

status as current members of the Safe Harbor Framework.

Contract Logix describes its business as providing contract management software and associated services. According to the Commission's complaint, the company has set forth on its Web site, . . . , privacy policies and statements about its practices, including statements related to its participation in the U.S.-EU Safe Harbor Framework.

The Commission's complaint alleges that Contract Logix falsely represented that it was a "current" participant in the U.S.-EU Safe Harbor Framework when, in fact, from August 2012 until May 2015, Contract Logix was not a "current" participant in the U.S.-EU Safe Harbor Framework. The company's predecessor in interest had submitted its self-certification to the U.S.-EU Safe Harbor Framework, but that self-certification had lapsed. Commerce subsequently updated the company's status to "not current" on its public Web site.

Part I of the proposed order prohibits Contract Logix from making misrepresentations about its membership in any privacy or security program sponsored by the government or any self-regulatory or standard-setting organization, including, but not limited to, the U.S.-EU Safe Harbor Framework and the U.S.-Swiss Safe Harbor Framework.

Parts II through VI of the proposed order are reporting and compliance provisions. Part II requires Contract Logix to retain documents relating to its compliance with the order for a five-year period. Part III requires dissemination of the order now and in the future to persons with responsibilities relating to the subject matter of the order. Part IV ensures notification to the FTC of changes in corporate status. Part V mandates that Contract Logix submit an initial compliance report to the FTC, and make available to the FTC subsequent reports. Part VI is a provision "sunsetting" the order after twenty (20) years, with certain exceptions.

The purpose of this analysis is to facilitate public comment on the proposed order. It is not intended to constitute an official interpretation of the proposed complaint or order or to modify the order's terms in any way.

By direction of the Commission.

Donald S. Clark,

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¹ In particular, the written request for confidential treatment that accompanies the comment must include the factual and legal basis for the request, and must identify the specific portions of the comment to be withheld from the public record. See FTC Rule 4.9(c), 16 CFR 4.9(c).

result, we encourage you to submit your comments online. To make sure that the Commission considers your online comment, you must file it at www.ftc.gov/condemnationproceedings by following the instructions on the web-based form. If this Notice appears at www.ftc.gov/condemnationproceedings / #! you also may file a comment through that Web site.

If you file your comment on paper, write "Pinger, Inc.—Consent Agreement; File No. 152 3137" on your comment and on the envelope, and mail your comment to the following address: Federal Trade Commission, Office of the Secretary, 600 Pennsylvania Avenue NW., Suite CC-5610 (Annex D), Washington, DC 20580, or deliver your comment to the following address: Federal Trade Commission, Office of the Secretary, Constitution Center, 400 7th Street SW., 5th Floor, Suite 5610 (Annex D), Washington, DC 20024. If possible, submit your paper comment to the Commission by courier or overnight service.

Visit the Commission Web site at www.ftc.gov/condemnationproceedings to read this Notice and the news release describing it. The FTC Act and other laws that the Commission administers permit the collection of public comments to consider and use in this proceeding as appropriate. The Commission will consider all timely and responsive public comments that it receives on or before September 16, 2015. You can find more information, including routine uses permitted by the Privacy Act, in the Commission's privacy policy, at www.ftc.gov/condemnationproceedings.

Analysis of Proposed Consent Order To Aid Public Comment

The Federal Trade Commission ("FTC" or "Commission") has accepted, subject to final approval, a consent agreement applicable to Pinger, Inc. ("Pinger").

The proposed consent order has been placed on the public record for thirty (30) days for receipt of comments by interested persons. Comments received during this period will become part of the public record. After thirty days, the Commission will again review the agreement and the comments received, and will decide whether it should withdraw from the agreement and take appropriate action or make final the agreement's proposed order.

This matter concerns alleged false or misleading representations that Pinger made to consumers concerning its participation in the Safe Harbor privacy frameworks agreed upon by the U.S. and the European Union ("EU") and the U.S.

and Switzerland (collectively, "Safe Harbor Frameworks"). The Safe Harbor Frameworks allow U.S. companies to transfer data outside the EU and Switzerland consistent with EU and Swiss law. To join the Safe Harbor Frameworks, a company must self-certify to the U.S. Department of Commerce ("Commerce") that it complies with a set of principles and related requirements that have been deemed by the European Commission and Switzerland as providing "adequate" privacy protection. These principles include notice, choice, onward transfer, security, data integrity, access, and enforcement. Commerce maintains a public Web site, www.ftc.gov/condemnationproceedings, where it posts the names of companies that have self-certified to the Safe Harbor Frameworks. The listing of companies indicates whether their self-certification is "current" or "not current." Companies are required to re-certify every year in order to retain their status as "current" members of the Safe Harbor Frameworks.

Pinger develops apps for mobile phones and tablets. According to the Commission's complaint, Pinger has set forth on its Web site, www.pinger.com/privacy, privacy policies and statements about its practices, including statements related to its participation in the Safe Harbor Frameworks.

The Commission's complaint alleges that Pinger falsely represented that it was a "current" participant in the Safe Harbor Frameworks when, in fact, from March 2014 until April 2015, Pinger was not a "current" participant in the Safe Harbor Frameworks. The Commission's complaint alleges that in March 2011, Pinger submitted its self-certification to the Safe Harbor Frameworks. Pinger did not renew its self-certification in March 2014 and Commerce subsequently updated Pinger's status to "not current" on its public Web site. In May 2015, Pinger recertified with Commerce and is now a current participant in the Safe Harbor Frameworks.

Part I of the proposed order prohibits Pinger from making misrepresentations about its membership in any privacy or security program sponsored by the government or any other self-regulatory or standard-setting organization, including, but not limited to, the U.S.-EU Safe Harbor Framework and the U.S.-Swiss Safe Harbor Framework.

Parts II through VI of the proposed order are reporting and compliance provisions. Part II requires Pinger to retain documents relating to its compliance with the order for a five-

year period. Part III requires dissemination of the order now and in the future to persons with responsibilities relating to the subject matter of the order. Part IV ensures notification to the FTC of changes in corporate status. Part V mandates that Pinger submit an initial compliance report to the FTC, and make available to the FTC subsequent reports. Part VI is a provision "sunsetting" the order after twenty (20) years, with certain exceptions.

The purpose of this analysis is to facilitate public comment on the proposed order. It is not intended to constitute an official interpretation of the proposed complaint or order or to modify the order's terms in any way.

By direction of the Commission.

Donald S. Clark

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FEDERAL TRADE COMMISSION

[File No. 152 3201]

One Industries Corp.; Analysis of Proposed Consent Order To Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Proposed Consent Agreement.

SUMMARY: The consent agreement in this matter settles alleged violations of federal law prohibiting unfair or deceptive acts or practices. The attached Analysis to Aid Public Comment describes both the allegations in the draft complaint and the terms of the consent order—embodied in the consent agreement—that would settle these allegations.

DATES: Comments must be received on or before September 16, 2015.

ADDRESSES: Interested parties may file a comment at www.ftc.gov/condemnationproceedings / #!

or on paper, by following the instructions in the Request for Comment part of the **SUPPLEMENTARY INFORMATION** section below. Write "One Industries Corp.—Consent Agreement; File No. 152 3201" on your comment and file your comment online at www.ftc.gov/condemnationproceedings / #! by following the instructions on the web-based form. If you prefer to file your comment on paper, write "One Industries Corp.—Consent Agreement; File No. 152 3201" on your comment and on the envelope, and mail your comment to the following address: Federal Trade Commission,