



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

Record of Commission Action
Commissioners Voting by Ballot*

Commissioners Voting: Chairman Hal Stratton
 Commissioner Thomas H. Moore

ITEM:

Polaris Industries Inc. – CPSC Docket No. 05-C0005, Final Civil Penalty Settlement
(Briefing package dated March 1, 2005, OS No. 4215)

DECISION:

The Commission voted unanimously (2-0) to accept the Settlement Agreement, issue the Final Order requiring Polaris Industries Inc. to pay a civil penalty of \$950,000, and publish the *Federal Register* Notice announcing the Settlement Agreement and Final Order. On January 13, 2005, the Commission provisionally accepted the Settlement Agreement in the matter of Polaris Industries Inc., (Polaris) CPSC 05-C0005, which would order Polaris Industries Inc. to pay a civil penalty of \$950,000 in settlement of two cases involving Commission staff allegations that the company violated the reporting requirements of section 15(b) of the Consumer Product Safety Act (CPSA). On January 21, 2005, the Commission published the Settlement Agreement and Order in the *FR*. In response to that publication and a news article, the Commission received two comments. The Commission's Office of Compliance staff examined two comments received and stated that comments do not alter the assessment of the proposed settlement. The Compliance staff recommended that the Commission finally accept the Settlement Agreement.

For the Commission:

A handwritten signature in black ink, appearing to read "Todd A. Stevenson".

Todd A. Stevenson
Secretary

Ballot vote due March 9, 2005