



**U.S. CONSUMER PRODUCT SAFETY COMMISSION**  
WASHINGTON, DC 20207

Record of Commission Action  
Commissioners Voting by Ballot\*

Commissioners Voting: Chairman Hal Stratton  
Commissioner Nancy Nord  
Commissioner Thomas H. Moore

ITEM:

Rose Art \$300,000 Civil Penalty Settlement – CPSC Docket No. 05-C0009  
(Briefing package dated June 15, 2005, OS No. 5820)

DECISION:

The Commission voted unanimously (3-0) to accept the Settlement Agreement and Order, which would order Rose Art to pay a civil penalty of \$300,000 and requested changes to be made to a letter to Rose Art from the Commission's Office of Compliance. The Settlement Agreement and Final Order will be announced in a *Federal Register* Notice. The Office of Compliance staff negotiated a proposed agreement of \$300,000 to settle the allegations that Rose Art violated the reporting requirements of section 15(b) of the Consumer Product Safety Act (CPSA), 15 U.S.C. § 2064(b). The failure to furnish information required by section 15(b) is a prohibited act under section 19(a)(4) of the CPSA, 15 U.S.C. § 2068(a)(4). Section 20(a)(1) of the CPSA, 15 U.S.C. § 2069(a)(1), permits the imposition of civil penalties for any person who knowingly violates section 19 of the CPSA by a company's failure to report information under section 15(b).

For the Commission:

  
Todd A. Stevenson  
Secretary

Ballot vote due June 23, 2005