

UNITED STATES OF AMERICA
Before the
CONSUMER PRODUCT SAFETY COMMISSION
Washington, D.C. 20549

CPSC Docket No. 21-2

October 13, 2022

In the Matter of :
 :
Amazon.com, Inc. : ORDER

The Consumer Product Safety Commission (CPSC) instituted this proceeding against Amazon.com, Inc. (Amazon) with the filing of a complaint on July 14, 2021. The complaint was published in the Federal Register on July 21, 2021. 86 Fed. Reg. 38,450. The proceeding was assigned to a Securities and Exchange Commission (SEC) Administrative Law Judge (ALJ) on September 22, 2021, and a number of procedural steps ensued. It was reassigned to the undersigned on September 7, 2022, following the departure from the SEC of the previous presiding ALJ.

On September 22, 2022, Amazon filed a motion *in limine* to exclude the CPSC's proffered expert witness Sharon R. White. The CPSC filed an opposition on October 3, 2022. Under consideration is Amazon's October 12, 2022, request to file a reply. The CPSC's Rules of Practice provide discretion to the presiding ALJ to permit reply briefing. *See* 16 C.F.R. § 1025.1, .23(c). Amazon argues that the opposition contains new matter, to which it should have an opportunity to respond.

Accordingly, Amazon has shown good cause to file a reply. It should file the reply by October 21, 2022.

IT IS SO ORDERED.

/S/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge