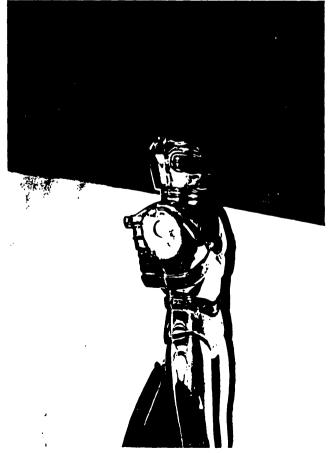
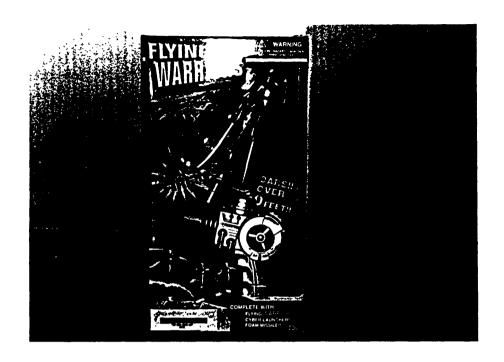
	: DAVID Hudden	REFLAN	1% Pizio
	341-1829 F/ traums	C: '	· _
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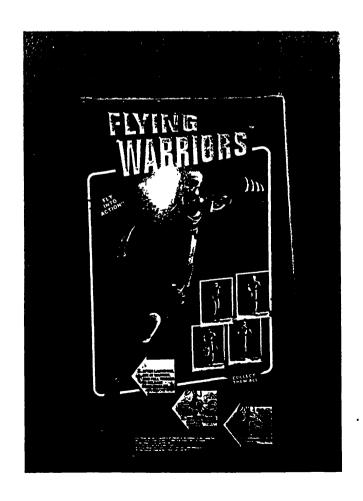
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none #	341-1829	Flu trai	ire C'	4-10		
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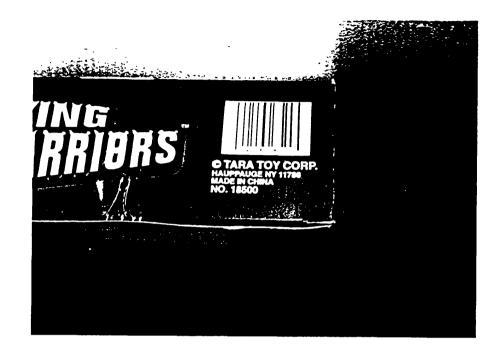
REFERRO! ATIENT: Huelle Down of one # # 6377 [/. Pan # 1.]
1 New History: :te Current Medications: Wicon Wio Corr TA CO OS // ( 00 0s 17 ~) VA PHD ated External: R SLE arta Kia. LLL Conl Cornea AC irla Long Miles affailteil. Vitreous IMPRESSIONS: Stohk RECOMMENDATIONS:

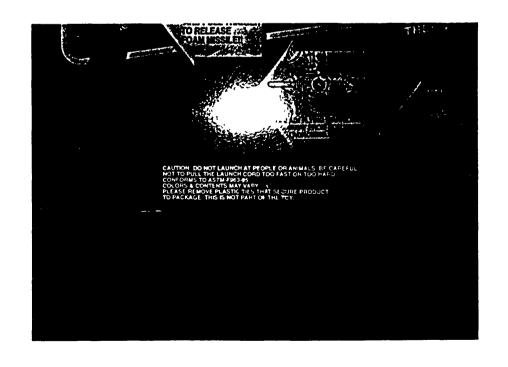
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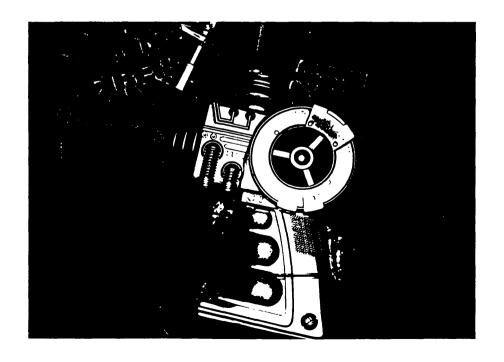


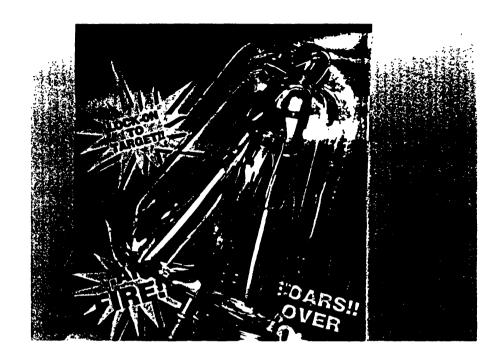








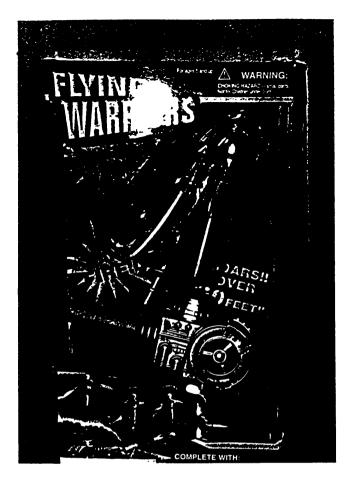


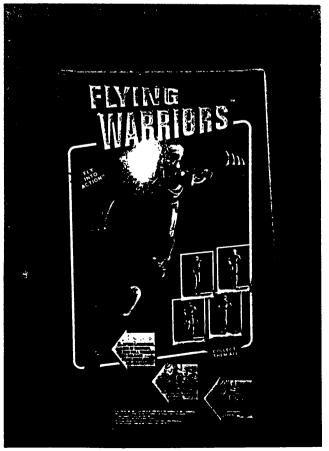




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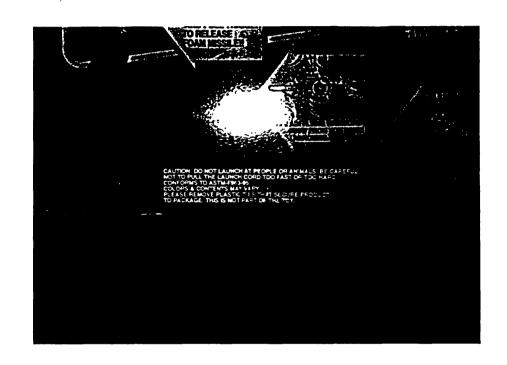












	U.S. Consumer Pr			sion				
1. Sample Flag				er: 97-860-5623 umentary	3			
4a. Product Name TOY	4b Model 18500	1	NEISS		gnment Number 09CC3200	r		
6. Complete for Import Samples Port of Entry:		MIS 2626	8. Hou	rs Activity _ Travel _	<u>2</u> 1			
Country of Origin: Entry No. and Date: Customs Contact:		Home RO	9b Coll FOW	lecting RO				
10. Sample Cost \$5.99	of Lot		ot Units unt					
13. Manufacturer/Importer # TAR055 TARA TOY CORP. HAUPPAUGE, NY 11788	14. Shipper/Forei	gn Manufa	<b>KW</b> A					
			<del></del>					
Invoice No. and Date: Shipping Record and Date:								
Plastic warrior figure CHINA." Included is a Packed in cardboard car  18. Reason for collection/analysis nee Follow up to consumer's  19. Summary of Field Screening: NONE	plastic laur cton labled i	ncher 6' n part CPS/	X 5" and "FLYING	nd a foam WARRIORS	projectile	5		
20. Sample size/Method of Collection: Two units, dealer's ent bag with a CPSC seal.	ire stock, i							
21. Identification on sample: 97-860-5623	RCB 7/23/97 *	<b>22. Identi</b> "97-860-56	fication on s 23 Roger C	seal and date: Burrows		1/97 "		
23a. Sample delivered to: UPS OCEANSIDE		23b Date 8/1/97	24. Repo FOER	rt/Record Sen	it to:			
25. Laboratory/Office: LSHL LSE	L CRM	CCA X	Other					
26. Remarks: Attached: Receipt for second dealer.	sample, affic	davit, 1	notice o	f inspect	ion for			
27. Related Samples: NONE								
28a Collector's name/title:	lant Investigates	28b Colle	ctor's signa			107		
	lent Investigator	top		mow	8/1/	/97 		
29a Reviewer's name/title:		29b Revie	wer's signa	ture/date:				

## PRODUCT IDENTIFICATION

and up WARNING CHOKING HAZARD XXX CAUTION DO NOT LAUNCH AT PEOPLE OR ANIMALS.XXX CONFORMS TO ASTM-F963-95. TARA TOY CORP. HAUPPAUGE NY 11788" See attached photos.

1. DATE  1. DATE  2. TIME  A. M. MANG AND TYPLE OF INDIVIDUAL  1. JUNEAR AND STREET ADDRESS  C. NUMBER AND STREET ADDRESS  D. C. TYP. STATE AND 2JP CODE  C. NUMBER AND STREET ADDRESS  O. CITY. STATE AND 2JP CODE  SECTION 704(2) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 1374(3)) [Authority for inspections in headers) and 27 of the Commission of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 1471 er seq.)]  Section 704(2) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 1471 er seq.)] and/or  Section 704(3) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 1471 er seq.)] and/or  Section 11(b) of the Federal Hazardous Substances Act as Amended (15 U.S.C. 1270(b)).  Refer to the back of this form for a discussion of inspectional authority and for pertinent statutory language  S. PURPOSES OF INSPECTION AND NATURE OF INFORMATION TO BE OBTAINED AND/OR COPIED  The purpose of this inspection is to obtain information, to review and obtain copies of items including but not limited to records, reports, books, documents: and labeling; and to obtain samples, in order to enforce or determine compliance with the Acts administered by the Consumer Product Safety Commission  6. FREEDOM OF INFORMATION REQUIREMENTS  Those from whom information is requested should state whether any of the information submitted is believed to contain or relate to a trade secret or other matter which should be considered by the Commission to be confidential and whether any of the information is helieved to be entitled to exemption from disclosure by the Commission of Information of Information and CT of Submission of Information of Information and CT of Submission is believed to be entitled to exemption from disclosure by the commission of Information of Information Act (15 U.S.C. 23). Any statement asserting this daim of confidential and whether any of the information is helieved to be entitled to exemption from disclosure by the cosmission to the made in accordance with the Commission's Freedom of Information Act regulat		
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2. TIME  A. MAME AND TITLE OF INDIVIDUAL  Define Soryales Carthouses  B. FIRM MAME  C. NUMBER AND STREET ADDRESS  O. C. IV. STATE AND SIP CODE  Flammable Fabrics Act (15 U.S.C. 1191 et seq.).  Federal Trade Commission Act (15 U.S.C. 41 et seq.).  Sections 16, 19 and 27 of the Consumer Product Safety Act (15 U.S.C. 2065, 2068 and 2076)  Section 704(a) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 174(a)) [Authority for inspections in connection with the Poison Prevention Packaging Act of 1970 (15 U.S.C. 1471 et seq.)] and/or  Section 11(b) of the Federal Hazardous Substances Act as Amended (15 U.S.C. 1270(b)).  Refer to the back of this form for a discussion of inspectional authority and for pertinent statutory language  S. PURPOSES OF INSPECTION AND NATURE OF INFORMATION TO BE OBTAINED AND/OR COPIED  The purpose of this inspection is to obtain information, to review and obtain copies of items including but not limited to records, reports, books, documents; and labeling; and to obtain amples, in order to enforce or determine compliance with the Acts administered by the Consumer Product Safety Commission  Those from whom information is requested should state whether any of the information submitted is believed to contain or relate to a trade secret or other matter which should be considered by the Commission to be confidential and whether any of the information at Certification of the Frederical and the commission of the frederical and the product of the Information from disclosure by the Commission of the Frederical and the product of the Information Act (15 U.S.C. 552). Any statement asserting this datam of confidentiality must be in writing, and any request for exemption of the Information form disclosure must be made in accordance with the Commission is Frederical more frederical information and temperature of the Frederical more frederical for exemption of the Information form disclosure must be made in accordance with the Commission is Frederical more frederical and the product safety of the Commis	NOTICE OF INSPECTION	
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C. NUMBER AND STREET ADDRESS  H. D. G. NUMBER AND STREET ADDRESS  P. G. G. S.	A. NAME AND TITLE OF INDIVIDUAL  (Ackie Songales (authorizon	
Notice of Inspection is heleby given pursuant to:  Flammable Fabrics Act (15 U.S.C. 1191 et seq.),  Federal Trade Commission Act (15 U.S.C. 41 et seq.),  Sections 16, 19 and 27 of the Consumer Product Safety Act (15 U.S.C. 2065, 2068 and 2076)  Section 704(a) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 374(a)) [Authority for inspections in connection with the Poison Prevention Packaging Act of 1970 (15 U.S.C. 1471 et seq.)] and/or  Section 11(b) of the Federal Hazardous Substances Act as Amended (15 U.S.C. 1270(b)).  Refer to the back of this form for a discussion of inspectional authority and for pertunent statutory language  3. PURPOSES OF INSPECTION AND NATURE OF INFORMATION TO BE OBTAINED AND/OR COPIED  The purpose of this inspection is to obtain information, to review and obtain copies of items including but not limited to records, reports, books, documents; and labeling; and to obtain samples, in order to enforce or determine compliance with the Acts administered by the Consumer Product Safety Commission  6. FREEDOM OF INFORMATION REQUIREMENTS  Those from whom information is requested should state whether any of the information submitted is believed to contain or relate to a trade secret or other matter which should be considered by the Commission to be confidential and whether any of the information from disclosure by the Commission under the provisions of the Freedom of Information Act (15 U.S.C. 552). Any statement asserting this claim of confidentiality must be in writing, and any request for exemption of the information from disclosure by the material and accordance with the Commission's Freedom of Information of Information. 16 CFR	Lervia Mirchardise	
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7. SIGNAFUTTR (Authorized CPSC Official)		

Upon presenting this Notice of Inspection to the person lowner operator of as charge of the facility to be inspected along with appropriate credentials, the duly designated officer or employee of the Commission who been thus document us Colligiating officer or employee or the Commission with obesis this design of the purposes of employee or the purposes of employee or the purpose of the Francisco Act with the Flammable Fabrics Act those sections of the Frederic Trade Commission Act and the Consumer Product Salety Act relevant to the enforcement of the Flammable Fabrics Act and the regulations, rules standards and orders usued under those Acts:

- (1) to enter, at reasonable times, any factory, warehouse, or other establishment in which a product or any component thereof subject to the Commission's jurisdiction is manufactured, processed, packaged, tested, or held in connection with its distribution in commerce, or any conveyance being used to transport such product or any component thereof in connection with its distribution in commerce;
- (?) to inspect, at reasonable times and in a reasonable manner such conveyance or those areas of such factory, warehouse, or other establishment where such a product or any component thereof is manufactured. processed, packaged tested, held, or transported and which may relate to the safety of such product or component;
- (3) to have access to and conv at all reasonable times: (i) all records. eports, books, documents, papers, or labeling required by the Commusion to be established, made, or maintained; (ii) all documents showing or relating to the production, inventory, testing, distribution, sale, transp tion, importation, or receipt of any product or component thereof; and (iii) all other appropriate records, reports, books, documents, papers, packages
- and packaging, and tabels and tabeling; and (4) to obtain (1) information, both oral and written, concerning the production, inventory, testing, distribution, sale, transportation, importation, or receipt of any such product or component thereof and the organization, business, conduct, practices, and management of any person of organization being inspected and the person's or organization's relation to any other person or organization; (ii) samples of any such product or component thereof, and have the same analyzed, tested, or examined, and (iii) information, both oral and written, concerning any matter referred to
- Upon presenting this notice, along with appropriate credentials, to the rson or agent in charge of the firm to be inspected, the Commission officer or employee is authorized for the purposes of enforcing or determining compliance with the Consumer Product Safety Act:
- (1) To enter, at reasonable times, any factory, warehouse, or establishment in which consumer products are manufactured or held, in connection with distribution in commerce, or any conveyance being used to transport consumer products in connection with distribution in commerce; and
- (2) To inspect, at reasonable times and in a reasonable manner, any conveyance or those areas of the factory, warehouse, or establishment where consumer products are manufactured, held, or transported and which may relate to the satety of those products; and
- (3) To have access to and to copy all relevant records, books, documents, papers, packaging or labeling which: (1) are required by the Commussion to be established, made or maintained, or (ii) show or relate to the production, inventory, testing, distribution, sale, transportation, importation, or receipt of any consumer product, or that are otherwise relevant to determining whether any person or firm has acted or is acting in compliance with the Act and regulations rules and orders promulgated under the Act and
- (4) To obtain. (1) information, both oral and written, concerning the production, inventory, testing, distribution, sale, transportation, importa-tion, or receipt of any consumer product, and the organization, business, conduct, practices, and management of any person or firm being inspected and its relation to any other person or firm; (ii) samples of items, materials substances, products, containers, packages and packaging, and labels and labeling, or any component at manufacturer's, distributor's or retailer's cost unless voluntarily provided; and (iii) information, both oral and

written, concerning any matter referred to in the Act or rules thereunder.

This inspection will be conducted and the information will be provided with the cooperation of the person or firm being inspected.

### STATUTORY PROVISIONS

### Section 5(a) of the Flammable Fabrics Act. (15 U.S.C. 1194(a)):

Except as otherwise specifically provided herein, sections 3, 5, 6 and 8(b) 115 U.S.C. 1192, 1194, 1195, and 1197(b)) of this Act shall be enforced by the Commission\* under rules, regulations, and procedures provided for in the Federal Trade Commission Act.

#### Section 6(a) of the Federal Trade Commission Act, (15 U.S.C. 46/a)):

That the Commission® shall also have power -

(a) To gather and compile information concerning, and to investigate from time to time the organization, business, conduct, practices, and management of any person, partnership, or corporation engaged in or whose business affects commerce, excepting banks and common carriers subject to the Act to regulate commerce, and its relation to other persons. partnerships, and corporations,

### Section 9 of the Federal Trade Commission Act. (15 U.S.C. 49):

That for the purposes of this Act, the Commission", or its duly authonized agent or agents, shall at all reasonable times have access to, for the purpose of examination, and the right to copy any documentary evidence of any person, partnership, or corporation being investigated or proceeded

### Sections 16(a) and (b) of the Consumer Product Safety Act \*\* (15 U.S.C. 2065(a) and (b)):

(a) For purposes of implementing this Act, or rules or orders prescribed under this Act officers or employees duly designated by the Commission upon presenting appropriate credentials and a written notice from the Commission to the owner, operator, or agent in charge, are authorized

(1) to enter, at reasonable times, (A) any factory, warehouse, or establishment in which consumer products are manufactured or heid, in connection with distribution in commerce, or (B) any conveyance being used to transport consumer products in connection with distribution in commerce: and (2) to inspect, at reasonable times and in a reasonable manner such conveyance or those areas of such factory, warehouse, or establishment where such products are manufactured, held, or transported and which may relate to the safety of such products. Each such inspection shall be commenced and completed with reasonable prompt-

(b) Every person who is a manufacturer, private labeler, or distributor of a consumer product shall establish and maintain such records, make such reports, and provide such information as the Commission may by rule, reasonably require for the purposes of implementing this Act, or to determine compliance with rules or orders prescribed under this Act. Upon request of an officer or employee duly designated by the Commission, every such manufacturer, private labeler, or distributor shall permit the inspection of appropriate books, records, and papers relevant to determining whether such manufacturer, private labeler, or distributor has acted or is acting in compliance with this Act and rules under this Act.

#### Section 19(a)(3) of the Consumer Product Safety Act, (15 U.S.C. 2068(a)(3)):

It shall be unlawful for any person to tail or refuse to permit access to or copying of records, or fail or refuse to establish or maintain records, or fail or refuse to make reports or provide information, or fail or refuse to permit entry or inspection, as required under this Act or rule thereunder.

### Section 27(f) of the Consumer Product Safety Act \*\*, (15 U.S.C. 2076(1):

For purposes of carrying out this Act, the Commission may purchase any consumer product and it may require any manufacturer, distributor or retailer of a consumer product to sell the product to the Commission at manufacturer's, distributor's, or retailer's cost.

Section 704(a) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 374(a)). [Authority for inspections in connection with the Poison Prevention Packaging Act of 1970 (15 U.S.C. 1471 et seq.)]\*\*\*

- Sec. 704(a) For purposes of enforcement of this Act, officers or employees duly designated by the Secretary, upon presenting appropriate credentials and a written notice to the owner, operator, or agent in charge, are authorized -
- (1) to enter, at reasonable times, any factory, warehouse or establishment in which food, drugs, devices, or cosmetics are manufactured, processed, packed, or held, for introduction into interstate commerce or after such introduction, or to enter any vehicle, being used to transport or hold such food, drugs, devices, or cosmetics in interstate commerce; and
- (2) to inspect, at reasonable times and within reasonable limits and in a reasonable manner, such factory, warehouse, establishment, or vehicle and all pertinent equipment, finished and unfinished materials, containers, and

#### Section 11(b) of the Federal Hazardous Substances Act as Amended (15 U.S.C. 1270(b)).\*\*\*

- Sec. 11(b) For purposes of enforcement of this Act, officers or employees duly designated by the Secretary, upon presenting appropriate credentials and a written notice to the owner, operator, or agent in charge, are authonzed --
- (1) to enter, at reasonable times, any factory, warehouse, or establishment in which hazardous substances are manufactured, processed, packed or held for introduction into interstate commerce or are held after such introduction, or to enter any vehicle being used to transport or hold such nazardous substances in interstate commerce.
- (2) to inspect, at reasonable times and within reasonable limits and in a reasonable manner, such factory, warehouse, establishment, or vehicle. and all pertinent equipment, finished and unfinished materials, and labeling therein: and
- (3) to obtain samples of such materials or packages thereof, or of such labeling. A separate notice shall be given for each such inspection, but a notice shall not be required for each entry made during the period covered by the inspection. Each such inspection shall be commenced and completed with reasonable promptness.

<sup>&</sup>quot;The functions of the Federal Trade Commission in the administration and entorcement of the Flammable Fabrics Act were transferred to the Consumer Product Salets Commission pursuant to Section Wibi of the Consumer Product Salety 4ct 115 U S C 2079rbii

<sup>\*\*</sup>Pursuant to Section 30rd) of the Consumer Product Safety Act, as amended (15 U.S.C. 2079(d)), the Commission by rule (16 CFR 1605 ((d)) supplemented the authority granted to it under the Flammable Fabrics Act (15 L S C 1191 et seq.) and the Federal Trade Commission Act (15 L S C 21 et seq.) by making Sections 16 and If the Consumer Product Safety Act (If U.S.C. 2063 and 2076) applicable to products regulated under the Hammable Fabrica Act.

"The term "Secretain" in the Federal Hazardous Substances Act section and in the Federal Frost. Drug, and Comette Act section hould be substituted by the:

<sup>&</sup>quot;Consumer Product Salety Commission

	U.S. CONSUMER PRODUCT SAFETY COMMISSION			
		TITLE OF INDIVIDI	· · · <del>- ·</del>	1. DATE 7/22/67
	Jakusonyake	Mullow	Je c	6/SAMPLE NUMBER
	Hire Merchandes	L.		97-860-5623
	7. NUMBER AND STREET	B. CITY AN	D STATE (Include Zip Code)	
	9. SAMPLES COLLECTED (Describe fully. List lot, seria		other positive identification)	
	The following samples were collected by the Consum Consumer Product Safety Act (15 U.S.C. 2076(f)) and/o 1270(b)) and/or Sections 5(c) and (d) of the Flammabl the Federal Food Drug and Cosmetic Act (21 U.S.C. 37 Poison Prevention Packaging Act of 1970 (15 U.S.C. 14 Sections cited are quoted on the reverse side of this form	or Section 11(b) of the lile Fabrics Act (15 U.S. 4(c)) [Authority for sai 471 et seq.]], and recei	Federal Hazardous Substances Act C. 1194(c) and (d)) and/or Section of the collections made in connections	t (15 U.S.C. in 704(c) of on with the
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ļ	10. SAMPLES A. APOUNT RECEIVED FOR SAMPLE	11. SAMPLES WERE	12. COLLEC	TOR
	\$ 5.99	PURCHASED		rows
	ii. SIGNATURE (Person from whom sample received)	BORROWED (To	E SIGNATURE	ilelie

1. AREA OFFICE ADDRESS

# Section 27(f) of the Consumer Product Safety Act (15 U.S.C. 2076(f)) is quoted below:

(f) For purposes of carrying out this Act, the Commission may purchase any consumer product and it may require any manufacturer, distributor, or retailer of a consumer product to sell the product to the Commission at manufacturer's, distributor's, or retailer's cost.

## Section 11(b) of the Federal Hazardous Substances Act (15 U.S.C. 1270(b)) is quoted below:

For purposes of enforcement of this Act, officers or employees duly designated by the Secretary, upon presenting appropriate credentials and a written notice to the owner, operator, or agent in charge, are authorized (1) to enter, at reasonable times, any factory, warehouse, or establishment in which hazardous substances are manufactured, processed, packed, or held for introduc-tion into interstate commerce or are held after such introduction, or to enter any vehicle being used to transport or hold such hazardous substances in interstate commerce: (2) to inspect, at reasonable times and within reasonable limits and in a reasonable manner, such factory, warehouse, establishment, or vehicle, and all pertinent equipment, finished and unfinished materials, and labeling therein: and (3) to obtain samples of such materials or packages thereof, or of such labeling. A separate notice shall be given for each such inspection, but a notice shall not be required for each entry made during the period covered by the inspection. Each such inspection shall be commenced and completed with reasonable promptness.

NOTE: The term "Secretary" in the Federal Hazardous Substances Act section should be substituted by the term "Consumer Product Safety Commission".

## Sections 5(c) and (d) of the Flammable Fabrics Act (15 U.S.C. 1194(c) and (d)) is quoted below:

- (c) The Commission is authorized and directed to prescribe such rules and regulations, including provisions for maintenance of records relating to fabrics, related materials, and products, as may be necessary and proper for administration and enforcement of this Act. The violation of such rules and regulations shall be unlawful and shall be an unfair method of competition and an unfair and deceptive act or practice, in commerce, under the Federal Trade Commission Act.
  - (d) The Commission is authorized to-
  - (1) cause inspections, analyses, tests, and examinations to be made of any product, fabric or related material which it has reason to believe falls within the prohibitions of this Act; and
  - (2) cooperate on matters related to the purposes of this Act with any department or agency of the Government; with any State or territory or with the District of Columbia or the Commonwealth of Puerto Ricc; or with any department, agency, or political subdivision thereof; or with any person.

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.)] is quoted below:

(c) If the officer or employee making any such inspection of a factory, warehouse, or other establishment has obtained any sample in the course of the inspection, upon completion of the inspection and prior to leaving the premises he shall give to the owner, operator, or agent in charge a receipt describing the samples obtained.

NOTE: The term "Commission" meaning the "Federal Trade Commission" in the Flammable Fabrics Act section should be substituted by the term "Consumer Product Safety Commission".

AFFIDAVIT		SAMPLE NO. 47-660 5623
STATE OF	COUNTY OF CLARK	1,000 - 1000
Mwada	Clark	
Before me, Rogan Blunch sumer Product Safety Commission, appropriately suant to provisions of the Consumer Produ U.S.C. 2076 (b)(2)), to administer or take oath sworp, deposes and says:  I am Curthore Merchandese, In Consenters of the Consenters	designated by the Chairman act Safety Act (sec. 27 s., affirmations, and affidation the county and State aforthe Section Collected Section Land State aforthe Section Land State aforthe Section Land State aforthe Section Land State aforthe Section Land Land Land Land Land Land Land Lan	of said Commission pur- (b)(2), 86 Stat. 1228; 15  vits, personally appeared resaid, who, being first duly  Lette CC  No V  2a mpce  Ly  Stock  Ly  Ly  Ly  Ly  Ly  Ly  Ly  Ly  Ly  L
AFFIANT'S SIGNATURE & TITLE  FIRM (Name and address, include ZIP Cods)  Alruce Mer-kancle  470 W. Fairce Cor  Subscribed and sworn to before me at  this 23 M  (Stiller  (Employee's Signature)  EMPLOYEE OF THE CONSUMER PRODUCT SAFETY  COMMISSION ACTING IN ACCORDANCE WITH AUTHORITY	Parkeray 89102 (City and State)	
GRANTED IN THE ABOVE STATED DECLARATION.		

## Section 27(f) of the Consumer Product Safety Act (15 U.S.C. 2076(f)) is quoted below:

(f) For purposes of carrying out this Act, the Commission may purchase any consumer product and it may require any manufacturer, distributor, or retailer of a consumer product to sell the product to the Commission at manufacturer's, distributor's, or retailer's cost.

### Section 11(b) of the Federal Hazardous Substances Act (15 U.S.C. 1270(b)) is quoted below:

For purposes of enforcement of this Act, officers or employees duly designated by the Secretary, upon presenting appropriate credentials and a written notice to the owner, operator, or agent in charge, are authorized (1) to enter, at reasonable times, any factory, warehouse, or establishment in which hazardous substances are manufactured, processed, packed, or held for introduction into interstate commerce or are held after such introduction, or to enter any vehicle being used to transport or hold such hazardous substances in interstate commerce. (2) to inspect, at reasonable times and within reasonable limits and in a reasonable manner, such factory, ware-house, establishment, or vehicle, and all pertinent equip-ment, finished and unfinished materials, and labeling therein; and (3) to obtain samples of such materials or packages thereof, or of such labeling. A separate notice shall be given for each such inspection, but a notice shall not be required for each entry made during the period covered by the inspection. Each such inspection shall be commenced and completed with reasonable promptness.

NOTE: The term "Secretary" in the Federal Hazardous Substances Act section should be substituted by the term "Consumer Product Safety Commission".

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  - (d) The Commission is authorized to-
  - (1) cause inspections, analyses, tests, and examinations to be made of any product, fabric or related material which it has reason to believe falls within the prohibitions of this Act; and
  - (2) cooperate on matters related to the purposes of this Act with any department or agency of the Government; with any State or territory or with the District of Columbia or the Commonwealth of Puerto Rico; or with any department, agency, or political subdivision thereof; or with any person.

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.)] is quoted below:

(c) If the officer or employee making any such inspection of a factory, warehouse, or other establishment has obtained any sample in the course of the inspection, upon completion of the inspection and prior to leaving the premises he shall give to the owner, operator, or agent in charge a receipt describing the samples obtained.

NOTE: The term "Commission" meaning the "Federal Trade Commission" in the Flammable Fabrics Act section should be substituted by the term "Consumer Product Safety Commission".

97-860-5623

SERVICE MERCHANDISE CO.. INC.

CUSTOMER COMMISSION - SALE 14:05 07/23/97

REG 07 SEQ 0011 REG TYPE 15

12) FLYING WARRIOR \$2.80 \$5.60 ( SLFSRV Q: 568175

CLERK (3/13304 2 1 SUB TOTAL = \$5.60

TAX =\$0.39

TOTAL = \$5.99 CUSTOMER COPY CREDIT CARD \$5.99 EXP: 0999 NUMBER: 6011300230075242 Ø23Ø3Ø

( - INDICATES ITEM ON SALE

SERVICE MERCHANDISE CO.. INC. 0313 LAS VEGAS NV Ø7/23/97

NUMBER 6011300230075242 AMT \$5.99

EXP 999 023030 1 REG 07 SEQ 0011 SALE

CUSTOMER SIGNATURE X

CUSTOMER COPY CUSTOMER COPY

TOGET W

### ACCIDIBATE INVESTIGATION RECUEST FORM

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Task Number 970609.CCC 3200	
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CONSUMER PRODUCT INCIDENT REPORT Region: WESTERN 1. NAME OF RESPONDENT 2. PHONE NO. (HOME) (WORK) 702-341-7829 Jewel Peck none 4. CITY STATE ZIP CODE 3. STREET ADDRESS 9424 Deer Lodge Ln. NV 89129 Las Vegas 5. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES Son pulled string to launch toy figure into the air when toy's 5" long hard plastic wing detached (how unknown), hit a child standing a few feet away (distance unknown) and bounced back and hit son in his left eye. Son was treated for lacerations and a torn iris, at Mike O' Callaghan Federal Hospital. Dr. (name unknown) referred consumer to an ophthalmologist, -cont-6. DATE 7. IF INJURY OR NEAR MISS OBTAIN AGE/SEX 8. IF VICTIM DIFFERENT FROM 15 Y/M RESPONDENT, PROVIDE NAME OF INCIDENTS AND DESCRIBE INJURY: David Huddler RELATIONSHIP 5/10/97 see narrative son 10. BRAND NAME 9. DESCRIPTION OF PRODUCT 7" tall hard plastic toy figure w/launcher Flying Warriors 11.-MFR/DISTRIBUTOR NAME, ADDR. & PHONE 12. MODEL, SERIAL NUMBERS 18500 Tara Toy Corp. unknown 33 ISSUE 13. DEALER'S NAME, ADDRESS & PHONE Hauppauge, NY 11788 unknown unknown, gift unknown unknown unknown MAY 1 5 1997 unknown 14. WAS THE PRODUCT DAMAGED, REPAIRED OR 15. PRODUCT PURCHASED NEW x USED MODIFIED? YES x NO IF YES, BEFORE DATE PURCHASED 5/10/97 AGE 1 day OR AFTER THE INCIDENT? after DESCRIBE: damaged: see narrative 16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: see narrative 970609 CCC 3200 17. HAVE YOU CONTACTED THE 18. IS THE PRODUCT STILL 19. MAY WE MANUFACTURER? YES NO xAVAILABLE? (YES x/ NO USE YOUR NAME IF NOT, DO YOU PLAN TO CONTACT IF NOT, ITS DISPOSITION WITH THIS THEM? YES NO x OTHER? REPORT? YES x NO FOR ADMINISTRATION USE 20. DATE RECEIVED 21. 22. DOCUMENT NO. RECEIVED BY (NAME & OFFICE) 05/13/97 H9750160A mmc/HL FOLLOW-UP ACTION 24. PRODUCT CODE(S) 1317 DISTRIBUTION ENDORSER'S NAME & TITLE CCH 5/14/1997

CPSC FORM 175 (9/89)

CONSUMER PRODUCT INCIDENT REPORT

H9750160A

### Narrative Continued

Dr. Helga Pizio who examined son and prescribed antibiotics. Dr. Pizio said son's eye had developed cataracts and referred son to a retina specialist,

Dr. Muzaffar Kirmani, who said son's eye developed glaucoma and to continue antibiotics.

(Date unknown) consumer said son will have surgery to repair iris and to remove the cataract; son's next appointment with Dr. Kirmani is scheduled from 5/15/97.

7" tall hard plastic toy figure is silver and yellow with 5" long hard plastic red and yellow wings, a silver and red hard plastic detachable toy gun (size not available) and yellow and silver hard plastic launcher with a 8.5" long string.

Toy figure was purchased for 5-year-old son, Branden.

Warning labels: "Choking hazard, small parts. Not for children under 3-years. For ages 5 and up. Caution: don't launch at people or animals and be careful not to pull launch cord to fast or too hard."

CPSC Source: CPA 970609 CCC 3 Z00

4. DATE			TOR'S ID	<b>EPIDEMIOLOGIC</b>				
4. DATE		8310		INVESTIGATION				
4. DATE				REPORT				
4. DATE		<u> </u>		REPORT				
		5. DATE INI 7-16-97	TIATED					
ACCIDENT		1 20 21						
5-10-97								
1		<u> </u>						
6. SYNOPSIS OF ACCIDENT OR COMPLAINT A 15 year old male received trauma to his left eye when the "arm" of a								
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y it was r	urchased	. The vic	ctim's eye	doctor reported				
that the victim may suffer cataract, glaucoma and retinal detachment								
•								
,etc.)	8. CITY			9.STATE				
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CPSC FORM 182 (REVISED 10/93) Approved through 5-31-00 OMB NO. 3041-0029

970609CCC3200

Page 1

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The information contained in this report was obtained during a visit with the victim's attorney and an agent for the manufacturer's insurance company. A copy of the agent's report has been requested. If it is received it will be submitted later.

The victim's mother was not available during a visit to Las Vegas.

### PRE EVENT

The 15 year old male victim was playing with a flying toy purchased for his 5 year old brother's birthday. The victim is 5 feet 8 inches tall and is right handed.

The victim's school health record indicates that the victim's sight was 20/20 during a vision check prior to the event. See attachment 1.

The victim operated the toy 15 times in 15 minutes prior to the event.

### EVENT

The victim was standing on a neighbor's lawn. He was holding the toy in his right hand. His arm was extended. He launched the flying toy by pulling on the launching string with his left hand. The "arms" of the figure spun like the blades of a propeller. The victim heard a snap and one of the "arms" broke off and the hard, unprotected, part hit the victim in the eye.

### POST EVENT

The victim's eye was examined by an ophthalmologist. The ophthalmologist determined that the victim had received two lacerations to the surface of his left eye. See attachment 2 for the medical evaluation.

### PRODUCT IDENTIFICATION

The toy involved in the event was manufactured by Tara Toy Corp., Hauppauge, NY. It is called Flying Warriors. It is model number 18500. It has been on the market for 1 1/2 years. Sales of the toy have amounted to 600,000 to 700,000 units. The manufacturer has had the toy tested. The toy is no longer being sold. It has run its course.

The toy is composed of a plastic warrior figure 7 inches long. The figure has "arms" like propellers which are 5 inches long. The "arms" are padded with sponge material for about one half of their length.

Included with the toy is a plastic launcher which is 6 inches by 5

inches. The launcher contains a string 8 1/2 inches long which when pulled causes the figure to spin. As the figure spins it rises.

The launcher also is designed to fire a foam "missile" when a trigger is pulled.

The toy is labeled with the CSPA warning for toys containing small parts. Also a warning is included that the toy should not be launched at people or animals.

The toy is labeled that it conforms to ASTM F963-95.

## 970609CCC3200

Page 2

The toy involved in the event was examined and photographed at the victim's attorney's office. See attached photos. The broken shaft that held the "arm" that struck the victim was measured at 3/16 inch.

### SAMPLE COLLECTED

The victim's attorney declined to allow the toy involved in the event to be collected as a sample.

A visit was made to the retailer where the toy was purchased. The retailer was closing out the item and had only two units left. They were collected as sample 97-860-5623.

### **ATTACHMENTS**

- 1. Victim's school health record.
- 2. Victim's medical records relating to the eye injury.

Photographs of the toy involved in the event plus the toy collected as a sample.

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A. Asthma H. Hearing Aid B. Blood Disorder R. Hearing Impairment						Delia 4		<del></del>	·	100	6 3		<del></del>		
B. Blood Disorder C. Allergy to						nt yperactivit	v Dieordor	Polio 1.			2 5 %	86	ა 6		
P. Potentially Severe	Reaction	to:					ואטוטפוט ל	MMR (1)	12/2			MMR (2)	<b>U</b>		
						.s ase		Medical Ex				·········· ( <i>E)</i> -			
Q. Environmentally H	lypersensi		_	<u></u>				Religious B							
D. Diabetes Muscular Disease						Is your child under a doctor's care for any circled problem?									

If "Yes," Doctor's Name .

O. Orthopedic Problem T. Heart Problem

X. Exempt from Physical Screening

\_\_\_ No Receiving Medication? \_\_\_\_\_ Yes \_

\_ U. Other \_

E. Seizures:

Type: \_\_\_ G. Glasses \_

Contacts \_

Parent Signature\_

Able to take P.E.? \_\_\_\_\_ Yes \_

If "Yes" - Name of Medication\_

Needed at School? \_\_\_\_\_ Yes \_\_\_

Date\_\_\_\_

Mutaffar Firmani, M.D. 750 Terrado Plaza #121B

STATE LICENSE NO. IRS (EMPLOYER NO.)

970609CCC3200



Covina, CA 91723 (818) 332-0556

DAVID HUUDLER

ACCOUNT NO. DATE 50968 1 07/03/97

BALANCE DUE

**STATEMENT** 

INSURED'S I.D. NUMBER 405 96 7520

INSURED'S GROUP NO. OR NAME

DAVID HUDDLER 9424 DEER LODGE LANE

LAS VEGAS, NV 89129

CHAMPUS

Date of Injury 00/00/00

Employer:

DIAGNOSIS CODE DETACH AND RETURN THIS PART WITH REMITTANCE DESCRIPTION

05/17/97 379.21

DATE

Make checks payable to Muzaffar Kirmani, M.D.

If you have any questions regarding this statement, please contact Linda directly at 800 779 3346 Thank you

	na su un mi sa ini sa ini sa ini sa un ni ni ni sa ini un un un na ni ni li li li li li li li li li li li li l	ALANCE SUMMARY	::: ::: ::: ::: ::: ::: :::	
	Current 3	30 Days	60 Days	90 Days
000000000	0.00 6,:	145.00	865.00	0.00
PROCEDURE DATE CODE	DESCRIPTION	ı	PATIENT (	CREDIT CHARGES
05/11/97 99244	Comprehensive Consult N.	.P. DAVID		150.00
05/11/97 92225	Retinal Drawing	DAVID		65.00
05/11/97 76511	Echography A-Mode	DAVID		300.00
05/15/97 92226	Retinal Drawing	DAVID		50.00
05/15/97 76512	Echography B-Mode	DAVID		300.00
05/22/97 99214	Intermediate E.P	DAVID		60.00
05/22/9 <b>7 92226</b>	Retinal Drawing	DAVID		50.00
06/21/97	MEDICAL RECORDS	DAVID		25.00
06/03/97 99214	Intermediate E.P	DAVID		60.00
06/03/97 92226	Retinal Drawing	DAVID		50.00
06/10/97 92226	Retinal Drawing	DAVID		50.00
06/02/97 67036-L	f Pars Plana Vitrectomy	DAVID		3800.00
06/02/97 66850-L	f Lensectomy, Phaco	QIVAQ		2000.00
06/17/97 92226	Retinal Drawing	DAVID		50.00

# MUZAFI AR H. KIRMANI M.D., INC.

Diplomate American Board of Ophthalmology Ophthalmology, Relina and Vitroous Surgery

701 W. Charleston Blvd. juite 530 as Vegas, NV 89102

Tel (702) 382-3937 Fax (702) 382-4448

May 11, 1997

Helga Pizio, M.D. 1640 Alta Drive, Suite 1 Las Vegas, NV 89106

RE: DAVID HUDDLER DATE OF EVALUATION: May 11, 1997

Dear Helga:

Thank you very much for allowing me to see David this morning. He is a very pleasant 15-year-old boy who was hit with a flying toy in his left eye in May 10, 1997. David complains of decreased vision and pain in the left eye since that time.

PAST OCULAR HISTORY: Unremarkable.

PAST MEDICAL HISTORY: Unremarkable.

PAST SURGICAL HISTORY: None.

MEDICATIONS: Pred Forte 1% left eye Q one hourly

and Ocufen left eye QID.

ALLERGIES: Patient denies any drug allergies.

PERSONAL HISTORY: Unremarkable.

On evaluation vision in right eye is best corrected for distance is 20/20. Vision left eye is hand motion.

External examination shows mild chemosis in the left eye. Motility examination shows full range of ductions and versions. Pupils are 8 mm, pharmacologically cyclopeged at the time of examination.

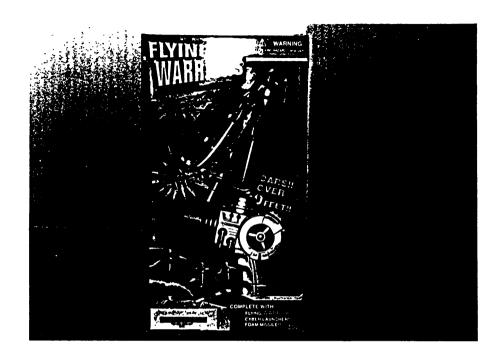
## SLIT LAMP EXAMINATION:

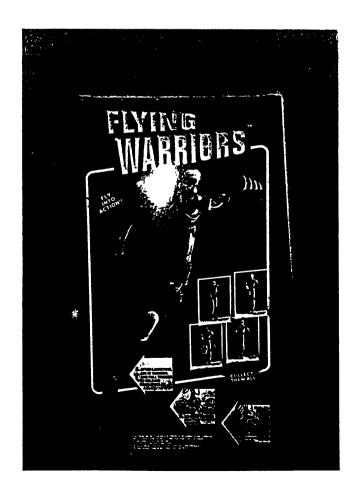
Slit lamp examination of the right eye is unremarkable.

Slit lamp examination left eye shows mild conjunctival injection. Cornea is clear. Anterior chamber shows fiber and a small hyphema. Iridodialysis is noted extending from 1:00 to 4:00 hours. Lens appears cataractous. Intraocular pressure is 16 mmHg in the right eye and 9 mmHg in the left eye.

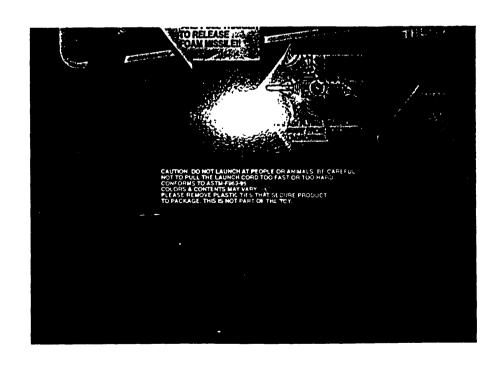


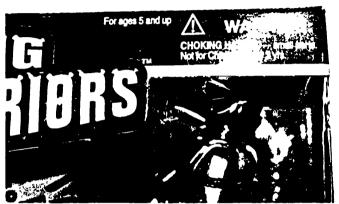




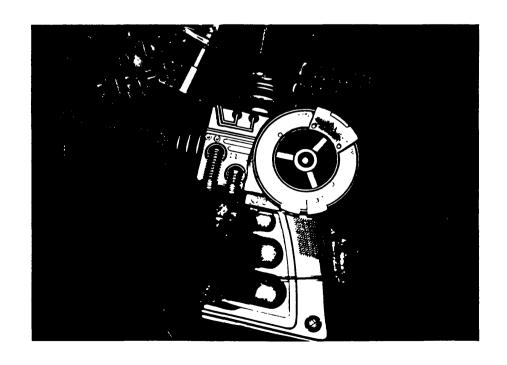




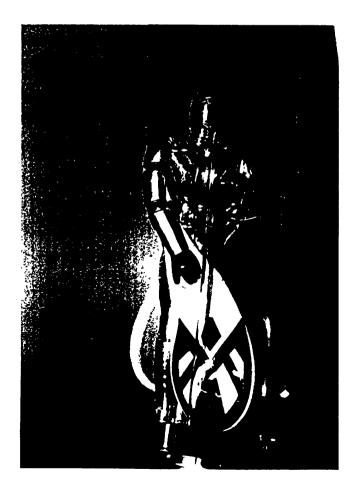






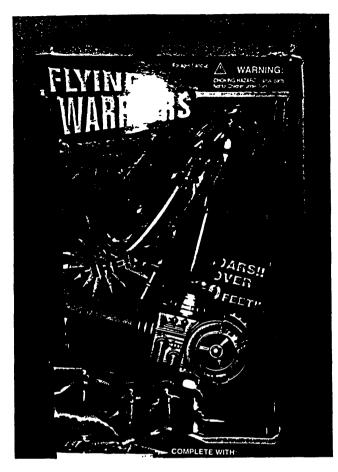


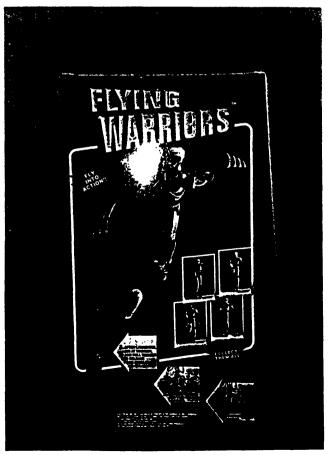




Subject 970609 CCC 3200 Date















1. TASK NUMBER 980421CCN025	= <del></del> =		2.INVESTIGAT 8140	INVESTIGATION						
3. OFFICE CODE 830	4. DATE OF A YR MO DA 97/05/11		5. DATE INITIA YR MO DA 98/05/14		REPORT					
6. SYNOPSIS OF ACCIDENT OR COMPLAINT UPC A 14 year old boy was playing with a "flying warrior" toy in a church basement. He launched the toy by holding a hand held base from which the toy spins off. The toy flew into his face striking his left eye. He was hospitalized and had to have an artificial lens implant.										
7.LOCATION(Home,School,et	tc.)	8. CITY Chicago	·-·		9.STATE					
church 59		10B. TRADE/B	DAND NAME		10C. MODEL NUMBER					
flying warrior 1317		Tara Corp		·	Flying Warrior					
10D. MANUFACTURER NAME AND ADDRESS Tara Toy Corp										
Hauppauge, NY 11A. SECOND PRODUCT None		11B. TRADE/E	BRAND NAME 11C. MODEL NUMBER							
11D. MANUFACTURER NAME AND ADDRESS N/A										
12. AGE OF VICTIM	13. SEX		14. DISPOSITI	ON	15. INJURY DIAGNOSIS					
014	1		hospitalize	d 4	contusion 53					
16. BODY PART (\$) INVOLVED eye 77	17.RESPONDI victim, pa lawyer 1		18. TYPE OF INVESTIGATION other	ON	19. TIME SPENT (OPERATIONAL HOURS) 9 Trv = 1					
20. ATTACHMENT(S)	21.CASE SOU	RCE	· ,,,,,,	22. SAMPLE COLLECTION NUMBER						
photos, lab rpt. 9	consumer 05	complaint								
23. PERMISSION TO DISCLOSE NAMES (NON NEISS CASES ONLY)										
24. REVIEW DATE 7-31-98	25. REVIEWE 8130	D BY		26. REGIONAL OFFICE DIRECTOR						
27. DISTRIBUTION O:EHDS CC:CRC	CC:FOER	CC:FOCR								

CPSC FORM 182 (12/96)Approved for use through 5/31/2000 OMB NO.30410029

#### 980421CCN0253

#### **PRE-ACCIDENT:**

The victim and two other children were playing with some donated toys in a church basement. It was the youth room. A boy played with this flying toy by launching it successfully about five times, without a problem. The user puts the toy figure into the hand held launcher, holds it at arms length, pulls the string ring out to wind up the inner spindle, then pulls the trigger and lets the toy fly free in the air. The warrior toy figure is spinning rapidly. Its arm/wings spread out, and it flies like a helicopter. The way a person holds the launcher in relation to the horizon gives it its initial direction. But then the flying toy can strike a wall, person, or other object, and change direction, and still have enough energy to keep in the air.

#### ACCIDENT:

To use this toy, the boy put the toy figure in the top of the base. He held the base in his left hand and pulled the ring with the cord with his right hand. He then pulled back on the trigger, while holding the entire toy at arms length away from him. just below eye level.

The next time the boy launched this flying figure, it quickly came toward him instead of away from him. One of the arms of the flying warrior toy struck the 14-year-old boy in the face. His left eye was injured.

#### **POST-ACCIDENT:**

The boy felt his face was cut near his eye. He lay on the floor awhile. Then, he went to the bathroom to look in the mirror. His eye was swollen and bruised. He went upstairs, to his parents, who were attending a dinner. They saw his injury and took him to a hospital. He required immediate care. He was hospitalized for five days. Later he had an artificial lens implant. He is still undergoing medical treatment. He still has blurred vision in that eye. He will need laser surgery as a final step in the procedure.

The toy was recovered from the room a few days after the incident. The flying warrior's arms came off during this incident. One arm is intact. The other arm broke into pieces. These pieces were not recovered from the scene.

This toy was sent to a testing laboratory. They found that the tips of the whirling arm/wings reach speeds of 51 MPH, as it spins at 1,740 RPM.

The family hired an attorney. He sent a Freedom of Information request to CPSC. Soon afterward he received a phone call from an attorney from Hedstrom Corp. The Hedstrom attorney asked "Is this another eye injury case?" The family attorney said yes. That was the only time he heard anything from Hedstrom. The family is preparing to file suit against Hedstrom. They asked NOT to be identified to the company in this report.

The victim was 14 years old, 5'8" tall, weighed 130 lbs., and is right-handed.

#### **PRODUCT IDENTIFICATION:**

This product was new when it was given to the church charity for use by children. It was not known when it was put in this room. It is a "Sky Warrior" toy made in China for the Tara Corp. Hauppage, NY. It is a red and gray plastic figure, 7 inches long. The figure's arms extend to form 5-inch-long, wing-like parts that let the toy fly. It has a base with the trigger and spinning mechanism. The words"TARA CORP" are on the side of the base. "Made in China" is embossed on the back of the toy figure.

#### 980421CCN0253

The toy warrior's left shoulder has an open area where a piece is missing. The left arm/wing is missing. The right arm/wing is intact, but separated from the figure.

Their attorney provided me with a copy of another injury report obtained from CPSC. In this IDI #980609CCC3200, a blister card

Label states, in part": FLYING WARRIORS Soars over 20 feet. CAUTION: Do not launch at people or animals. Be careful not to pull the launch cord too fast or too hard. Conforms to ASTM F963-95. \*\*\*." An eye injury resulted when one of the wings detached just after the toy was launched, and struck the victim in the face. This occurred on 5-10-97.

#### STANDARDS:

There are no special standards for this product.

#### **ATTACHMENTS:**

- 1. There is a two page laboratory report.
- 2. Five pages for IDI 970609CCC3200, Las Vegas, NV.
- 3 There are 17 photographs of the toy warrior.

A description of the photographs:

1. The three parts of the flying warrior toy; the left arm, the body of the warrior, and the base stand.

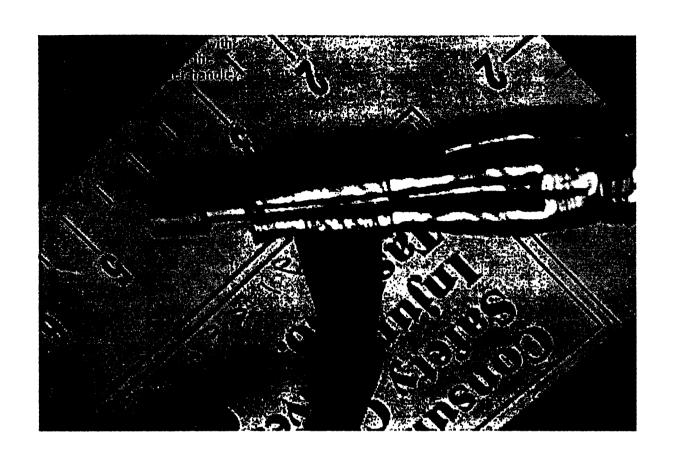
2. A closer view of the toy body and a side view of the right side of the stand.

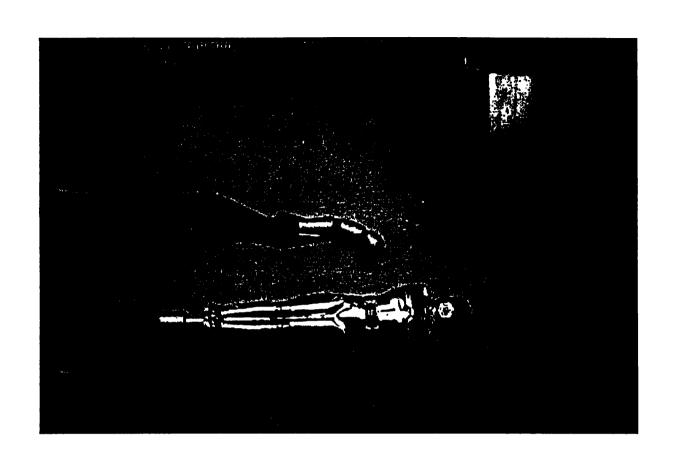
3. This is the back end of the stand. The ring is for the pull cord to wind up the toy's catapult system in the stand.

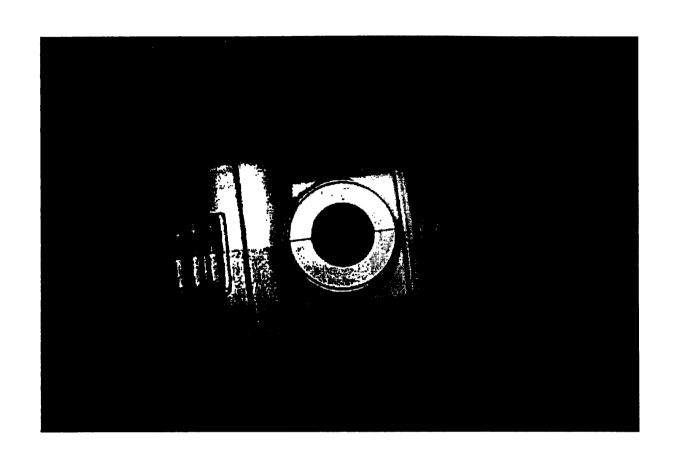
- 4. A closer view of the arm and the front of the toy warrior.
- 5. A closer view of the back of the arm and the back of the toy warrior.
- 6. An edge view of the arm's wing tip.
- 7. This shows the wing/arm to be 4.75" long.
- 8. This shows the toy figure to be 7" long.
- 9. A side view of the broken left shoulder.
- 10. This shows the top of the left wing/arm.
- 11. A close up of broken toy shoulder, and the edge of the wing/arm.
- 12. The top of the spindle in the base of the handle.

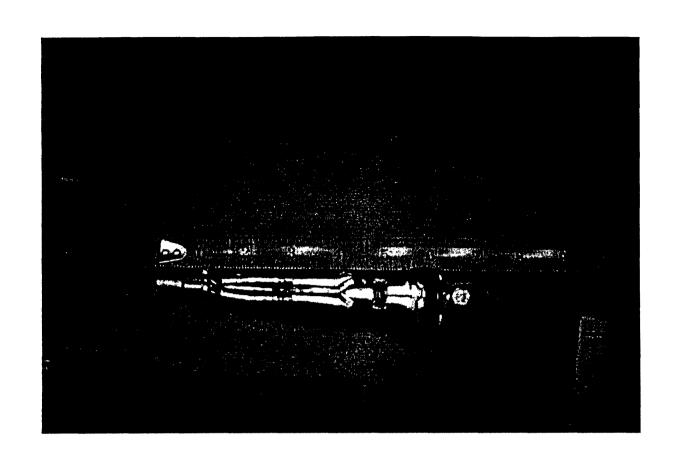
### 980421CCN0253

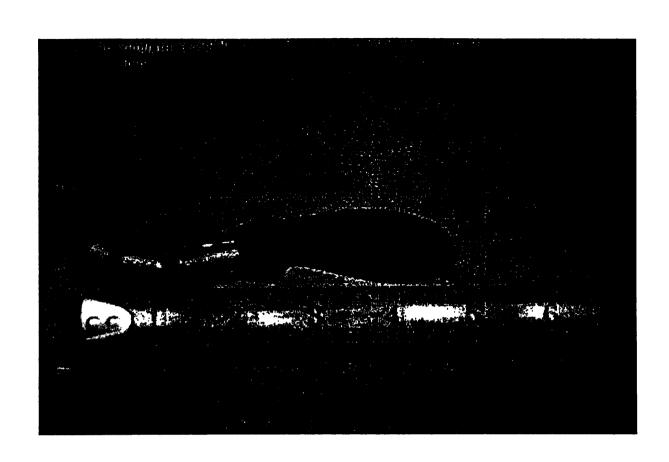
- 13. A side view of the handle and base. It says:"Tara Toy Corp,. Made in China".
- 14. A close up of the intact right shoulder of this toy figure.
- 15. The arm, body, and front view of the base.
- 16. This shows a side view of the base with the figure inserted into the spindle.
- 17. A close up of the foot and spindle part of the base of the toy figure.

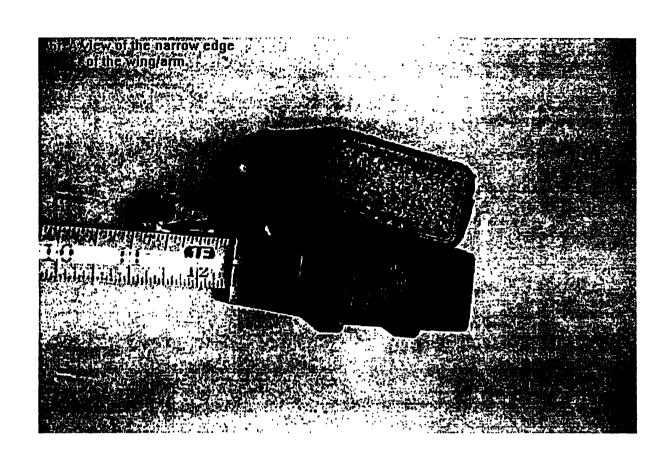


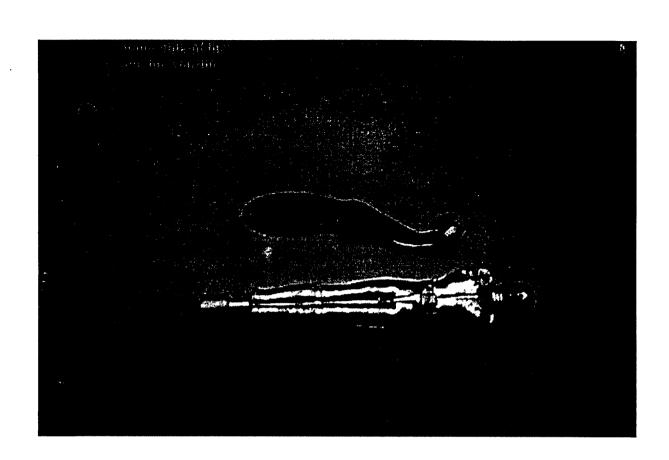






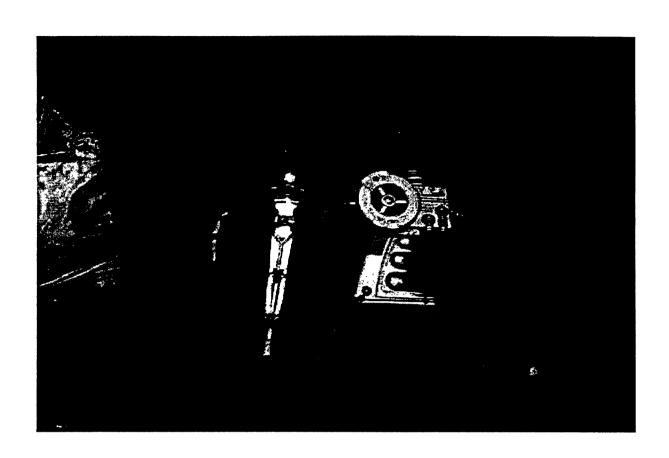




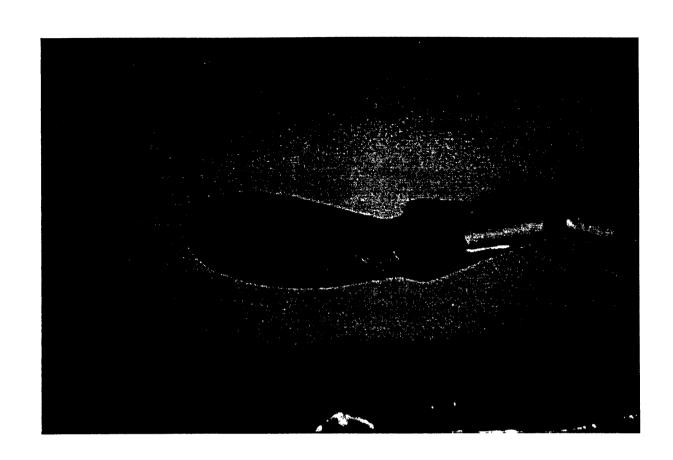


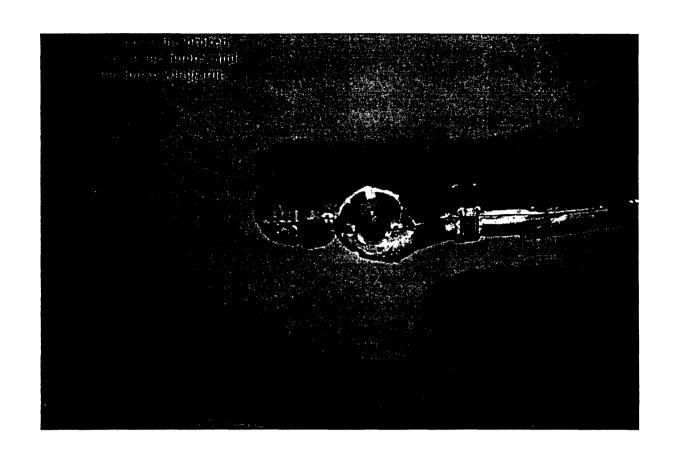
**	69058 08/05/98			ED	END		15 PAGES 12:17 P.M. STARTED
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		D	D	N	N	E	
		D	DDI	N	N	EEEEE	
		D D	D DDI	N N	N N	E EEEEE	**

SEND TO: CAGNACCI, PAULA
CONSUMER PRODUCT SAFETY COMMISSION
4330 E WEST HWY
BETHESDA, MARYLAND 20814-4408









LAW OFFICES

# ALEXANDER, FENNERTY & ASSOCIATES, LTD

JOHN H. ALEXANDER JAMES R. FENNERTY 168 N. MICHIGAN AVENUE SUITE 800 CHICAGO, IL 60601-7509

RICHARD A. BIRNBAUM TODD M. REARDON 312-263-7731 FAX: 312-341-1637

March 24, 1998

Eric Ault Consumer Products Safety Commission Room 2944 230 S. Dearborn St. Chicago, II, 60604

Re: Lukasick

Dear Mr. Ault:

As per our conversation today, please find enclosed copies of the pictures that we have of the toy that injured our client, Mark

Our firm was contacted by an attorney at Tara Toy Company based on our freedom of information act request regarding their company. He informed us that the name of the toy that injured our client is the "Flying Warrior". That is all the information that I have at this time.

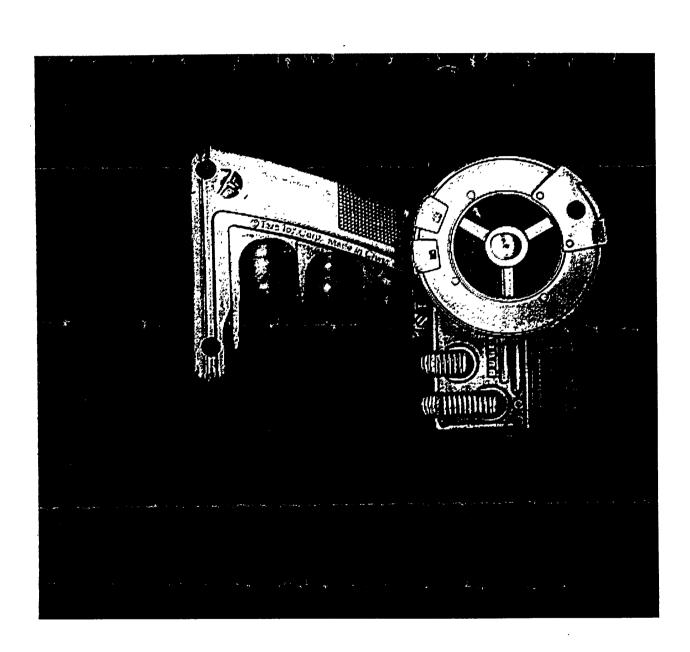
Thank you in advance for your assistance.

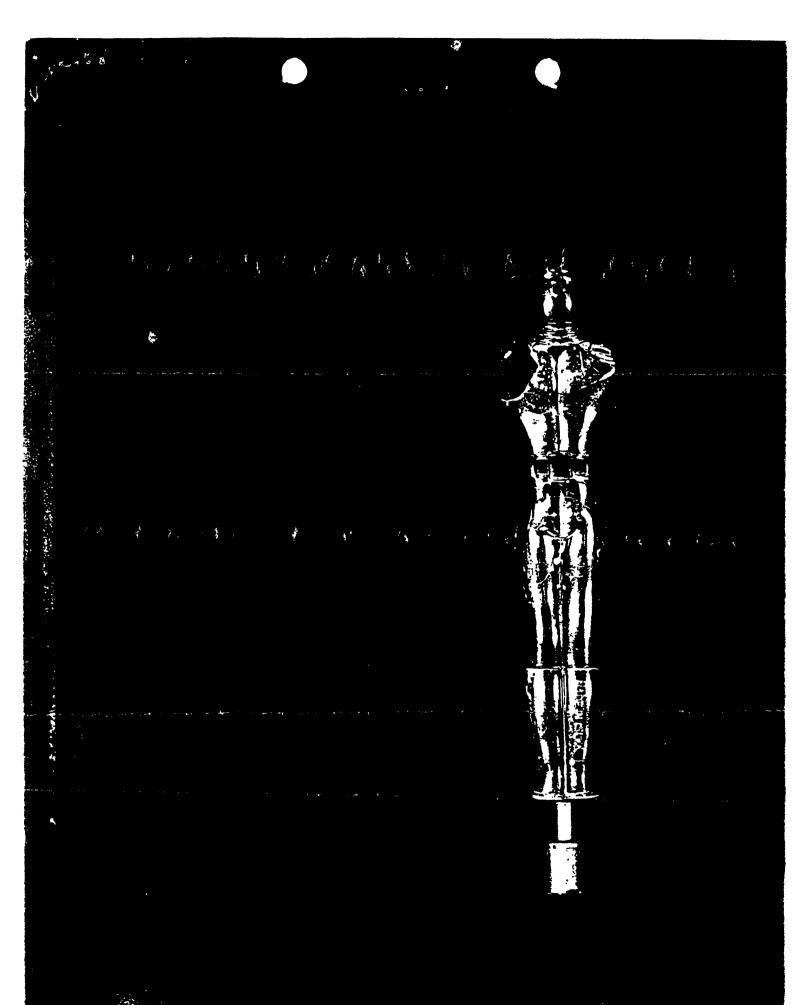
Very Truly Yours,

Shannon K. Stevens

Law Clerk

SS/ss enclosure

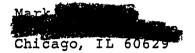




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			_					
1. NAME OF RESPONDENT	2. TELEPHONE N	O. (Home •	e) (Work)	Kenne				
Mark				Henne				
3. STREET ADDRESS	4. CITY Chicago, II	<i>STATE</i> 60629	ZIP CODE					
	Joint Cago, 11							
5. DESCRIBE ACCIDENT SITUATION OR HAZARD, IN	CLUDING DATA ON INJURIE	S. (Use second pa	ge if necessary.)	<del></del>				
See attached letter.		·	-					
			1930E	31				
			APR -2 8	3 199 <b>8</b>				
6. DATE OF 7. IF INJURY OR NEAR MISS,	OBTAIN	8. IF VICTIM DIFFERENT FROM RESPONDENT, PRO						
INCIDENT(S)  AGE [ 14 ] SEX [ M	] AND DESCRIBE INJURY							
		RELATIONSHIP						
9. DESCRIPTION OF PRODUCT		10. BRAND NAM	nc					
Flying Toy								
11. MANUFACTURER/DISTRIBUTOR NAME, ADDRES Tara Toy Corp.	12. MODEL, SERIAL NO.'S							
Hauppage, N.Y.	13. DEALER'S NAME, ADDRESS, & PHONE							
A WAR TUT PRODUCT DAMAGED PERAIRED OF A	(ODICIED)	15 PRODUCT P	URCHASED NEW	USED[]				
14. WAS THE PRODUCT DAMAGED, REPAIRED OR M YES [ ] NO [ ] IF YES, BEFORE OR AFT								
DESCRIBE:			AGE [ ]					
·		16. DOES PROD	UCT HAVE VYARNII '}	VG LABELS?				
17. HAVE YOU CONTACTED THE 18. IS MANUFACTURER?	THE PRODUCT STILL AVAIL	ABLE?	19. MAY WE USE THIS REPORT?	YOUR NAME WITH				
YES[] NO[X]  IF NOT, DO YOU PLAN TO CONTACT THEM?  VES [] NO [] OTHER	[ ] NO [ ] IF NO SITION	<i>T, IT</i> \$	YES [ ] A	<i>10</i> [ x ]				
2	OR ADMINISTRATION	USE						
20. DATE RECEIVED 21. RECEIVED BY (Name & Off JRV/ FOCR		CP R2	<sup>NO.</sup> 0116A					
23. FOLLOW-UP ACTION . I T	1421CCN0253	24. PRODUCT CO						
Home Region / I	DI#	5004						
25. DISTRIBUTION FOCK 1:EHDS ::	26 ENDORSER'S	NAME & TITLE	Regional	Duckor				
CPSC FORM 175 (Rev. 9/89)[Adapted for WP Windows	5/931/HP Laseriet III 10/931	e may	17:33					

January 22, 1998 -



John Vecey Consumer Products Safety Commission 230 S. Dearborn Street, 2944 Chicago, IL 60604

Dear Mr. Vecey:

I am writing to register a complaint about a toy that recently injured my fourteen year old son, Matthew My son was injured by this toy while playing with friends in a church basement. The toy had apparently been donated to the church. It appears to have been manufactured by Tara Toy corporation and resembles the recently recalled "Sky Dancer".

Like the Skydancer, it had various parts that spun into the air. One of those parts spun into my son's eye, causing him to be taken immediately to the emergency room and ultimately, to have an artificial lens implant placed in his eye. The full extent of the damage is still not known.

Because the toy did not belong to us, I do not know where it was purchased or the brand name of the product. I have attached copies of pictures that we have of the toy, unfortunately this is all of the information that we have at this time.

I will forward to you any further information I obtain. In the meantime, if you have any questions, please contact me. I can be reached at (773) 582-4838.

Not received by Fock,
Called consumer a left
merrage but never received
merrage but never received
a return all-

Sincerely,

## U.S. CONSUMER PRODUCT SAFETY COMMISSION

Central Regional Center 230 S. Dearborn Street Suite 2944 Chicago, Illinois 60604 (312) 353-8260 fax (312) 353-5013

March 26, 1998

Ms. Shannon K. Stevens, Law Clerk Alexander, Fennerty & Associates, Ltd. 168 N. Michigan Ave, Suite 800 Chicago, IL 60601-1637

Dear Ms. Stevens:

Thank you for providing copies of pictures of the toy that was involved in the incident with Mark Mark. Because of the quality of the photocopies of the pictures it is difficult to say, but the toy does seem to resemble other flying toys which have been the subject of Commission recalls in the past. My information is that Tara Toys is located in Hauppage, NY but it appears that your firm has already been contacted by their representatives. Thank you for providing the pictures.

Eric B. Ault

Regional Director

LAW OFFICES

# ALEXANDER, FENNERTY & ASSOCIATES, LTD

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Thank you in advance for your assistance.

Very Truly Yours,

Shannon K. Stevens

Law Clerk

SS/ss enclosure





S. P. Sadding A. S.

ŀ	s your !	RETUR	RN AD	DRE	SS	) co	mp	leted	on 1	he r	eve	rse	sid	e?	-
PS Form <b>3811,</b> December 1994	6. Signature (Addressee or Agent)	5. Received By: (Print Name)			New York, NY 10118	420 Fifth Avenue	Locker Greenberg & Brainin, P.C.	Aaron Locker, Esquire	delivered	■Write "Return Receipt Requested" on the mailpiece below the article number. ■The Return Receipt will show to whom the article was delivered and the date	Attach this form to the front of the mailpiece, or on the back if space does not permit	Print your name and address on the reverse of this form so that we can return this card to you.	<ul><li>Complete items 1 and/or 2 for additional services.</li><li>Complete items 3. 4a. and 4b.</li></ul>	SENDER:	ALLO: J. Kennzylu/ (B97-108/ TACA TOJ COM).
Domestic Return Receipt		8. Addressee's Address (Only if requested and fee is paid)	16/17/5	handise COD	☐ Insured .s	Certified B		069 249 692	nostmaster for fee.	number. 2. Aestricted Delivery	a does not 1.   Addressee's Address	_	following services (for an	) laboratoria de la constanta	4 TO J COM.

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