

4.9(c).<sup>1</sup> Your comment will be kept confidential only if the FTC General Counsel, in his or her sole discretion, grants your request in accordance with the law and the public interest.

Postal mail addressed to the Commission is subject to delay due to heightened security screening. As a result, we encourage you to submit your comments online. To make sure that the Commission considers your online comment, you must file it at <https://ftcpublishcommentworks.com/ftc/spychatterconsent> by following the instructions on the web-based form. If this Notice appears at <http://www.regulations.gov/#!home>, you also may file a comment through that Web site.

If you file your comment on paper, write "In the Matter of SpyChatter, Inc., a corporation, File No. 162 3251" 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 <http://www.ftc.gov> 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 March 24, 2017. You can find more information, including routine uses permitted by the Privacy Act, in the Commission's privacy policy, at <http://www.ftc.gov/ftc/privacy.htm>.

#### **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 SpyChatter, Inc. ("SpyChatter").

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 representations that SpyChatter made to consumers concerning its participation in the Asia-Pacific Economic Cooperation ("APEC") Cross Border Privacy Rules ("CBPR") system. The APEC CBPR system is a voluntary, enforceable mechanism that certifies a company's compliance with the principles in the CBPR and facilitates privacy-respecting transfers of data amongst APEC member economies. The APEC CBPR system is based on nine data privacy principles: Preventing harm, notice, collection limitation, use choice, integrity, security safeguards, access and correction, and accountability. Companies that seek to participate in the APEC CBPR system must undergo a review by an APEC-recognized Accountability Agent, which certifies companies that meet the standards.

Companies under the FTC's jurisdiction are eligible to apply for APEC CBPR certification. The names of certified companies are posted on a public-facing Web site, [www.cbprs.org](http://www.cbprs.org). Companies must re-apply annually in order to retain their status as current participants in the APEC CBPR system. A company that falsely claims APEC CBPR participation may be subject to an enforcement action based on the FTC's deception authority under Section 5 of the FTC Act.

SpyChatter is an app that is designed to enable private messaging. According to the Commission's complaint, SpyChatter has set forth on its Web site, <http://www.spychatter.net/privacy-policy/>, privacy policies and statements about its practices, including statements related to its participation in the APEC CBPR system.

The Commission's complaint alleges that SpyChatter falsely represented that it was a participant in the APEC CBPR system when, in fact, it never sought or obtained certification.

Part I of the proposed order prohibits SpyChatter from making misrepresentations about its participation in any privacy or security program sponsored by a government or any self-regulatory or standard-setting organization, including, but not limited to, the APEC CBPR system.

Parts II through VI of the proposed order are reporting and compliance

provisions. Part II requires acknowledgment of the order and dissemination of the order now and in the future to persons with responsibilities relating to the subject matter of the order. Part III ensures notification to the FTC of changes in corporate status and mandates that SpyChatter submit an initial compliance report to the FTC. Part IV requires SpyChatter to retain documents relating to its compliance with the order. Part V mandates that SpyChatter make available to the FTC information or subsequent compliance reports, as requested. 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,**  
*Secretary.*

[FR Doc. 2017-03888 Filed 2-27-17; 8:45 am]

**BILLING CODE 6750-01-P**

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## **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

### **Health Resources and Services Administration**

#### **National Vaccine Injury Compensation Program; List of Petitions Received**

**AGENCY:** Health Resources and Services Administration (HRSA), Department of Health and Human Services (HHS).

**ACTION:** Notice.

**SUMMARY:** HRSA is publishing this notice of petitions received under the National Vaccine Injury Compensation Program (the program), as required by the Public Health Service (PHS) Act, as amended. While the Secretary of HHS is named as the respondent in all proceedings brought by the filing of petitions for compensation under the program, the United States Court of Federal Claims is charged by statute with responsibility for considering and acting upon the petitions.

**FOR FURTHER INFORMATION CONTACT:** For information about requirements for filing petitions, and the program in general, contact the Clerk, United States Court of Federal Claims, 717 Madison Place NW., Washington, DC 20005, (202) 357-6400. For information on HRSA's role in the program, contact the Director, National Vaccine Injury Compensation Program, 5600 Fishers

<sup>1</sup>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).

Lane, Room 08N146B, Rockville, MD 20857; (301) 443-6593, or visit our Web site at: <http://www.hrsa.gov/vaccinecompensation/index.html>.

**SUPPLEMENTARY INFORMATION:** The program provides a system of no-fault compensation for certain individuals who have been injured by specified childhood vaccines. Subtitle 2 of Title XXI of the PHS Act, 42 U.S.C. 300aa-10 *et seq.*, provides that those seeking compensation are to file a petition with the U.S. Court of Federal Claims and to serve a copy of the petition on the Secretary of HHS, who is named as the respondent in each proceeding. The Secretary has delegated this responsibility under the program to HRSA. The Court is directed by statute to appoint special masters who take evidence, conduct hearings as appropriate, and make initial decisions as to eligibility for, and amount of, compensation.

A petition may be filed with respect to injuries, disabilities, illnesses, conditions, and deaths resulting from vaccines described in the Vaccine Injury Table (the Table) set forth at 42 CFR 100.3. This Table lists for each covered childhood vaccine the conditions that may lead to compensation and, for each condition, the time period for occurrence of the first symptom or manifestation of onset or of significant aggravation after vaccine administration. Compensation may also be awarded for conditions not listed in the Table and for conditions that are manifested outside the time periods specified in the Table, but only if the petitioner shows that the condition was caused by one of the listed vaccines.

Section 2112(b)(2) of the PHS Act, 42 U.S.C. 300aa-12(b)(2), requires that “[w]ithin 30 days after the Secretary receives service of any petition filed under section 2111 the Secretary shall publish notice of such petition in the **Federal Register**.” Set forth below is a list of petitions received by HRSA on January 1, 2017, through January 31, 2017. This list provides the name of the petitioner, city and state of vaccination (if unknown then city and state of person or attorney filing claim), and case number. In cases where the Court has redacted the name of a petitioner and/or the case number, the list reflects such redaction.

Section 2112(b)(2) also provides that the special master “shall afford all interested persons an opportunity to submit relevant, written information” relating to the following:

1. The existence of evidence “that there is not a preponderance of the evidence that the illness, disability,

injury, condition, or death described in the petition is due to factors unrelated to the administration of the vaccine described in the petition,” and

2. Any allegation in a petition that the petitioner either:

a. “[S]ustained, or had significantly aggravated, any illness, disability, injury, or condition not set forth in the Vaccine Injury Table but which was caused by” one of the vaccines referred to in the Table, or

b. “[S]ustained, or had significantly aggravated, any illness, disability, injury, or condition set forth in the Vaccine Injury Table the first symptom or manifestation of the onset or significant aggravation of which did not occur within the time period set forth in the Table but which was caused by a vaccine” referred to in the Table.

In accordance with Section 2112(b)(2), all interested persons may submit written information relevant to the issues described above in the case of the petitions listed below. Any person choosing to do so should file an original and three (3) copies of the information with the Clerk of the U.S. Court of Federal Claims at the address listed above (under the heading **FOR FURTHER INFORMATION CONTACT**), with a copy to HRSA addressed to Director, Division of Injury Compensation Programs, Healthcare Systems Bureau, 5600 Fishers Lane, 08N146B, Rockville, MD 20857. The Court’s caption (Petitioner’s Name v. Secretary of HHS) and the docket number assigned to the petition should be used as the caption for the written submission. Chapter 35 of title 44, United States Code, related to paperwork reduction, does not apply to information required for purposes of carrying out the program.

Dated: February 16, 2017.

**James Macrae,**

*Acting Administrator.*

#### List of Petitions Filed

1. Susan North, Boston, Massachusetts, Court of Federal Claims No: 17-0001V.
2. Jaime Sanchez, El Monte, California, Court of Federal Claims No: 17-0002V.
3. Marsha Mercier, Jacksonville, Florida, Court of Federal Claims No: 17-0003V
4. James Cantwell on behalf of M. C., Deceased, Austin, Texas, Court of Federal Claims No: 17-0004V.
5. Deborah Gilburn, Boston, Massachusetts, Court of Federal Claims No: 17-0005V.
6. Jacqueline Hendrickson and Ken Koprowski on behalf of C. J. H., Crystal River, Florida, Court of Federal Claims No: 17-0006V.
7. Danielle Goddard on behalf of A. G., Queen Creek, Arizona, Court of Federal Claims No: 17-0007V.
8. Cathy Hesson on behalf of The Estate of Bernadette Sokol, Deceased, Pittsburgh,

Pennsylvania, Court of Federal Claims No: 17-0008V.

9. Roger Lamarre, Cranston, Rhode Island, Court of Federal Claims No: 17-0010V.

10. Edith Marrero-Fuog, Parrish, Florida, Court of Federal Claims No: 17-0011V.

11. Gregory Hooper, Ogdensburg, New York, Court of Federal Claims No: 17-0012V.

12. Thomas Prestia, Easton, Pennsylvania, Court of Federal Claims No: 17-0013V.

13. Anthony Capasso, Portsmouth, Rhode Island, Court of Federal Claims No: 17-0014V.

14. Robert Kirk Collier, Jr., Roseburg, Oregon, Court of Federal Claims No: 17-0016V.

15. Rita Rollins and Steve Rollins on behalf of M. R., Lavonia, Georgia, Court of Federal Claims No: 17-0017V.

16. Tanya Tucker, Clearwater, Florida, Court of Federal Claims No: 17-0020V.

17. Daniel Monahan, Norwalk, Connecticut, Court of Federal Claims No: 17-0021V.

18. Teresa Voors on behalf of W. V., Deceased, Farmington Hills, Michigan, Court of Federal Claims No: 17-0024V.

19. Sean Taylor, Bristol, Connecticut, Court of Federal Claims No: 17-0025V.

20. Phineas Adam Turner on behalf of E. L. T., Grand Prairie, Texas, Court of Federal Claims No: 17-0027V.

21. Ellen Snyder, Abington, Pennsylvania, Court of Federal Claims No: 17-0028V.

22. Vanetta Parshall, East Rochester, New York, Court of Federal Claims No: 17-0029V.

23. Jacqueline Hill, Saginaw, Michigan, Court of Federal Claims No: 17-0030V.

24. Cynthia Dean, Ottawa, Illinois, Court of Federal Claims No: 17-0031V.

25. Brenda Vance, Milford, Ohio, Court of Federal Claims No: 17-0033V.

26. Alice Sorensen, Brooklyn, New York, Court of Federal Claims No: 17-0034V.

27. Tammy Gilbert, Boston, Massachusetts, Court of Federal Claims No: 17-0035V.

28. Dawn E. Amankwaa and Benjamin S. Andrews on behalf of B. M. A., Liverpool, New York, Court of Federal Claims No: 17-0036V.

29. Janice Ennen, Collinsville, Illinois, Court of Federal Claims No: 17-0039V.

30. Lashawn Johnson, Jacksonville, Florida, Court of Federal Claims No: 17-0040V.

31. Donna Black, Stayton, Oregon, Court of Federal Claims No: 17-0042V.

32. Donna Kastl, Kansas City, Missouri, Court of Federal Claims No: 17-0043V.

33. Jacqueline Nicole Brasche on behalf of C. B., Taylorville, Illinois, Court of Federal Claims No: 17-0044V.

34. Alan B. Shepherd, London, Kentucky, Court of Federal Claims No: 17-0045V.

35. Leanne Lewis, Cary, North Carolina, Court of Federal Claims No: 17-0046V.

36. Angela Turner, Normangee, Texas, Court of Federal Claims No: 17-0047V.

37. Julie Lynch, Boston, Massachusetts, Court of Federal Claims No: 17-0050V.

38. Coy Claude Fredell, Kings Mountain, North Carolina, Court of Federal Claims No: 17-0051V.

39. Timothy Maxie on behalf of Connie Maxie, Deceased, Chillicothe, Ohio, Court of Federal Claims No: 17-0053V.

40. Kristy Boone on behalf of Kaylee Anne Boone, Deceased, Wellesley Hills, Massachusetts, Court of Federal Claims No: 17-0054V.

41. Ryan Horton and Karin Jonch-Clausen on behalf of L.E.H., Deceased, Baraboo, Wisconsin, Court of Federal Claims No: 17-0055V.

42. Donna Nault, Fort Scott, Kansas, Court of Federal Claims No: 17-0056V.

43. Dale MacLaughlin, Clayton, New York, Court of Federal Claims No: 17-0057V.

44. Teresa Voors on behalf of W.V., Farmington Hills, Michigan, Court of Federal Claims No: 17-0058V.

45. Lisa Johnson, Charlotte, North Carolina, Court of Federal Claims No: 17-0059V.

46. Arthur Binkowitz, West Palm Beach, Florida, Court of Federal Claims No: 17-0061V.

47. Teresa Turko, Schertz, Texas, Court of Federal Claims No: 17-0062V.

48. Patricia Heckman, Onalaska, Wisconsin, Court of Federal Claims No: 17-0063V.

49. Anthony Rizzo, Middletown, New York, Court of Federal Claims No: 17-0066V.

50. Mary Mallory, Washington, District of Columbia, Court of Federal Claims No: 17-0068V.

51. Jennifer Curtis, Rancho Cucamonga, California, Court of Federal Claims No: 17-0069V.

52. Rita Pingel, Perryville, Missouri, Court of Federal Claims No: 17-0070V.

53. Amanda Samuels, Wellesley, Massachusetts, Court of Federal Claims No: 17-0071V.

54. Deborah Kent, Hart, Michigan, Court of Federal Claims No: 17-0073V.

55. Mark A. Soprano, Cortland, New York, Court of Federal Claims No: 17-0074V.

56. Richard R. Bernard, Orlando, Florida, Court of Federal Claims No: 17-0076V.

57. Alfreda Aberto and Wilber Lopez on behalf of J.L.A., Sacramento, California, Court of Federal Claims No: 17-0077V.

58. Stanley K. Paul, Susanville, California, Court of Federal Claims No: 17-0078V.

59. Luke Careidio and Jamielee Careidio on behalf of D.C., San Mateo, California, Court of Federal Claims No: 17-0079V.

60. Glendella May, Cape Girardeau, Missouri, Court of Federal Claims No: 17-0081V.

61. Michael Lauer, Whitefish Bay, Wisconsin, Court of Federal Claims No: 17-0082V.

62. Yvonnda D. Fykerud, Greensboro, North Carolina, Court of Federal Claims No: 17-0084V.

63. Lauren Shaw, Jacksonville, Florida, Court of Federal Claims No: 17-0085V.

64. Janice Kilpatrick, Washington, District of Columbia, Court of Federal Claims No: 17-0089V.

65. Raymond Flacke, Chicago, Illinois, Court of Federal Claims No: 17-0090V.

66. Deborah Easterbrook, Mankato, Minnesota, Court of Federal Claims No: 17-0091V.

67. Sheryl Longin, Los Angeles, California, Court of Federal Claims No: 17-0093V.

68. Dolores Thompson, St. Petersburg, Florida, Court of Federal Claims No: 17-0098V.

69. Elizabeth A. Harris, North Kansas City, Missouri, Court of Federal Claims No: 17-0099V.

70. Eugenio Paulo De Souza, Ringoes, New Jersey, Court of Federal Claims No: 17-0100V.

71. Cheryl Garvin, Boston, Massachusetts, Court of Federal Claims No: 17-0101V.

72. Maria Peters, O'Fallon, Missouri, Court of Federal Claims No: 17-0102V.

73. Devora Stamm, Lakewood, New Jersey, Court of Federal Claims No: 17-0103V.

74. Willis J. DeNuto on behalf of Andrea DeNuto, Deceased, Lyndhurst, New Jersey, Court of Federal Claims No: 17-0104V.

75. Tracy Gambrell and Kevin Gambrell on behalf of R. G., Little Rock, Arkansas, Court of Federal Claims No: 17-0105V.

76. Marcia Miller, Mankato, Minnesota, Court of Federal Claims No: 17-0106V.

77. Willie D. Webb, Tulsa, Oklahoma, Court of Federal Claims No: 17-0107V.

78. Jeffrey Caputo, Lima, Ohio, Court of Federal Claims No: 17-0108V.

79. Frances Ruzicka, Piermont, New York, Court of Federal Claims No: 17-0109V.

80. Mary M. Schoeller, Baraboo, Wisconsin, Court of Federal Claims No: 17-0111V.

81. Jean Lallensack, Boston, Massachusetts, Court of Federal Claims No: 17-0112V.

82. Tiffany Cooper, Ludowici, Georgia, Court of Federal Claims No: 17-0114V.

83. Gloria Harman, Lake Worth, Florida, Court of Federal Claims No: 17-0116V.

84. Harriet Paul, Harrisburg, Pennsylvania, Court of Federal Claims No: 17-0117V.

85. Jennifer Blankenship, Lincoln, Nebraska, Court of Federal Claims No: 17-0118V.

86. Angela Chambers, Tulsa, Oklahoma, Court of Federal Claims No: 17-0120V.

87. Cindy Vinck, Evanston, Illinois, Court of Federal Claims No: 17-0121V.

88. Chelsea Bossenbroek, Westmont, Illinois, Court of Federal Claims No: 17-0122V.

89. Jennifer L. Good, Champaign, Illinois, Court of Federal Claims No: 17-0124V.

90. Elizabeth Harrison, Baton Rouge, Louisiana, Court of Federal Claims No: 17-0126V.

91. Bonita Rosner, Kenosha, Wisconsin, Court of Federal Claims No: 17-0127V.

92. Gloria Aulston, Baltimore, Maryland, Court of Federal Claims No: 17-0128V.

93. William Branson, Hudson, Wyoming, Court of Federal Claims No: 17-0131V.

94. Steve Helms, Vinton, Iowa, Court of Federal Claims No: 17-0132V.

95. Joanna Oakley, Lawrenceville, Georgia, Court of Federal Claims No: 17-0133V.

96. Kellie Duncan, Kenosha, Wisconsin, Court of Federal Claims No: 17-0134V.

97. Gary Naylor, Palmdale, California, Court of Federal Claims No: 17-0135V.

98. Lois Oliver, Burlington, Kentucky, Court of Federal Claims No: 17-0136V.

99. Tanya Mckoy, Murfreesboro, Tennessee, Court of Federal Claims No: 17-0138V.

100. Judith Celic, Boston, Massachusetts, Court of Federal Claims No: 17-0139V.

101. Irving Kodimer, Woodland Hills, California, Court of Federal Claims No: 17-0140V.

102. Michael Howells, Washington, District of Columbia, Court of Federal Claims No: 17-0142V.

103. Valeria Hernandez on behalf of S. H., Whittier, California, Court of Federal Claims No: 17-0143V.

104. Kyle James Wetterling, Newton, Iowa, Court of Federal Claims No: 17-0144V.

105. Debra Vizzi, Novi, Michigan, Court of Federal Claims No: 17-0145V.

106. Shanna Kristine Brown, Birmingham, Alabama, Court of Federal Claims No: 17-0146V.

107. Mark Bracken and Jacki Bracken on behalf of J. B., Gilbert, Arizona, Court of Federal Claims No: 17-0147V.

108. Jeffrey Heaney, Beverly Hills, California, Court of Federal Claims No: 17-0148V.

109. Rodney McDonald, Brooklyn, New York, Court of Federal Claims No: 17-0149V.

110. John Hopper, Joplin, Missouri, Court of Federal Claims No: 17-0150V.

111. Laurence Lewis, Boston, Massachusetts, Court of Federal Claims No: 17-0151V.

112. Dennis Schaeffer, Hanover, Maryland, Court of Federal Claims No: 17-0152V.

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Meeting of the Secretary's Advisory Committee on Human Research Protections

**AGENCY:** Office of the Assistant Secretary for Health, Office of the Secretary, Department of Health and Human Services.

**ACTION:** Notice.

**SUMMARY:** Pursuant to Section 10(a) of the Federal Advisory Committee Act, notice is hereby given that the Secretary's Advisory Committee on Human Research Protections (SACHRP) will hold a meeting that will be open to the public. Information about SACHRP and the full meeting agenda will be posted on the SACHRP Web site at: <http://www.dhhs.gov/ohrp/sachrp-committee/meetings/index.html>.

**DATES:** The meeting will be held on Wednesday, March 15, 2017, from 8:30 a.m. until 5:00 p.m. and Thursday, March 16, 2017, from 8:30 a.m. until 4:30 p.m.

**ADDRESSES:** Fishers Lane Conference Center, Terrace Level, 5635 Fishers Lane, Rockville, Maryland 20852.

**FOR FURTHER INFORMATION CONTACT:** Julia Gorey, J.D., Executive Director, SACHRP; U.S. Department of Health and Human Services, 1101 Wootton Parkway, Suite 200, Rockville, Maryland 20852; telephone: 240-453-8141; fax: 240-453-6909; email address: [SACHRP@hhs.gov](mailto:SACHRP@hhs.gov).