

MEMBER NOTIFIED  
 No comments made  
 Comments attached  
 Excisions/Revisions  
 Firm has not requested further notice  
2/5/98 JB

## LOG OF MEETING

### DIRECTORATE FOR ENGINEERING SCIENCES

**SUBJECT:** Children's Sleepwear--tight-fitting requirements

**DATE OF MEETING:** December 17, 1997

**DATE OF LOG ENTRY:** December 17, 1997

**SOURCE OF LOG ENTRY:** Margaret Neily, ESME <sup>YM</sup>

**LOCATION:** CPSC, Room 715, East West Towers

**CPSC ATTENDEES:** See attached attendees list.

**NON-CPSC ATTENDEES:** See attached attendees list.

**SUMMARY OF MEETING:** Larry Martin and Mary Howell, American Apparel Manufacturers Association, shared information concerning their members' experiences in trying to market "tight-fitting" sleepwear garments. Their problems remain specifically with the dimensions allowed for the upper arm (sleeve) and the sweep (bottom edge of the top or shirt); they are too small when made with their cotton interlock fabrics. Interlocks, generally, have limited stretch (a property necessary for this style garment), but are desirable because they are popular with consumers, fit within price points, and print well.

Letters from two major manufacturers document specific problems. One describes the corporate decision to cancel their 1998 Fall and Holiday lines (of this type of garment). The other attaches return notices from a retailer; the reason for the returns was "arm sleeves too narrow". Communication from another manufacturer says that two major retailers have "grave misgivings" about this garment. One will not buy this garment unless specifications change. The other is experiencing "a great number of returns".

AAMA urged the Commission to reconsider the significant changes they recommended in earlier meetings (additions to the upper arm and sweep dimensions). They believe that without these changes, mothers will not buy the "snug-fitting" garments, and a **real, marketable** alternative to cotton T-shirts will not have been accomplished.

AAMA is prepared to go forward with the consumer education campaign when these issues are resolved and their members can offer a marketable garment. Approximately 50 - 70 companies received information about the garment labels earlier this year.

Attachments





December 15, 1997

Mary Howell  
American Apparel Manufacturers Association  
2500 Wilson Blvd., Suite 301  
Arlington, VA 22201

**Carter's**<sup>®</sup>

RE: CPSC 16CFR1615/1616 Exemption of tight fitting garments.

Dear Mary:

As we discussed, enclosed please find a sample long underwear top. It is a girl's size 12 year made from knit interlock fabric to the measurement specifications now set to take effect when the stay of enforcement expires in June, 1998.

In Carter's opinion, this product is not marketable and has therefore canceled it's 4-14 boys and girls long underwear program for the 1998 Fall and Holiday seasons. As you can imagine, this decision was not made lightly as it involves a mullet-million dollar market segment.

Sincerely,



Steve Loftin  
Director, Quality Assurance

The William Carter Company  
1124 Carver Road  
Griffin, Georgia 30223  
404-228-0930  
Fax 404-227-1744

December 5, 1997

AAMA  
Mary Howell  
2500 Wilson Blvd.  
Suite 301  
Arlington, Va 22201

Re: Enclosed are return garments for tight arms.

Dear Mary:

Enclosed please find two garments returned to us for tight arms. With this is a spec sheet that has the CPSC standard, and our measurements on sample number four (4) and five (5). Notice that the sweep is smaller than the standard, but the complaint is not about the sweep, rather the small arm.

The sample number is in the back of the neck label.

Also, I am enclosing a copy of the return authorization, which gives the name of the customer returning the garments.

I am saving all garments for further use, if needed. Call with any questions. Thanks.

Sincerely,

*David L. Buse*

David L. Buse  
Salant Corporation

SALANT CHILDREN'S APPAREL SPECIFICATIONS

|| DATE: DECEMBER 19, 1996 SEASON: FALL 97  
 || SIZES: 4 - 7 10/23 CPSC SPECS  
 || STYLES: DENTON = 276526  
 || DESCRIPTION: IN LONG PANT UNDERWEAR WITH HENLEY PLK  
 || COST REQUEST # 276-230

|| CODE: 508 OB531

CPSC STANDARD

GARMENT SIZES	SAMPLE #4	5	SAMPLE #5	+ -
CHEST (BELOW ARMHOLE)	22 1/2	23	23	1
SLEEVE LENGTH (CBN)	19 7/8	20 1/2	19 3/8	1/2
ACROSS SHOULDERS	10 3/4	11 1/8	11	1/2
ARMHOLE	12	11 3/4	12	1/2
FRONT LENGTH (HPS)	17 7/8	17 3/4	17 3/4	3/4
UPPER ARM	7	6 7/8	7	1/2
SWEEP	20	21 1/2	20	1
NECK RELAXED	15 1/4	15	15 1/2	1/2
NECK STRETCHED	22	22	22	MIN
WAIST RELAXED	18 3/4	18 1/2	18 1/2	3/4
WAIST STRETCHED	26	26	26	MIN
SEAT (2 1/2" UP)	24	24	24 1/2	1
THIGH	12 1/2	13 5/8	13 1/4	1/2
FRONT RISE	10 5/8	10 1/4	10 5/8	1/2
BACK RISE	11 1/8	11 1/4	11 1/8	1/2
OUTSEAM	27 1/4	27	27 1/2	3/4
SLV & ANKLE CUFF LENGTH	2	2 1/4	2	1/4
EEVE CUFF OPENING RELAXED	4 3/4	4 7/8	4 3/4	1/4
ANKLE CUFF OPENING RELAXED	5 1/2	6 5/8	5	1/4
PLACKET LENGTH	1 1/2	2	1 1/2	1/4



CHARGEBACK

SHIPPED FROM AT CITY STATE ZIP CODE DATE  
 STORE #101 ST. CLOUD, MN 56302 11/27/97  
 CHARGE TO THE BOXLINE

668 APPAREL CENTER  
 CHICAGO, IL 60634  
 REASON FOR RETURN FROM SUCCESS TOO MANY  
 MERCHANDISE SHIPPED TO 1114 AVENUE OF THE AMERICANS - 8TH FL.  
 NEW YORK, NY 10036  
 ATTN: ROBERT HENDEZ

RETURNED FROM OUR PURCHASE ORDER NO. 640378.3 636575.5  
 656582-5  
 RETURN AUTHORIZATION NO. 2110567  
 METHOD OF RETURN  UPS

STYLE NO.	DEPT / SIKCOR	CLASS / RETAIL	DESCRIPTION OF ITEM	QTY	UNIT COST	EXT. COST	VENDOR NUMBER
299020	43	5650	2R. PT SET	11	6.50	71.50	07882
299021	43	5650	2R. PT SET	5	6.50	32.50	07882
299021	43	5650	2R. PT SET	5	6.50	32.50	07882
297023	43	5650	2R. PT SET	5	7.50	37.50	07882
296173	43	300	2R. PT SET	11	9.00	99.00	07882
296174	43	300	2R. PT SET	11	9.00	99.00	07882
296175	43	300	2R. PT SET	11	9.00	99.00	07882
			SUBTOTAL			480.44	
			FREIGHT IN			11.46	
			FREIGHT OUT				
			TOTAL			491.90	

RETURN AUTHORIZATION REQUEST NUMBER

LOCATION	CONTROL
010	1520

FOR INQUIRY, CONTACT:  
 G.R. HERBERGER'S, INC.  
 Attn: Claims Dept.  
 P.O. BOX 1  
 ST. CLOUD, MN 56302-0120  
 320-251-5351

Prepared by Brenda Steigen  
 Approved by [Signature]  
 Shipped by [Signature]



CHARGEBACK

SHIPPED FROM STORE AT Boylston - Kirkwood CITY Boston STATE MA

ZIP CODE 02116 DATE 11-14-97

468-44

CHARGE TO

Joe Sawyer  
618 Apparel Center

MERCHANDISE SHIPPED TO

Seagard Childrens Apparel Attn: Key  
1114 Avenue of the Americas  
New York, New York 10036

REASON FOR RETURN

Measure not too small. hands went go through

RETURNED FROM OUR PURCHASE ORDER NO. 6403783

TERMS

RETURN AUTHORIZATION NO. CH 9567

METHOD OF RETURN

UPS

STYLE NO.	QTY	UNIT COST	EXT. COST	VENDOR NUMBER
299021	4	3.50	13.00	07882
299020	4	3.50	13.00	07882
SUBTOTAL		7	45.50	
FREIGHT IN			395	
FREIGHT OUT			395	
TOTAL			5340	

RETURN AUTHORIZATION REQUEST NUMBER

466023

LOCATION

CONTROL

1021

1520

Prepared by

C. A. [Signature]

Approved by

FOR INQUIRY CONTACT:  
G.R. HERBERGERS, INC.  
Attn: Claims Dept.  
P.O. BOX  
ST. CLOU,  
6302-0120

320 - 251-5351

Shipped by

[Signature]



December 15, 1997

AAMA  
Mary Howell  
2500 Wilson Blvd.  
Suite 301  
Arlington, Va 22201

Re: Enclosed are more return garments for tight arms.

Dear Mary:

Enclosed please find two more garments returned to us for tight arms. With this is a spec sheet that has the CPSC standard, and our measurements on sample number one (1) and two(2).

The sample number is in the back of the neck label, and each is a size 18 month.

Also, I am enclosing a copy of the return authorization, which gives the name of the customer returning the garments.

Please note that we have had basically, two (2) styles returned. I can get more garments of other sizes to you, but not today. I hope this is enough for your meeting tomorrow.

Call with any questions.

Sincerely,

*David L. Buse*

David L. Buse  
Salant Corporation

SALANT CHILDREN'S APPAREL SPECIFICATIONS							
DATE:		APRIL 23, 1997		SEASON:		FALL97	
SIZES:		6MO-18MO					
STYLES:		299020	299021	299022	299023		
DESCRIPTION:				CPSC COTTON UNDERWEAR			
L/S LONG PANT WELT COLLAR AND CUFFS							
CODE:		#347					
CUT # 5841				CUT # 5841		TOLERANCE	
INSTRUMENT SIZES		SAMPLE #1		SAMPLE #2		+ -	
NECK (BELOW ARMHOLE)		20		19 1/2		20 1/2 1"	
NECK DEEP		20		19 1/2		20 1"	
CROSS SHOULDER		8 7/8		8 3/4		9 3/8 1/2	
NECK LENGTH (HPS)		12 3/4		13		12 5/8 3/4	
SLEEVE LENGTH (CBN)		17 1/2		17 1/2		18 1/4 1/2	
ARMHOLE		10 1/8		10		10 1/2	
MEASURE DOWN SLV AT SHLDR FOR UPPERARM				2 5/8		NONE	
UPPERARM (SEE ATTACHED HOW TO MEAS.)		6 1/4		5 7/8		6 1/4 1/2	
NECK WIDTH (SEAM TO SEAM)		5 3/4		5 1/4		6 1/2	
NECK NECK DROP		1 1/8		1 1/8		1 1/4	
FRONT NECK DROP		2		2 1/4		2 1/8 1/4	
NECK RELAXED				12 3/4		1/2	
NECK STRETCHED		20 1/2		20 1/2		20 1/2 MIN	
SLEEVE CUFF OPENING RELAXED		4 1/8		4 1/8		4 1/4 1/4	
NECK RELAXED		17		16 12		18 1/2	
NECK STRETCHED		21 1/2		21 1/2		22 MIN	
INSEAM AT (2 1/2" UP FROM THIGH)		20 1/2		20		20 1/2 1"	
INSEAM THIGH		11 5/8		11 1/8		11 1/2 1/2	
FRONT RISE		9 1/2		8 3/4		9 1/2	
BACK RISE		9 3/4		9 3/4		9 7/8 1/2	
INSEAM TSEAM		18		17		17 3/4 3/4	
WELT CUFF OPENING		5 1/2		5 1/8		5 1/2 1/4	
SLEEVE & ANKLE CUFF LENGTH		1 3/4		1 1/2		1 3/4 1/4	
WELT LENGTH				2		1/4	



CHARGEBACK

SHIPPED FROM STORE AT ST. CLOUD, MN DATE 11/12/97 479329  
 ZIP CODE 56302  
 CHARGE TO JOE ASOXCTR MERCHANDISE SHIPPED TO SABOT CHILDRENS APPAREL  
668 APPAREL CENTER 1114 AVENUE OF THE AMERICAS - STATE  
CHICAGO, IL 60654 NEW YORK, NY 10036  
 REASON FOR RETURN ARM SLEEVES TOO NARROW ATTN: ROGER MENDEZ

STYLE NO.	DEPT / SUBCODE	CLASS / DETAIL	DESCRIPTION OF ITEM	TERMS		QTY	UNIT COST	EXT. COST	RETURN AUTHORIZATION NO.	METHOD OF RETURN	VENDOR NUMBER
				656582-5	640378.3 636575.5						
299020	435650	2R. PJ SET	11	6.50	71.50						07882
299021	435650	2R. PJ SET	5	6.50	32.50						07882
299021	435650	2R. PJ SET	5	6.50	32.50						07882
299023	430300	2R. PJ SET	5	7.50	37.50						07882
296173	430300	2R. PJ SET	11	9.00	99.00						07882
296174	430300	2R. PJ SET	11	9.00	99.00						07882
296175	430300	2R. PJ SET	11	9.00	99.00						07882
							SUBTOTAL				
							FREIGHT IN	11.16			
							FREIGHT OUT				
							TOTAL	482.46			

RETURN AUTHORIZATION REQUEST NUMBER                       
 LOCATION 010 CONTROL 1520  
 Prepared by Roger Mendez  
 Approved by CA  
 Shipped by

FOR INQUIRY, CONTACT:  
 G.R. HERBERGER'S, INC.  
 Attn.: Claims Dept.  
 P.O. BOX H 120  
 ST. CLOUD, MN 56302-0120  
 320 - 251-5351



CHARGEBACK

SHIPPED FROM STORE AT Sioux Falls SD N.D. STATE 58502 ZIP CODE

DATE 11-14-97

468244

CHARGE TO Joe Boyer

MERCHANDISE SHIPPED TO Seaford Childrens Apparel Attn: Kim

668 Apparel Center

1114 Avenue of the Americas 8th Fl

Sioux Falls, SD 57105

New York, New York 10036

REASON FOR RETURN Garment not too small. Needs to go through

RETURNED FROM OUR PURCHASE ORDER NO. 6403783

TERMS CH 9567

RETURN AUTHORIZATION NO. CH 9567 METHOD OF RETURN UPS

STYLE NO.	QTY	UNIT COST	EXT. COST	VENDOR NUMBER
299001	5	6.50	32.50	09882
299000	2	6.50	13.00	07882
SUBTOTAL				45.50
FREIGHT IN				375
FREIGHT OUT				375
TOTAL				5340

RETURN AUTHORIZATION REQUEST NUMBER 466013

LOCATION	CONTROL
<u>021</u>	<u>1500</u>

FOR INQUIRY, CONTACT: G.R. HERBERGER'S, INC. Attn: Claims Dept. P.O. BOX H 120 ST. CLOUD, MN 56302-0120 320-251-5351

Prepared by C. J. F. Approved by \_\_\_\_\_ Shipped by \_\_\_\_\_



**AMERICAN MARKETING ENTERPRISES INC.  
10 WEST 33RD STREET  
NEW YORK CITY, NEW YORK 10001  
SUITE 516  
TEL 212-279-3600 FAX. 212-279-3643  
EMAIL - AMEJILL1@AOL.COM**

TO:AAMA

FAX:1 703 522 6741

ATT:MARY HOWELL

DATE:12/3/97

RE:YOUR LETTER REGARDING THE CPSC

DEAR MS. HOWELL,

PURSUANT TO YOUR LETTER OF NOV. 14TH, 1997, I AM WRITING AS REQUESTED WITH THE FOLLOWING INFORMATION:

OUR CUSTOMERS, KIDS R US AND TARGET, HAVE EXPLAINED THAT THEY HAVE GRAVE MISGIVINGS ABOUT THIS ITEM UNDER THE NEW SPECS.

JOAN RUMFORD OF TARGET STORES TOLD US TODAY, THAT SHE WILL NOT BUY THE CATEGORY IF THE SPECS STAY AS THE CPSC DICTATES. BETH ANN LITTMAN OF KIDS R US TOLD ME THAT THEY HAVE REALIZED A GREAT NUMBER OF RETURNS OF THE ITEM BEARING THE CPSC SPECS. BOTH OF THE RETAILERS MENTIONS ABOVE ARE RESPECTED IN THE INDUSTRY FOR SELLING QUALITY MERCHANDISE. THE CONSUMER WILL FEEL THAT THE GOODS BEARING THE NEW SPECS ARE UNDERCUT AND UNDERSIZED. THIS COULD LEAD TO THE ABOVE MENTIONED RETAILERS AS BEING VIEWED TO SELL UNDERSIZED MERCHANDISE.

THIS IS THE FEED BACK FROM TWO OF OUR MAJOR CUSTOMERS. THIS WILL LEAD TO MORE OF OUR CUSTOMERS EXPRESSING THE SAME FEELINGS. THE LOSS OF SALES TO OUR COMPANY WILL HAVE AN IMPACT OF EPIC PROPORTIONS. THE CPSC FAILS TO REALIZE THAT THE CONSUMER WANTS THE CHILD TO SLEEP IN COTTON GARMENTS WITH A REASONABLE FIT. FURTHERMORE, AT THE MEETING IN WASHINGTON, THE CPSC STATED THAT DURING THE YEARS THE ORIGINAL STAY OF ENFORCEMENT SPECS WERE IN FORCE, THERE WERE NO REPORTED INCIDENTS ATTRIBUTING BURN INJURIES TO THIS ITEM.

SINCERELY,



DENNIS M. SARGENT  
VICE PRESIDENT, AMERICAN MARKETING ENTERPRISES, INC.

## Mary Howell

---

To: 'JOAN@OUTSIDE <Joan.Rumford@DHCMAIL.COM>'  
Subject: RE: CPSC NEW RULING

Thank you so much for this information. We will most definitely relay this information to the CPSC. I look forward to working with you on this. Thanks again.

-----  
From: 'JOAN@OUTSIDE <Joan.Rumford@DHCMAIL.COM>'  
To: Mary Howell  
Cc: 'TRISH@OUTSIDE <Trish.Perry@DHCMAIL.COM>'; 'GENE@OUTSIDE <Gene.Link@DHCMAIL.COM>'; 'PEGGY@OUTSIDE <Peggy.Lord@DHCMAIL.COM>'; 'TAMMY@OUTSIDE <Tammy.Nadzieja@DHCMAIL.COM>'; 'TRISH@OUTSIDE <Trish.Adams@DHCMAIL.COM>'  
Subject: CPSC NEW RULING  
Date: Monday, December 01, 1997 10:54AM

Hi Mary

I'm the buyer for all girls and boys 4-16 sleepwear and underwear at Target. I have been in contact with Margaret Neely at the CPSC on two separate occasions - both conversations lasting at least 20 minutes. Margaret is quite sure of my concerns and opinions regarding the new rulings. Just to state my position clearly :

\*I am definitely opposed to the new spec. The armhole is the most serious problem, but so are the other measurements. The garment is JUST TOO TIGHT.

I have conducted live fit sessions here at Target on all of my manufactures garments that were made to the CPSC new spec. In almost 100% of the cases - the garment is too tight on the kid. Mothers are in attendance at these fit sessions and unanimously they have said they WOULD NOT buy this size for their child.

I believe that if I buy this category made to these new specs - the guest will do one of two things - 1) she will return the garment and buy a bigger size (therefore defeating the CPSC intentions) or 2) not buy the garment. I am considering NOT BUYING this category in these specs. This would be a huge loss of volume for us.

ALL of my current vendors know my position. Some of them are being creative and trying to use rib fabrics - but the fact remains that the arms and cuffs etc. are still too tight.

I am also sure that all the other retailers that were in the meeting in Washington a year ago - also agree with this. I think it's ludicrous for the CPSC to say that the retailers are not opposed to these specs. Sears did a huge fit test that was documented on video tape which was given to the CPSC. They did this test together with representatives from all of the major retailers fit specialists in attendance.

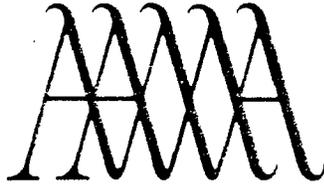
Please convey my position to the CPSC and hopefully we can get this straightened out before we put on the sales floor garments that don't fit. If you need any more information from me please feel free to call me at 612-304-6216 or e-mail me at joan.rumford@dchmail.com. Thank you Mary

Joan

P.S. Please put me on the AAMA mailing list. I did not receive this memo dated 11/14/97 from you - I received it from one of my vendors. It should be addressed to Target Stores

33 So. 6th Street  
Mpls, Mn 55402  
Attention Joan Rumford cc-11o

Also - Peggy Lord would like to be on the AAMA mailing list. She is the  
Infant/Toddler sleepwear and underwear buyer.  
Attention Peggy Lord cc-11a



AMERICAN APPAREL MANUFACTURERS ASSOCIATION

October 6, 1997

Ms. Margaret Neily  
CPSC  
Fax" 301-504-0121

Dear Margaret:

I apologize for the tardiness in responding to your fax of September 23. Allison Wolf's departure left us somewhat disorganized. I believe, however, that we now have our house in order and future CPSC work will be the responsibility of Mary Howell and myself.

In regard to the September 8 paper titled "For Discussion", we have the following thoughts:

- 1. Measurement of upper arm:** You suggest the measurement should be made halfway between the shoulder and the elbow. We suggested the measurement should be made 2" down from the sleeve seam on infant and toddler sizes up to 4T, and 3" down from the sleeve seam on larger sizes. Your indication that different measuring points could be selected for each size group would appear to allow for incorporation of our recommendation.

We also recommended that the arm measurement should be at least 2" larger than currently permitted. We see no reference to this measure in the September 8 document, and we would like to renew our recommendation.

- 2. Measurement of seat:** You leave open the question of how far above the crotch the measurement should be made. We renew our recommendation that it be made 4" above the crotch in all sizes.
- 3. Measurement of thigh:** Again, you leave open the question of how far below the crotch seam the thigh should be measured. We suggest the proper place would be 1 1/2" below the crotch seam for all sizes.
- 4. Sweep measurement on the top of a 2-piece garment:** We would like to renew our suggestion that sweep should be defined as the bottom of the top

piece of the garment, that its measurement should be equivalent to the chest. Further, we recommend that waist should be identified as the top of the bottom piece of the garment and should not be considered in measurements of the top.

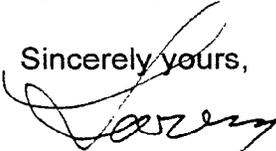
We cannot agree that the shirt of tight-fitting underwear be constructed in an hour glass shape. It is our position that if any dimension of the shirt body is less than the chest measurement, the child is going to have a very difficult time getting the garment on and off. Therefore, we feel that the minimum width on the shirt body should be no less than the chest measurement. We would like to have the sweep to be equal to the seat dimensions. However, we will agree for it to be equal to the chest dimension.

- 5. Chest measurement:** The September 8 document does not refer to chest Measurements. We renew our suggestion that the chest should be measured 1" below the armhole on all sizes.

Our members are concerned that the provisions outlined in the September 8 document are inadequate to satisfy consumer needs. Many of them have told us that unless the specifications can be changed to meet those needs, they will have no alternative but to exit that market.

We appreciate the opportunity we have had to work with you and your colleagues on the project. We hope our suggestions are helpful and, if you have any questions, please let us know.

Sincerely yours,



Larry K. Martin  
President