

death; or that TBC knowingly violated the reporting provisions of section 15(b) of the CPSA, 15 U.S.C. 2064(b) pursuant to section 19(a)(4) of the CPSA, 15 U.S.C. 2068(a)(4).

24. The Commission may publicize the terms of the Settlement Agreement and Order.

25. The Settlement Agreement and Order shall be placed on the public record and shall be published in the Federal Register in accordance with the procedure set forth in 16 CFR § 1118.20(e). If, within 15 days of publication, the Commission has not received any written request not to accept the Settlement Agreement and Order, the Settlement Agreement and Order will be deemed to be finally accepted on the 16th day after the date it is published in the Federal Register (16 CFR § 1118.20(f)). Upon final acceptance, the Commission shall issue and serve upon TBC the attached order incorporated herein by reference.

26. Upon final acceptance of this Settlement Agreement and Order by the Commission, TBC knowingly, voluntarily, and completely waives any rights it might have only as to the allegations in this Settlement Agreement: (1) to an administrative or judicial hearing with respect to the Commission's claim for a civil penalty, (2) to judicial review or other challenge to or contest of the validity of the Commission's attached Order, (3) to a determination by the Commission as to whether a violation of section 15(b) of the CPSA, 15 U.S.C. 2064(b), has occurred, (4) to a statement of findings of fact and conclusions of law with regard to the Commission's claim for a civil penalty and (5) to any claims under the Equal Access to Justice Act. TBC reserves all rights not specifically waived above.

27. The parties further agree that the Commission shall issue the incorporated order under the CPSA, 15 U.S.C. § 2051 *et seq.* and that a violation of the Order will subject TBC to appropriate legal action.

28. Agreements, understandings, representations, or interpretations made outside this Settlement Agreement and Order may not be used to vary or contradict its terms.

The Brinkmann Corporation

Dated: August 8, 1996.

J. Baxter Brinkmann,
President.

The Consumer Product Safety Commission.

Dated: October 3, 1996.

David Schmeltzer,
Associate Executive Director, Office of Compliance.

Eric L. Stone,

Acting Director, Division of Administrative Litigation, Office of Compliance.

Jeanne M. Siebert,
Attorney, Division of Administrative Litigation, Office of Compliance.

Order

Upon consideration of the Settlement Agreement between Respondent, The Brinkmann Corporation ("TBC"), a corporation, and the staff of the Consumer Product Safety Commission; and the Commission having jurisdiction over the subject matter and TBC; and it appearing that the Settlement Agreement is in the public interest, it is

Ordered, that the Settlement Agreement be and hereby is accepted, as indicated below; and it is

Further ordered, that upon final acceptance of the Settlement Agreement, TBC shall pay to the order of the United States Treasury a civil penalty in the amount of ONE HUNDRED SEVENTH FIVE THOUSAND DOLLARS (\$175,000). The first payment of \$35,000 is due twenty (20) days after service of this Final Order upon the Respondent, TBC, and the remaining four payments of \$35,000 are due on the last day of the month for each of the four months following the initial payment. Upon the failure of TBC to make a payment or upon the making of a late payment by TBC, the entire amount of the civil penalty shall be due and payable, and interest on the outstanding balance shall accrue and be paid at the federal legal rate of interest under the provisions of 28 U.S.C. 1961 (a) and (b).

Provisionally accepted and Provisional Order issued on the 8th day of October, 1996.

By Order of the Commission:

Sadye E. Dunn,

Secretary, Consumer Product Safety Commission.

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DEPARTMENT OF DEFENSE

Office of the Secretary

Public Information Collection Requirements Submitted to the Office of Management and Budget (OMB) for Review

ACTION: Notice.

The Department of Defense has submitted to OMB for clearance, the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

Title, Applicable Forms, and OMB Control Number: Defense Federal Acquisition Regulation Supplement (DFARS) Subpart 209.1, Responsible Prospective Contractors, and DFARS 252.209.7002, Disclosure of Foreign Ownership or Control by a Foreign Government, OMB Number 704-0353.

Type of Request: Extension of a currently approved collection.

Number of Respondents: 25.

Responses Per Respondent: 1.

Annual Responses: 25.

Average Burden Per Response: 1 hour.

Annual Burden Hours: 25.

Needs and Uses: 10 U.S.C. 2536 prohibits award of a Department of Defense contract under a national security program to an entity controlled by a foreign government, if access to a proscribed category of information is necessary for the performance of the contract. This information collection is used by contracting officers to identify offers from companies controlled by a foreign government. The guidance at DFARS 209.104 (48 CFR 209.104) and the solicitation provision at DFARS 252.209-7002 (48 CFR 252.209-7002) implement the requirements of 10 U.S.C. 2536.

Affected Public: Business or Other For-Profit, Not-for-Profit Institutions.

Frequency: On occasion.

Respondent's Obligation: Mandatory.

OMB Desk Officer: Mr. Peter N. Weiss. Written comments and recommendations on the proposed information collection should be sent to Mr. Weiss at the Office of Management and Budget, Desk Officer for DoD, Room 10236, New Executive Office Building, Washington, DC 20503.

DOD Clearance Officer: Mr. William Pearce. Written requests for copies of the information collection proposal should be sent to Mr. Pearce, WHS/DIOR, 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302.

Dated: October 7, 1996.

Patricia L. Toppings,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 96-26233 Filed 10-11-96; 8:45 am]

BILLING CODE 5000-04-M

Garnishments Processing Fee

AGENCY: Department of Defense, Defense Finance and Accounting Service.

ACTION: Notice.

SUMMARY: The Department of Defense is giving notice that it will collect a fee for processing garnishments against Department of Defense civilian employees and involuntary allotment applications against active duty military