORT 1979-1980

The Executive Director presented the attached audited Annual Financial Report for the year ending March 31, 1980. On motion by Mr. Keefe, seconded by Mr. Moon and carried, this report was approved as presented.

X. BUDGET 1980-1981

The Executive Director presented the attached suggested Budget for the Association's Fiscal Year ending March 31, 1981. In presenting the Budget, it was noted that if this is approved, it would mean that there would be a 7% dues increase during the coming fiscal year. It was also noted that there was not a dues increase of any size during the past Fiscal Year. On motion by Mr. Houston, seconded by Mr. Churchill and carried, the Budget was approved as presented.

XI. ELECTION OF OFFICERS AND TRUSTEES

Mr. Edmiston, a member of the Nominating Committee, reported that the Committee would like to propose James E. Crider for a second one-year term as President and Kenneth F. Keefe for a second one-year term as Vice President. In addition, Mr. Edmiston stated the Nominating Committee would like to propose E. J. Fierle and N. G. Friesenborg as Trustees for three-year terms. On motion by Mr. Weiss, seconded by Mr. Sager and carried, the Report of the Nominating Committee was accepted, and the slate as presented was declared unanimously elected.

XII. ADJOURNMENT

There being no further business to come before the meeting, a motion to adjourn was adopted.

Respectfully submitted,

Frank E. Wilcher, Jr.
Frank E. Wilcher, Jr.
Executive Director

FEW:mc

Attachments

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1901 North Moore Street
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1980-81 PRODUCT GROUP CHAIRMEN AND VICE CHAIRMEN

CHAIRMAN

R. R. Wright
J. R. Liautaud
J. C. Nelms, Jr.
J. H. Kuhlman
F. J. Lotito
W. E. Travnick
C. L. Teschner
F. Seton
J. K. Loeser
L. N. Rodenhouse
D. L. Schmidt

PRODUCT GROUPS

Emergency Eyewash & Shower
Eye & Face Protection
Fall Protection
Head Protection
Hearing Protection
Industrial First Aid
Industrial Safety & Health Instruments
Industrial Warning Devices
Machinery Guards
Respiratory Protection
Safety Wearing Apparel

VICE CHAIRMAN

K. W. Moburg
G. D. Caffrey
R. M. Ladick
R. B. Pettican
S. M. Low
J. D. Mehlin
R. L. Swift

B. L. Stockton
W. H. Revoir
L. V. Ott