

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

In the Matter of)
)
)
THYSSENKRUPP ACCESS CORP.) CPSC DOCKET NO.: 21-1
)
)
)
Respondent.)

**COMPLAINT COUNSEL’S
SECOND SET OF INTERROGATORIES TO RESPONDENT**

Pursuant to 16 C.F.R. § 1025.32, Complaint Counsel hereby requests that Respondent thyssenkrupp Access Corp. (“Respondent”), serve upon Complaint Counsel, within thirty (30) days, written answers, under oath, to each of the interrogatories set forth below.

DEFINITIONS AND INSTRUCTIONS

Complaint Counsel hereby incorporates by reference all of its Definitions and Instructions set forth in Complaint Counsel’s First Set of Interrogatories to Respondent, filed on July 30, 2021, with the following additional definitions:

■ [REDACTED]

[REDACTED]

[REDACTED]

■ [REDACTED]

[REDACTED]

[REDACTED]

27. “homeSAFE” shall mean the homeSAFE (Safety Awareness For Elevators) Campaign launched in June 2014 supported by Respondent, as well as the Association of Members of the Accessibility Equipment Industry (AEMA), National Association of Elevator Contractors (NAEC), and National Association of Elevator Safety Authorities International (NAESA International).

28. “Home Elevator Safety Program” shall mean the “thyssenkrupp Access Corp. Home Elevator Safety Program” launched in February 2021 by Respondent.

29. “TK Elevator” shall mean TK Elevator Corporation, also known as “TKE,” a Delaware corporation with its principal place of business in Georgia.

30. “July 27 Carneiro Declaration” shall mean the July 27, 2021 Declaration of Mauro Carneiro, produced as bates number TK_000001 through TK_000006.

31. “November 11 Carneiro Declaration” shall mean the November 11, 2021 Declaration of Mauro Carneiro, produced as bates number TKAS_CPSC21-1_64757 through TKAS_CPSC21-1_64760.

INTERROGATORIES

INTERROGATORY NO. 41

[REDACTED]

[REDACTED]

INTERROGATORY NO. 42

[REDACTED]

[REDACTED]

INTERROGATORY NO. 43

Identify the total number of consumers that participated in Respondent's homeSAFE program.

INTERROGATORY NO. 44

Identify the total number of consumers, and provide a list of all of these consumers along with their contact information, that inquired about Respondent's homeSAFE program but did not ultimately purchase a space guard under this program.

INTERROGATORY NO. 45

Identify all Persons who assisted in the preparation of, or who provided information or Documents used in the preparation of, the November 11 Carneiro Declaration.

INTERROGATORY NO. 46

Identify all Persons who assisted in the preparation of, or who provided information or Documents used in the preparation of, the July 27 Carneiro Declaration.

INTERROGATORY NO. 47

[REDACTED]

INTERROGATORY NO. 48

[REDACTED]

INTERROGATORY NO. 49

[REDACTED]

INTERROGATORY NO. 50

[REDACTED]

[REDACTED]

INTERROGATORY NO. 51

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

INTERROGATORY NO. 52

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

INTERROGATORY NO. 53

[REDACTED]

[REDACTED]

[REDACTED]

INTERROGATORY NO. 54

[REDACTED]

[REDACTED]

INTERROGATORY NO. 55

[REDACTED]

[REDACTED]

INTERROGATORY NO. 56

Identify all sources of funding provided to Respondent to cover litigation expenses, including attorneys' fees and costs, regarding CPSC Docket No. 21-1.

INTERROGATORY NO. 57

Identify all sources of funding for Mauro Carneiro's salary, including but not limited to any part of his salary he receives from TK Elevator.

Dated this 9th day of February, 2022



Gregory M. Reyes, Supervisory Attorney
Michael J. Rogal, Trial Attorney
Frederick C. Millett, Trial Attorney
Joseph E. Kessler, Trial Attorney
Nicholas J. Linn, Trial Attorney

Division of Enforcement and Litigation
Office of Compliance and Field Operations
U.S. Consumer Product Safety Commission
Bethesda, MD 20814
Tel: (301) 504-7809

Complaint Counsel for
U.S. Consumer Product Safety Commission

CERTIFICATE OF SERVICE

I hereby certify that on February 9, 2022, I served Complaint Counsel's Second Set of Interrogatories to Respondent pursuant to the Court's October 12, 2021 Order on Joint Motion to Amend Discovery Schedule and for Protective Order as follows:

By email to the Secretary:

Alberta E. Mills
Secretary
U.S. Consumer Product Safety Commission
4330 East West Highway
Bethesda, MD 20814
Email: AMills@cpsc.gov

By email to the Presiding Officer:

Hon. Mary F. Withum, Administrative Law Judge
c/o Alberta E. Mills
Secretary
U.S. Consumer Product Safety Commission
4330 East West Highway
Bethesda, MD 20814
Email: AMills@cpsc.gov

By email to Counsel for Respondent:

Sheila A. Millar
Steven Michael Gentine
Eric P. Gotting
Taylor D. Johnson
Anushka N. Rahman
Keller and Heckman LLP
1001 G Street, NW, Suite 500 West
Washington, DC 20001

Email: millar@khlaw.com
gentine@khlaw.com
gotting@khlaw.com
johnsont@khlaw.com
rahman@khlaw.com

Michael J. Garnier
Garnier & Garnier, P.C.
2579 John Milton Drive
Suite 200

Herndon, VA 20171

Email: mjgarnier@garnierlaw.com

Meredith M. Causey
Quattlebaum, Grooms & Tull PLLC
111 Center Street
Suite 1900
Little Rock, AR 72201

Email: mcausey@qgtlaw.com



Frederick C. Millett
Complaint Counsel for
U.S. Consumer Product Safety Commission