

**U.S. Consumer Product Safety Commission
Log of Meeting**

~~CPSC CONFIDENTIAL~~ **CLEARED for PUBLIC**
~~NUMBERS/PRVT/BLNS OR~~
~~PRODUCTS IDENTIFIED~~
~~EXEMPTED BY: PETITION~~
~~RULEMAKING ADMIN. PROCG~~
~~WITH PORTIONS REMOVED~~

SUBJECT: Section 15 Reporting Requirements

DATE OF MEETING: June 24, 2004

LOG ENTRY SOURCE: COHS – Elizabeth Gary

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LOCATION: CPSC Offices – Bethesda Towers – Room 714

CPSC ATTENDEES: Hal Stratton, James Fuller, Page Faulk, Jeffery Troutt, Pamela Weller, Barbara Parisi, Gib Mullan, Patsy Semple, Alan Schoem, Melissa Hampshire, Alan Shakin, Cary Cucinelli, John Lackey, Marc Schoem, Joe Mohorovic, Mary Toro and Eric Stone

NON-CPSC ATTENDEES: Janell Mayo Duncan, Consumers Union; Gary Klein, TIA; Mike Brown, P&G, PC; Timothy Mullin, Jr., Miles & Stockbridge, PC; David Calabrese, AHAM; Lee Bishop, G.E.; Joanne Mattiace, Joanne Mattiace Law Offices; Aaron Locker, Locker Greenberg and Brainin; Stephen Gold, NAM; Sally Greenberg, Consumers Union; Charles Samuels, AHAM; John Whalen, BNA; Sean Oberle, PSL

SUMMARY OF MEETING: Meeting with representatives of the Association of Home Appliance Manufacturers (AHAM) to discuss Section 15 reporting requirements. AHAM suggested that the current reporting guidelines could be revised to be more predictable and effective. AHAM suggested that the CPSC harmonize, where appropriate, CPSC's reporting system with the new European Union (EU) regulatory regime and cited various provisions of the EU guidelines such as those related to consumer misuse and obviousness of a hazard; adequacy of warnings and instructions; and a manufacturer's due diligence. AHAM also suggested that the CPSC reporting guidelines could be revised to allow for consideration of known failure rates of a product to the CPSC and the manufacturer. In addition, AHAM suggested that the CPSC adopt a formal internal administrative appeals process for hazard determinations. AHAM also suggested a formula based penalty policy. Finally, Wal-mart's new policy on Section 15 reporting was discussed.

AAAM / Section 15 Reporting Mtg. 6/24/04

6/24/04

Please sign in:

Name	E-mail	Phone
Janell Mayo Duncan, Consumers Union	jduncan@consumer.org	202/462-6262
GARY KLEIN, Toy Industry Assn.	gklein@toy-tia.org	202 207 3600
Ray C Faulk, Chairman's office CPSC		301 504 7625
Joe Mohorovic, OIPIA	jm	7825
MIKE BROWN, BTG, PC	MKB@Brown-Gooding.com	202/237-5183
Timothy L. Kullin, Jr, Miles & Stockbridge, PC	TKullin@MilesStockbridge.com	410-385-3641
David Calabrese, AAAM	DCALABRESE@AAAM.ORG	208-878-5955
Lee Bishop, GE	lee.bishop@ge.com	502 458 4078
Joanne E. Mattiace, Law Offices	jemlaw1@earthlink.net	202 856-1900
Ann Locher, "Locher Greenberg & Brainin"		212-391
Stephen Gold, Natl Assn of Mfrs	sgold@nam.org	202 637-3102

Sally Greenberg, Consumers Union	sgreen@consumer.org	202-462
Charles A. Daniels, AAAM board	CASAMUN@MFT12.com	6262
HAL STRATTON - CPSC		202 434 731
James Folmer		
Gib Mullan		
Patsy Sample		
Jeffrey Drouitt		
Alex H. Schoem, CPSC		301-504-7519
John Whalen, BNA		202-452-4453
Sean O'Keefe, PSL		703-289-9432
Melissa Hampshire, CPSC		
Barbara Parisi, CPSC		301-504-7900
Alan Shakin, CPSC		
Pamela Weller, CPSC		301-504-7900
Cary Cucinelli, CPSC		301-504-7662
John Lackey, CPSC		301-504-7596