



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

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Record of Commission Action
Commissioners Voting by Ballot*

Commissioners Voting: Chairman Hal Stratton
 Commissioner Thomas H. Moore
 Commissioner Mary Sheila Gall

ITEM:

Turbo Power Inc. – Request for Subpoena
(Briefing package dated September 21, 2004, OS No. 5873)

DECISION:

The Commission voted unanimously (3-0) to issue (as attached to the briefing package) a Subpoena Compelling Attendance, Testimony, and Production of Documents to Turbo Power, Inc., pursuant to the Commission's authority to issue Subpoenas under section 27(b) of the Consumer Product Safety Act ("CPSA"), 15 U.S.C. § 2076(b) and 16 C.F.R. Part 1118. The Subpoena will assist the Commission Office of Compliance staff's investigation of an alleged violation of the reporting requirements of Section 15(b) of the Consumer Product Safety Act (CPSA), 15 U.S.C. § 2064(b), by Turbo Power Inc. (Turbo). Turbo imported and distributed hair dryers that were not equipped with an immersion protection device to prevent electrocution if the units contacted water. The staff has asked the company on a number of occasions for information needed to assess Turbo's responsibility for its failure to report this matter to the Commission. Turbo has not provided the requested information. The party to be subpoenaed is Mr. Damiano Petruccelli, Sr., President, Turbo Power Inc., Flushing, New York.

For the Commission:

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

Todd A. Stevenson
Secretary

* Ballot vote due September 30, 2004