

<https://www.regulations.gov> website—as legally required by FTC Rule § 4.9(b)—we cannot redact or remove your comment from that website, unless you submit a confidentiality request that meets the requirements for such treatment under FTC Rule § 4.9(c), and the General Counsel grants that request.

Visit the FTC website at <https://www.ftc.gov> to read this document and the news release describing the proposed settlement. The FTC Act and other laws 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 it receives on or before June 2, 2025. For information on the Commission's privacy policy, including routine uses permitted by the Privacy Act, see <https://www.ftc.gov/site-information/privacy-policy>.

#### **Analysis of Proposed Consent Order To Aid Public Comment**

The Federal Trade Commission (“Commission”) has accepted, subject to final approval, an agreement containing a consent order from Workado, LLC, f/k/a Content at Scale AI (“Workado”). The proposed consent order (“proposed order”) has been placed on the public record for 30 days for receipt of public 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.

In response to public concerns about the difficulty identifying content created through the use of artificial intelligence (AI), the market has responded with AI detection products. Workado markets and offers for sale an AI text detector. Workado claimed its AI text detector could classify text as human-created or AI-generated with over 98 percent accuracy across all types of text from generative AI programs, like ChatGPT, Claude, and GPT-4.

The complaint alleges Workado violated section 5(a) of the FTC Act because its accuracy claim was false or misleading or was not substantiated at the time the representation was made. The complaint specifically alleges Workado lacked competent and reliable evidence to show its AI detector could perform with 98 percent accuracy across many types of text generated by a wide range of generative AI programs. The complaint also alleges the AI model

powering Workado's detector was trained or fine-tuned to accurately classify only academic content, rather than the types of marketing content submitted by Workado users, making it incapable of performing with 98 percent accuracy for its intended purpose. Further, testing shows the AI model powering Workado's detector could correctly classify non-academic AI-generated text with around 53 percent accuracy.

The proposed order contains provisions designed to prevent Workado from engaging in these and similar acts and practices in the future. The proposed order covers products that detect or purport to detect content, including text, images, and video, generated or altered by AI in any way.

Provision I prohibits Workado from making any representation about the efficacy of any product covered by the proposed order unless that representation is not misleading and Workado has competent and reliable evidence that is sufficient in quantity, quality, and timeliness to support its claim.

Provision II requires Workado to retain any competent and reliable evidence, including competent and reliable scientific evidence, upon which it relies to substantiate any claim about the efficacy of any product covered by the proposed order. Provision III requires Workado to post, not later than one day after making covered claims, on any of its web pages concerning a product covered by this proposed order, a statement describing its substantiating evidence for claims about that product. Provision IV requires Workado to email eligible customers with notice of the consent order and the settlement.

Provisions V through IX relate to notice and compliance. Provision V requires that Workado acknowledge receipt of the order; distribute the order to principals, officers, and certain employees and agents; and obtain signed acknowledgements from them. Provision VI requires Workado to submit compliance reports to the Commission one year after the order's issuance, for three years thereafter, and when certain events occur. Provision VII requires Workado to create certain records for 10 years and retain them for five years thereafter. Provision VIII requires Workado to provide information or documents necessary to monitor compliance with the order during the period of the order's effective dates. Provision IX provides the effective dates of the order, including that, with exceptions, the order will terminate in 20 years.

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 complaint or proposed order, or to modify in any way the proposed order's terms.

By direction of the Commission.

**Joel Christie,**

*Acting Secretary.*

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#### **GENERAL SERVICES ADMINISTRATION**

[Notice–PBS–2025–02; Docket No.2025–0002; Sequence No.4]

#### **Notice of Availability (NOA) of the Record of Decision (ROD) for the Final Environmental Impact Statement (EIS) Prepared on the Proposed Modernization of the Bridge of the Americas Land Port of Entry (LPOE), El Paso, Texas**

**AGENCY:** Office of Public Buildings  
Service (PBS), General Services  
Administration (GSA).

**ACTION:** Notice of availability.

**SUMMARY:** The GSA, in cooperation with the U.S. Customs and Border Protection (CBP), the U.S. International Boundary and Water Commission and in accordance with the National Environmental Policy Act (NEPA) of 1969, announces the availability of the Record of Decision for the Final Environmental Impact Statement (EIS) prepared on the proposed modernization of the BOTA LPOE in El Paso, Texas.

**DATES:** *Applicable:* Friday, April 25, 2025.

**ADDRESSES:** The Final EIS and Record of Decision (ROD) are available on the GSA project website at: [gsa.gov/bota](https://gsa.gov/bota) under Project News.

**FOR FURTHER INFORMATION CONTACT:**  
Karla R. Carmichael, NEPA Program  
Manager, Environmental, Fire and  
Safety & Health Branch, GSA/PBS,  
Facilities Management and Services  
Programs Division, 819 Taylor St., Fort  
Worth, TX 76102 or via telephone at  
817–822–1372.

*Email:* [bota.nepacommments@gsa.gov](mailto:bota.nepacommments@gsa.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

The Bridge of the Americas is a port of entry for vehicles and pedestrians crossing the U.S.-Mexico border between El Paso, Texas and Ciudad Juarez, Chihuahua, Mexico. The port is

operated by the U.S. Department of Homeland Security's Customs and Border Protection (CBP) and is a full-service, multi-modal facility where CBP officers inspect commercially owned vehicles (COVs), privately owned vehicles (POVs), and pedestrians.

CBP's priority mission is homeland security, with responsibilities for improving security at and between U.S. ports of entry (POEs), as well as extending the zone of security beyond the physical borders of the U.S. While carrying out its mission, CBP facilitates legitimate trade and travel through the Nation's borders in an effective and efficient manner.

#### Purpose and Need for Action

The purpose of the proposed action is for the GSA to support CBP's mission by bringing the BOTA LPOE infrastructure in line with current CBP land port design standards and operational requirements while addressing existing deficiencies identified with ongoing port operations. In order to bring the BOTA LPOE in line with CBP's design standards and operational requirements, action is needed to satisfy the following overriding needs:

- Improve the capacity and functionality of the LPOE to meet future public demand, while maintaining the capability to meet border security initiatives.
- Ensure the safety and security for the employees and the travelling public.

#### Proposed Action and Alternatives Development

As part of project planning, the GSA developed two (2) action alternatives as potential means of implementing the proposed action. The no action alternative was also considered in the EIS. Both action alternatives include the phased razing of all existing buildings/structures and infrastructure within the existing LPOE boundaries and construction of new buildings/structures and supporting infrastructure. Both action alternatives also include minimal land acquisition in areas immediately adjacent to the port.

#### Summary of Potential Impacts

The EIS identified, described, and analyzed the potential effects of the action alternatives developed to implement the proposed action and the no action alternative and documented measures that could potentially avoid, minimize, or mitigate any identified adverse impacts.

#### GSA's Preferred Alternative and Environmentally Preferable Alternative

GSA considered the findings in the Final EIS, stakeholder input, all public comments, and tenant needs at the LPOE to determine the preferred alternative, including the environmentally preferable alternative, and has selected:

*Viable Action Alternative 4—Multi-Level Modernization within the Existing Port Boundaries with Minor Land Acquisition Immediately Adjacent to the Port (4 acres—TxDOT) and Elimination of All Commercial Cargo Operations* which includes the following rationale.

- Balancing likely adverse impacts (both short- and long-term) to the City of El Paso, El Paso County, the communities, residents, and citizens in the immediate vicinity of the BOTA LPOE and those near the other LPOEs that would likely receive commercial cargo traffic in the future.
- The likely impacts (both short- and long-term) to the overall trucking/trade industry in the region.
- The need to support CBP's mission by bringing the BOTA LPOE facilities in line with current CBP land port design standards (*i.e.*, CBP Land Port of Entry Design Standard [CBP 2023]) and operational requirements while addressing existing deficiencies identified with the ongoing port operations.
- The overall need to improve operational efficiency, effectiveness, security, and safety for the CBP staff and cross-border travelers at the BOTA LPOE.

This decision also takes into account concerns voiced by the public which were primarily centered around commercial truck traffic at the port and the associated noise and air quality impacts to nearby residents. GSA's data collection and analysis as presented in the Final EIS demonstrates that there are likely existing environmental impacts in the vicinity of the BOTA LPOE. These largely relate to traffic (primarily commercial truck traffic) and the resulting effect on both local and regional air quality and increases in noise. Furthermore, GSA's data collection and analysis indicates that should the No Action Alternative or Action Alternative 1a be chosen for implementation, these existing conditions would likely degrade further over time. GSA's data collection and analysis for Action Alternative 4 results in no furtherance of any existing impacts and represents a likely positive

move in correcting these conditions over time.

**Aaron Bollinger,**

*Acting Director, Facilities Management Division (7PM), General Services Administration-Public Building Service, Greater Southwest Region.*

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

[Docket No. FDA-2024-N-2931]

#### Agency Information Collection Activities; Submission for Office of Management and Budget Review; Comment Request; Microbiological Testing and Corrective Measures for Bottled Water

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Notice.

**SUMMARY:** The Food and Drug Administration (FDA) is announcing that a proposed collection of information has been submitted to the Office of Management and Budget (OMB) for review and clearance under the Paperwork Reduction Act of 1995.

**DATES:** Submit written comments (including recommendations) on the collection of information by June 2, 2025.

**ADDRESSES:** To ensure that comments on the information collection are received, OMB recommends that written comments be submitted to <https://www.reginfo.gov/public/do/PRAMain>. Find this particular information collection by selecting "Currently under Review—Open for Public Comments" or by using the search function. The OMB control number for this information collection is 0910-0658. Also include the FDA docket number found in brackets in the heading of this document.

**FOR FURTHER INFORMATION CONTACT:** Amber Sanford, Office of Operations, Food and Drug Administration, Three White Flint North, 10A-12M, 11601 Landsdown St., North Bethesda, MD 20852, 301-796-8867, [PRASStaff@fda.hhs.gov](mailto:PRASStaff@fda.hhs.gov).

**SUPPLEMENTARY INFORMATION:** In compliance with 44 U.S.C. 3507, FDA has submitted the following proposed collection of information to OMB for review and clearance.