



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

~~**FOR OFFICIAL USE ONLY**~~ *sh*

Record of Commission Action
Commissioners Voting by Ballot*

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

ITEM:

Murray, Inc., \$375,000 Civil Penalty Settlement
(Briefing package dated July 3, 2003, OS#3930)

DECISION:

The Commission voted unanimously (3-0) to provisionally accept the Settlement Agreement and Order, which would order Murray, Inc., to pay a civil penalty of \$375,000. The Commission's Office of Compliance staff has alleged that Murray, Inc., violated the reporting requirements of section 15(b) of the Consumer Product Safety Act (CPSA), 15 U.S.C. § 2064(b), and Commission regulations at 16 C.F.R. § 1115, when the company failed to timely report to the Commission that certain riding lawnmower gas tanks could crack and leak fuel, presenting burn and fire hazards to consumers. The failure to furnish information required by section 15(b) is a prohibited act under section 19(a)(4) of the CPSA, 15 U.S.C. § 2068(a)(4). Section 20(a) of the CPSA, 15 U.S.C. § 2069(a), permits the imposition of civil penalties for a company's failure to report information under section 15(b).

For the Commission:

A handwritten signature in black ink, appearing to read "Todd A. Stevenson", is written over a large, stylized, handwritten "X" or checkmark.

Todd A. Stevenson
Secretary

* Ballot vote due July 17, 2003