United States
Consumer Product Safety Commission

Record of Commission Action
Commissioners Voting by Ballot*

Commissioners Voting: Chair Alexander D. Hoehn-Saric
Commissioner Dana Baiocco
Commissioner Peter A. Feldman
Commissioner Richard Trumka Jr.
Commissioner Mary Boyle

ITEM:

Segway Powersports Inc. Recommendation to accept $5 million settlement for alleged violations of the Consumer Product Safety Act
(Briefing package dated August 10, 2022, OS No. 0143)

DECISION:

The Commission voted (4-0-1) to provisionally accept under 16 C.F.R. § 1118.20(d), the Settlement Agreement and Order, which orders Segway Powersports, Inc. to pay a civil penalty of $5 million, with all but $1,250,000 suspended, to be paid over 60 calendar days, and to take other remedial actions. The provisional Settlement Agreement and Final Order will be announced in the Federal Register. The Division of Enforcement and Litigation (CEL) in the Office of Compliance and Field Operations negotiated the proposed settlement agreement. The agreement resolves staff allegations that Segway Powersports, Inc. knowingly violated section 19(a)(1) of the Consumer Product Safety Act by importing 152 all-terrain vehicles ("ATVs") not in conformity with a consumer product safety standard enforced by the Commission.

Chair Hoehn-Saric, and Commissioners Baiocco, Trumka, and Boyle voted to provisionally accept the Settlement Agreement and Order and announce its acceptance in the *Federal Register*.

U.S. Consumer Product Safety Commission
4330 East-West Highway
Bethesda, MD 20814
cpsc.gov

National Product Testing & Evaluation Center
5 Research Place
Rockville, MD 20850

This memorandum was prepared by the CPSC staff. It has not been reviewed or approved by, and may not necessarily reflect the views of, the Commission.

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Commissioner Feldman voted to take other action (see attachment).

For the Commission:

ABIOYE MOSHEIM

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Date: 2022.08.24 10:37:32 -04'00'

Abioye Mosheim
Acting Commission Secretary

*Ballot vote due August 22, 2022. (On August 15, 2022, Chair Hoehn-Saric exercised his rights under the *Decision Making Procedures* to postpone the due date of this vote by three days.)

Attachment from Commissioner Feldman
Statement from Chair Hoehn-Saric
Statement from Commissioner Trumka
Statement from Commission Feldman

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