



U.S. CONSUMER PRODUCT SAFETY COMMISSION

WASHINGTON, D.C. 20207

CPSC Executive Session
January 15, 1976

1750 K Street, NW.
Washington, D.C.

Presiding: Chairman Simpson

Present : Commissioner Franklin
Commissioner Kushner
Commissioner Newman
Commissioner Pittle

ITEM

Petition for Reconsideration of Order Denying Motion to Quash or Limit Order Requiring Access--Berven Carpet Corporation.

(Briefing materials transmitted by Office of Secretary January 8, 1976)

DECISION

On December 19, 1975, the Commission received from the Berven Carpet Corporation and Berven Rug Mills, Inc., a Petition for Reconsideration of its Order Denying Motion to Quash or Limit Order Requiring Access. Upon considering the petition and Enforcement Counsel's Answer in Opposition to Petition for Reconsideration of Order, the Commission denies the Petition and approved the order attached hereto.

VOTE

Concurring: Chairman Simpson

R. Simpson

Commissioner Franklin

B. Franklin

Commissioner Kushner

J. Kushner

Commissioner Newman

C. Newman

Commissioner Pittle

R.D. Pittle

Submitted by:
Commissioner Kushner
2-24-76

UNITED STATES OF AMERICA
BEFORE CONSUMER PRODUCT SAFETY COMMISSION

COMMISSIONERS: Richard O. Simpson, Chairman
Barbara Hackman Franklin
Lawrence M. Kushner
Constance B. Newman
R. David Pittle

In the Matter of
BERVEN CARPETS CORPORATION,
a corporation, and
BERVEN RUGS MILLS, INC.,
a corporation.

ORDER DENYING PETITION FOR RECONSIDERATION OF ORDER DENYING
MOTION TO QUASH OR LIMIT ORDER REQUIRING ACCESS

On December 19, 1975, Berven Carpets Corporation and Berven Rugs Mills, Inc. (hereinafter Berven), filed its Petition for Reconsideration of the Commission's Order Denying Berven's Motion to Quash or Limit the Commission's Order Requiring Access.

This Petition raises only questions which have been argued previously by Berven before this Commission. Berven has failed therefore, to establish grounds for this Petition. (Section 3.55 Federal Trade Commission's Procedures and Rules of Practice).

Accordingly, this Petition is denied.

ORDERED this 16th day of January, 1976.

FOR THE COMMISSION



SHELDON D. BUTTS

Acting Secretary

Consumer Product Safety Commission



U.S. CONSUMER PRODUCT SAFETY COMMISSION
WASHINGTON, D.C. 20207

Record of Commission Action
Commissioners Voting by Ballot
January 15, 1976

Petition for Reconsideration of Order Denying Motion to Quash or
Limit Order Requiring Access--Berven Carpet Corporation

The Commission voted 5-0 to deny the petition and to approve the draft order denying the petition. Voting to deny were Chairman Simpson, Commissioners Franklin, Kushner, Newman and Pittle.

For the Commission:

Sadye E. Dunn

Sadye E. Dunn
Secretary