

manager with authority to act as necessary;

(viii) BJ's senior management responsibility for, and general board oversight of, CPSA compliance, including the implementation of steps to ensure that incident and injury data is reviewed and analyzed for purposes of CPSA Section 15(b) reporting;

(ix) for at least three (3) years, an annual internal audit of the effectiveness of policies, procedures, systems, and training related to CPSA compliance that evaluates opportunities for improvement, deficiencies or weaknesses, and the Firm's overall culture of compliance; and

(x) retention of all CPSA compliance-related records for at least five (5) years, and availability of such records to CPSC staff upon request.

28. BJ's shall submit a report, sworn to under penalty of perjury:

(i) describing in detail its compliance program and internal controls and the actions BJ's has taken to comply with each subparagraph of paragraph 27;

(ii) affirming that during the reporting period, BJ's has reviewed its compliance program and internal controls, including the actions referenced in subparagraph (i) of this paragraph, for effectiveness, and that it complies with each subparagraph of paragraph 27, or describing in detail any non-compliance with any such subparagraph; and

(iii) identifying the results of the annual internal audit referenced in paragraph 27(ix) and any changes or modifications made during the reporting period to BJ's compliance program or internal controls to ensure compliance with the terms of the CPSA and, in particular, the requirements of CPSA Section 15 related to timely reporting.

Such reports shall be submitted annually to the Director, Office of Compliance, Division of Enforcement and Litigation, for a period of three (3) years. The first report shall be submitted 30 days after the close of the first 12-month reporting period, which begins on the date of the Commission's Final Order of Acceptance of the Agreement, and successive reports shall be due annually on the same date thereafter.

29. Notwithstanding and in addition to the above, upon request of staff, BJ's shall promptly provide written documentation of any changes or modifications to its compliance program or internal controls and procedures, including the effective dates of the changes or modifications thereto. BJ's shall cooperate fully and truthfully with staff and shall make available all non-privileged information and materials and personnel deemed necessary by

staff to evaluate BJ's compliance with the terms of the Agreement.

30. The parties acknowledge and agree that the Commission may publicize the terms of the Agreement and the Order.

31. BJ's represents that the Agreement:

(i) is entered into freely and voluntarily, without any degree of duress or compulsion whatsoever;

(ii) has been duly authorized; and

(iii) constitutes the valid and binding obligation of BJ's, enforceable against BJ's in accordance with its terms. The individuals signing the Agreement on behalf of BJ's represent and warrant that they are duly authorized by BJ's to execute the Agreement.

32. The signatories represent that they are authorized to execute this Agreement.

33. The Agreement is governed by the laws of the United States.

34. The Agreement and the Order shall apply to, and be binding upon, BJ's and each of its parents, successors, transferees, and assigns; and a violation of the Agreement or Order may subject BJ's, and each of its parents, successors, transferees, and assigns, to appropriate legal action.

35. The Agreement, any attachments, and the Order constitute the complete agreement between the parties on the subject matter contained therein.

36. The Agreement may be used in interpreting the Order. Understandings, agreements, representations, or interpretations apart from those contained in the Agreement and the Order may not be used to vary or contradict their terms. For purposes of construction, the Agreement shall be deemed to have been drafted by both of the parties and shall not, therefore, be construed against any party, for that reason, in any subsequent dispute.

37. The Agreement may not be waived, amended, modified, or otherwise altered, except as in accordance with the provisions of 16 CFR 1118.20(h). The Agreement may be executed in counterparts.

38. If any provision of the Agreement or the Order is held to be illegal, invalid, or unenforceable under present or future laws effective during the terms of the Agreement and the Order, such provision shall be fully severable. The balance of the Agreement and the Order shall remain in full force and effect, unless the Commission and BJ's agree in writing that severing the provision materially affects the purpose of the Agreement and the Order.

(Signatures on next page)

BJ'S WHOLESALE CLUB, INC.

Dated: 9/7/2023

By: /s/

Graham Luce, BJ's Wholesale Club, Inc., EVP  
General Counsel

Dated: 9/7/2023

By: /s/

Erik Swanholt, *Foley & Lardner*, Counsel to  
BJ's Wholesale Club, Inc.

U.S. CONSUMER PRODUCT SAFETY  
COMMISSION

Mary B. Murphy, Director, Leah Ippolito,  
Supervisory Attorney, Division of  
Enforcement and Litigation

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Mark S. Raffman, Trial Attorney, Division of  
Enforcement and Litigation, Office of  
Compliance and Field Operations

## United States of America

### Consumer Product Safety Commission

*In the Matter of:* BJ'S WHOLESALE CLUB,  
INC.

*CPSC Docket No.:* 23-C0004

### Order

Upon consideration of the Settlement Agreement entered into between BJ's Wholesale Club, Inc. ("BJ's") and the U.S. Consumer Product Safety Commission ("Commission" or "CPSC"), and the Commission having jurisdiction over the subject matter and over BJ's, and it appearing that the Settlement Agreement is in the public interest, the Settlement Agreement is incorporated by reference and it is:

Provisionally accepted and this Order issued on the 29th day of September, 2023.

BY ORDER OF THE COMMISSION:

/s/

Alberta E. Mills, Secretary, U.S. Consumer  
Product Safety Commission

[FR Doc. 2023-21985 Filed 10-3-23; 8:45 am]

**BILLING CODE 6355-01-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

[Docket ID: DoD-2023-OS-0095]

### Submission for OMB Review; Comment Request

**AGENCY:** All-domain Anomaly Resolution Office (AARO), Office of the Secretary of Defense (OSD), Department of Defense (DoD).

**ACTION:** Emergency information collection notice.

**SUMMARY:** Consistent with the Paperwork Reduction Act of 1995 and its implementing regulations, this document provides notice that DoD is submitting an Information Collection

Request to the Office of Management and Budget (OMB). DoD requests emergency processing and OMB authorization to collect the information after publication of this notice for a period of six months.

**DATES:** Comments must be received by October 16, 2023.

**ADDRESSES:** The Department has requested emergency processing from OMB for this information collection request by 10 days after publication of this notice. Interested parties can access the supporting materials and collection instrument as well as submit comments and recommendations to OMB at [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting “Currently under 10-day Review—Open for Public Comments” or by using the search function. Comments submitted in response to this notice will be summarized and included in the request for OMB approval of this information collection. They will also become a matter of public record.

**FOR FURTHER INFORMATION CONTACT:** Angela Duncan, 571–372–7574, or [whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil](mailto:whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil).

**SUPPLEMENTARY INFORMATION:** The AARO Contact Form for Authorized Reporting information collection will be used to gather contact information, to include Personally Identifiable Information (PII), from members of the public. The collection is necessary to enable the All-domain Anomaly Resolution Office (AARO), Office of the Secretary of Defense, Department of Defense, to meet its statutory requirements. FY23 NDAA, Section 1673, “Unidentified Anomalous Phenomena Reporting Procedures” requires that the Secretary of Defense “issue clear public guidance for how to securely access the mechanism for authorized reporting” no later than 180 days from enactment, which was June 2023. Furthermore, Section 1683 of the FY23 NDAA requires AARO to produce a Historical Record Report detailing the historical record of the United States government relating to unidentified anomalous phenomena (UAP). To meet this requirement, AARO relies on the “AARO Contact Form” to receive reports from individuals with knowledge of potential UAP programs.

*Title; Associated Form; and OMB Number:* AARO Contact Form for Authorized Reporting; OMB Control Number 0704–AARO.

*Type of Request:* New.

*Number of Respondents:* 2,500.

*Responses per Respondent:* 1.

*Annual Responses:* 2,500.

*Average Burden per Response:* 5 minutes.

*Annual Burden Hours:* 208.

*Affected Public:* Individuals or households.

*Frequency:* On occasion.

*Respondent's Obligation:* Voluntary.

#### Request for Comments

*Comments are invited on:* (1) Whether the proposed collection of information is necessary for the proper performance of the functions of DOD, including whether the information collected has practical utility; (2) the accuracy of DOD's estimate of the burden (including hours and cost) of the proposed collection of information; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on respondents, including automated collection techniques or the use of other forms of information technology.

Dated: September 29, 2023.

**Aaron T. Siegel,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 2023–22105 Filed 9–29–23; 4:15 pm]

**BILLING CODE 5001–06–P**

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## DEPARTMENT OF ENERGY

### Senior Executive Service Performance Review Board

**AGENCY:** Department of Energy.

**ACTION:** Designation of performance review board standing register.

**SUMMARY:** This notice provides the Performance Review Board Standing Register for the Department of Energy. This listing supersedes all previously published lists of PRB members.

**DATES:** This appointment is effective as of September 29, 2023.

Bell, Melody C.  
Bishop, Tracey A.  
Budney, Michael D.  
deBeauclair, Geoffrey G.  
Dehaven, Darrel S.  
Hine, Scott E.  
Hoffman, Patricia A.  
Kremer, Kevin P.  
Lally, Brian J.  
Lee, Terri T.  
Miller, Michael P.  
Montoya, Michael W.  
Mullis, John A.  
Nelson-Jean, Nicole  
Passarelli, Derek G.  
Richards, Jocelyn E.  
Schultz, Douglas W.  
Susut, Ceren  
Turnure, James T.

### Signing Authority

This document of the Department of Energy was signed on September 29, 2023, by Henry Greene, Director of the Executive Programs Division, Office of Corporate Executive Management, Office of the Chief Human Capital Officer, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on September 29, 2023.

**Treena V. Garrett,**

*Federal Register Liaison Officer, U.S. Department of Energy.*

[FR Doc. 2023–22002 Filed 10–3–23; 8:45 am]

**BILLING CODE 6450–01–P**

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## DEPARTMENT OF ENERGY

### Senior Executive Service Performance Review Board

**AGENCY:** Department of Energy.

**ACTION:** Designation of performance review board chair.

**SUMMARY:** This notice provides the Performance Review Board Chair designee for the Department of Energy. This listing supersedes all previously published lists of Performance Review Board Chair.

**DATES:** This appointment is effective as of September 29, 2023.

Dennis M. Miotla (Primary)  
Steven K. Black (Alternate)

### Signing Authority

This document of the Department of Energy was signed on September 29, 2023, by Henry Greene, Director of the Executive Programs Division, Office of Corporate Executive Management, Office of the Chief Human Capital Officer, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to