



# Memorandum

**TO:** The Commission  
Alberta Mills, Secretary

**DATE:** October 1, 2021

**FROM:** Pamela J. Stone, Acting General Counsel

**SUBJECT:** Ballot Vote – Commission Vote on General Counsel Authority and Reinstatement of the September 24, 2021 Vote on the Fiscal Year 2022 Operating Plan

**BALLOT VOTE DUE:** FRIDAY October 1, 2021 at 2p.m.

On October 1, 2021, the Commission voted by poll to place consideration of the following statement before the Commission:

The General Counsel has no authority under the statutes, regulations, and procedures governing the United States Consumer Product Safety Commission, to nullify a vote of the Commission. Assuming, *arguendo*, such authority were vested, it is the opinion of the Commission that the vote on the Fiscal Year 2022 Operating Plan (Briefing Package dated September 15, 2021) was conducted in accordance with Commission procedures and practices, notwithstanding any interpretation, intent, or meaning the Commission’s Office of General Counsel (OGC) has provided to the contrary, and thus that this document was approved, as amended, on September 24, 2021.

Please indicate your vote:

1. Approve the proposed language.

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(Signature)

\_\_\_\_\_

(Date)

2. Do not approve the proposed language.

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(Signature)

\_\_\_\_\_

(Date)

3. Take other action (please specify).

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(Signature)

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(Date)