

**Miller, Diane M. (CDC/NIOSH/EID)**

---

**From:** cecolton@mmm.com  
**Sent:** Monday, December 07, 2009 2:01 PM  
**To:** NIOSH Docket Office (CDC)  
**Subject:** RIN: 0920-AA33, 42 CFR Part 84

**Attachments:** Extension request Dec7.pdf



Extension request  
Dec7.pdf (2...

(See attached file: Extension request Dec7.pdf)

Craig E. Colton, CIH  
Division Scientist  
Regulatory Affairs & Technical Service  
3M Occupational Health and Environmental Safety Division 3M Center Building 235 - 2E-91 St. Paul, MN  
55144-1000  
651-733-6297  
651-736-7344 Fax  
cecolton@mmm.com



December 7, 2009

NIOSH Docket Office  
Robert A. Taft Laboratories  
MS-C34  
4676 Columbia Parkway  
Cincinnati, OH 45226.  
[niocindocket@cdc.gov](mailto:niocindocket@cdc.gov).

RE: RIN: 0920-AA33, 42 CFR Part 84; Total Inward Leakage Requirements for Respirators; Notice of Proposed Rulemaking

**3M Company 2<sup>nd</sup> Request for Extension of Comment Period**

Dear Sir/Madam:

The 3M Company (hereinafter "3M") is a major manufacturer of respiratory protection products, including N95 particulate filtering facepiece respirators. This is just one class of respirators affected by the proposed rule listed above. At the public meeting on this rulemaking held on December 3, 2009, we requested that a one hundred eighty day (180) day extension (until June 28, 2010) of the comment period for this proposed rule. We are requesting this additional extension beyond the extension requested on November 28, 2009 for two reasons. The first is because NIOSH representatives requested that we submit data and information that provides more detail than provided at the meeting to support our concern that this rule is economically significant. Secondly, we require this additional extension of time to adequately analyze the impact of this proposed rule on 3M as a manufacturer and the consequences to the end user. Preliminary data from the assessment we are presently conducting and mentioned in the earlier letter indicates an extension of time would be beneficial. This is the type of assessment we believe NIOSH should have conducted before publishing this proposed rule. Finally, this additional time would minimize the impact on those resources needed to deal with the issues related to the H1N1 pandemic.

We thank you for considering this request for an extension to the comment period.

Sincerely,

A handwritten signature in black ink that reads "Craig E. Colton".

Craig E. Colton, CIH  
Division Scientist  
3M Occupational Health & Environmental Safety Division