



Arthur G. Sapper 202.263.0270
arthur.sapper@ogletree.com

January 13, 2022 ANSI Executive Standards Council via

psa@ansi.org

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

Attorneys at Law

1909 K Street NW, Suite 1000
Washington, DC 20006
Telephone: 202.887.0855
Facsimile: 202.887.0866 www.ogletreedeakins.com

Re: Comments by CPLSO on Proposed Revisions to the Current (2019) ANSI International Procedures published at www.ansi.org/news/standards-news/all-news/2021/11/11-23-21-revisions-to-the-2019-ansi-international-procedures.

Dear sirs and madams:

We respectfully comment as follows on the proposed amendments:

First Comment

- 1) Line number 712 in Section 3.1.
- 2) Undo proposed change as ANSI is international and these are international procedures. It is unreasonable to limit appeals to US Persons only. Non-U.S. Persons should equally be entitled to due process and fair treatment.
- 3) Return to original text: "Persons who have directly and materially affected interests and who have been or will be adversely affected by any action or inaction"

RESPONSE: Thank you, but disagree. The *ANSI International Procedures* governs U.S. participation at ISO by U.S. National Interested Parties through ANSI (and ANSI-Accredited U.S. TAGs). Accordingly, appeals related to this process are properly limited to U.S. National Interested Parties (as is TAG membership). Appeals related to U.S. participation at ISO, including procedural compliance with ISO's rules, would be subject to ISO's appeals procedures or, if they involve the behavior of a U.S. TAG Member, potentially the appeals process of the relevant ANSI-Accredited U.S. TAG to ISO.

Second Comment

- 1) Line number 1380 in Section B9.
- 2) Undo proposed change as ANSI is international and these are international procedures. It is unreasonable to limit appeals to US Persons only. Non-U.S. Persons should equally be entitled to due process and fair treatment.

- 3) Return to original text: “The provision of appeals is important for the protection of directly and materially affected interests

RESPONSE: Thank you, but disagree. See above.

Third Comment

- 1) Line number 1387 in Section B9.
- 2) Undo proposed change as ANSI is international and these are international procedures. It is unreasonable to limit appeals to US Persons only. Non-U.S. Persons should equally be entitled to due process and fair treatment.
- 3) Change the text to instead read as follows: “Directly and materially affected interested persons have the right.....”

RESPONSE: Thank you, but disagree. See above.

Fourth Comment

- 1) Line 1396 in Section B9.2(3).
- 2) Undo proposed change as ANSI is international and these are international procedures. It is unreasonable to limit appeals to US Persons only. Non-U.S. Persons should equally be entitled to due process and fair treatment.
- 3) Return to original text: “Appeals procedures shall provide for participation by all parties concerned....”

RESPONSE: Thank you, but disagree. See above.

Respectfully submitted,



Hugh Pratt, Ph.D., for CPLSO



Arthur G. Sapper, Counsel for CPLSO