## Via Electronic Mail

## The Honorable Jason S. Patil

U.S. Securities and Exchange Commission 100 F Street NE, Mail Stop 2585 Washington, DC 20549 ALJ@sec.gov

### Re: In the Matter of Amazon.com, Inc., CPSC Docket No. 21-2 – Amazon's Response to the March 30, 2023 Order Following Oral Argument

Dear Judge Patil:

Respondent Amazon.com, Inc. ("Amazon") respectfully submits this letter in response to your March 30, 2023 Order requesting "(1) a list of [Amazon's] social media pages, (2) a citation to [Amazon's] recalls webpage, and (3) the dimensions of the product photo accessible through the Amazon's direct notice to customers."<sup>1</sup> Amazon addresses each of these requests in turn below.

## I. Amazon's Social Media Pages

Amazon maintains social media pages across various social media platforms. Amazon's primary social media pages are accessible by visiting the following URLs:

- Facebook: https://www.facebook.com/Amazon
- **Twitter**: https://www.twitter.com/amazon
- **Instagram**: https://www.instagram.com/amazon
- LinkedIn: https://www.linkedin.com/company/amazon
- **YouTube**: https://www.youtube.com/user/amazon
- **Pinterest**: https://www.pinterest.com/amazon
- **TikTok**: https://www.tiktok.com/@amazon

Amazon also maintains separate and dedicated customer service social media pages (the "Amazon Help" pages), which are accessible by visiting the following URLs:

- **Facebook**: https://www.facebook.com/AmazonHelp
- **Twitter**: https://www.twitter.com/AmazonHelp

## II. Amazon's Recall-Related Pages

There are two recall-related pages available on Amazon.com: a publicly accessible "Product Safety and Recalls" page and a customer-specific "Your Recalls and Product Safety Alerts" page. These two pages are separate from the "Your Orders" page on Amazon.com.

<sup>&</sup>lt;sup>1</sup> *In the Matter of Amazon.com, Inc.*, CPSC Dkt. No. 21-2, Doc. No. 101, Order Following Oral Argument (Mar. 30, 2023).

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Additionally, Amazon sends direct notices regarding recalls and product safety alerts to customers via e-mail and, separately, via the Message Center of customers' Amazon accounts.

The public "Product Safety and Recalls" page on Amazon.com can be accessed at: <u>https://www.amazon.com/gp/help/customer/display.html?nodeId=GLD7VXFKV4AWU78X</u>. *See also* **Appendix A**. The page is a publicly accessible webpage that provides information about the Amazon Product Safety Team's protocol for addressing safety issues and "protect[ing] customers from risks of injury related to products sold on Amazon.com." The "Product Safety and Recalls" page also instructs users who "have a specific question about a product recall" to contact the "manufacturer" or "seller" of the product. The page further directs users to visit www.recalls.gov and the websites of the following federal government agencies "for more information on current and past recalls":

- US Consumer Product Safety Commission (CPSC)
- National Highway Traffic Safety Administration (NHTSA)
- US Food & Drug Administration (FDA)
- US Department of Agriculture (USDA)

The names of these federal government agencies appear as blue hyperlinks on the "Product Safety and Recalls" page. When the name of a listed federal government agency is clicked, users are redirected to the website of that federal government agency. For example, when a user clicks "US Consumer Product Safety Commission (CPSC)," they are redirected to https://www.cpsc.gov/.

The "Product Safety and Recalls" page can also be accessed under the "Safety Information, Recalls, Warranties, and Legal Notices" section of Amazon's "Help & Customer Service" page. Additionally, when a user searches "recall," "recalls," "product safety," "product safety alerts" or other related keywords on Amazon.com, a hyperlinked banner titled "Recall and product safety alerts" appears at the top of the search results page. When "More information" under the banner is clicked, users are redirected to the "Product Safety and Recalls" page. Finally, the "Product Safety and Recalls" page is also accessible via index searches on major Internet search engines.

In addition to the public "Product Safety and Recalls" page, Amazon customers also have access to a dedicated and personalized "Your Recalls and Product Safety Alerts" page,<sup>2</sup> where customers can view information regarding products in their order history that have been the subject of a recall or product safety alert.

For every product purchased by a customer that has been the subject of a recall or product safety alert since June 1, 2021, the "Your Recalls and Product Safety Alerts" page displays the name of the product, an icon photograph of the product, the date that the product was purchased, the date that the recall or product safety alert was issued, instructions to stop using the product, and, in some cases, additional "important safety information" indicating that a regulatory agency,

<sup>&</sup>lt;sup>2</sup> The "Your Recalls and Product Safety Alerts" page was launched on August 8, 2022, after Amazon's direct notices were sent to purchasers of the Subject Products. Nonetheless, information about the Subject Products is currently available on the "Your Recalls and Product Safety Alerts" page of all purchasers of the Subject Products.

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such as the CPSC, "has informed [Amazon] that the product listed may not meet current mandatory or voluntary safety standards." The "important safety information" notice also includes the following instructions: "If you still have this product, we urge you to stop using it immediately. If you made this purchase for someone else, please notify the recipient immediately and provide them with the information." *See*, e.g., **Appendix B**.

The dedicated and personalized "Your Recalls and Product Safety Alerts" page is accessible to Amazon customers in several ways:

- Customers can view their personalized "Your Recalls and Product Safety Alerts" page by visiting <u>https://www.amazon.com/your-product-safety-alerts</u>.
- Customers can also visit their personalized "Your Recalls and Product Safety Alerts" by clicking "Your Recalls and Product Safety Alerts" under the "Let Us Help You" column of the website footer of Amazon.com. The website footer featuring the link to the "Your Recalls and Product Safety Alerts" page is available on all pages on Amazon.com.
- When a customer searches "recall," "recalls," "product safety," "product safety alerts," or other related keywords on Amazon.com, a hyperlinked banner titled "Recall and product safety alerts" appears at the top of the search results page. When the banner is clicked, users are redirected to their personalized "Your Recalls and Product Safety Alerts" page.
- If a customer has purchased a product that has either been recalled or otherwise been the subject of a product safety alert issued by Amazon's Product Safety team, a hyperlinked banner will appear on the customer's "Your Orders" page stating that a product that they have purchased has been the subject of a recall or product safety alert. When the banner is clicked, users are redirected to their personalized "Your Recalls and Product Safety Alerts" page.

## III. Product Photos on Amazon's "Your Orders" Page

The direct notices sent to purchasers of the Subject Products included an "Order ID" that appeared as a clickable link in blue text. Purchasers who clicked on the link would be redirected to the "Your Orders" page of their Amazon.com account, where they could view "an icon photograph of the Subject Product" along with other information necessary to help the purchaser to identify the product.<sup>3</sup>

The "icon photograph" of products on the "Your Orders" page of purchasers' Amazon.com accounts is 90 x 90 pixels and allows purchasers to identify the product visually. The physical size measurement of the icon photograph (*e.g.*, its size in inches) will vary depending on the

<sup>&</sup>lt;sup>3</sup> *In the Matter of Amazon.com, Inc.*, CPSC Dkt. No. 21-2, Doc. No. 91, Declaration of Lauren Ann Shrem in Support of Amazon's Opposition to Complaint Counsel's Motion for Summary Decision at ¶¶ 9-10 (Oct. 14, 2022).

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system settings of the device used by a purchaser to view the icon photograph. For an illustrative example of an image and other information available on the "Your Orders" page of customers who have purchased a product that has been the subject of a recall or product safety alert, *see* **Appendix C**. Across all devices, Amazon.com's interface allows purchasers to use the zoom feature of the web browser on their device to enlarge or reduce the size of the icon photograph as desired.

Respectfully submitted,

Sarah Wilson

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Counsel for Respondent

Attachments	Appendix A; Appendix B; Appendix C	
cc:	Secretary Alberta Mills <amills@cpsc.gov> Mr. Benjamin Ristau <ristaub@sec.gov> All Counsel of Record</ristaub@sec.gov></amills@cpsc.gov>	

# Appendix A



## Help & Customer Service

#### All Help Topics

Safety Information, Recalls, Warranties, and Legal Notices

About Manufacturer's Warranties

Product Safety and Recalls Lithium-Ion Battery Safety California Proposition 65 Radio Frequency Devices About Recycling Electronics Monthly Warranty Subscriptions

#### Quick solutions

- -

Track or cancel orders Returns & Refunds

Your Orders

Exchange or return items



Manage Prime Cancel or view benefits



Payment Settings Add or edit payment methods

Carrier Info Shipping carrier information

Account Settings Change email or password

### Find more solutions

Q

## Ordering > Safety Information, Recalls, Warranties, and Legal Notices > Product Safety and Recalls

Our Product Safety Team investigates and acts on reported safety complaints and incidents to protect customers from risks of injury related to products sold on Amazon.com.

## **Product Safety**

We monitor the products sold on our website for product safety concerns.

In concerning situations, we may do the following:

- Remove the product from the website.
- Contact sellers and manufacturers for more information.
- Put warnings on the product detail page.
- Take other actions depending on the situation.
- Report product safety concerns to relevant government agencies. This will strengthen their safety data and help with any necessary recalls.

## Recalls

We monitor public recall alert websites. We also learn of recalls from manufacturers and sellers. When we learn of a recall, we stop all impacted product offerings and hold any related stock in our Fulfillment Centers. We also contact customers that bought such products and sellers that may have offered such products, to tell them about the recall.

Amazon Business Customers: If your Amazon Business account has multiple users, we contact both the purchasing user and their account administrator when we learn of a recall.

If you have a specific question about a product recall, contact the product manufacturer. If you can't reach them, contact the seller. For more information about third-party sellers on Amazon, see Ordering from a Third-Party seller. For Amazon-owned brands (such as Kindle, Amazon Elements, etc.), contact us.

For more information on current and past recalls, see the following external sites:

- www.recalls.gov (US government recalls)
- US Consumer Product Safety Commission (CPSC)
- National Highway Traffic Safety Administration (NHTSA)
- US Food & Drug Administration (FDA)
- US Department of Agriculture (USDA)

Was this information helpful?

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#### Get to Know Us

Careers

Amazon Newsletter

About Amazon

Accessibility

Sustainability

**Press Center** 

**Investor Relations** 

Amazon Devices

Amazon Science

#### Make Money with Us

Sell products on Amazon Sell apps on Amazon Supply to Amazon

Protect & Build Your Brand

Become an Affiliate

Become a Delivery Driver

Start a package delivery business

Advertise Your Products

Self-Publish with Us

Host an Amazon Hub > See More Ways to Make

Money

#### Amazon Payment Products

Amazon Rewards Visa Signature Cards Amazon Store Card Amazon Secured Card Amazon Business Card Shop with Points Credit Card Marketplace **Reload Your Balance** Amazon Currency Converter

United States

#### Let Us Help You

Amazon and COVID-19

Your Account

Your Orders

Shipping Rates & Policies

Amazon Prime

Returns & Replacements

Manage Your **Content and Devices** 

Your Recalls and **Product Safety** Alerts

Help

#### amazon

Amazon Music Stream millions of songs

Amazon Business Everything For Your Business

Audible Original Audio Performances

Goodreads Book reviews

Shopbop Design Fashion Brands

eero WiFi Stream 4K Video in Every Room

Amazon Advertising Find, attract, and engage customers

Amazon Fresh Groceries & More Right To Your Door

**Book Depository** Books With Free Delivery Worldwide

IMDb Movies, TV & Celebrities

Amazon Warehouse Great Deals on Quality Used Products

Blink Smart Security for Every Home 6pm Score deals on fashion brands

AmazonGlobal Ship Orders Internationally

Box Office Mojo Find Movie Box Office Data

IMDbPro Get Info Professionals Need

Whole Foods Market America's Healthiest

Neighbors App Real-Time Crime & Safety Alerts AbeBooks Books, art & collectibles

Home Services Experienced Pros Happiness Guarantee

ComiXology Thousands of Digital Comics

Kindle Direct Publishing Indie Digital & Print Publishing Made Easy

Woot! Deals and Shenanigans

Amazon Subscription Boxes Top subscription boxes – right to your door

ACX Audiobook Publishing Made Easy

Amazon Ignite Sell your original Digital Educational Resources

DPReview Digital Photography

Amazon Photos **Unlimited Photo** Storage Free With Prime

Zappos Shoes &

PillPack Pharmacy Simplified Sell on Amazon

Amazon Web Services Scalable Cloud Computing

Fabric Sewing, Quilting & Knitting

Prime Video Direct Video Distribution Made Easy

Ring Smart Home Security Systems

Amazon Renewed vou can trust

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🕀 English

Grocery Store

# Appendix B



Manage Returns/Refunds

#### Product Safety Alert: Feb 23, 2023

Stop using the following item because of a potential safety issue. Visit the public recall notice for more guidance.



COSORI Air Fryer(100 Recipes),5.8Qt Electric Hot Air Fryers XL Oven Oilless Cooker,11 Cooking Preset,Preheat&Shake Remind,LED Digital Touchscreen,Nons Product Safety Alert: Feb 23, 2023

#### ∧ Hide important safety information

The U.S. Consumer Product Safety Commission (CPSC) has informed us that the product listed may not meet current mandatory or voluntary safety standards.

If you still have this product, we urge you to stop using it immediately.

If you made this purchase for someone else, please notify the recipient immediately and provide them with the information.

# Appendix C

ORDER PLACED May 13, 2019	total \$105.99	SHIP TO	ORDER # View order details	View invoice
	COSORI Air Fryer(100 Recipes),5.8Qt Electric Hot Air Fryers XL Oven Oilless Cooker,11 Cooking Preset,Preheat&Shake Remind,LED Digital Touchscreen,Nonstick Basket,2-Year Warranty,ETL/UL Certified,1700W Return and product support eligibility View your item		Write a produc	ct review
Archive order				