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ALLIED BUILDING METAL INDUSTRIES, INC.

August 22, 2002

OSHA Docket Office
 Docket No. S-030
 US Department of Labor
 200 Constitution Avenue, N.W.
 Room N-2625
 Washington, DC 20210

OSHA
 DOCKET OFFICER

DATE AUG 22 2002

TIME _____

S-030
 EX. 2-9

Re: Cranes & Derricks Negotiated
 Rulemaking Advisory Committee (C-DAC)

Gentlemen:

Allied Building Metal Industries, Inc. is New York City's trade association consisting of, *inter alia*, contractors engaged in the erection of structural steel and precast concrete. Indeed Allied members, all of whom employ union Iron Workers and Operating Engineers, can be found on every sizeable New York City metropolitan area building and heavy construction project calling for the use of structural steel or precast concrete. Allied has been in existence since 1922.

Obviously Allied contractors, during the course and conduct of their business operations, require the use of all types of hoisting equipment including cranes and derricks which are the subject of the negotiated rulemaking procedure which OSHA will soon be using in order to develop its new safety standards. It is with this in mind that Allied would like to nominate for membership on the Committee, Robert Weiss. As you can see from Mr. Weiss' *curriculum vitae* (a copy of which is enclosed herewith) he possesses a unique combination of expertise which has been developed as a result of his involvement with both a construction contractor and a crane rental company.

For the past ten years, Mr. Weiss has been Vice President of Cranes, Inc., a company that was founded over sixty years ago with a small fleet of Link-Belt truck cranes and has grown to become one of the biggest and most diverse crane rental houses in the New York City metropolitan area. In this capacity he oversees the daily operations of the company, whose fleet covers a broad spectrum from carry-decks to tower cranes and includes some of the largest-capacity crawlers and all-terrain hydraulic cranes in the Northeast. To ensure that its cranes are maintained to the highest standards, Cranes, Inc. also employs a staff of factory-trained mechanics.

As project manager for A.J. McNulty, Mr. Weiss serves a steel and precast erection company that has been a family business for over fifty years and has erected many of the major buildings in New York City including the new Terminal 4 at J.F.K. airport and the award-

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winning Hayden Planetarium at the Museum of Natural History. His responsibilities include overseeing projects to completion, from bidding through closeout, and the creating and implementing his company's safety programs. Furthermore, Mr. Weiss has received the OSHA 10 hour training card as well as Subpart R Steel Erector safety training

It is thus evident that Mr. Weiss can credibly and authoritatively represent the following "interests" identified by OSHA as necessary to a successful negotiated rulemaking process:

- Companies that replace and maintain cranes and derricks;
- Crane and derrick leasing companies;
- Owner of cranes and derricks;
- Construction companies that use leased cranes and derricks; and
- Trade Associations.

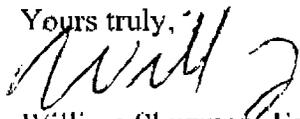
With regard to the "Trade Association interest", it should be noted that Mr. Weiss will have the added advantage of receiving input and expertise from our association's membership which, as pointed out earlier, performs work on some of the most complicated and intricate construction projects in the country. Of course, our membership also performs work on what might be referred to as "run of the mill" construction projects. Thus, Mr. Weiss, in addition to his own extensive personal experience, will be able to tap into the expertise of contractors who are well versed in the full spectrum of construction projects.

Furthermore, it should be noted that Allied representatives, while not members of the recent Steel Erection Negotiated Rulemaking Advisory Committee (SENRAC), participated at virtually every meeting and had members on three of the Committee workgroups. It was through this involvement that Mr. Weiss participated, by providing comments to various SENRAC proposals, in this previous OSHA negotiated rulemaking process. He is thus familiar with the procedure and the time commitment necessary to endure a successful C-DAC outcome and the promulgation of a new construction safety standard for the cranes and derricks portion (1926.550) of 29 CFR part 1926 Subpart N - Cranes, Derricks, Hoists, Elevators and Conveyors.

It would be appreciated if you would advise the undersigned directly, as well as Mr. Weiss of Cranes Inc., 53-20 44th Street, Maspeth NY 11378, of your decision.

Thank you.

Yours truly,


William Shuzman, Esq.
Executive Director

Cc: Robert Weiss

Via mail & fax 202-693-1648