

This is the text of what I commented.

That FMCSA should request that the Federal Emergency Management Agency (FEMA) utilize powers under section 708 Voluntary agreements of 44 CFR 332 The Defense Production Act of 1950 as amended to apply to the manufacturing and distribution of PAP devices used in the treatment of sleep apnea as a reaction to the FDA Recall of Phillips Devices and the resulting shortage of PAP devices.

This would allow for the allocation of materials, services, and facilities as deemed necessary or appropriate to promote the national defense to:

- 1) The Secretary of Health and Human Services with respect to health resources in the distribution of available stocks of CPAP.
- 2) The Secretary of Transportation with respect to all forms of civil transportation in addressing supply chain issues faced by CPAP manufacturers in obtaining raw materials and distributing finished products.
- 3) The Secretary of Commerce for all other materials, services, and facilities, including construction materials.

Specifically, it would relieve both of the major manufacturers of CPAP from provisions of the Sherman Act anti-trust laws in that they could better communicate and collaborate in addressing needs.

This action is deemed to be in the best interests of the general public.

Bob Stanton