

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

In the Matter of)	
)	
BABY MATTERS, LLC,)	
)	CPSC DOCKET No. 13-1
)	
Respondent.)	HON. WALTER J. BRUDZINSKI
)	Administrative Law Judge
)	

COMPLAINT COUNSEL'S NOTICE OF DEPOSITION OF PERSONS MOST KNOWLEDGEABLE CONCERNING TOPICS LISTED HEREIN

Pursuant to 16 C.F.R. § 1025.35, Complaint Counsel for the U.S. Consumer Product Safety Commission ("Complaint Counsel") notices the deposition of the persons most knowledgeable concerning:

- 1) The design, development, and manufacturing of the Subject Products;
- 2) The sales, marketing and advertising of the Subject Products;
- 3) The testing and evaluation of the safety of the Subject Products, including the harness restraint system;
- 4) The evaluation of risks, including risks of foreseeable misuse, of the Subject Products;
- 5) The development of instructions and warnings concerning the Subject Products and evaluation of the effectiveness of such instructions and warnings;
- 6) The development of advertising and marketing campaigns for the Subject Products;
- 7) The 2010 recall of the Generation 1 and Generation 2 Nap Nanny, including

contacts with retailers, technical experts and others regarding the proposed corrective action, and the effectiveness of the recall;

8) Claims, complaints, injuries, fatalities and litigation relating to the Subject Products; and

9) Respondent's finances, assets, and profits.

The term "Subject Products" means all generations, designs, configurations, and prototypes of the Nap Nanny and Nap Nanny Chill and all covers for the Nap Nanny and Nap Nanny Chill.

Respondent shall designate the persons most knowledgeable concerning each of the above topics, sent by e-mail to Complaint Counsel, no later than five business days prior to the deposition.

The deposition shall take place at 4330 East West Highway, Bethesda, MD 20814 on April 19, 2013, beginning at 9:30 a.m., before a person authorized by law to administer oaths, for the purpose of discovery and/or as evidence. The taking of this deposition may be adjourned from day to day until completed, and may occur over several days if necessary to provide the information requested. This deposition may be videotaped and may be used at the hearing.

DATED: April 8, 2013



Daniel Vice
Kelly M. Moore
Mary B. Murphy
Complaint Counsel for the
U.S. Consumer Product Safety Commission
Office of the General Counsel
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CERTIFICATE OF SERVICE

I hereby certify that I have served Complaint Counsel's Notices of Deposition, upon all parties of record in these proceedings by mailing, postage prepaid, a copy to each on April 8, 2013, and by sending a courtesy copy via email to the addresses listed below.

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