

Exhibit F

Britax BOB Jogging Strollers

CPSC File No. [REDACTED]

OFFICIAL USE ONLY - DRAFT

Incidents and Injuries resulting from improperly securing quick release*

- **187** total front wheel detachment incidents
 - **137** incidents on models made between December 13, 2011 and August 2015
- **97** total front wheel detachment injuries
 - **50** Children
 - Injuries include: 1 concussion, 1 blood in ear canal, 4 stitches on head/face, 2 dental injuries, 1 finger fracture, and 1 hand laceration requiring stitches
 - **47** Adults
 - Injuries include: injured shoulder resulting in torn labrum, bone fractures coupled with torn ligament in elbow, fractured wrist, fractured foot, and bone contusion
- An additional **18** incidents with **8** injuries (**5** children and **3** adults) were also reported, but did not have enough information to determine whether FWD occurred or if QR was improperly secured

**Incident/Injury data is under-reported prior to Britax's December 2011 acquisition of B.O.B., and Britax has not reached out to retailers for additional incident information.*

Recommendation for Next Steps

- Maintain and reiterate staff's position for Firm to recall these products
- Seek incident information from Retailers

Exhibit G

Britax BOB Jogging Strollers

Closed Commission Briefing

CPSC File No. [REDACTED]

Official Use Only

Contains Confidential Business Information

Agenda

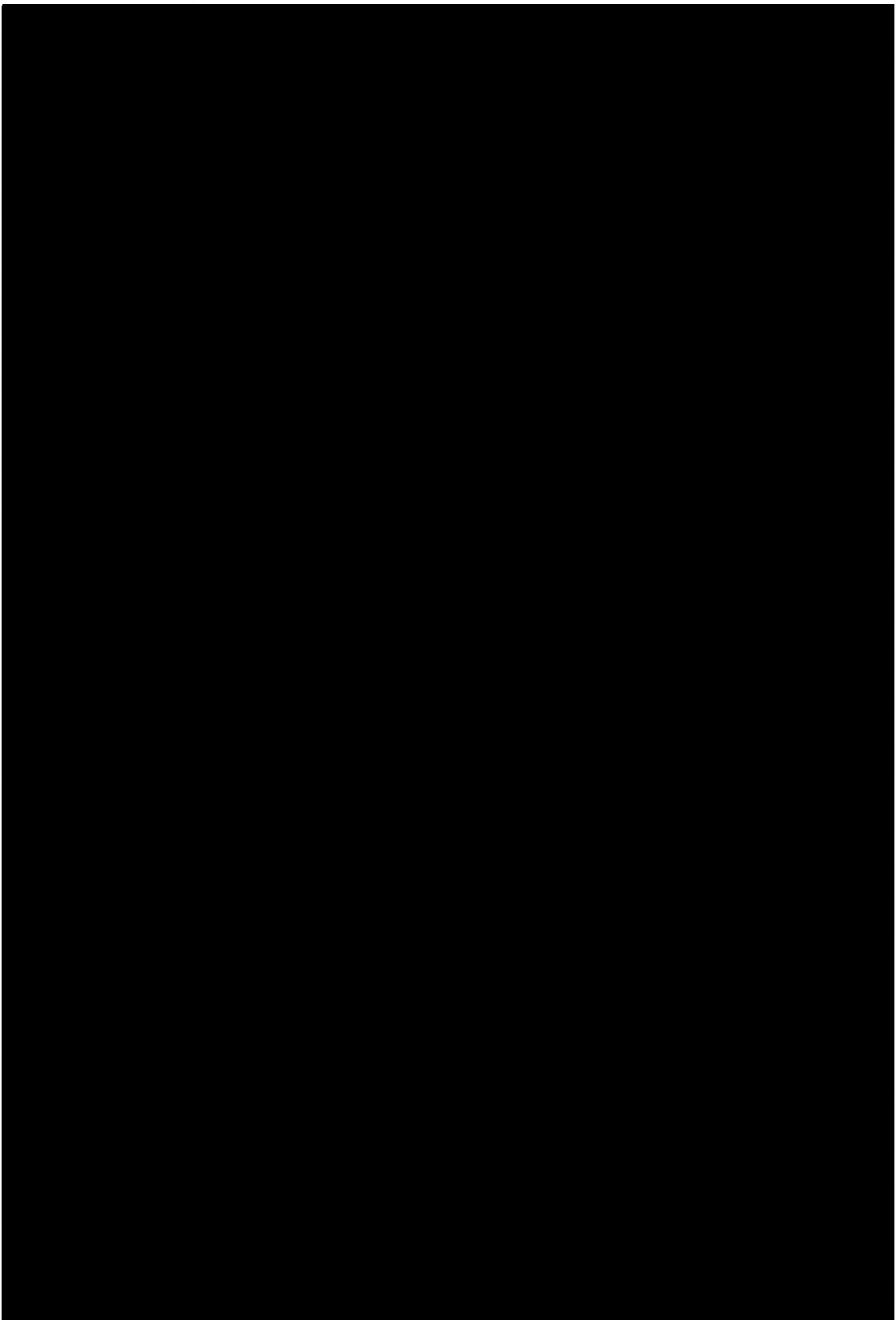
- I. Background & Wheel Detachment Hazard
- II. Front Wheel Design & Demonstration
- III. Injury Scenarios
- IV. Incidents
- V. Product Redesign & Demonstration
- VI. Instructions & Warnings
- VII. Substantial Product Hazard Analysis
- VIII. Current Discussions with Britax

Background

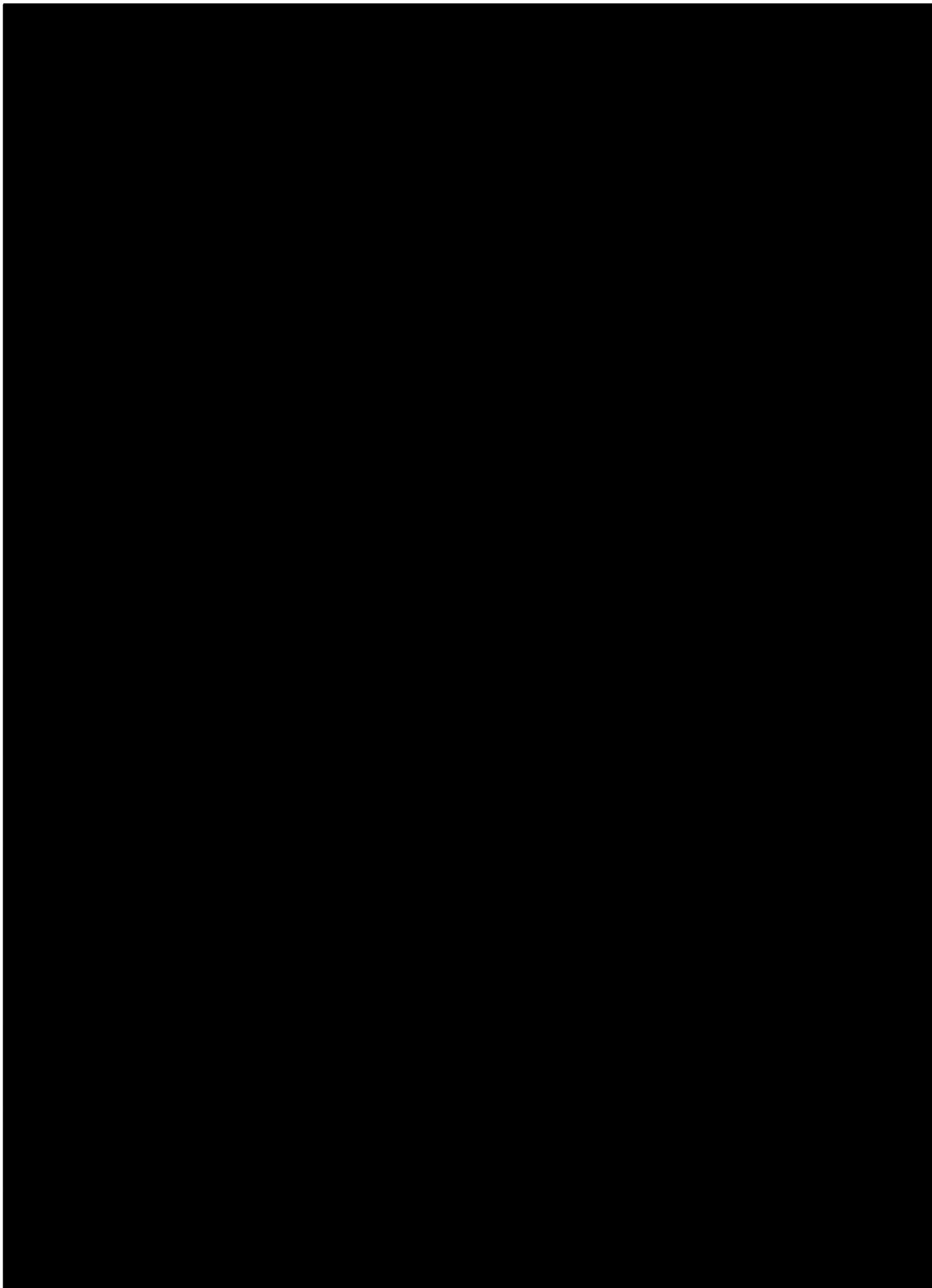
- Jogging strollers with a front dropout fork assembly and quick release to remove front wheel
- B.O.B. Trailers, Inc. previously manufactured and distributed between 1997 and December 2011
- Britax acquired B.O.B. Trailers, Inc. in December 2011
 - Previously marketed towards bike users and were commonly sold at bike specialty shops
 - Britax expanded the product lines to mass market retailers
- Britax manufactured [REDACTED] between December 2011 and September 2015
- Approximate retail cost: [REDACTED]
- No functional changes to front wheel fork & quick release between 1997 and September 2015 [REDACTED]

Wheel Detachment Hazard

- The front dropout fork contains a secondary retention system; however, it does not prevent wheel detachment if the quick release is not properly secured
- The front wheel can appear to be properly secured when it is not
- An improperly secured quick release can appear the same as a properly secured quick release – no clear indicators whether the quick release is secure



INFORMATION



Injury Scenarios

- The front wheel detaches during jogging, causing the stroller to flip
- Child (or children in double strollers) can impact the ground
- Adults fall or get thrown over the stroller
- Incidents can occur on a variety of surfaces, such as streets, sidewalks, and trails



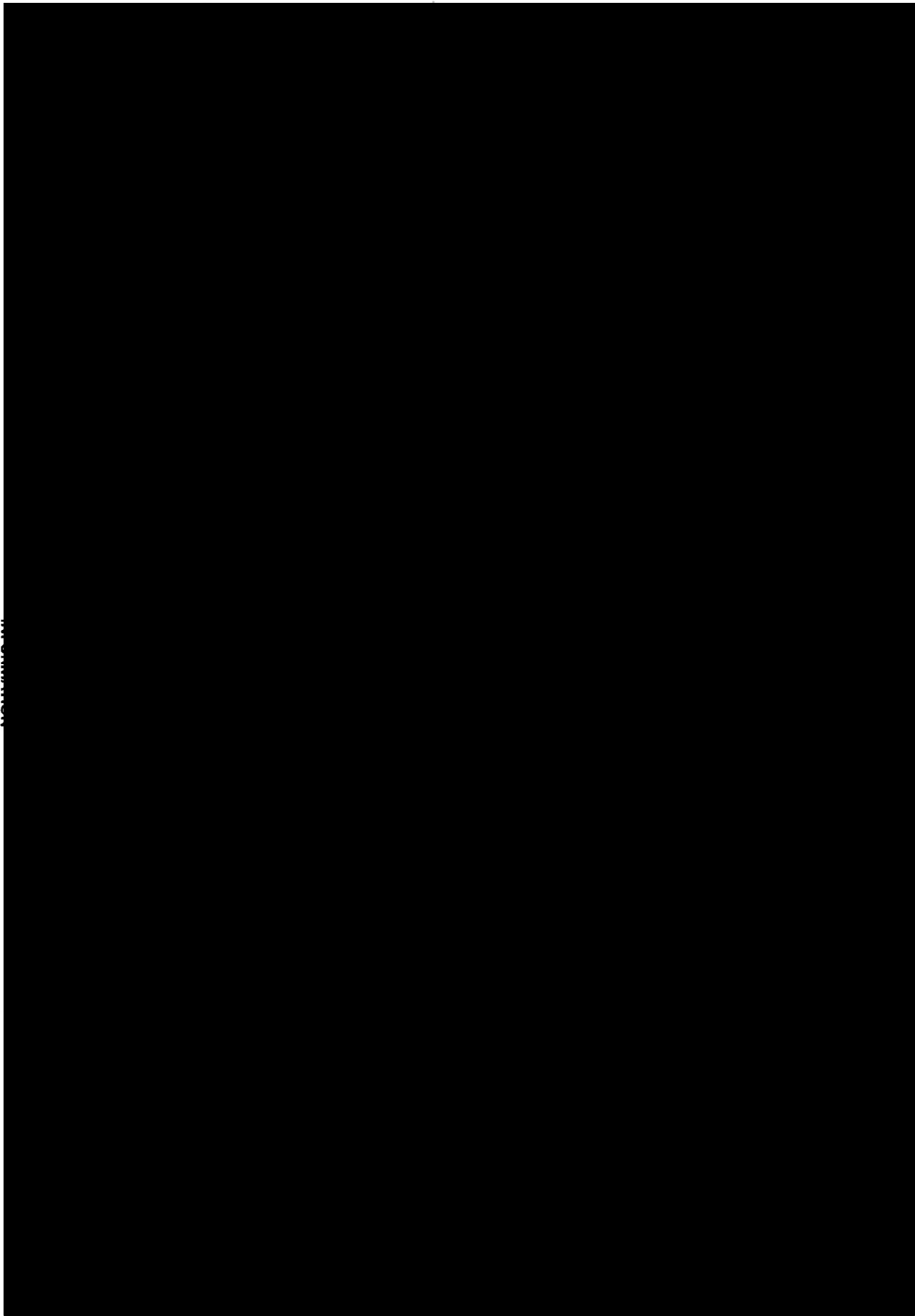
Field Testing

Location: C&O Canal Towpath



OFFICIAL USE ONLY - DRAFT

<http://fitnesscenter.bobgear.com/fitnesscenter/grandparent-adventure-tips/>



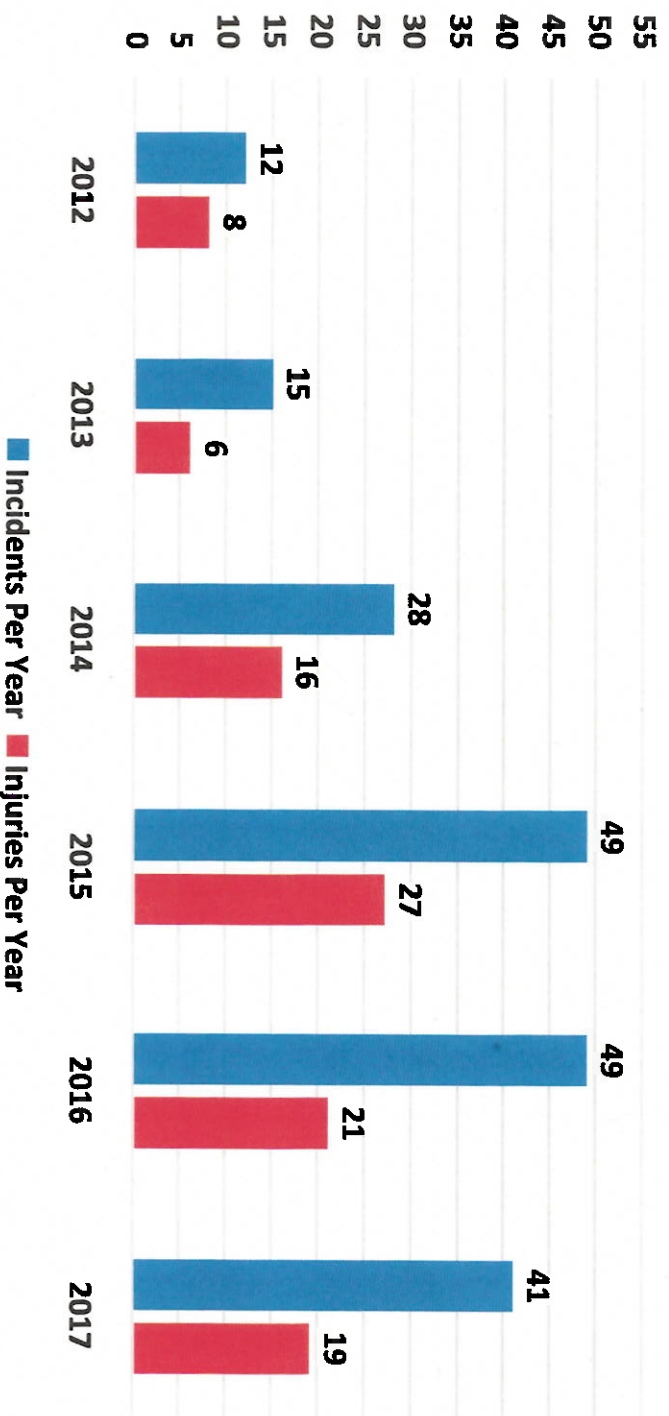
Incidents and Injuries resulting from improperly securing quick release*

- 194 front wheel detachment incidents reported since January 2012
 - 147 incidents on models made between Britax acquisition and product redesign
- 97 front wheel detachment injuries reported since January 2012
 - 50 Children
 - 47 Adults
- An additional 22 incidents with 9 injuries (5 children and 4 adults) were also reported since January 2012, but did not have enough information to determine whether FWD occurred or if QR was improperly secured

**Incident/Injury data is under-reported prior to Britax's December 2011 acquisition of B.O.B., and Britax has not reached out to retailers for additional incident information.*

OFFICIAL USE ONLY – CONTAINS CONFIDENTIAL BUSINESS INFORMATION

BOB Jogging Stroller Front Wheel Detachment Incidents



- 194 front wheel detachment incidents and 97 injuries were reported since January 2012
- Since 2012, there is an average of approximately 3 front wheel detachment incidents per month, 8 per quarter, and 32 per year
- Britax has stated there is a robust secondary market and product is expected to last for many years, so incidents are expected to continue

OFFICIAL USE ONLY – CONTAINS CONFIDENTIAL BUSINESS INFORMATION

Severity of Injury

- Reported serious injuries to children:
 - 1 concussion, 1 child with blood in ear canal, 4 children with stitches on the head/face, 2 dental injuries, and 1 finger fracture
- Reported serious injuries to adults:
 - 1 injured shoulder resulting in torn labrum, 1 elbow fracture coupled with torn ligament in elbow, 1 fractured wrist, 1 fractured foot, and 1 bone contusion
- Potential exists for:
 - Life-threatening head impact injuries (concussions, skull/facial fractures, and traumatic brain injuries), dislocated and/or broken upper extremities, and injured or torn muscles, tendons, and ligaments

Product Redesign

from the supplier

- 1 incident with no injury reported

OFFICIAL USE ONLY – CONTAINS CONFIDENTIAL BUSINESS INFORMATION

2013

Instruction Manual Warnings

WARNINGS

FAILURE TO FOLLOW THESE WARNINGS AND ASSEMBLY INSTRUCTIONS COULD
RESULT IN SERIOUS INJURY OR DEATH.

- [illegible]

Failure to properly assemble or install the quick release wheels on this stroller may result in the wheels becoming detached while moving and subsequent loss of control

Instruction Manual Warnings

AGE RECOMMENDATIONS

But our recommendation that your child should be at least 8 weeks old before riding in a BOB® stroller without a licensed infant car seat Adapter and iCot® Infant Car Seat Adapter and those that babies incapable of holding their head up must have additional head and neck support to ride safely and comfortably for jiggling or off-road stroller use, children should be at least 8 months old.

With the addition of the BioRad Infant Car Seat Adapter and compatible infant car seat, newborns may be able to ride in the stroller. Children develop at different rates. Prior to first use, consult with your pediatrician regarding suitability of newborn use with your child.

Please refer to your before table for important guidelines.

RECOMMENDED USE	AGE
Infant Car Seat Adapters (Rear Only)	0 - 8 Months
5 to 65 lb Infant Car Seat Adapter Manual (for maximum occupant weight)	8 Months - 6 Months
5 to 65 lb Only	8 Months - 5 Years
Booster Seat Manual	8 Months - 5 Years

STROLLER ASSEMBLY

UNPACK STROUEN

Remove stroller and wheels from Box Foot wheel is stored in folded stroller

A WARNING Remove all packaging materials and discard to avoid choking and suffocation hazards.

WHEELS

Before attempting to install wheels, read and understand warnings and instructions carefully.

A WARNING: Using your stroker with an improperly adjusted wheel quick release can allow the wheel to vibrate, wobble or become detached from the stroker. This can result in serious injury or death. Accordingly, it is critical that you:

- Ask your dealer to instruct you on the proper technique for safely installing and removing your wheels.
- Understand and use the proper method for securely clamping a wheel to the striker using a quick release.
- Check to make sure the wheels are securely clamped before each use of the strider.

The wheel quick release is a cam device that supplies the clamping force required to hold the stroller wheel securely in place. To safely secure a wheel to the stroller, it is critical that you understand how the quick release works, how to use and adjust it properly and the amount of force necessary to safely secure the wheel.

A WARNING: The quick release is a cum device and must be used correctly to supply the necessary clamping force to safely hold the wheel in place. It is not a wing nut system and turning the lever while holding the tension adjusting nut does not supply the required force to safely clamp the wheel in the dropout.

Before attempting to install wheels, read and understand warnings and instruction completely.

WARNING Using your stroller with an improperly adjusted wheel quick release can allow the wheel to vibrate, wobble, or become detached from the stroller. This can result in serious injury or death.

Accordingly, it is critical that you:

- **Ask your dealer to instruct you on the proper technique for safely installing and removing your wheels.**
- **Understand and use the proper method for securely clamping a wheel to the stroller using a quick release.**
- **Check to make sure the wheels are securely clamped before each use of the stroller.**

The wheel quick release is a cam device that supplies the clamping force required to hold the stroller wheel securely in place. To safely secure a wheel to the stroller, it is critical that you understand how the quick release works, how to use it and adjust it properly and the amount of force necessary to safely secure the wheel.

WARNING The quick release is a cam device and must be used correctly to supply the necessary clamping force to safely hold the wheel in place. It is not a wing nut system and turning the lever while holding the tension adjusting nut does not supply the required force to safely clamp the wheel in the dropout.

Installation Instructions


ADJUST QUICK RELEASE

The rear wheels are correctly clamped in place by the force generated when the quick release lever is closed and the cam action pulls the axle against the dropout, securing it in place.

The front wheel is correctly clamped in place by the force generated when the quick release lever is closed and the cam action pulls the lever housing against one dropout, and pulls the adjusting nut against the other dropout, clamping the hub between the dropouts.

1. Rotate Quick Release Lever

Rotate the quick release lever so it curves away from the dropout.




Tension Adjusting Nut

Quick Release Lever

2. Insert Rear Wheel into Axle

The hub of the rear wheel is only secured when the axle is fully inserted into the hub. Push the wheel into the axle until the quick release tension adjusting nut is fully inserted into the axle. The axle should sit snugly in the hub, with the axle nut sitting in the center of the hub.




Steel Axle

Dropout

3. Adjust Quick Release Cam Lever

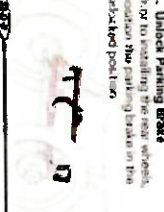
To adjust the quick release, hold the quick release cam lever in the FULLY OPEN position with your right hand, and tighten the tension adjusting nut with your left hand until it is finger tight against the dropout.



6

REAR WHEEL INSTALLATION

1. Unlock Parking Brake
Prior to installing the rear wheel, position the parking brake in the unlocked position.



The front wheel is correctly clamped in place by the force generated when the quick release lever is closed and the cam action pulls the lever housing against one dropout, and pulls the adjusting nut against the other dropout, clamping the hub between the dropouts.

The tension adjusting nut sets the amount of clamping force. Turning the tension adjusting nut in the clockwise direction while preventing the quick release lever from rotating, increases the amount of clamping force. Alternatively, turning the tension adjusting nut counterclockwise, while preventing the quick release lever from rotating, reduces the amount of clamping force. The tension adjusting nut only need minor adjustments to provide the correct clamping force, less than half a turn can mean the difference between safe and unsafe clamping.

Instruction Manual Warnings

FRONT WHEEL SECONDARY RETENTION DEVICES

Your stroller has optional secondary wheel retention devices designed to help keep the wheel from detaching from the fork if the quick release is incorrectly adjusted and tightened. The wheel can still become loose and wobble even with the secondary retention device working if the quick release has not been properly tightened and adjusted. The secondary retention device and locking systems are not intended as a substitute for a properly adjusted quick release. The secondary retention devices on your stroller are the integral type that are bonded into the outer layer of the fork diagonals.



Diagram
Integral type retention device

A WARNING It is critical that you do not remove or disable the secondary retention device. The secondary retention devices serve as a backup for a critical adjustment. The secondary retention device can reduce the risk of the wheel detaching from the fork if the quick release is not adjusted and tightened correctly. Removing or disabling the secondary retention device will void the warranty.

Secondary retention devices are not a substitute for correct quick release adjustment and tightening. Using your stroller with an improperly adjusted and tightened wheel quick release can allow the wheel to vibrate, wobble or become detached from the stroller. This can result in serious injury or death.

FRONT WHEEL INSTALLATION

1. **Release Quick Release Lever**
Raise the quick release lever so that it curves away from the wheel. This places it in the FULLY OPEN position.



Quick Release Lever
Fully Open - Wheel Loose

2. **Insert Front Wheel**
Push the front wheel into the quick release fork until the wheel is fully seated. The fork should be fully closed.



Diagram
Front Wheel Inserted

3. **Adjust Quick Release Lever**
To adjust the quick release, hold the wheel release lever in the FULLY OPEN position with your right hand as shown. Tighten the tension

adjusting nut with your left hand until it is finger tight against the fork diagonal.



Diagram
Adjusting Nut

4. **Close Quick Release Lever**
To properly close the quick release and secure the front wheel in the diagonals, confirm the angle is connecting the top of the diagonals on both sides and the wheel is centered left to right.



Diagram
Wheel Centered

When reattaching the wheel in the position, ensure the quick release lever is fully closed. The quick release lever should be fully closed. When the quick release lever is not fully closed, the wheel will be partially seated and will not be properly secured. To ensure the wheel is properly seated, it is necessary to wrap your fingers around the fork blade while closing the quick release lever. The quick release lever should have a visible imprint in the palm of your hand.

A WARNING It takes considerable force to securely clamp the wheel. If you are able to completely close the quick release without wrapping your fingers around the fork blade and the

quick release lever does not leave a visible imprint in the palm of your hand, the tension is not adequate. Release the lever to the FULLY OPEN position and turn the tension adjusting nut a quarter turn clockwise and repeat the clamping process.

If the quick release lever cannot be rotated to the FULLY CLOSED position, rotate the lever to the FULLY OPEN position and turn the tension adjusting nut a quarter turn counterclockwise. Repeat the clamping process.

REMOVING FRONT WHEEL

1. **Open Quick Release Lever**
Lower the wheel's quick release lever from the locked or FULLY CLOSED position to the FULLY OPEN position. Your front fork has integral secondary retention devices that require loosening the tension adjusting nut enough to allow removal of the wheel.

2. **Remove Front Wheel**
Raise the front wheel a few inches off the ground and tap the top of the wheel with the palm of your hand to knock the wheel out of the front fork.

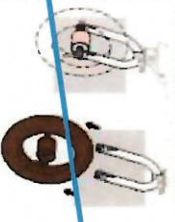


Diagram
Front Wheel Removed

Secondary retention devices are not a substitute for correct quick release adjustment and tightening. Using your stroller with an improperly adjusted and tightened wheel quick release can allow the wheel to vibrate, wobble, or become detached from the stroller. This can result in serious injury or death.

WARNING It takes considerable force to securely clamp the wheel. If you are able to completely close the quick release without wrapping your fingers around the fork blade and the quick release lever does not leave a visible imprint in the palm of your hand, the tension is not adequate.

Installation Instructions

FRONT WHEEL SECONDARY RETENTION DEVICES

Your Strider fork, with its secondary wheel retention device, designed to keep the wheel from disengaging from the fork if the quick release is incorrectly adjusted and tightened. The wheel cap of the secondary retention device, working with the quick release, has not been properly engaged and adjusted. The secondary retention device are backing up the fork and are not intended as a substitute for a properly adjusted quick release. If the secondary retention device is not properly adjusted, the fork may become loose and the wheel may fall off the fork, disengaging.



A WARNING: It is critical that you do not remove or disable the secondary retention device. The secondary retention device serves as a backup for a critical adjustment. The secondary retention device can reduce the risk of injury by keeping the wheel from disengaging from the fork. If the quick release is not adjusted and tightened correctly, the secondary retention device will void the warranty.

Secondary retention devices are not a substitute for correct quick release adjustment and tightening. Using your Strider with an improperly adjusted and tightened wheel quick release can allow the wheel to obstruct, wobble, or become detached from the strider. This can result in serious injury or death.

FRONT WHEEL INSTALLATION

1. Rotate Quick Release Lever

Rotate the quick release lever so that it points away from the wheel. The lever is in the FULLY OPEN position.



2. Insert Front Wheel

When facing the front of the strider, insert the wheel between the fork blades. The quick release lever should be at the top of the fork blade.



3. Adjust Quick Release Lever

To adjust the quick release, hold the quick release cap lever in the FULLY OPEN position with your right hand on the lever. Tighten the lever on the wheel.



4. Close Quick Release Lever

To properly close the quick release and secure the fork blade in the strider, confirm the lever is centered on the top of the fork blade and the wheel is centered in the fork.



While maintaining the wheel in this position, rotate the quick release lever to the FULLY CLOSED position. When properly closed, the lever of the quick release will be positioned on the fork blade. To ensure proper clamping force, it is necessary to wrap your finger around the fork blade when closing the quick release lever. The proper release lever should leave a visible imprint on the palm of your hand.



A WARNING: It takes considerable force to securely clamp the wheel. If you are able to completely close the quick release without wrapping your fingers around the fork blade and the

quick release lever does not leave a visible imprint in the palm of your hand, the tension is not adequate. Rotate the lever to the FULLY OPEN position and turn the tension adjusting nut a quarter turn clockwise and repeat the clamping process.

If the quick release lever cannot be rotated to the FULLY CLOSED position, rotate the lever to the FULLY OPEN position and turn the tension adjusting nut a quarter turn counterclockwise. Repeat the clamping process.

REMOVING FRONT WHEEL

1. Open Quick Release Lever

Move the wheel's quick release lever from the locked or FULLY CLOSED position to the FULLY OPEN position. Your front fork has integral secondary retention devices that require loosening the tension adjusting nut enough to allow removal of the wheel.

2. Remove Front Wheel

Release the front wheel by either of the following methods: Lift the top of the wheel with the palm of your hand to knock the wheel out of the front fork.



To generate enough clamping force it is necessary to wrap your fingers around the fork blade while closing the quick release lever. The proper force required to close the quick release lever should leave a visible imprint in the palm of your hand.

Maintenance Instructions

CARE AND MAINTENANCE

A WARNING Check tire pressure before every use.

CLEANING

The fabric has a stain resistant treatment that makes most clean-ups easy. Use a sponge with a solution of mild soap and cold water (maximum temperature of 100 deg. F / 38 deg. C). Rub thoroughly with clean water to remove soap then air dry. Do not use *dry-cleaning*.

REGULAR INSPECTIONS

You should inspect regularly your stroller for loose screws, bolts, nuts, and other fasteners. Verify all screws, attachment points and fasteners are tight. Check all wheels to be sure they are securely clamped. Check for tears or excessive wear in the fabric. We recommend you take your stroller to a designated BOB dealer for periodic inspection and service.

STORAGE

It is best to store your stroller indoors in a dry area. The stroller has an attractive appearance. Extended exposure to the sun's ultraviolet rays can fade and damage the fabric, tires, and plastic parts.

CARGO

This stroller is equipped with two small seat pockets for your child, a seat back pocket and a tow bar cargo basket under the stroller.

A WARNING Adding weight to the seat back changes the center of gravity of the stroller, and increases the possibility that it will tip over backwards, resulting in injury. For this reason, loads in the

Check all wheels to be sure they are securely clamped.

seat back pocket should never exceed two pounds (1 kg) and maximum weight capacity for tow bar cargo basket is 10 lbs (4.5 kg).

Although the seat back is padded, it is important to remember that this is where your child leans against.

A WARNING Do not place sharp objects in the seat back pocket. Leaning against sharp objects, the seat back pocket can result in injury to occupants.

STROLLER ACCESSORIES

Bob offers a complete line of accessories for your Revolution stroller. Visit our website for full details.

HANDLEBAR CONSOLE

Place snacks, water bottles, change, and other necessities in your hands-free console. The Handlebar Console attaches easily and securely. Includes two water bottle holders and a storage pocket.

WARM PUZZY

Add warmth and comfort to your child's stroll. The Warm Fuzzy is a padded fleece seat liner that inserts into any BOB Stroller seat.

WEATHER SHIELD

The Weather Shield's water resistant design helps to protect your child from rain and wind while still allowing a view of the world.

INFANT CAR SEAT ADAPTER

The BOB Infant Car Seat Adapter allows you to safely transport your infant car seat into a BOB Stroller utilizing the BOB Accessory Adapter. Features: Fits with stroller.

17

On-Product Warning Tag

Front

▲ WARNING!

A Quick-Release that is not properly adjusted and closed may allow the wheel to loosen or detach unexpectedly. This could cause you to lose control and fall, and may result in serious injury or death. Before every use, make sure the Quick-Release is adjusted and closed properly.



scan for installation video

▲ MISE EN GARDE!

Un système de blocage rapide qui n'est pas ajusté correctement et fermé peut permettre à la roue pour desserrer ou se détacher de façon inattendue. Vous pourriez alors perdre le contrôle et tomber, ce qui pourrait entraîner des blessures graves, voire la mort. Avant chaque utilisation, vérifiez que le système de blocage rapide est correctement réglé et verrouillé.



bayer pour une vidéo d'installation

▲ ADVERTENCIA!

Un mecanismo de desenganche rápido que no está debidamente ajustado y cerrado puede permitir que la rueda se afloje o se desprenda inesperadamente. Esto podría hacerle perder el control y caer, lo que puede provocar daños graves e incluso la muerte. Antes de cada uso, debe comprobar que el mecanismo de desenganche rápido está debidamente ajustado y cerrado.

ADP21

Back

This wheel is attached by a Quick-Release lever actuated mechanism that allows you to install and remove the wheel without tools.

Before every use, check that the Quick-Release is in the CLOSED (locked) position. For information on adjusting and closing the wheel Quick-Release, see the Owner's Manual. Follow the instructions in your owner's manual, scan QR code on this label for installation video or consult BOB Gear® by Britax® Customer Service 1-888-427-4829 or 1-704-409-1699.

Cette roue est fixée par un système de blocage rapide, un mécanisme actionné par un levier qui vous permet d'installer ou de retirer les roues sans outils. Avant chaque utilisation, vérifiez que le système de blocage rapide est en position CLOSED (verrouillé). Pour plus d'informations sur le réglage ou le montage de votre roue, reportez-vous aux instructions de réglage du système de blocage rapide du manuel du propriétaire, consultez le code QR sur cette étiquette pour une vidéo d'installation ou bien communiquer avec le service à la clientèle BOB Gear® de Britax® au 1-888-427-4829 ou au 1-704-409-1699.

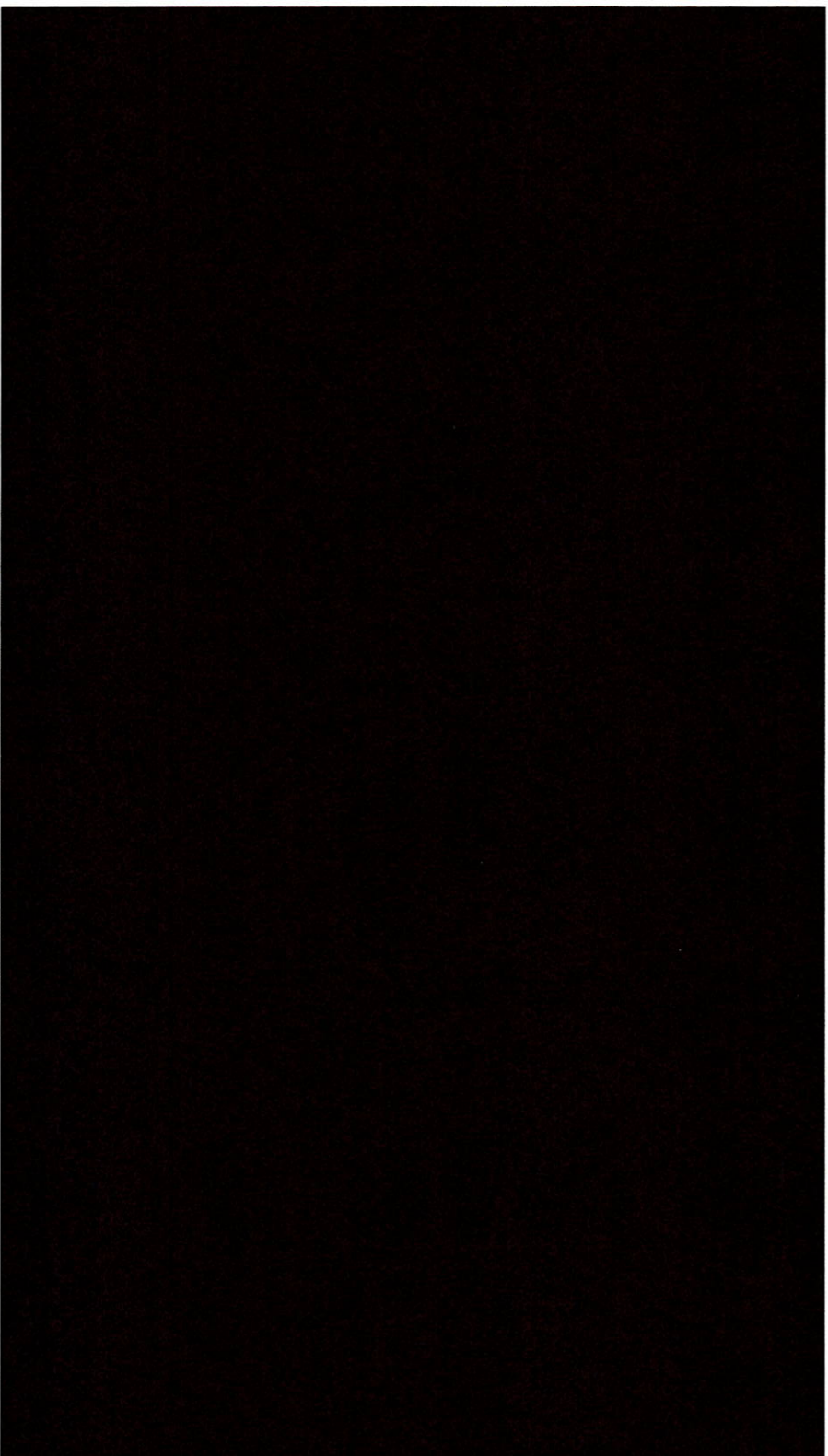
Esta rueda está acoplada mediante un mecanismo de desenganche rápido, activado mediante una palanca, que permite instalar y quitar la rueda sin necesidad de utilizar herramientas.

Antes de cada uso, cheque cuidadosamente que el mecanismo de desenganche rápido está en la posición CERRADO (cerrado). Si desea obtener más información sobre cómo ajustar y cerrar el mecanismo de desenganche rápido de una rueda, consulte las instrucciones para ajustar el mecanismo de desenganche rápido en el manual del propietario o consulte el código QR en esta etiqueta para una video de instalación o para el servicio de atención al cliente BOB Gear® de Britax® llamando al 1-888-427-4829 o al 1-704-409-1699.

A Quick-Release that is not properly adjusted and closed may allow the wheel to loosen or detach unexpectedly. This could cause you to lose control and fall, and may result in serious injury or death. Before every use, make sure the Quick-Release is adjusted and closed properly.

This wheel is attached by a Quick-Release, a lever-actuated mechanism that allows you to install and remove the wheel without tools. Before every use, check that the Quick-Release is in the CLOSED (locked) position. For information on adjusting and closing a wheel Quick-Release, see the Quick-Release adjustment instructions in your owner's manual, scan QR code on this label for installation video or consult BOB Gear® by Britax® Customer Service 1-888-427-4829 or 1-704-409-1699.

BOB Quick Release Video – Uploaded March 2013



<https://www.youtube.com/watch?v=8mRqD7xD23k> OFFICIAL USE ONLY – CONTAINS CONFIDENTIAL BUSINESS INFORMATION

Warnings and Instructions Summary

- **Changes to the written instructions, warnings, or video are unlikely to address the problem of consumers securing the quick release incorrectly**
 - Warnings and instructions are the least effective method of controlling hazards
 - Consumers are unlikely to read the manual or watch the video because the quick release does not appear to be complex
 - A reasonable consumer can follow BOB instructions, but use too little force
 - Subjective measures may be interpreted differently depending on individual factors
 - Indentation in palm is an unreliable objective measure
 - BOB instructions are better than instructions for similar products; however it is inherently difficult to convey information about how something should feel through written instructions or video

Substantial Product Hazard Assessment

- “Substantial Product Hazard” means –
 - (2) A product **defect** which (because of the pattern of defect, the number of defective products distributed in commerce, the severity of the risk, or otherwise) creates a **substantial risk of injury** to the public. Section 15(a)(2).
- Assessing whether this stroller with this quick release feature and this secondary retention system has a design defect that creates a substantial risk of injury.

Defect Factors - 16 C.F.R. § 1115.4(e)

- **Nature of the risk of injury:** potentially life-threatening head impact injuries to children and adults; severe fractures and lacerations
- **Population exposed to the product and its risk of injury:** vulnerable infant population at risk + risk to caregivers
- **Product not a Necessity** - rather recreational and QR feature is one of convenience
- **Obviousness of the risk**
 - Wheel can appear attached and function but disengage during use if QR not properly attached
- **Adequacy of warnings and instructions to mitigate the risk**
 - Incidents despite instructions/warnings demonstrate some users do not either read or correctly follow instructions
 - Warnings were not on the product until a warning was added on the QR lever in June 2013 – injury rate persists after additional warning
- **Role of Consumer Misuse and foreseeability of such misuse**
 - Consumers who do not attach QR correctly are misusing the product
 - Incident Data shows foreseeable consumer misuse year over year

Defect Factors - 16 C.F.R. § 1115.4(e)

- **Utility of the Product**
 - Stroller with quick release enables consumers to easily remove front wheel to fit stroller in smaller compartments such as certain car trunks and facilitates storage in smaller areas
 - Removable wheel utility is enhanced by dropout fork retention system
 - The redesign marginally reduces QR utility (with more robust retention system)

Substantial Risk of Injury Factors – 16 C.F.R. § 1115.12(g)

- **Pattern of defect** - § 1115.12 (g)(1)(i): all strollers from 1997 to September 2015 have a front dropout fork assembly with quick release to front wheel that can come off without warning if QR not properly attached.
 - Difficult for users to tell whether QR is properly secured
- **Number of defective products distributed in commerce** - § 1115.12 (g)(1)(ii): hundreds of thousands of units sold; still in use and resold in secondary market
- **Severity of the risk** – “a risk is severe if the injury which might occur is serious and/or if the injury is likely to occur.” § 1115.12 (g)(1)(iii):
 - injuries have been “serious” for both children and adults
 - likelihood of injury:
 - “**Number of injuries reported**”: Since 2012, average of approximately 33 incidents per year and 16 injuries per year;
 - “**Intended or reasonably foreseeable use of the Product**”: injuries demonstrate foreseeable use with improper attachment of quick release without feedback
 - “**Population group exposed to product**”: vulnerable population exposed (infants and toddlers)

Current Discussions With Britax

- Britax has agreed to the following:
 - New You Tube “How To” video incorporating CPSC suggestions
 - Post new You Tube video on all its social media channels (Instagram, Facebook and Twitter) as well as the BOB Gear Website
 - Improve the prominence and instructions on Retired Product page on the BOB Gear website
 - Send a letter to secondary market sellers such as EBay, Offer-Up, Craig's List, Goodwill, Amazon Marketplace, and The Association of Resale Professionals (NARTS) with information about how to link to User Guides and instructional videos where product is sold
 - Consider CPSC suggestions for improvements to its written instructions and/or labels
 - If CPSC issued a “safety alert” to address the importance of proper quick release usage on strollers, Britax would consider providing a link to this notice on its BOB Gear website.

Current Discussions with Britax

- Additional CPSC Inquiries:
 - Direct mail notification to registered owners
 - Partner with a retailer, such as REI, where consumers could take a stroller to see if the consumer was securing the quick release properly – similar to a car seat check
 - Direct notification from retailers with consumer contact information

Exhibit H

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

_____)	
In the Matter of)	
)	
)	
BRITAX CHILD SAFETY, INC.)	CPSC DOCKET NO.: 18-1
)	
)	
)	
Respondent.)	
_____)	

CONSENT AGREEMENT
IN CAMERA

This Consent Agreement ("Consent Agreement" or "Agreement") is made to settle the above-captioned administrative action. The parties agree as follows:

Parties

1. The Commission staff is the staff of the United States Consumer Product Safety Commission ("CPSC" or the "Commission"), an independent regulatory agency of the United States, established by Congress pursuant to Section 4 of the Consumer Product Safety Act ("CPSA"), 15 U.S.C. § 2053. Commission staff is represented by Complaint Counsel in this matter.
2. Britax Child Safety, Inc. ("Britax" or "Respondent"), is a South Carolina corporation with its principal place of business located at 4140 Pleasant Road, Fort Mill, South Carolina. B.O.B. Trailers, Inc. ("B.O.B."), was a California corporation until it was merged with and into Britax in December 2011. Respondent or Britax, as those terms are used herein, shall mean Britax Child Safety, Inc., its successors, assigns or receivers.

Subject Matter

3. The Subject Products are various models of single and double occupant 3-wheeled B.O.B. brand jogging strollers designed with a dropout fork assembly and quick release ("Quick Release") mechanism ("Strollers" or "Subject Products"). The Strollers, which were manufactured and imported between 1997 and September 2015, include the following models: Revolution, Revolution Duallie, Revolution 12", Revolution Duallie 12", Sport Utility Stroller, Sport Utility Stroller D'Lux, Ironman, Sport Utility Stroller/SUS Duallie, Ironman Duallie, Revolution SE, Revolution CE, Stroller Strides, Revolution SE Duallie, Stroller Strides Duallie, Revolution Pro, Revolution Pro Duallie, Revolution Flex, Revolution SE Plus, Revolution Flex Duallie, and Revolution SE Duallie Plus.

4. The Strollers were introduced into commerce beginning in 1997 and sold by B.O.B. until December 2011, when B.O.B. merged with and into Britax. Subsequent to that time, Britax continued to import and distribute the Strollers under the B.O.B. brand name. Britax is a manufacturer of the Strollers, which are consumer products that are distributed in commerce, as those terms are defined in Sections 3(a)(5), (8), and (11) of the CPSA, 15 U.S.C. Section 2052(a)(5), (8), and (11). The Strollers are offered for sale to consumers for their personal use in or around a permanent or temporary household or residence, in recreation or otherwise.

5. On February 16, 2018, Commission staff filed an Administrative Complaint ("Complaint") against Britax seeking, *inter alia*, a recall of the Subject Products pursuant to Section 15 of the CPSA, as amended, 15 U.S.C. § 2064. The Complaint alleges that the Subject Products are defective under 15 U.S.C. § 2064(a)(2) because the Quick Release can fail to secure the front wheel to the fork, allowing the front wheel to detach suddenly during use. The Complaint

further alleges that the Subject Products present a “substantial product hazard” within the meaning of Section 15(a) of the CPSA, 15 U.S.C. § 2064(a).

6. Respondent filed an Answer to the Complaint in which it denied that the Subject Products present a substantial product hazard or contain a defect within the meaning of Section 15(a) of the CPSA, 15 U.S.C. § 2064(a).

Agreement

7. It is the express purpose of the parties in entering into this Consent Agreement to promote the public safety by implementing the following actions as set forth herein. It constitutes a compromise resolution of the matter described herein without a hearing or a determination of issues of law and fact.

8. The parties intend for this Consent Agreement, and the attached Order (the “Order”), which are hereby incorporated by reference, to resolve staff’s charges and requests for relief against Respondent set forth in the Complaint in this proceeding. The allegations in the Complaint are resolved by this Agreement and Order.

9. Respondent admits that the Commission has jurisdiction over the Subject Products as “consumer products” under Section 3 of the CPSA, 15 U.S.C. § 2064(a), and over Respondent in relation to the Subject Products.

10. Upon acceptance of the Agreement and issuance of the Order by the Commission, the Commission shall issue a Press Release announcing the Agreement and Order (“Press Release”). The Press Release and public facing documents shall comport with the terms of this Agreement and shall, among other things, identify the nature of the Information Campaign described in paragraph 11 and clearly and conspicuously state that all eligible consumers who participate in the Information Campaign will be offered incentives to promote the effectiveness of the campaign, including free parts and accessories (including an alternative front wheel quick release or thru-

axle), or discounts on certain parts, accessories or new strollers, all of which will be available exclusively through Respondent.

11. Respondent agrees to take the following actions regarding the Subject Products:

- a. Respondent shall undertake, at its sole cost and expense, a robust, intensive campaign to further instruct consumers who reside in the United States how to safely and correctly operate the Quick Release on the Strollers ("Information Campaign"). This does not constitute an admission by Respondent or a determination by the Commission in relation to any inadequacy of the instructions, warnings and guidance already provided by Respondent in relation to the proper use of the existing Quick Release on the Strollers. The Information Campaign shall include an instructional video created by Respondent, demonstrating and describing how to safely, correctly, and consistently operate the Quick Release on the Strollers ("Instructional Video"). The Information Campaign shall be announced no later than October 31, 2018, and at that time, Respondent shall begin to take orders for the free parts, accessories, discounts, or other incentives in paragraph 11(e) from consumers who elect to participate in the Campaign. The content and timeline for the production and dissemination of the Campaign is set forth in Exhibit A and incorporated by reference as though fully set forth herein.
- b. On a date mutually agreeable to the parties, but no later than October 31, 2018, Respondent shall disseminate the Information Campaign through the following means:
 - i. Direct email notice to consumers who have informed Respondent of their consent to receive information emails from BOB Gear.

ii. A statement announcing the Information Campaign on BOBGear.com.

Respondent shall maintain such a statement prominently on the home page for 12 months following the announcement of the Information Campaign as set forth in paragraph 11 herein.

iii. Quarterly announcements of the Information Campaign through all BOB Gear social media accounts in the United States, including but not limited to Facebook and Twitter, with a link to the Press Release.

c. In addition, Respondent will provide notice of the Information Campaign to known dealers or retailers of the Subject Products, which dealers or retailers are located in the United States. The dealer and retailer notice will be substantially identical to the text set forth in Exhibit A.

d. The notices and communications described in paragraph 11(b) above shall be subject to review by Commission staff, and the parties shall work in good faith to ensure that such notices and communications are mutually agreeable to the parties and accurately convey the terms of this Consent Agreement and Order.

e. In order to encourage participation in the Information Campaign, consumers who reside in the United States and who participate in the Information Campaign are entitled to receive certain free parts, accessories, discounts, or other incentives as follows:

i. Each consumer who self-identifies as having concerns about their ability to safely and correctly operate the Quick Release on their Stroller manufactured before September 30, 2015, shall be offered the option to receive one of the following parts, accessories, or discounts:

1. Consumers owning Strollers manufactured between January 1, 2011, through September 30, 2015, shall be offered, completely free of charge, the consumer's choice of one of the following:
 - a. A new Quick Release ("Modified QR") with a shaft/axle compatible with Strollers manufactured between January 1, 2011, through September 2015, featuring a Quick Release lever that only rotates 90 degrees;
 - b. A new "thru-bolt" ("Modified Thru-Bolt") with a shaft/axle compatible with Strollers manufactured between January 21, 2011, through September 2015, which is tightened utilizing an Allen wrench/hex key; or
 - c. A 20% discount off the Manufacturer's Suggested Retail Price ("MSRP") of any new BOB Gear stroller, subject to availability of the new strollers.
 2. Consumers owning Strollers manufactured prior to January 1, 2011, shall be offered a 20% discount off the MSRP of any new BOB Gear stroller, subject to availability of the new strollers.
- ii. Each consumer who self-identifies as having no concerns about their ability to safely and correctly operate the Quick Release on their Stroller manufactured before September 30, 2015, will be offered a 20% discount off the MSRP of any new BOB Gear stroller, or certain discounted parts and accessories, subject to availability of the new strollers, parts and accessories.

iii. A consumer will be required to provide the Stroller serial number to Respondent in order to obtain one of the options identified in paragraphs 11(e)(i)–(ii) above, which will be available through Respondent directly.

Only one of the options identified above will be available for each Stroller.

- f. Respondent will take orders for and provide all parts and accessories, discounts, or other incentives for 12 months from the announcement of the Information Campaign. Respondent shall fulfill all orders placed and honor all discounts requested within those 12 months. Respondent endeavors to ensure that the Modified QR and Modified Thru-Bolt are available to ship to eligible consumers by October 31, 2018. The Modified QR and Modified Thru-Bolt shall be available to ship to eligible consumers no later than thirty days thereafter.
- g. Respondent shall maintain a dedicated website portal and customer service number to facilitate the distribution of the parts, accessories, discounts, or other incentives described in paragraph 11(e). The Modified QR and Modified Thru-Bolt described in paragraphs 11(e)(i)(1)(a)–(b) shall be featured prominently on the website page applicable to the consumers identified in paragraph 11(e)(i)(1), above.

12. Respondent shall ensure that the Modified QR and Modified Thru-Bolt are suitable for securing the front wheel to the front fork of Strollers manufactured between January 1, 2011, through September 2015 and are otherwise compatible with such Strollers. Respondent shall provide instructions to ensure that consumers can safely and correctly install the Modified QR and Modified Thru-Bolt. Such instructions shall also be provided on the Website identified in paragraph 11(g).

13. Respondent shall provide to the Commission staff information on a quarterly basis identifying the number of consumers who have viewed the campaign and requested any of the incentives identified in paragraph 11(e).

14. The parties shall fulfill all requirements of the Consent Agreement and Order. The Order shall be issued under the Consumer Product Safety Act, as amended, 15 U.S.C. §§ 2051, *et seq.*, and 16 C.F.R. § 1025.26(f).

15. If the Commission accepts this Consent Agreement pursuant to 16 C.F.R. § 1025.26(f) and issues the appropriate Order, then this adjudicative proceeding, CPSC Docket No. 18-1, shall be dismissed with prejudice and CPSC File RP160404 shall be closed.

16. If the Commission rejects or does not accept this Consent Agreement pursuant to 16 C.F.R. § 1025.26(g), then this Consent Agreement shall be null and void. Pursuant to 16 C.F.R. § 1025.26(h), neither rejected offers of settlement, nor the fact of the proposal of offers of settlement are admissible in evidence.

17. This Consent Agreement shall take effect upon final acceptance by the Commission and issuance of the Order.

18. Upon acceptance by the Commission of this Consent Agreement and entry of the Order, Respondent knowingly, voluntarily, and completely waives and relinquishes any past, present, and future right or rights: (1) to an administrative or judicial hearing and to all further procedural steps in this matter, including findings of fact, conclusions of law, or further determination of whether the Subject Products contain a defect which creates a substantial product hazard within the meaning of Section 15 of the CPSA; (2) to seek judicial review or otherwise contest the validity of this Consent Agreement or Order as issued and entered; (3) to seek judicial review of this or any

past order, finding or determination of the Commission or the Presiding Officer in this matter; and (4) to seek administrative or judicial review of any action by the Commission, Commissioners, and Commission staff in this matter, including the right to a statement of findings of fact and conclusions of law, and all further procedural steps and rights afforded by law.

19. The parties acknowledge and agree that this Consent Agreement and Order are pursuant to the Commission's regulatory power to resolve the Complaint issued by the Commission. Upon acceptance by the Commission of this Consent Agreement and entry of the Order, the Commission and Respondent may disclose the terms of this Consent Agreement and Order to the public.

20. The Consent Agreement is entered into for settlement purposes only and does not constitute an admission of liability by Respondent to the allegations made in the Complaint relating to the Strollers or a determination by the Commission of the existence of a defect in the Subject Products, a substantial product hazard, or reportable information pursuant to Section 15(b) of the CPSA, 15 U.S.C. § 2064(b). The parties agree that the actions taken pursuant to this Consent Agreement and Order shall not be construed as a recall pursuant to section 15 of the Consumer Product Safety Act, 15 U.S.C. § 2064.

21. If, after the effective date hereof, any provision of this Consent Agreement and Order is held to be illegal, invalid, or unenforceable under present or future laws effective during the terms of this Consent Agreement and Order, such provision shall be fully severable. The rest of this Consent Agreement and Order shall remain in full effect, unless the Commission and Respondent mutually determine that severing the provision materially impacts the remaining obligations as set forth in this Consent Agreement and Order.

22. The provisions of this Consent Agreement and Order shall not be interpreted or construed against any person or entity because that person or entity or any of its attorneys or representatives

drafted or participated in drafting this Consent Agreement. No representations other than those contained in this Consent Agreement, Exhibit A, and the attached Order, have been made or relied upon by either party in negotiating or executing this Consent Agreement.

23. The provisions of this Consent Agreement and Order shall be interpreted in a reasonable manner to effect its purpose to resolve staff's charges in the Complaint.

24. The Commission shall retain jurisdiction to enforce the provisions of the Consent Agreement and Order. In the event of a dispute between the parties arising under this Consent Agreement and Order, including without limitation whether the Consent Agreement and Order has been breached or violated in any manner, any party may submit the issue for initial determination and resolution by the Commission, without waiver of the jurisdiction of the United States District Courts to preside over the dispute and enforce the provisions of the Consent Agreement and Order thereafter.

25. The existence of a dispute between the parties arising under this Consent Agreement and Order shall not excuse, toll, or suspend any obligation or deadline established under this Consent Agreement and Order.

26. Respondent hereby waives any claims under the Equal Access to Justice Act (5 U.S.C. § 504), and agrees that each party shall bear its own costs and expenses, including, without limitation, attorneys' fees incurred in connection with CPSC case number RP160404, this proceeding, CPSC Docket No. 18-1, the Consent Agreement and the transactions contemplated hereby.

27. This Consent Agreement and Order shall not be waived, changed, amended, modified or otherwise altered, except in writing executed by the party against which such amendment, modification, alteration or waiver is sought to be enforced, and approved by the Commission.

except that if this Consent Agreement and Order is not accepted by the Commission by September 30, 2018, all references in this Agreement and Exhibit A to the date of October 31, 2018 shall be revised to be the date that is 30 days after acceptance of this Consent Agreement and Order by the Commission.

28. This Consent Agreement may be executed in any number of counterparts.

(continued on next page)

In Camera Filing -- FOUO

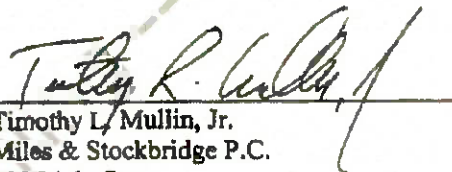
DATED: AUGUST 27, 2018



Jeffrey F. Kies, Vice President of Finance
BRITAX CHILD SAFETY, INC.
4140 Pleasant Road
Fort Mill, SC 29708
Respondent



Erika Z. Jones
Mayer Brown LLP
1999 K Street, N.W.
Washington, D.C. 20006
Counsel for BRITAX CHILD SAFETY, INC.



Timothy L. Mullin, Jr.
Miles & Stockbridge P.C.
100 Light Street
Baltimore, MD 21202
Counsel for BRITAX CHILD SAFETY, INC.



Mary B. Murphy, Assistant General Counsel
Philip Z. Brown, Trial Attorney
Gregory M. Reyes, Trial Attorney
Daniel R. Vice, Trial Attorney
Division of Compliance
Office of the General Counsel
U.S. Consumer Product Safety Commission
Bethesda, MD 20814

Complaint Counsel for
U.S. Consumer Product Safety Commission

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

In the Matter of)	
)	
)	
BRITAX CHILD SAFETY, INC.)	CPSC DOCKET NO.: 18-1
)	
)	
Respondent.)	
)	

ORDER
IN CAMERA

UPON CONSIDERATION of the Complaint against Respondent and the Consent Agreement appended hereto;

UPON CONSIDERATION of Respondent's admission that the Commission has jurisdiction over Britax Child Safety Inc., and the Subject Products, and that the Subject Products constitute "consumer products" under the Consumer Product Safety Act ("CPSA"), 15 U.S.C. § 2052; and Pursuant to the CPSA, as amended, 15 U.S.C. §§ 2051, *et seq.*,

IT IS HEREBY ORDERED THAT:

1. The Consent Agreement between Respondent and the Commission staff is accepted and incorporated by reference herein, and the parties shall comply with all of its obligations hereunder.
2. All allegations of the Complaint against Respondent are resolved by this Consent Agreement and Order. Based on the Consent Agreement, the Commission finds that the Consent Agreement and this Order is in the public interest.
3. The above-captioned adjudicative proceeding is dismissed with prejudice.

4. The Commission retains jurisdiction to enforce the provisions of the Consent Agreement and Order.

5. This Order is issued under the Consumer Product Safety Act, as amended, 15 U.S.C. §§ 2051, *et seq.*, and 16 C.F.R. § 1025.26(f).

BY ORDER OF THE CONSUMER PRODUCT SAFETY COMMISSION

Alberta E. Mills, Office of the Secretariat

DATED: _____

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

In the Matter of

BRITAX CHILD SAFETY, INC.

Respondent.

CPSC DOCKET NO.: 18-1

EXHIBIT A TO CONSENT AGREEMENT AND ORDER

Respondent shall develop an Information Campaign pursuant to the Consent Agreement ("Agreement") and Order. The Information Campaign shall consist of an Instructional Video and website. The timelines and content of the Information Campaign are set forth below:

1. The production schedule for the script, storyboard and Instructional Video are as follows:
 - a. Respondent shall develop a draft script and storyboard, reflecting planned content and duration, and provide it to CPSC staff by September 14, 2018.
 - b. CPSC staff shall review the draft script and storyboard and provide comments and edits to Respondent by September 21, 2018.
 - c. Respondent shall complete the final script and storyboard by September 28, 2018, and provide it CPSC staff upon completion.
 - d. Respondent shall produce the Instructional Video, in a manner substantially equivalent to the final script and storyboard, by the later of October 26, 2018, or 30 days from Commission approval of the Consent Agreement, and provide it to CPSC staff upon completion. The Instructional Video and website shall be

completed and fully operational by the date that the Information Campaign is announced.

- e. The parties shall work in good faith to ensure that the script, storyboard, and Instructional Video are mutually agreeable to the parties. These timelines may be slightly adjusted upon agreement of the parties, but shall not delay the October 31, 2018, announcement date of the Information Campaign.

2. Content of the Instructional Video shall contain the following elements:

- a. The Instructional Video shall be produced in English and Spanish, in both audio and subtitle format, and shall not include general advertising or marketing materials or information, which are not reasonably required for the Information Campaign or incentives.
- b. The Instructional Video shall:
 - i. At the outset, advise eligible consumers who watch the video that they will be entitled to receive certain free parts and accessories, discounts or other incentives upon completion of the video;
 - ii. Identify the Quick Release and all component parts;
 - iii. Provide instructions for the proper installation of the Quick Release from a consumer's perspective in a manner substantively similar to the manner in which it is described in Respondent's user guide; and
 - iv. Clearly explain the potential for front wheel detachment associated with improper Quick Release use, including a statement that is substantively similar to Respondent's on-product warnings for the Strollers.

- c. At the end of the Instructional Video, the following information and instructions shall be presented to all consumers, as applicable:
- i. Consumers shall be thanked for watching the Instructional Video.
 - ii. Consumers shall be advised that if they have concerns about how to safely and correctly operate the Quick Release on a BOB stroller manufactured before September 30, 2015, options are available to them consisting of a new thru-bolt axle, quick release mechanism, or a discount towards the purchase of new BOB Gear strollers.
 - iii. Consumers who have concerns about how to safely and correctly operate the Quick Release on a BOB stroller manufactured before September 30, 2015 shall be directed through functional links to the website portal identified in paragraph 11(g) of the Agreement, and to a telephone number for BOB Gear customer service to review their options.
 - iv. Consumers who are satisfied that they can safely and correctly operate the Quick Release on a BOB stroller manufactured before September 30, 2015, shall be advised that they have options available in the form of discounts towards the purchase of new BOB Gear strollers or certain parts and accessories. Consumers who are satisfied that they can safely and correctly operate the Quick Release on a BOB stroller manufactured before September 30, 2015, shall be directed through functional links to the website portal identified in paragraph 11(g) of the Agreement, and to a telephone number for BOB Gear customer service to review their options.

- d. The Instructional Video shall provide functional links, as described above, to the dedicated website portal identified in paragraph 11(g) of the Agreement.
3. The production schedule for the website and Customer Service Script are as follows:
- a. Respondent shall develop a website for the dissemination of the Information Campaign.
 - b. Respondent shall develop a customer service script ("Customer Service Script") for handling consumer inquiries regarding the Campaign and the distribution of the parts, accessories, discounts, or other incentives described in paragraph 11(e) of the Agreement.
 - c. The applicable website and Customer Service Script shall clearly and conspicuously describe the availability and utility of the offered Modified QR and Modified Thru-Bolt and shall include links to any available instruction and warning manuals regarding the Strollers and shall not include general advertising or marketing materials or information, which are not reasonably required for the Information Campaign or incentives.
 - d. The content of the website portal and Customer Service Script shall be subject to review by Commission staff, and the parties shall work in good faith to complete mutually agreeable content.
4. Pursuant to paragraph 11(c) of the Agreement, the notice to retailers will be as follows:
- "In February, we notified you that the U.S. Consumer Product Safety Commission had sued Britax to compel a recall of certain BOB strollers. We are pleased to report that we have resolved this litigation without a recall by developing and launching an information campaign to further instruct consumers how to safely and correctly operate the Quick

Release on the Strollers. Consumers will be offered incentives to participate in the information campaign, which are described in the links below. If any of your customers ask you about this issue, please direct them to [INSERT LINKS TO CPSC PRESS RELEASE AND INSTRUCTIONAL VIDEO].”

5. Pursuant to paragraph 11 of the Agreement, the Instructional Video and website portal shall be publicly available no later than October 31, 2018.

In Camera Filing -- FOUO

Exhibit I



UNITED STATES
CONSUMER PRODUCT SAFETY COMMISSION
4330 EAST WEST HIGHWAY
BETHESDA, MD 20814

ACTING CHAIRMAN ANN MARIE BUERKLE

July 31, 2019

The Honorable Maria Cantwell
Ranking Member
Committee on Commerce, Science, and Transportation
United States Senate
511 Hart Senate Office Building
Washington, DC 20510

Dear Ranking Member Cantwell:

Thank you for your letter of June 27, 2019, regarding residential elevator safety and requesting documents from the Commission related to our activities on this matter. This letter is a follow-up to our July 19th letter and includes responses to all of your outstanding requests. This is the final production of documents in response to your request.

We must emphasize the necessity to maintain confidentiality and proper handling of the information we are providing. Some of the information contained in this response may be subject to section 6 of the CPSA, 15 U.S.C. § 2055. Section 6(a) of the CPSA, 15 U.S.C. § 2055(a), prohibits the Commission from disclosing trade secrets and commercial or financial information that is privileged or confidential. Section 6(b) of the CPSA, 15 U.S.C. § 2055(b), prohibits the Commission from disclosing information about a consumer product that identifies a manufacturer or private labeler, unless the Commission has taken reasonable steps to assure that the information is accurate, and that such disclosure is fair in the circumstances and reasonably related to effectuating the purposes of the CPSA and others laws administered by the Commission. Before disclosing such information, the Commission must follow certain advance notice requirements set forth in the CPSA. Some of the information provided contains personally identifiable information which has not been redacted. In addition, some of

the documents contain information that has been withheld because it is subject to the deliberative process privilege under Exemption 5 of the Freedom of Information Act (FOIA), 5 U.S.C. § 552(b)(5), because they are pre-decisional and deliberative.

The statute allows us to provide you, in your capacity as Ranking Member of the Senate Committee on Commerce, Science, and Transportation, information that we may not lawfully provide to the general public at this time. Therefore, consistent with the CPSCA and Commission regulations, and with the expectation this information will be kept confidential in accordance with Senate Rule 29.5, we request that the information being provided to you be treated as for official use only and not be further copied or disseminated. We additionally request that we be advised, in writing, if you, or any member of your staff, intends to release any of this information to the public.

In response to Question 1, CPSC staff is aware of a total of six incidents received by the Commission since 2001, including three fatalities, involving entrapments between the car and hoistway doors of residential elevators. Two of these incidents occurred at non-residential establishments. Information on elevator incidents prior to this to date, dating back to the 1950s, is subject to limited records that make it difficult to confirm the hazard pattern associated with each incident.

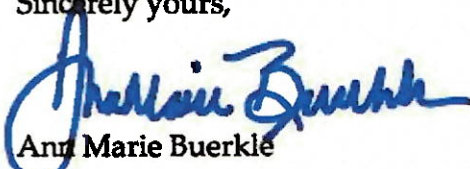
1. 2001: an 8-year-old was entrapped and crushed in a swing door elevator at a bed and breakfast.
2. 2003: a 10-year-old was entrapped and crushed in a swing door elevator in a township hall.
3. 12/24/2010: a 3-year-old became entrapped between the hoistway door and accordion door of an elevator on the second floor of a family three story home, resulting in permanent brain damage.
4. 2/23/2014: a 5-year-old suffered a fractured hip bone after being trapped between the hoistway door and accordion door of an elevator at a vacation property.
5. 6/26/15: catastrophic injury or death was averted when adults rescued a 5-year-old trapped between hoistway door and accordion door before the elevator rose to their floor in a vacation home.
6. 2/1/2017: a two and a half year old child was crushed under the car of a residential elevator after becoming entrapped.

Ranking Member Cantwell
July 31, 2019
Page 3

Responses to questions 2 through 5 are included on the enclosed disc. Correspondence in response to question 4 is contained on an additional disc. In response to question 6, there were no such proposed actions. All responses to question 7 were included with our July 19, 2019 letter.

Thank you again for your support of our mission at the CPSC. Should you or your staff have any questions, please do not hesitate to contact me, or Chris Hudgins, Director of Legislative Affairs, at: chudgins@cpsc.gov or (301) 504-7853.

Sincerely yours,



Ann Marie Buerkle
Acting Chairman

Enclosures

Exhibit J

Joint CPSC-Industry Residential Elevator Action Phone Conference

May 30, 2019, 11:00 AM -12:30 PM EST

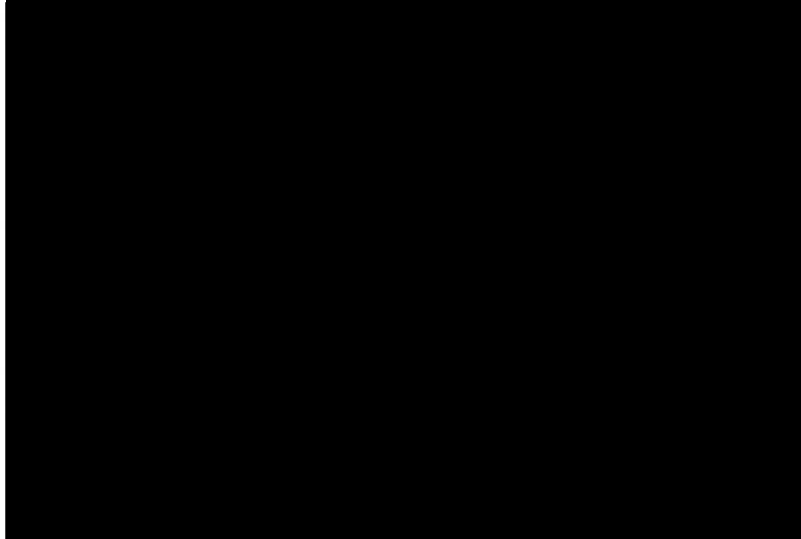
AGENDA

Topic	Description
Welcome	Call meeting to order
Roll Call	Introduce participants by affiliation. Emphasize brevity when introducing themselves and describing what their organization role is in the residential elevator industry. <i>Allow for others on call to introduce themselves and organization role.</i>
Walk-through Discussion	Importance <ul style="list-style-type: none">• Good work has been completed in reforming standards. However, there are many elevators with space beyond 4 inches which could allow a child to become entrapped and suffer serious or fatal injury.• Issue has taken high level priority at the Commission and as a result this phone conference will serve as precursor to a subsequent in-person meeting at our headquarters with the Acting Chairman, Ann Marie Buerkle, to address this ongoing hazard.
CPSC Stance	Commission is determined to find a solution to this safety hazard. <ul style="list-style-type: none">• We view this as a two prong process. They include identifying population of elevators with excess space & finding a remedy.• We have a strong desire to see a public notice maximized & identify a remedy that are at minimal or no cost to consumers.
Purpose	As a result, we view this as an industry wide approach in which we: <ul style="list-style-type: none">A. Get stakeholders on boardB. Get the right people involvedC. Discuss how to best accomplish these goals
Explore Solutions	How to develop list for public notice and ideas providing solutions. <ul style="list-style-type: none">• Example: We are aware of space guards, but if other options are available, we are looking to explore them.
Discussion	Open the floor for conversation
Wrap up & Closing Remarks	Thank you! Details of meeting with Acting Chairman, Ann Marie Buerkle are under development.
Adjourn	

Exhibit K



Affiliations for June 27, 2019 Acting Chairman Ann Marie Buerkle
Meeting with Elevator Stakeholders



Agenda for June 27, 2019 Acting Chairman Ann Marie Buerkle
Meeting with Elevator Stakeholders

- I. Introductions**
- II. Statement on Nature of the Problem and Need for a Corrective Action Plan (CAP)**
- III. Potential CAP Provisions**
 - A. Notice to Consumers with Elevators**
 - B. Remedy**
 - C. Prospective Actions**
- IV. Discussion on Next Steps toward CAP**