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September 12, 1973

Mr. Karl F. Wojahn
Director of Product Safety
and Quality Assurance
Kenner Products
912 Sycamore Street
Cincinnati, Ohio 45202

Dear Mr. Wojahn:

This is in response to your letter of September 6, 1973, requesting a confirmation of your understanding of 21 CFR 191b.3(b)(2)(iii) of the Federal Hazardous Substances Act Electrically Operated Toy Regulation, as discussed in our telephone conversation of September 5, 1973.

Subparagraph (b)(2)(iii) states that the shelf pack or package of a toy subject to the regulation shall be labeled to indicate any precautionary statements required by paragraph (e) of this section. This means that only the requirements of paragraph (e) for shelf packs or packages apply as indicated in subparagraph (e)(1). The statements required on the articles themselves in subparagraphs (e)(2)-(4) need not be duplicated on the package.

Please contact me or our Bureau of Compliance should you have further questions regarding this matter.

Sincerely,

Stephen Lemberg
Attorney
Office of the General Counsel

S.Lemberg/M.Brown:epj:9/12/73

cc:
GC Chron
GC Files
Bureau of Compliance
S. Lemberg

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