

A. BIOGRAPHICAL INFORMATION AND QUALIFICATIONS

1. Name (Include any former names or nicknames used):

Peter Aaron Feldman

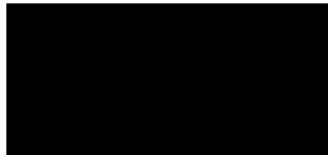
2. Position to which nominated:

Commissioner, Consumer Product Safety Commission (CPSC)

3. Date of Nomination:

June 6, 2018

4. Address (List current place of residence and office addresses):



Office:
Committee on Commerce, Science, and Transportation
United States Senate
512 Dirksen Building
Washington, DC 20510

5. Date and Place of Birth:

May 22, 1982
Cleveland, Ohio

6. Provide the name, position, and place of employment for your spouse (if married) and the names and ages of your children (including stepchildren and children by a previous marriage).

N/A

7. List all college and graduate degrees. Provide year and school attended.

J.D., *cum laude*, 2010, American University Washington College of Law

B.A., *cum laude*, 2004, Colgate University

- 8. List all post-undergraduate employment, and highlight all management-level jobs held and any non-managerial jobs that relate to the position for which you are nominated.**

U.S. Senate Committee on Commerce, Science, and Transportation
Senior Counsel, 2017 to present*
Counsel, 2011 to 2017*

Summer Associate, National Republican Congressional Committee, Office of the General Counsel, 2009 and 2010

Regional Communications Director, John McCain for President 2008, 2008*

Government Relations Associate, International Code Council, 2007†

Clerk, Subcommittee on Retirement Security and Aging of the U.S. Senate Committee on Health, Education, Labor, and Pensions, 2005 to 2006†

Legislative Assistant, Office of U.S. Senator Mike DeWine, 2004 to 2007†
Previously served as Legislative Correspondent and Staff Assistant.

* Denotes management-level jobs.

† Denotes non-managerial jobs that relate to the position for which I am nominated.

- 9. Attach a copy of your resume.**

See Attachment A.

- 10. List any advisory, consultative, honorary, or other part-time service or positions with Federal, State, or local governments, other than those listed above, within the last ten years.**

Notary Public, Washington, DC, 2010 to present.

- 11. List all positions held as an officer, director, trustee, partner, proprietor, agent, representative, or consultant of any corporation, company, firm, partnership, or other business, enterprise, educational, or other institution within the last ten years.**

None.

- 12. Please list each membership you have had during the past ten years or currently hold with any civic, social, charitable, educational, political, professional, fraternal, benevolent or religious organization, private club, or other membership organization. Include dates of membership and any positions you**

have held with any organization. Please note whether any such club or organization restricts membership on the basis of sex, race, color, religion, national origin, age, or handicap.

American Bar Association
Position: Member; Member, Antitrust Section
Dates: 2011 to present

Capitol Hill Club
Position: Member
Dates: 2006 to 2009

Children's Hospital Foundation Junior Council
Position: Member
Dates: 2014 to present

Colgate Club of Washington
Position: Member; Past President
Dates: 2004 to present

The Fund for American Studies, Alumni Council
Positions held: Chairman, Membership and Governance Committee; Member
Dates: 2009 to present

Maryland State Bar Association
Position: Member
Dates: 2011 to present

Republican National Lawyers Association
Position: Member
Dates: 2010 to present

The University Club of Washington, DC
Position: Member
Dates: 2009 to present

The United States Sailing Association (U.S. Sailing)
Position: Member
Dates: 2017 to present

No club or organization listed herein restricts membership on the basis of sex, race, color, religion, national origin, age, or handicap.

13. Have you ever been a candidate for and/or held a public office (elected, non-elected, or appointed)? If so, indicate whether any campaign has any

outstanding debt, the amount, and whether you are personally liable for that debt.

In 2010, and again in 2015, I was appointed by the mayor of the District of Columbia to be a notary public. There is no campaign debt associated with this appointment.

14. Itemize all political contributions to any individual, campaign organization, political party, political action committee, or similar entity of \$500 or more for the past ten years. Also list all offices you have held with, and services rendered to, a state or national political party or election committee during the same period.

I have held positions with, or rendered services to, national political parties and election committees over the past ten years in the following capacities:

Regional Communications Director, John McCain for President, 2008

Summer Associate, Nat'l Republican Congressional Comm., 2009 and 2010

Volunteer, Nat'l Republican Senatorial Comm., 2018

15. List all scholarships, fellowships, honorary degrees, honorary society memberships, military medals, and any other special recognition for outstanding service or achievements.

The Fund for American Studies' Kevin T. Burkett Alumni Service Award, 2011.

The Fund for American Studies' Freedom Fellowship, 2007.

Dean's Award for Highest Grade in Antitrust, Washington College of Law, 2009.

The Fund for American Studies' Institute on Philanthropy Scholarship, 2004.

Distinction in the Core Curriculum, Colgate University, 2004.

Gamma Theta Upsilon (Geography Honor Society), 2004.

The John Calvert Eisenstein Fellowship, Fellow, 1998.

16. Please list each book, article, column, or publication you have authored, individually or with others. Also list any speeches that you have given on topics relevant to the position for which you have been nominated. Do not attach copies of these publications unless otherwise instructed.

Relevant Speeches

As part of my duties as counsel to the Senate Commerce Committee, I have appeared on panels and spoken at events on matters within my job responsibilities. These include:

Remarks before the National Association of Manufacturers' CPSC Coalition: Congressional Outlook and the CPSC Transition (Nov. 2016).

Remarks at the Direct Selling Association Business and Policy Conference: Panel on Safeguarding Data in an Unsafe World (Oct. 2016).

Remarks at the Fund for American Studies Legal Studies Institute Professional Development Seminar: Lawyering on the Hill (July 2016).

Remarks at the National Business Coalition on E-Commerce and Privacy Roundtable (Apr. 2016).

Remarks at the International Consumer Product Health and Safety Organization: Panel on Product Safety Policies, Processes and Outcomes in the 114th Congress (Feb. 2016).

Remarks at the Georgetown Law Center Internet of Things Workshop: Panel on the Internet of Things Current and Future Legal Trends (June 2015).

Remarks before the Toy Industry Association: Legislative Update on Product Safety, Marketing to Children and Other Issues (May 2012).

Co-authored Publications

As part of my duties on the government relations staff of the International Code Council, I served on various councils and panels to co-author reports and white papers. These include:

BLUE RIBBON PANEL ON WILDLAND URBAN INTERFACE FIRE, REPORT ON WILDLAND URBAN INTERFACE FIRE (Apr. 2008).

FIRE SAFETY COUNCIL, WHITE PAPER ON HOME SMOKE ALARMS AND OTHER FIRE DETECTION AND ALARM EQUIPMENT (Apr. 2006).

17. Please identify each instance in which you have testified orally or in writing before Congress in a governmental or non-governmental capacity and specify the date and subject matter of each testimony.

None.

18. Given the current mission, major programs, and major operational objectives of the department/agency to which you have been nominated, what in your background or employment experience do you believe affirmatively qualifies you for appointment to the position for which you have been nominated, and why do you wish to serve in that position?

As Senior Counsel to the U.S. Senate Committee on Commerce, Science, and Transportation, I have worked to advance consumer protection issues in the Congress. I am responsible for congressional oversight of the CPSC, including its enforcement and regulatory activities, fidelity to its authorizing statutes, and stewardship of public resources. I play a key role in considering legislation that impacts the agency, including providing advice to members and staff, and working directly on the drafting and disposition of such items. Prior to joining the Commerce Committee, as a staffer for Senator Mike DeWine (R-OH), I worked directly on the Virginia Graeme Baker Pool and Spa Safety Act, a landmark safety law that is administered by the CPSC, which I consider to be among my top professional accomplishments.

In the private sector, my career includes work for the International Code Council, a not-for-profit safety organization that publishes model building codes and voluntary consensus safety standards to ensure safe and resilient structures to protect consumers. In this role, among other things, I advocated for measures to improve fire safety protections on college campuses and nursing homes as well as for federal incentives for homeowners to make hurricane and tornado mitigation improvements to their properties.

I believe that my background demonstrates a commitment to consumer protection, and consumer safety in particular. I wish to serve as Commissioner because I welcome the opportunity to continue my service to this country and believe I am well-suited to advance the agency's safety mission while ensuring fairness in the execution of its statutory duties.

19. What do you believe are your responsibilities, if confirmed, to ensure that the department/agency has proper management and accounting controls, and what experience do you have in managing a large organization?

Responsible stewardship of agency resources is a critical component of maintaining the public trust. While management of the CPSC is vested principally in the Chairman, if confirmed, I will work with the Chairman and my fellow Commissioners to ensure proper management and accounting controls. I

have not directly managed a large federal agency; however, I have extensive experience in the oversight of the management and budget of large federal agencies, including CPSC. This includes congressional review of agency spending, budget requests, performance metrics, and reports of management concerns at different agencies, as well as regular contact with the GAO and agency inspectors general.

20. What do you believe to be the top three challenges facing the department/agency, and why?

I believe the top three challenges facing CPSC are:

1. Modernizing CPSC's data collection and analysis capabilities. This challenge cuts across all aspects of the agency's mission, including the identification and assessment of incident data, the identification of hazardous consumer products for enforcement action, and efforts to improve the safety of consumer products before they reach the marketplace. The agency has traditionally relied on data from the National Electronic Injury Surveillance System to support its core mission, despite known deficiencies with respect to data quality, completeness, and timeliness. In the era of major advances in data analytics, machine learning, and artificial intelligence, now is the time to rethink how CPSC collects, analyzes and acts upon consumer safety data and to identify potential gaps in data collection.
2. Addressing e-commerce. While CPSC has focused attention on efforts to improve the safety of consumer products before they reach the marketplace, and in particular, has sought to increase its capabilities to identify and stop imported hazardous consumer products, the Commission must do more to address challenges associated with e-commerce. The agency's enforcement and regulatory posture has focused on traditional product import and distribution models and brick-and-mortar retail. With the growth of e-commerce, CPSC must reassess its market surveillance and enforcement activity to identify product hazards it might otherwise miss through traditional channels, understand the role of online platforms, and figure out how to address *de minimis* shipments.
3. Stakeholder engagement. CPSC must continue to expand outreach and education efforts to consumers, industry and other agency stakeholders about CPSC's laws, regulations, requirements and expectations.

B. POTENTIAL CONFLICTS OF INTEREST

- 1. Describe all financial arrangements, deferred compensation agreements, and other continuing dealings with business associates, clients, or customers. Please include information related to retirement accounts.**

None.

- 2. Do you have any commitments or agreements, formal or informal, to maintain employment, affiliation, or practice with any business, association or other organization during your appointment? If so, please explain.**

No.

- 3. Indicate any investments, obligations, liabilities, or other relationships which could involve potential conflicts of interest in the position to which you have been nominated.**

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Consumer Product Safety Commission's designated agency ethics official to identify any potential conflicts of interest. If confirmed, any potential conflicts of interest will be resolved in accordance with the terms of the ethics agreement that I have entered into with the Commission's Designated Agency Ethics Official. I am not aware of any other potential conflicts of interest.

- 4. Describe any business relationship, dealing, or financial transaction which you have had during the last ten years, whether for yourself, on behalf of a client, or acting as an agent, that could in any way constitute or result in a possible conflict of interest in the position to which you have been nominated.**

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Consumer Product Safety Commission's designated agency ethics official to identify any potential conflicts of interest. If confirmed, any potential conflicts of interest will be resolved in accordance with the terms of the ethics agreement that I have entered into with the Commission's Designated Agency Ethics Official. I am not aware of any other potential conflicts of interest.

- 5. Describe any activity during the past ten years in which you have been engaged for the purpose of directly or indirectly influencing the passage, defeat, or modification of any legislation or affecting the administration and execution of law or public policy.**

I currently serve as Senior Counsel at the U.S. Senate Committee on Commerce, Science, and Transportation. In this position, my professional responsibilities include working directly on the drafting and disposition of legislation and oversight of the agencies within the jurisdiction of the Committee.

In 2007 I registered as a lobbyist for my employer, the International Code Council (ICC). ICC is a not-for-profit safety and standard setting organization that promotes the universal adoption of model building codes. The general issues on which I engaged include advocacy for building safety, fire protection, and disaster planning.

6. Explain how you will resolve any potential conflict of interest, including any that may be disclosed by your responses to the above items.

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Consumer Product Safety Commission's designated agency ethics official to identify any potential conflicts of interest. If confirmed, any potential conflicts of interest will be resolved in accordance with the terms of the ethics agreement that I have entered into with the Commission's Designated Agency Ethics Official. I am not aware of any other potential conflicts of interest.

C. LEGAL MATTERS

1. **Have you ever been disciplined or cited for a breach of ethics, professional misconduct, or retaliation by, or been the subject of a complaint to, any court, administrative agency, the Office of Special Counsel, professional association, disciplinary committee, or other professional group? If yes:**
 - a. **Provide the name of agency, association, committee, or group;**
 - b. **Provide the date the citation, disciplinary action, complaint, or personnel action was issued or initiated;**
 - c. **Describe the citation, disciplinary action, complaint, or personnel action;**
 - d. **Provide the results of the citation, disciplinary action, complaint, or personnel action.**

No.

2. **Have you ever been investigated, arrested, charged, or held by any Federal, State, or other law enforcement authority of any Federal, State, county, or municipal entity, other than for a minor traffic offense? If so, please explain.**

No. In the interest of full disclosure, however, I would note: Similar to a minor traffic offense excluded by this question, on one occasion in 2017 my metro transit card could not be read by the exit turnstile/sensor and I was cited by metro authorities for failure to pay the exit fare. I paid a \$50 fine to resolve the matter.

3. **Have you or any business or nonprofit of which you are or were an officer ever been involved as a party in an administrative agency proceeding, criminal proceeding, or civil litigation? If so, please explain.**

I was a plaintiff in a small claims action against a jeweler alleging fraud. A settlement was reached in 2013 and the case was dismissed by agreement of the parties.

I was a defendant in a small claims landlord-tenant dispute in 2008 to recover a security deposit. Although the underlying matter involved the actions of a sub-lessee, the matter resulted in a judgment against me which I subsequently satisfied.

4. **Have you ever been convicted (including pleas of guilty or *nolo contendere*) of any criminal violation other than a minor traffic offense? If so, please explain.**

No.

5. **Have you ever been accused, formally or informally, of sexual harassment or discrimination on the basis of sex, race, religion, or any other basis? If so, please explain.**

No.

- 6. Please advise the Committee of any additional information, favorable or unfavorable, which you feel should be disclosed in connection with your nomination.**

None.

D. RELATIONSHIP WITH COMMITTEE

- 1. Will you ensure that your department/agency complies with deadlines for information set by congressional committees?**

Yes.

- 2. Will you ensure that your department/agency does whatever it can to protect congressional witnesses and whistle blowers from reprisal for their testimony and disclosures?**

Yes.

- 3. Will you cooperate in providing the Committee with requested witnesses, including technical experts and career employees, with firsthand knowledge of matters of interest to the Committee?**

Yes.

- 4. Are you willing to appear and testify before any duly constituted committee of the Congress on such occasions as you may be reasonably requested to do so?**

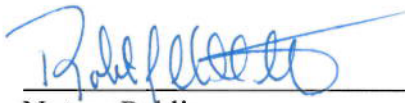
Yes.

F. Affidavit

Peter Aaron Feldman, being duly sworn, hereby states that he has read and signed the foregoing Statement on Biographical and Financial Information and that the information provided therein is, to the best of his knowledge, current, accurate, and complete.


Signature of Nominee

Subscribed and sworn before me this 11 day of June, 2018.


Notary Public



PETER A. FELDMAN

PROFESSIONAL EXPERIENCE:

U.S. Senate Committee on Commerce, Science, and Transportation, Washington, DC

Senior Counsel, 2017 to present

Counsel, 2011 to 2017

- Advise Chairman Thune (and previously Ranking Member Hutchison) on consumer protection issues, with focus on product safety, privacy, unfair and deceptive trade practices, and sports law.
- Represent Chairman Thune on Commerce Committee issues to House and Senate members and staff, as well as outside stakeholder groups.
- Conducted various investigations on matters within the Committee's jurisdiction.

Significant projects include –

- Passage into law of legislation to Protect Consumers: the Thune-Moran-Schatz Consumer Review Freedom Act (P.L. 114-258) (prohibiting consumer gag clauses); The Moran-Schumer-Thune Better Online Ticket Sales Act (P.L. 114-274) (prohibiting the use of ticket bots for live event ticket sales); and the Nelson-Thune Child Nicotine Poisoning Prevention Act (P.L. 114-12) (requiring special packaging for liquid nicotine containers).
- Passage into law of legislation to support athletes and the Olympic movement: the Feinstein-Thune-Nelson Protecting Young Victims from Sexual Abuse and Safe Sport Authorization Act of 2017 (P.L. 115-126); the Thune USA Olympians and Paralympians Act (P.L. 114-239) (excluding Olympic medals and prizes from gross income); and the Rockefeller-Thune-Blunt United States Anti-Doping Agency Reauthorization Act (P.L. 113-280) (reauthorizing and expanding the mission of USADA).

National Republican Congressional Committee, Office of General Counsel, Washington, DC

Summer Associate, 2009 and 2010

- Worked directly with NRCC legal team on matters relating to federal and state election law, campaign finance, FEC regulations, House ethics rules, media and copyright law.

John McCain for President 2008, Headquarters, Arlington, VA

Regional Communications Director, 2008

- Headed media operations for McCain-Palin presidential campaign in PA, NY and NJ. Developed communications strategy and served as on-the-record campaign spokesman.

International Code Council, Washington, DC

Government Relations Associate, 2007

- Worked to advance ICC's federal priorities and establish the organization as a leading building safety advocate.

U.S. Senator Mike DeWine, Washington, DC

Legislative Assistant, 2004 to 2006

- Advised Senator DeWine on domestic issues including manufacturing, consumer protection, and highway safety. Previously served as legislative correspondent, staff assistant, and clerk on Retirement Security & Aging Subcommittee.

EDUCATION:

American University Washington College of Law, Washington, DC

J.D., *cum laude*, December, 2010

Colgate University, Hamilton, NY

B.A., *cum laude*, in Geography and Spanish (double major), 2004

Honors: Gamma Theta Upsilon (Geography Honor Society); Distinction in the Core Curriculum

St. Albans School, Washington, DC, Diploma, 2000

BAR ADMISSIONS

Maryland (2011)

CERTIFICATIONS:

Notary Public, Washington, DC (2010)