

**UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION**

In the Matter of Amazon.com, Inc.,

Respondent.

CPSC Docket No. 21-2

Hon. James E. Grimes
Presiding Officer

STIPULATION OF THE PARTIES

Respondent Amazon.com, Inc. and Complaint Counsel (together, the “Parties”) hereby jointly submit this Stipulation. The Parties enter into this Stipulation for purposes of this proceeding only. The Parties do not intend any preclusive effect or for collateral estoppel to apply to this Stipulation in any other proceeding. The Parties agree that the following issues will not be litigated in this proceeding and hereby stipulate to the following:

1. For purposes of this proceeding, Amazon does not contest that the Subject Product children’s sleepwear garments, sold by third-party sellers and identified by Amazon Standard Identification Number (“ASIN”) in paragraph 21 of the Complaint (“Garments”), were tested by the CPSC and did not meet the current flammability requirements for children’s sleepwear as required under the Flammable Fabrics Act, 15 U.S.C. §§ 1191–1204 and 16 C.F.R. Parts 1615–16 (2021), and therefore meet the requirements for a substantial product hazard under Section 15 (a)(1) of the CPSA (15 U.S.C. § 2064(a)(1)).

2. For purposes of this proceeding, Amazon does not contest that the Subject Product carbon monoxide (“CO”) detectors, sold by third-party sellers and identified by ASIN in paragraph 30 of the Complaint (“CO Detectors”), failed to alarm within 15 minutes when subjected to 400 ppm of CO according to testing conducted by the CPSC, and therefore did not meet the standards

set forth in the Underwriters Laboratories (“UL”) *Standard for Single and Multiple Station Alarms*, UL 2034 (4th edition), and thus meet the requirements for a substantial product hazard under Section 15(a)(2) of the CPSA (15 U.S.C. § 2064(a)(2)).

3. For purposes of this proceeding, Amazon does not contest that the Subject Product hair dryers, sold by third-party sellers and identified by ASIN in paragraph 39 of the Complaint (“Hair Dryers”), were evaluated by the CPSC pursuant to Section 5 of UL *Standard for Safety for Household Electric Personal Grooming Appliances*, UL 859 (10th edition) or Section 6 of UL *Standard for Safety for Commercial Electric Personal Grooming Appliances*, UL 1727 (4th edition), found not to contain an immersion protection device integral to the power cord, and therefore meet the requirements for a substantial product hazard under Sections 15(a)(2) and (j) of the CPSA (15 U.S.C. §§ 2064(a)(2) and (j)). *See* 16 C.F.R. § 1120.3.

4. Notwithstanding these stipulations, Amazon reserves the right to fully contest any and all remedial relief sought by Complaint Counsel in this action.

Dated: April 26, 2022

Respectfully submitted,



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