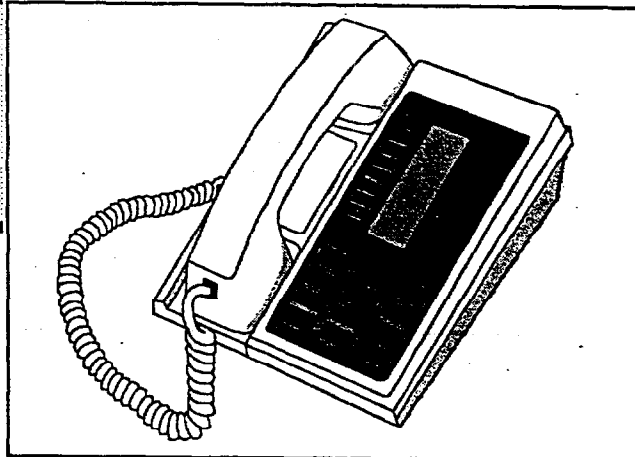


**MEMORANDUM OF  
TELEPHONE  
CALL**



DATE: 11-9-95  
TIME: \_\_\_\_\_

NAME AND TITLE: Jack Ford  
FIRM: \_\_\_\_\_  
TELEPHONE: \_\_\_\_\_  
SUBJECT: WARNING LABELS  
COMPLIANCE CONTACT: JEAN KENNEDY

**DISCUSSION:**

1. Canvas Pond - in another week.
2. Black pond - trying to get Mylar - hopefully soon
- ✓ 3. Header - done 11/9/95 & is sending  
tomorrow

**NEXT ACTION:**

**4D INNOVATIONS, INC.**

P.O. BOX 219046

HOUSTON, TEXAS 77218-9046

PHONE/FAX (713) 578-9335

AUGUST 17, 1995

MS. JEAN KENNEDY  
CONSUMER PRODUCT SAFETY COMMISSION  
4330 E.W. HWY  
BETHESDA, MD 20814

DEAR MS. KENNEDY,

I HAVE ENCLOSED, FOR YOUR REVIEW, A HEADER CARD AND A DIAGRAM OF  
OUR PROPOSED LOCATIONS FOR YOUR WARNINGS. BELOW ARE THE PROSPECTIVE  
WARNINGS FOR EACH PRODUCT.

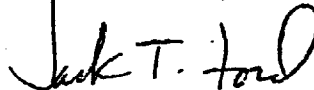
CANNON: WARNING ON HEADER CARD AND SILK SCREENED IN AREA ON POUCH  
WHICH IS IN THE RED SQUARE.

LAUNCHER/JR: WARNING ON HEADER CARD (INCLUDED WITH THIS LETTER) AND  
A TEAR RESISTANT POLYESTER STRIP WHICH WILL BE APPLIED TO  
THE "YOLK" PART OF EVERY UNIT (SEE DIAGRAM).

BOMBER: WARNING ON HEADER CARD AND SAME TEAR RESISTANT STRIP ON  
"YOLK". THIS POSITION WILL ALLOW USER TO SEE IT EVERY TIME  
PRODUCT IS USED.

IF YOU HAVE ANY QUESTIONS OR SUGGESTIONS, PLEASE CONTACT ME AT  
YOUR CONVENIENCE.

BEST REGARDS,



JACK T. FORD  
PRESIDENT

JTF/sa  
enc



**FOR OFFICIAL USE ONLY**

U.S. CONSUMER PRODUCT SAFETY COMMISSION  
WASHINGTON, D.C. 20207

OFFICE OF COMPLIANCE

JUL 19 1995

Division  
Corrective Action  
Tel: 301-504-0600  
Fax: 301-504-0350

Certified Mail/Telefacsimile

Jack Ford  
President  
Sling King, Inc,  
16810 Barker Springs #217  
Houston, TX 77084

Re: CPSC CA950167  
Sling King, Inc,  
water balloon sling shot

Dear Mr. Ford:

This is a follow-up letter to you regarding the Division of Corrective Actions investigation of serious injuries associated with water balloon sling shots. Sling King is one of three manufacturers who since 1985 have sold these types of products, designed with tubing and pouches to launch water-filled balloons.

At present the Commission is aware of 24 injuries from water balloon sling shots. Those incidents that were investigated showed serious injuries: 17 eye injuries that included fractured facial bones, tearing of the retina or iris or permanent loss of vision; a cardiac arrest of a 9 year old; and paralysis of a 13 year old hit in the neck/spine area. There is no reason to believe that these types of injuries will not continue, unless some action is taken to address the serious hazard that exists during the use of these sling shots.

Our data includes one report of injury with a Sling King that occurred in Lincoln Park, MI to a "girl who was struck by a balloon shot from the water balloon launcher." Your report to Investigator Claude Tolbert indicated that your firm had no

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claims or suits involving the sling shots. We request that you immediately provide any claims or suits that you have now, and that you also provide reports of incidents or injuries that did not result in claims or suits.

The Division of Corrective Actions has the responsibility to determine preliminarily whether a defect is present in a product and, if so, whether that defect rises to the level of a substantial product hazard as defined by section 15(a) of the Consumer Product Safety Act (CPSA), 15 U.S.C. §2064(a). Enclosed for your information are the Consumer Product Safety Act and the Commission's regulation entitled, "Substantial Product Hazard Reports," 16 C.F.R. Part 1115. These documents explain the Commission's authority and policy with regard to products which may present substantial product hazards and also explain the firm's rights and obligations under the Act to furnish information to the U.S. Consumer Product Safety Commission.

While no defect exists with these sling shots, the staff has determined, based on the reported incidents, that they present a risk of injury that is serious and a risk that is largely unknown to the using public. Users who shoot at bystanders and the bystanders themselves do not perceive that a water-filled balloon can seriously injure them. Moreover, they do not suspect that a soft balloon could fracture bones or tear an eyeball. And finally, they are unaware that the launch speeds can be up to or over 75mph, the speeds attained in our engineering testing.

Therefore, the staff requests that the manufacturers of these products take action to prevent further serious injuries by placing a warning label on the product and repeating it on the packaging. The label is as follows:

**!      WARNING**

Facial fractures and severe eye damage

Water balloons are shot at speeds up to 75mph.

Never shoot at people.

Orange, the established color of caution, is recommended for the label text. The letter size on the label should be large enough to get the user's attention and to be read from a user's expected distance from the product.

### Information Disclosure

The Commission often receives requests for information provided by firms under section 15(b) of the CPSA. Section 6(b)(5) of the CPSA, 15 U.S.C. § 2055(b)(5), prohibits the release of such information unless a remedial action plan has been accepted in writing, a complaint has been issued or a firm consents to such release. (See section 6(b) of the CPSA, as amended (enclosed)).

In addition to the above, if the firm submits any information that it considers to be a trade secret, or confidential commercial or financial information, it must mark it "confidential" in accordance with section 6(a)(3) of the CPSA, as amended, 15 U.S.C. § 2055(a)(3) and 16 C.F.R. § 1015.18. The Commission is prohibited from disclosing to the public information that is in fact trade secret or proprietary commercial or financial data. If the firm does not request confidential treatment at the time of its submission or within ten days thereafter, the staff will assume that it does not consider information in the submission to be a trade secret or otherwise exempt from disclosure under section 6(a) of the CPSA and the Freedom of Information Act, 5 U.S.C. § 552(b)(4).

### Continuing Obligation

Please note that the firm has a continuing obligation to supplement or correct information as it becomes known. For instance, if the firm receives or learns of information concerning other incidents or injuries, or information that affects the scope, prevalence or seriousness of the defect or hazard, it must report that information to this Division immediately.

The Division of Corrective Actions requests that the firm provide a response within ten (10) working days of your receipt of this letter. Please reference the CPSC file number in your response. If you seek assistance or if you have any questions, you may contact Jean Kennedy, Division of Corrective Actions, U.S. Consumer Product Safety Commission, 4330 East West Highway, Room 613, Washington, D.C. 20207-0001, telephone: (301) 504-0608 extension 1360.

Sincerely yours,



Marc J. Schoem  
Director  
Division of Corrective Actions

Enclosures:

Compilation of CPSC Statutes  
Substantial Hazard Regulations  
FOIA Regulations  
Information Disclosure Sheet  
Recall Handbook

cc: Consumer Product Safety Commission  
Western Regional Center  
600 Harrison Street  
Room 245  
San Francisco, CA 24107-1370

**FIELD ACTIVITY COVERSHEET**

<b>1. REGION/STATE</b> Dallas Satellite Office - FOWR	<b>2. OPERATION (Check One)</b> <input checked="" type="checkbox"/> Inspection <input type="checkbox"/> Estab. Visit <input type="checkbox"/> Telephone <input type="checkbox"/> Investigation <input type="checkbox"/> Other _____	<b>3. Date</b> 05/18/95  <b>4. Number</b>			
<b>5. Establishment</b> SLINGKING, Inc. 16810 Barker Springs #217 Houston, Texas 77084 Phone: (713) 578-9335 State: _____ ZIP: _____					
<b>6. RELATED FIRM</b> <input type="checkbox"/> Parent <input type="checkbox"/> Headquarters <input type="checkbox"/> Subsidiary <input type="checkbox"/> Other <table style="width:100%; border: none;"> <tr> <td style="width:50%; border: none;">Name</td> <td style="width:25%; border: none;">City</td> <td style="width:25%; border: none;">State</td> </tr> </table>			Name	City	State
Name	City	State			
<b>7. Products Covered</b> Water Balloon Sling Shots	<b>8. Other Consumer Products</b> Water Balloons				
<b>9. ESTABLISHMENT TYPE</b> <input checked="" type="checkbox"/> Manufacturer <input type="checkbox"/> Importer <input checked="" type="checkbox"/> Wholesaler <input type="checkbox"/> Own Label Dist. <input type="checkbox"/> Retailer <input type="checkbox"/> Repackager <input type="checkbox"/> Other _____	<b>10. ANNUAL PRODUCTION</b> Regulated Products \$300,000.00 Units 25,000 Other Products \$ N/A Units _____				
<b>11. I.S. Business</b> % Rcv'd _____ % Shp'd _____	<b>12. SAMPLES COLLECTED</b> T-865-7657/58/59/60 T-865-7881/82	<b>13. MIS CODE</b> 33698			
<b>14. HOURS</b> Activity 10 Travel 1.5					
<b>15. REASON FOR ACTIVITY (Assignment Reference)</b> 950509CER3032					
<b>16. ANNOUNCED</b> <input type="checkbox"/> Rationale for Announced Inspection <b>UNANNOUNCED</b> <input checked="" type="checkbox"/>					
<b>17. EMPLOYEE'S NAME</b> Ralph E. Morgan Jr.	<b>TITLE</b> Resident Investigator	<b>SIGNATURE</b> <i>R. Morgan</i>			
<b>18. [ ] ENDORSEMENT [ ] REMARKS [ ] SUMMARY [ ] OTHER</b> This assignment was conducted in accordance with the Division of Regulatory Managements Program Assignment dated May 16, 1995. The firm was inspected in accordance with their request, and it was found that the firm manufacturers four type of sling shot type games and sells two types of replacement balloons for it's products. The balloons are manufactured/imported by a firm in California and do have the required CSPA labeling on the products. Four of the firms sling shot products were sampled, along with the two replacement balloon sets. The samples were sent to CRM and FOWR-SF as requested					
<b>19. TA</b>	<b>Outreach Data</b> <b>20. Subprog</b>				
	<b>21. Category</b>	<b>22. Audience</b>			
<b>23. Reviewer's Name</b> Claude Tolbert	<b>Title</b> Supv. Invest.	<b>Signature</b> <i>C. Tolbert</i>			
<b>24. Review Date</b> 5/30/95	<b>25. Distribution</b> Orig: _____ cc: DSO cc: C/S TO LDB and CRT				

950509CER3032  
SLINGKING, Inc.  
16810 Barker Springs  
Suite #217  
Houston, Texas 77084

EIR: 05/18/95  
REMorgan  
FOWR-HOU

SUMMARY OF FINDINGS:

This inspection was conducted according to program assignment dated May 16, 1995 (*Exhibit #1*). The Division of Regulatory Management recently received information about the distribution of water balloons sold without the benefit of the required CSPA warning labeling. They were also advised that this firm felt that their product(s) were not subject to the CSPA.

*Specific instructions were to collect an official sample (3 units) of the product and after collection, distribute two units to CRM and one unit to FOWR Senior Compliance Officer. Samples of any other suspect balloon products or toys intended for use by children were also requested to be sampled. Other than CSPA suspect violations, 14 units were to be collected and distributed for compliance analysis to LSEL through the sample custodian.*

Additional instructions were to obtain a copy of the firms current catalog (if available) and review the firms complaint file to decide if they received any complaints regarding safety issues.

The firm was inspected on May 18, 1995 and found to be a manufacturer of four types of water balloon sling shots. The balloons used in (and sold with) the product are not manufactured by the firm. They are purchased from a vender located in the State of California, which are also sold separately in two different sizes.

While conducting the inspection and manufacturing facilities of the firm, a total of six samples were collected for compliance testing and analysis. The samples were distributed as requested via Federal Express to CRM and FOWR-SF. Upon reviewing the balloon packaging within the product sets, and the two sold separately, no violations were noted during field screening. The balloons appeared to be in compliance with the CPSA for latex balloons, and the proper affixed labeling was attached to each package.

STRUCTURE AND TYPE OF BUSINESS:

The firm is a small State of Texas Corporation and owned by sole proprietorship by it's President, Mr. Jack Ford. The firm has no other subsidiaries or franchises. The firm began business on August 06, 1988. A copy of the firm's articles of incorporation were obtained and attached as (*Exhibit #3*).

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INDIVIDUAL RESPONSIBILITY:

The firm is owned and operated by sole proprietorship. The firm's President is totally in charge of day to day operations, who also acts as its Secretary/Treasurer. All CPSC correspondence should be directed to *Mr. Jack Ford, President*, at the following address:

SLINGKING, Inc.  
16810 Barker Springs  
Suite #217  
Houston, Texas 77084

PRODUCTS:

The firm is a manufacturer of water balloon sling shot type toys. It produces four types of products, and sells two different balloon types. The balloons are included within the four different types of products. These products were all sampled for compliance testing and analysis as follows:

<u>PRODUCT</u>	<u>SKPS SAMPLE NUMBER</u>	<u>EXHIBIT #</u>
Launcher	SK-100 T-865-7657	15
Junior Launcher	SKJ-101 T-865-7658	16
Bomber	SKB-500 T-865-7659	17
Cannon	BC-800 T-865-7660	18
Water Balloons	WR-101 T-865-7881	19
Water Balloons	WB-202 T-865-7882	20

Three catalogs were collected which contain the products and price list of the products (*Exhibit #13*). Although the firm's financial statements were not available for review, Mr. Ford said that the yearly gross dollar volume of all products produced was approximately \$300,000.00, which is the same amount for volume of regulated products produced. The number of volume units sold in 1994 is approximately 25,000.

The percentage of interstate sales of products was reported as being; 30% within the state of Texas, 60% within the other fifty states and territories of the United States and 10% exported to either Canada or Mexico. Three copies of interstate transportation invoices were obtained and attached to this report as (*Exhibits #8, #9 and #10*).

RESPONSIBILITY:

Quality control is conducted by the firm's President, Mr. Jack Ford. The only formulation change made was a Chemical and Physical analysis request made of the metal used inside the latex wrap used in its hand sling shot products. This analysis was also obtained and attached as (*Exhibit #7*).

COMPONENTS AND RAW MATERIALS:

The firm's purchases its rubber pouches and latex slings from two different firm's. The rubber pouches are manufactured by Empaques Hidraulicos Del Norte, S.A. de C.V. in Monterrey, Mexico. A copy of an invoice of sale was obtained and attached as (*Exhibit #11*). The firm's latex slings are manufactured by Primeline Industries located in Akron, Ohio.

The balloons are manufactured/Imported by American Imports, Inc., located in Irvine, California. This firm is responsible for proper labeling and quality control. Copies of three invoices were obtained and submitted as (*Exhibits #4, #5 and #6*). The balloon packages were found to be in compliance with the CSPA during field testing, and no other violations were noted.

COMPLAINT FILE:

The firm has no formal type of complaint file and reports that they haven't received any complaints, except for an environmental concern from a lady in the U.S. Virgin Islands. Reportedly, she was concerned that the balloons used on the beaches, may present a danger to fish life. Other than that, the President reports that no other type of complaints have been made.

The firm also reports that no liability claims have been filed and therefore no claims have ever been paid.

DISTRIBUTION AND PROMOTION:

The firm promotes and advertises its products through trade shows, magazines and toy shows around the United States. The area of distribution is within all 50 States of the U.S., and it's Territories, Canada and Mexico. The method of shipment is usually in small quantities and handled mainly by United Parcel Service.

COMPLIANCE RELATED COSTS:

The firm reported that no costs have been expended in any type of retrofitting of it's products. The balloons used in the packaging are labeled by its supplier at no cost.

Advertising costs were reported at approximately \$10,000.00 yearly and loss of business revenue was approximately \$20,000.00 in 1990 and reduced to \$10,000.00 now, with approximately \$300,000.00 in sales. The firm purchased two rubber molds in 1991 at the cost of \$38,000.00 for both. It employs two full time employees and one part time employee.

TESTING PROGRAMS:

The testing of its balloon products is conducted by its supplier and checked for proper labeling upon arrival at the firm. There are no raw materials used in the manufacturing process at the firm's location. Instead, the firm assembles the finished products into it's own products at the consumer level. The firm does not belong to any type of trade associations.

MATERIALS SUPPLIED TO MANAGEMENT:

Although no CSPA regulations were available for direct distribution to firms regulated under this law, a copy of the Federal Register was copied and given to the President, Mr. Jack Ford.

DISCUSSION WITH MANAGEMENT:

On May 18, 1995, I showed my CPSC credentials and issued a Notice of Inspection to Mr. Jack Ford, President of the firm (*Exhibit #2*). Mr. Ford showed his responsibilities by accepting the Notice of Inspection and supplying all requested information.

This firm, although noted as a manufacturer, would be considered an assembler of already finished products. All of the materials used in the assembly of products are manufactured by other firms. Mr. Ford escorted me through the assembly process, which is located in the rear of the firm's small office space. It consists of an assembly table and two workers putting together already manufactured products into the firm's finished products.

During the inspection, I observed numerous cases containing the materials used in the products assembled by the firm, including the balloons. I checked all of the boxes, along with Mr. Ford and found that all of the required labeling under the CSPA was affixed on all of the balloon packages. No violations were noted.

After reviewing the firm's records and obtaining the ones required to complete this report, and obtained a background of the firm's history, I collected three sub-samples of all of the firm's products. This includes two types of balloons' it sales for replacements. These samples were sent to CRM and FOWR-SF Senior Compliance Officer via Federal Express as requested for analytical review. I gave Mr. Ford a receipt for samples (*Exhibit #14*) and obtained an Affidavit (*Exhibit #21*) before my departure.

The economic status of the firm relating to the cost of compliance with CPSC laws and regulations, labeling expenses and quality control were discussed. Mr. Ford said that these cost were covered by his suppliers at no cost to him. I thanked Mr. Ford for his cooperation and departed the firm.

EXHIBITS:

1. Program Assignment
2. Notice of Inspection dated 05/18/95
3. Firm's Articles of Incorporation (3 of 3)
4. Water balloon manufacturers invoice 16765
5. Water balloon manufacturers invoice 17744
6. Water balloon manufacturers invoice 17585
7. Manufacturers chemical and Physical analysis of metal used in hand sling shot.
8. Firm's interstate invoice of sale #006473
9. Firm's interstate invoice of sale #006474
10. Firm's interstate invoice of sale #006475
11. Manufacturers invoice 1575 of rubber pouches used in product
12. Manufacturers invoice 64563-0 of latex used in the product
13. Firm's advertisement and price list
14. Receipt for samples dated 05/18/95
15. CR T-865-7657 (Copy)
16. CR T-865-7658 (Copy)
17. CR T-865-7659 (Copy)
18. CR T-865-7660 (Copy)
19. CR T-865-7881 (Copy)
20. CR T-865-7882 (Copy)
21. Affidavit

CET

CONSUMER PRODUCT SAFETY COMMISSION

PROGRAM ASSIGNMENT

TOYS AND CHILDREN'S PRODUCT

TO : FOWR, Regional Director Program Number: 95-006  
 MIS Code: 33698  
 Activity:  
 XX EI (Inspection)  
 EV (Est. Visit)  
 XX SC (Sample Collection)  
 SV (Surveillance)

AMIS ASSIGNMENT: 950509CER 3032

THROUGH : Bob *Res. Lett.*

FROM : Pam Major, CRM *PM*

DATE : 10 MAY 1995

REQUEST: Inspection and collection of samples under Part B of the FY 95 Toy, and Children's Product Compliance Program (FPC 95-006)

MANUFACTURER: SLING KING  
16810 BARKER SPRINGS, #217  
HOUSTON, TEXAS 77084  
(713) 578-9335

RETAIL: OSHMANS SPORTING GOODS  
NATIONWIDE CHAIN

PRODUCT: SLING SHOT WATERBALLOONS

PRIORITY

BACKGROUND: The Division of Regulatory Management recently received information about the distribution of water balloons sold without benefit of the required CSPA warning label. We were further advised that the Sling King felt that his product(s) were not subject to the CSPA.

ACTION: Please collect an official sample (3 units) of the above referenced product. Two units of the sample should be sent to CRM Attention Pam Major and one unit sent to FOWR Senior Compliance Officer. Please reference this assignment on the sample collection report and attach a copy of the incident report.

NOTE: During this inspection, samples of any other suspect balloon products or toys intended for use by children should be screened, if appropriate, and samples collected. For other than CSPA violations collect an official sample of 14 units. Twelve units should be forwarded to LSEL through the Sample Custodian for appropriate use and abuse testing. One unit of the sample should be sent to CRM Attention Pam Major and one unit to the FOWR Senior Compliance Officer.

Obtain a copy of the firm's current catalog if available. Review the firm's complaint file to determine if the firm received any complaints regarding safety issues.

E.I.R. EXHIBIT  
MFR 950509CER 3032  
DATE 5/25/95 INVESTIGATOR *[Signature]*

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FILED  
In the Office of the  
Secretary of State of Texas  
APR 06 1988  
Corporations Section

ARTICLES OF INCORPORATION  
OF  
SLINGKING, INC.

ARTICLE ONE

The name of the corporation is SLINGKING, INC.

ARTICLE TWO

The period of its duration is perpetual.

ARTICLE THREE

The purpose or purposes for which the corporation is organized is the transaction of any and all lawful business for which a corporation may be incorporated under the Texas Business Corporation Act.

ARTICLE FOUR

The aggregate number of shares which the corporation shall have authority to issue is 100,000 shares, \$0.10 par value. All such shares shall be of one class and shall be designated as Common Stock.

The corporation may purchase, directly or indirectly, its own shares to the extent of the aggregate of unrestricted capital surplus available therefor and unrestricted reduction surplus available therefor, and to any further extent that may be allowed by law.

ELR EXHIBIT #3  
MPR 950509CER3032  
DATE 5/25/95 INVESTIGATOR ①

3 of 3

ARTICLE FIVE

The corporation will not commence business until it has received consideration of the value of One Thousand and No/100 Dollars (\$1,000.00), consisting of money, labor done or property actually received, for the issuance of its shares.

ARTICLE SIX

The power to cumulate votes (cumulative voting) in the election of directors is hereby expressly prohibited.

The shareholders of the corporation shall not have a preemptive right to purchase, acquire or subscribe for any unissued, additional or treasury shares of stock of any class or bonds, notes, debentures or other securities convertible into stock of the corporation or carrying any right to purchase, acquire or subscribe for stock of any class.

ARTICLE SEVEN

The street address of the corporation's initial registered office is MBank Building, 5407 N. IH-35, Suite 401, Austin, Texas 78723 and the name of its initial registered agent at that address is Robert Sing.

ARTICLE EIGHT

The number of initial directors is three. The name and address of the initial directors are:

Jack T. Ford  
6505 Shirley  
Avenue #101  
Austin, Texas 78752

~~Robert Sing  
MBank Building  
5407 N. IH-35  
Suite 401  
Austin, Texas 78723~~

~~Steven Hieronymus  
MBank Building  
5407 N. IH-35  
Suite 401  
Austin, Texas 78723~~

The name and address of the incorporator is:

Jenkins & Gilchrist, P.C.  
100 Congress Avenue, Suite 1800  
P.O. Box 2987  
Austin, Texas 78769-2987

IN WITNESS WHEREOF, I have hereunto set my hand this 5th  
day of April, 1988.

JENKENS & GILCHRIST, P.C.  
as Incorporator

By: *Donald L. Stuart*  
Donald L. Stuart  
Vice President

SWORN TO this 5th day of April, 1988.

*Nancy A. Biehler*  
Notary Public, State of Texas

----- NANCY A. BIEHLER -----  
Typed or printed name of Notary PUBLIC STATE OF TEXAS  
COMMISSION EXPIRES 12-23-90

My Commission Expires: \_\_\_\_\_

(SEAL)



# AMERICAN IMPORTS

INCORPORATED

7 AUTRY IRVINE, CALIFORNIA 92718-2797  
(714) 855-1771 FAX (714) 855-6357

INVOICE 16765

DATE 11/29/94

ORDER # 1 JACK  
F.O.B. HOUSTON, TX  
SHIP DATE 11/29/94  
TERMS NET 30  
SHIP VIA U.P.S./CWT

SOLD TO: 208

SHIP TO: 01

SLING KING, INC.  
16810 BARKER SPRINGS STE. 217  
HOUSTON, TX 77084

SLING KING  
16810 BARKER SPRINGS, STE. 217  
HOUSTON, TX 77084

QTY ORDER	QTY SHIP	BACK ORDER	ITEM #	DESCRIPTION	UM	UNIT PRICE	AMOUNT
3500	3500	0	2	2" WATER BALLOONS 100 per plain poly bag	EA	.30	1050.00

PLEASE PAY THIS AMOUNT ==>

\$1,050.00

SHIPPED FREIGHT PREPAID FROM OUR WAREHOUSE IN SAN ANTONIO, TEXAS.

EIR EXHIBIT #4  
MFR 950509 CER 3032  
DATE 5/25/95 INVESTIGATOR

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# AMERICAN IMPORTS

INCORPORATED

7 AUTRY IRVINE, CALIFORNIA 92718-2797  
(714) 855-1771 FAX (714) 855-6357

INVOICE 17744  
DATE 03/10/95  
ORDER # 1 JACK  
F.O.B. HOUSTON, TX  
SHIP DATE 03/10/95  
TERMS NET 30  
SHIP VIA U.P.S.

SOLD TO: 208

SHIP TO: 01

SLING KING, INC.  
16810 BARKER SPRINGS STE. 217  
HOUSTON, TX 77084

SLING KING  
16810 BARKER SPRINGS, STE. 217  
HOUSTON, TX 77084

QTY ORDER	QTY SHIP	BACK ORDER	ITEM #	DESCRIPTION	UM	UNIT PRICE	AMOUNT
2100	2100	0	2	2" WATER BALLOONS 100 per plain poly bag	EA	.30	630.0
1000	1000	0	3	3" WATER BALLOONS 100 per plain poly bag	EA	.38	380.0

PLEASE PAY THIS AMOUNT =====>

\$1,010.0

SHIPPED FREIGHT PREPAID FROM OUR WAREHOUSE IN SAN ANTONIO, TEXAS.

EIR EXHIBIT

MFR

950509000 3032

DATES 2/25/95 INVESTIGATOR

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# AMERICAN IMPORTS

INCORPORATED

7 AUTRY IRVINE, CALIFORNIA 92718-2797  
(714)855-1771 FAX (714) 855-6357

INVOICE 17585  
DATE 02/23/95  
ORDER # 1 JACK  
F.O.B. HOUSTON, TX  
SHIP DATE 02/23/95  
TERMS NET 30  
SHIP VIA MERCHANTS

SOLD TO: 208

SHIP TO: 01

SLING KING, INC.  
16810 BARKER SPRINGS STE. 217  
HOUSTON, TX 77084

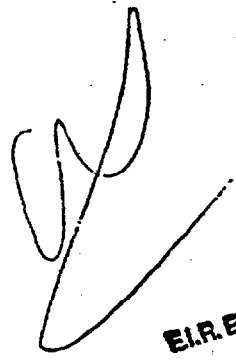
SLING KING  
16810 BARKER SPRINGS, STE. 217  
HOUSTON, TX 77084

QTY ORDER	QTY SHIP	BACK ORDER	ITEM #	DESCRIPTION	UM	UNIT PRICE	AMOUN
1400	1400	0	2	2" WATER BALLOONS 100 per plain poly bag	EA	.30	420.0
1500	1500	0	NO. 3	3" ROUND Assorted Colors	GR	.54	810.0

PLEASE PAY THIS AMOUNT ==>

\$1,230.0

SHIPPED FREIGHT PREPAID FROM OUR WAREHOUSE IN SAN ANTONIO,  
TEXAS.



E.I.R. EXHIBIT #6  
MFR 950509000 3032  
DATE 5/25/95 INVESTIGATOR

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# ACEROS, S. DE R. L.

LORENZO AVALOS 101 COL. PROF. JULIO C. TREVIÑO  
TELEFONO 53 - 00 - 43 350-82-88  
SAN NICOLAS DE LOS GARZA, N. L.

7 de diciembre de 1993.

DEAR MR. PHILIP ELDERS  
FAX: 713-965-0239

AS PER OUR CONVERSATION OVER PHONE I AM HEREBY SENDING THE QUATATION FOR RESORTERA AS PER SAMPLE.

FIRST 25,000 PIECES	US\$ 0.75 EACH
SECOND 25,000 PIECES	US\$ 0.65 EACH
THIRD 150,000 PIECES	US\$ 0.60 EACH

SINCE WE HAVE TO MAKE SPECIAL BENDING MACHINE FOR THIS AND ALSO.

THE WIRE IS NOT COMMON IN MARKET, WE NEED US\$10,000 AS - ADVANCE.

WHICH CAN BE REDUCED OVER 75,000 PIECES AS US\$ 0.13.

WE CHECKED THE WIRE AND FOUND BELOW DETAILS

## CHEMICAL ANALYSIS:

CARBON	0.056%	SULPHUR	0.044%
MANGANESE	0.49%	COPPER	0.34%
SILICIO	0.14%	CROMIUM	0.13%
PHOSPHORUS	0.004%	NICKEL	0.17%

## PHSICAL ANALYSIS:

TENSILE STRENGTH	84,000 PSI
SURFACE HARDNESS	84-88 R.B.

E.I.R. EXHIBIT

MFR

950509002 3032

DATE 5/25/95 INVESTIGATOR

WE WILL SUPPLY THE SAMPLES WITH SAME MATERIAL WITHIN 8 - WEEKS AFTER RECIVING CONFORMED ORDER WITH ADVANCE.

THANKING YOU.

LIC. JULIO A. TREVIÑO M

FAX: 353-30-87

80

E.I.R. EXHIBIT 48  
MFR 95056900R 3032  
DATE 5/25/95 INVESTIGATOR ①

81

E.I.A. EXHIBIT 19

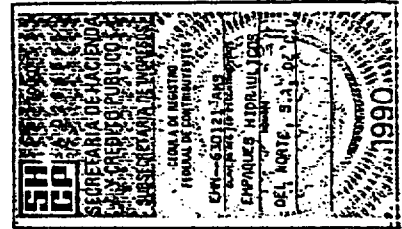
MFR 95050901K 30J2

DATE 5/25/95 INVESTIGATOR (B)

82

E.I.R. EXHIBIT 410  
MFR 950509 CER 3032  
DATE 5/25/95 INVESTIGATOR [Signature]

83



**Empaques  
Hidraulicos  
del Norte, S.A. de C.V.**

AVE. ROBLE 325 COL. URDIALES  
TELEFONOS: 70-54-64 Y 70-54-67  
APARTADO POSTAL No. 1954  
MONTERREY, N. L., MEX., Z. P. 64430  
R.F.C. EHN-630121-AK9  
REG. CAMARA 204  
CTA. ESTATAL 29137

FECHA		
DIA	MES	AÑO
28	02	1995.

FACTURA	
No.	1575

No. 1575

CLIENTE **Slingking, Inc.-**  
DIRECCION **16810 Barker Springs # 217**  
CIUDAD **Houston, Tx. 7705 U.S.A.R.F.C.**

CLIENTE No.	REM. No.	SU PEDIDO No.	CONDICIONES
112 021	1628		

LA REPRODUCCION NO AUTORIZADA DE ESTA FACTURA CONSTITUYE UN DELITO A LAS DISPOSICIONES FISCALES

NUMERO	CANTIDAD	DESCRIPCION	PRECIO POR PIEZA	VALOR
5069	3,000.	PCS. RUBBER POUCHES	0.40	1,200.00.

**E.I.R. EXHIBIT**  
**MFR 950509022 3032**  
**DATE 5/25/95 INVESTIGATOR**

**IMPORTE TOTAL CON LETRA**  
**ONE THOUSAND TWO HUNDRED AND 00/100 DOLLARS.-**

<b>SUB TOTAL</b>	1,200.00.
<b>I.V.A.</b>	
<b>TOTAL</b>	1,200.00.

DEBO(EMOS) Y PAGARE(MOS) EN FORMA INCONDICIONAL POR ESTE PAGARE EL  
DIA \_\_\_\_ DE \_\_\_\_ DE 19 \_\_\_\_ LA CANTIDAD  
DE \_\_\_\_  
A LA ORDEN DE EMPAQUES HIDRAULICOS DEL NORTE, S.A. DE C.V., SI NO FUE-  
RE PUNTUALMENTE CUBIERTO EL VALOR QUE EL PRESENTE EXPRESA,  
PAGARE(MOS) TODA CLASE DE GASTOS, INTERESES A RAZON \_\_\_\_ % MENSUAL

FIRMA

84

IMPRESA ESTADIO  
J. MANUEL PAZ ALVAREZ  
15 DE MAYO PTE. 1019  
MONTERREY, N. L.  
AUTORIZACION 18-05-92  
TELS. 40-17-87 Y 45-83-04  
R.F.C. PAAJ-48627-8E3





<b>U.S. CONSUMER PRODUCT SAFETY COMMISSION</b>		<b>1. AREA OFFICE ADDRESS</b> U.S. CPSC HOUSTON TEXAS 77002	
<b>2. NAME OF INDIVIDUAL</b> MR. JACK T. FORD	<b>3. TITLE OF INDIVIDUAL</b> PRESIDENT		<b>4. DATE</b> 5/17/95
<b>5. FIRM NAME</b> SLICKING INC.			<b>6. SAMPLE NUMBER</b>
<b>7. NUMBER AND STREET</b> 16910 PARKER SPRING #12		<b>8. CITY AND STATE (Include Zip Code)</b> HOUSTON TEXAS 77024	
<b>9. SAMPLES COLLECTED (Describe fully. List lot, serial, model numbers and other positive identification)</b>  The following samples were collected by the Consumer Product Safety Commission pursuant to Section 27(f) of the Consumer Product Safety Act (15 U.S.C. 2076(f)) and/or Section 11(b) of the Federal Hazardous Substances Act (15 U.S.C. 1270(b)) and/or Sections 5(c) and (d) of the Flammable Fabrics Act (15 U.S.C. 1194(c) and (d)) and/or Section 704(c) of the Federal Food Drug and Cosmetic Act (21 U.S.C. 374(c)) [Authority for sample collections made in connection with the Poison Prevention Packaging Act of 1970 (15 U.S.C. 1471 et seq.)], and receipt for said samples is hereby acknowledged. Sections cited are quoted on the reverse side of this form.  ① SK-100 LAUNCHER ② KT-101 JETON LAUNCHER ③ K6-500 BOMBOR ④ KC 200 BOMBOR ⑤ NA-101 #2 BALLOONS ⑥ NB-202 #1 BALLOONS  <div style="text-align: right; margin-right: 100px;">           E.I.R. EXHIBIT # 14            MFR 950609 CLK 3002            DATE 5/21/95 INVESTIGATOR  </div>			
<b>10. SAMPLES</b> a. AMOUNT RECEIVED FOR SAMPLE \$ b. SIGNATURE (Person from whom sample received) 		<b>11. SAMPLES WERE</b> <input checked="" type="checkbox"/> PURCHASED <input type="checkbox"/> BORROWED (To be returned)  <b>12. COLLECTOR</b> a. NAME (Print or type)  b. SIGNATURE 	

STATE OF

TEXAS

COUNTY OF

HARRIS

Before me, RALPH E. MORGAN Jr., a duly authorized employee of the Consumer Product Safety Commission, appropriately designated by the Chairman of said Commission pursuant to provisions of the Consumer Product Safety Act (sec. 27 (b)(2), 86 Stat. 1228; 15 U.S.C. 2076 (b) (2), to administer or take oaths, affirmations, and affidavits, personally appeared MR. JACK T. FORD, PRESIDENT in the county and State aforesaid, who, being first duly sworn, deposes and says:

I AM JACK T. FORD, PRESIDENT OF SLINGKING, INC., LOCATED AT 16810 BARKER SPRINGS #217, HOUSTON, TEXAS 77024. ON MAY 18, 1995, RALPH MORGAN, RESIDENT INVESTIGATOR OF THE HOUSTON OFFICE OF CPSC VISITED MY FIRM. AT THAT TIME I FURNISHED MR. MORGAN WITH ALL REQUESTED INFORMATION. AS OF MID JANUARY OF 1995, MY FIRM BEGAN LABELING ACCORDING TO THE CPSA FOR BALLOONS. I SUPPLIED MR. MORGAN WITH (ix) 6 SAMPLES OF ITEMS:

- ① SK-100 LAUNCHER
- ② SKS-101 JUNIOR LAUNCHER
- ③ SKB-500 BOMBEN
- ④ BC-800 CANNON
- ⑤ WA-101 #2 BALLOONS
- ⑥ WA-102 #3 BALLOONS

E.I.R. EXHIBIT 21  
MFR 925092223022  
DATE 5/25/95 INVESTIGATOR 0

A RECEIPT FOR THE SAMPLES WAS GIVEN BY MR. MORGAN.

AFFIANT'S SIGNATURE & TITLE

*[Signature]*

FIRM (Name and address, include ZIP Code)

SLINGKING, INC.  
16810 BARKER SPRINGS #217  
HOUSTON, TEXAS 77024

Subscribed and sworn to before me at HOUSTON, TEXAS  
(City and State)

this 18 day of MAY, 1995.

*[Signature]*  
(Employee's Signature)

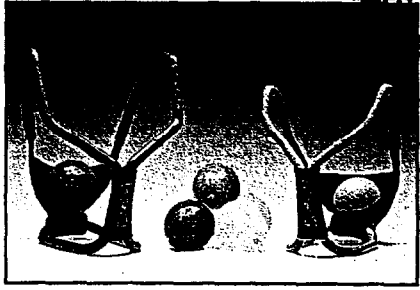
EMPLOYEE OF THE CONSUMER PRODUCT SAFETY COMMISSION ACTING IN ACCORDANCE WITH AUTHORITY GRANTED IN THE ABOVE STATED DECLARATION.

#13  
E.I.R. EXHIBIT \_\_\_\_\_  
MFR 950509000 1032  
DATE 5/25/95 INVESTIGATOR @

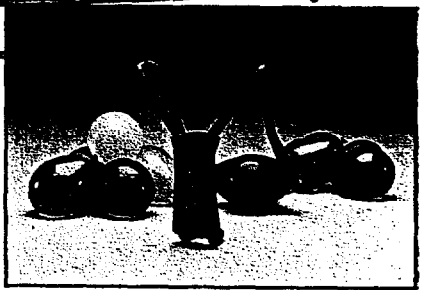
# SLINGING™

## WATER BALLOON

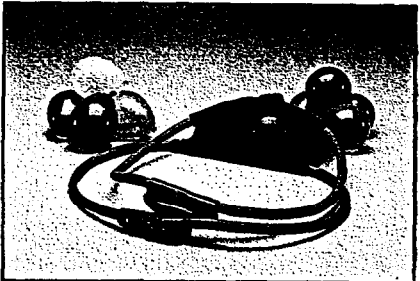
E.I.R. EXHIBIT



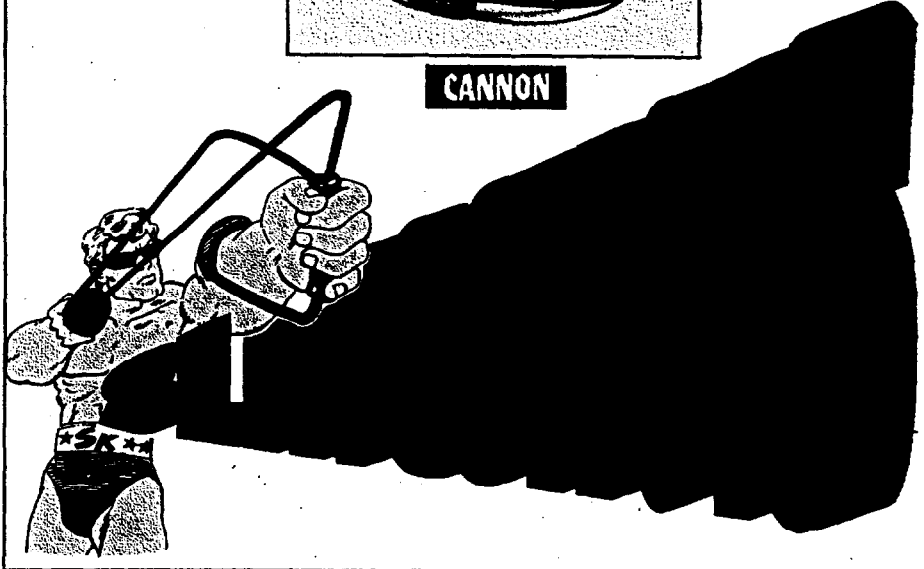
**LAUNCHER**



**BOMBER**



**CANNON**



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