

enkid

1. NAME OF RESPONDENT
Sally Tata (fire marshal)

2. PHONE NO. (HOME) (WORK)
wouldn't give 508-345-9672

3. STREET ADDRESS
Fitchburg Fire Dept., 28 Oliver St.

4. CITY STATE ZIP CODE
Fitchburg MA 01420

5. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES
Respondent didn't have consumer's name, address and TEL# when this complaint was filed. Child climb onto a chair, removed lighter from the top of refrigerator, went into his bedroom, flicked lighter and ignited curtains. Mother doused flames with water. Fire was contained in bedroom and damages unknown. Child was uninjured.
-cont-

6. DATE OF INCIDENTS
2/29/96

7. IF INJURY OR NEAR MISS OBTAIN AGE/SEX AND DESCRIBE INJURY:
4 Y/M none

8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME RELATIONSHIP
none consumer's son

9. DESCRIPTION OF PRODUCT
all-purpose hard plastic butane lighter

10. BRAND NAME
Scripto-Tokai Corp. Aim N-

11. MFR/DISTRIBUTOR NAME, ADDR. & PHONE
unknown, made in Mexico
unknown
unknown
unknown
Scripto-Tokai Corp.
Fontanta, CA 92337

12. MODEL, SERIAL NUMBERS
Flame/M# unk./5"-6" long/black & red

13. DEALER'S NAME, ADDRESS & PHONE
unknown

CPSA 6 (b)(1) Cleared
No Mfrs/Prvtlblrs or Products Identified
Excepted by ANPR
Firms Notified. 6/30/97
Comments Processed.

14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES NO x IF YES, BEFORE OR AFTER THE INCIDENT? DESCRIBE:

15. PRODUCT PURCHASED NEW x USED DATE PURCHASED unknown AGE unknown

16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: see narrative

17. HAVE YOU CONTACTED THE MANUFACTURER? YES NO x IF NOT, DO YOU PLAN TO CONTACT THEM? YES NO x OTHER?

18. IS THE PRODUCT STILL AVAILABLE? YES x NO IF NOT, ITS DISPOSITION

19. MAY WE USE YOUR NAME WITH THIS REPORT? YES x NO

FOR ADMINISTRATION USE

20. DATE RECEIVED
03/01/96

21. RECEIVED BY (NAME & OFFICE)
ldm/HL

22. DOCUMENT NO.
H9630002A

23. FOLLOW-UP ACTION

24. PRODUCT CODE(S)
1247

961016 C C C 56 97

25. DISTRIBUTION

26. ENDORSER'S NAME & TITLE
CCH 3/4/1996

CONSUMER PRODUCT INCIDENT REPORT

H9630002A

Narrative Continued

Warnings: "Failure to follow instructions could result in burn injury. Danger-lighter contains butane gas under pressure extremely flammable. Don't use near fire or flame. Caution-don't puncture, incinerate or expose to temperature above 120 degrees F. Keep and store away from children."

Respondent feels lighter should be child-resistant and she thinks it is disposable.

Distributor phone #: unknown

CPSC Source: FD

TE
20

FEB 28 1997

+

(10)

ISSUE 22 -

Kate 970220 CWE 7017

amgred



F9727016A

718 WEST 5th ST. AUSTIN, TEXAS 78701 477-6755

American
Odessa Times

JAN 17 1997

Tot dies in fire at Austin daycare

2-year-old girl victim of blaze started by 4-year-old playing with grill

AUSTIN (AP) — A 2-year-old girl was killed when a house used as a daycare center caught fire Thursday afternoon.

375

The girl was pulled unconscious from the house by fire fighters, who were unable to revive her. She was pronounced dead at 2:48 p.m. at Brackenridge Hospital, according to a hospital spokeswoman.

The fire was apparently started accidentally by one of the children being cared for in the home, said Cathy Brandewie, a spokeswoman

for the Austin fire department.

"The tragic part of this is that investigators have concluded that the fire was started by a 4-year-old who was playing with a handheld propane grill or fireplace starter," Brandewie said.

"He has no idea what to do. The caretaker smelled smoke and was able to get all of the other children out, but we don't really understand what happened, why the 2-year-old didn't get out."

Six other children ranging from 9

months old to age 4 escaped, officials said.

Brandewie said the daycare center was operated by an elderly couple who lived in the home. Another man who also lived there was not home during the fire, she said.

The fire department considers the fire accidental, but as is customary has referred it to Child Protective Services, Brandewie said.

The department is not releasing the names of anyone involved, she said.

CPSA 6 (b)(1) Cleared

No Mtrs/Privtblrs or
Producers Identified

Excerpted by AMPR
Firms Notified, AM
Comments Processed. 6/30/97

O: FOWR

F9727016

PRESS CLIPS

TP Texas Press Service Inc.
A business affiliate of the Texas Press Assn.
718 W. 5th St., Austin, TX 78701
512-477-6755, FAX 512-477-6759

Longview News-Journal
Longview TX

JAN 17 1997

Toddler dies in fire at Austin daycare center

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The girl was pulled from the house Thursday by fire fighters, who were unable to revive her. She was pronounced dead at 2:48 p.m. at Brackenridge Hospital, according to a hospital spokeswoman.

One of the children inside the house told fire officials that he was playing with a lighter when a toy caught on fire and then spread.

— From wire reports

ClearingHouse Format - With Manufacturer
Reported Incidents
U.S. Consumer Product Safety Commission
National Injury Information ClearingHouse

5/29/97
Page 1

Document Number: F9727016A Task Number : 970220CWE7017 Issue : 22
Date Received : 02/28/97 Confirmed : Date Entered : 04/01/97
City : AUSTIN State : TX Zip : 00000
Source : 0 Type Of Contact : 20
Prod : 1285 CHARCOAL LIGHTERS, NOT SPECIFIED
Prod : 5004 TOYS, NOT ELSEWHERE CLASSIFIED
Date Injured : 01/16/97 D Work Related : N
Age : 2 Sex : 2 FEMALE
Disposition : 8 8=FATALITIES, INCLUDI Haz Type : 1 FIRES AND FLAMES
Brand : MANUFACTURER UNKN Screened ? :
Model : 0

Narrative :

A GIRL, AGE 2, WAS KILLED IN A DAYCARE CENTER FIRE STARTED BY A
4-YEAR OLD PLAYING WITH A GRILL LIGHTER AND IGNITING A TOY.

TE 20

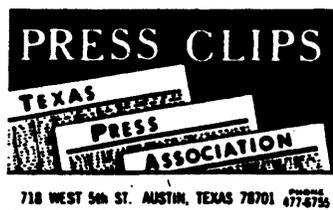
ok
+

FEB 28 1997

ISSUE 22 -

10

Kate 970220 CWE 7017
assigned



F9727016A

American
Odessa Times

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D: FOWR
CC: CET

F9727016

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— From wire reports

EHHA

JIC

ACCIDENT INVESTIGATION REQUEST FORM

DOCUMENT NUMBER: G9730022A

DATE OF INCIDENT: 2/21/97

CATID: BUNN02 1997

FOLLOW-UP REQUESTED

HAZARD ANALYSIS (X) SECT 15 ()

TYPE FOLLOW-UP

TELEPHONE (X) ON-SITE (X)

HEADQUARTERS CONTACT: Linda Smith 504-0470 x1275

Backup: Kim Long 504-0470 x1269

ASSIGNMENT MESSAGE: Describe the lighter involved, brand name, description of physical dimensions and lighting mechanisms. What did the occupants use the lighter for, where was it kept, the age of the child who started the fire, details of deaths or injuries including treatment, and amount of property damage. Conduct on-site when the product is available for inspection.

CPSA 6 (b)(1) Cleared
25C
No Mtrs/PrvtLbrs or
Products Identified
Excepted by ANPR
Firms Notified
Comments Processed. Jm 6/30/97

Person(s) to Contact:

Guidelines: see above

Task Number: 970311HCC2006 - assigned

Date: 3/11/97

Assigned to: CHIG

Requested by:

G9730022

P. O. BOX 784
BLOOMINGTON, IN 47402
800.276.8588

FEB 22 1997

BRAZIL TIMES

Circ:5,343
Party:Rep
Dist:M-Sat
County:CLAY
Pop:24,705.00

Assign
BUNN 1997

TC
20

ISSUE 24

MAR 11 1997

Linda
Smith
FVI

Local woman suffers burns in house fire

A Brazil woman was treated and released from Clay County Hospital after 30 percent of her body was burned in a fire at her home Friday afternoon.

[REDACTED] 29, of [REDACTED] was transported to the hospital where she was treated for first and second degree burns on her upper body. She was injured as she attempted to extinguish a fire that her 3-year-old son accidentally started with a candle lighter that caught a bed in an upstairs bedroom on fire, according to Brazil fire chief Joe Bennett. "Our first worry was the safety of the woman and her son," said Bennett. "When we saw they were out of the house, we had the fire contained within a matter of 10 minutes."

[REDACTED] is five months pregnant.

The Brazil Fire Department received the report at 12:55 p.m.

The 3 year old was not injured.

Firefighters fought the blaze from the upstairs stairwell. Athens Ambulance had [REDACTED] on a neighbor's porch when the fire department arrived. Brazil City Police assisted.

The house experienced smoke damage and minor fire damage in the room where the fire started.

6973-
G9730022

TC
20

P. O. BOX 784
BLOOMINGTON, IN 47402
800.276.8588

FEB 22 1997

BRAZIL TIMES

Circ:5,343
Party:Rep
Dist:M-Sat
County:CLAY
Pop:24,705.00

Sub 600 = 3/2/97

Assign
BUNN02 1997

ISSUE 24

MAR 11 1997

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970311H CC 2006

Handwritten: (w/...) F4I) w/...

Rudy Trostman, Detroit, investigated a complaint involving a hard foam puzzle with an insert to be put inside. A three year-old was playing with the puzzle (without the insert) and was able to put it over his head and according to the complainant suffered near strangulation when the puzzle pressed on his neck. The puzzle was removed by cutting an end with scissors. (970124CCC5261)

Susan Guenette, Cincinnati, investigated an incident in which a water bed heater overheated and charred the wooden frame, the liner and the particle board mattress support of the bed. There was no fire, and no injuries occurred. The water bed heater was collected as a sample. (970206CCC7333, 97-830-3429)

Robin Ross, Milwaukee, investigated an incident in Brookside, Wisconsin in which four family members received hospital care due to carbon monoxide in their home. The CO was the result of a fireplace clean-out door near the furnace in the basement which was open because the door had been removed. (970206HCC7309)

Handwritten: OK attached
James Testasecca, Detroit, investigated an incident in which a four month-old male suffered thermal burns to his left hand and arm while in his crib, after his two year-old brother lit the fringe of the blanket in the crib with a charcoal lighter. The victim's mother was alerted to the fire by his crying. The fire department extinguished the fire and transported the victim to the hospital. He lost the tips of two of his fingers. (970130HCC5280)

Janice Mitchell, Memphis, did an undercover ATV inspection of Browns Repair and Sporting Goods, Somerville, Tennessee. The owner offered to sell a 454cc 4-wheel ATV to her for use by her 14 year old, in violation of the Consent Agreement.

Henry Simpson, Atlanta, did undercover ATV inspections of Bama Marine, Phenix City, Alabama and Montgomery Kawasaki, Montgomery, Alabama. Both were in compliance with the guidelines for sale of ATV's for children. Henry also inspected Randall Greene Ford, Alabama and found them not to be in compliance with the Guidelines.

Sonny Sturdivant, New Orleans, investigated an explosion and fire in Amite, Louisiana. Three family members, ages 89, 65, and 49, were sitting in their living room when an explosion occurred. The wall of the living room was blown out and one of the occupants blown onto the porch. He went back into the burning house and rescued the other two. The explosion originated in the area occupied by a LP gas space heater. Flames were seen under the heater just before the explosion. The heater was connected with a flexible gas connector. The heater was obtained for CPSC

G973
G9730022

TC
20



P. O. BOX 784
BLOOMINGTON, IN 47402
800.276.8588

FEB 22 1997

BRAZIL TIMES

Circ:5,343
Party:Rep
Dist:M-Sat
County:CLAY
Pop:24,705.00

Assign
BUNNOZ 1997

ISSUE 24

MAR 11 1997

101 970311 HCC 2006

Assignment

Linda Smith
FBI

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The 3 year old was not injured.

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The house experienced smoke damage and minor fire damage in the room where the fire started.

1285
0694

**ClearingHouse Format - With Manufacturer
Reported Incidents
U.S. Consumer Product Safety Commission
National Injury Information ClearingHouse**

**5/29/97
Page 1**

Document Number: G9730022A **Task Number:** 970311HCC2006 **Issue:** 24
Date Received: 03/11/97 **Confirmed:** **Date Entered:** 04/22/97
City: BRAZIL **State:** IN **Zip:** 00000
Source: 0 **Type Of Contact:** 20
Prod: 1285 CHARCOAL LIGHTERS, NOT SPECIFIED
Prod: 694 BEDS, NOT SPECIFIED
Date Injured: 02/21/97 D **Work Related:** N
Age: 29 **Sex:** 2 FEMALE
Disposition: 1 1=TREATED & RELEAS **Haz Type:** 1 FIRES AND FLAMES
Brand: MANUFACTURER UNKN **Screened ?:**
Model: UNK

Narrative:

A 29 YEAR OLD FEMALE WAS BURNED IN A HOUSE FIRE WHEN HER 3 YEAR OLD SON ACCIDENTALLY STARTED WITH A CANDLE LIGHTER THAT CAUGHT A BED ON FIRE.

ACCIDENT INVESTIGATION REQUEST FORM

bc

DOCUMENT NUMBER: C9735002A

DATE OF INCIDENT: 9/96

CATID: BUNN02 1997

FOLLOW-UP REQUESTED

HAZARD ANALYSIS (X) SECT 15 ()

TYPE FOLLOW-UP

TELEPHONE (X) ON-SITE (X)

HEADQUARTERS CONTACT: Linda Smith 504-0470 x1275

Backup: Kim Long 504-0470 x1269

ASSIGNMENT MESSAGE: Describe the lighter involved, brand name, description of physical dimensions and lighting mechanisms. What did the occupants use the lighter for, where was it kept, the age of the child who started the fire, details of deaths or injuries including treatment, and amount of property damage. Conduct on-site when the product is available for inspection.

CPSA 6 (b)(1) Cleared

No Mfrs/Prvtlbrs or Products Identified

Excepted by

Firms Notified

Comments Processed

25C

ANPR

6/30/97

Person(s) to Contact:

RESPONDENT

assigned 4/4/97

Guidelines: see above

Task Number: 970313HCC3019 Date 3/14/97

Assigned to: SFOO Requested by:

TC
21

OPSC/SEC OF THE SECRETARY
FREEDOM OF INFORMATION

Assign
BUNND 2/1991
ETM 3/14

19-7 MAR -5 A 11: 2

C9735002A

February 28, 1997

United States Consumer Product Safety Commission
Freedom of Information Office
Washington, DC 20207

To Whom It May Concern:

This is a letter I am writing to make you aware of a hazardous product I have encountered.

Last September, a friend of mine lost her 4 year-old daughter in a house fire. The fire was started when her daughter got hold of a barbecue lighter and set her bed on fire. She suffered third degree burns over 96% of her body. Her mother had to make the decision to take her off life support. I relate this horrific story because I feel that this could have been prevented.

The product I refer to is listed as a barbecue lighter. It is a butane lighter and has trigger and a long shaft at the end where the flame comes from. The one I have here in my home is made by Scripto-Tokai Corporation out of Fontana, California and states that it was made in Mexico. The brand name is Aim-N-Flame. These lighters have so called "safety" switches that have on and off settings. In testing mine, in the off position which is supposed to prevent the lighter from lighting, it does what it is supposed to unless I continue to try the trigger in which case the "safety" switch moves gradually to the on position until the lighter, in fact, does light. This is frightening to me.

Since this incident, I have been made aware that this is not a rare occurrence. Many children throughout the nation have suffered the same fate as my friend's daughter from this same product and/or type of product. I have also been made aware through legal sources that these companies have had the technology to change the lighters to make them safer since approximately 1986 but have not done so because it is not "economically feasible" for them. Instead they have been sued and apparently wish to pay out of court settlements to families whose loved ones they have knowingly disfigured or worse instead of changing these so-called "safety" switches.

I contacted Consumer Reports magazine who has not done any research on these products and they gave me the phone number for your agency. I contacted your agency and the young lady I spoke with was not able to find any information on these products within your database.

ISSUE 24

MAR 13 1997

H
970313 ~~CC~~ 3019
H

In conclusion, if you have any information on these products or perhaps are doing an ongoing investigation on these products, I would greatly appreciate any information you could make available to me. Otherwise, consider this a formal complaint being lodged for the sake of one small child whose life was cut short because of "economics". If I can provide any further information or answer any questions regarding this matter, please do not hesitate to contact me at [REDACTED]

Thank you very much for your attention in this matter,

Sincerely,

[REDACTED] 

970313 HCC 3019

TC
21

CPSC/OFC OF THE SECRETARY
FREEDOM OF INFORMATION ACT

Assign
BUNND 2/1997
ETM 5/12

19:7 MAR -5 A 11: 2

C9735002

February 28, 1997

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Freedom of Information Office
Washington, DC 20207

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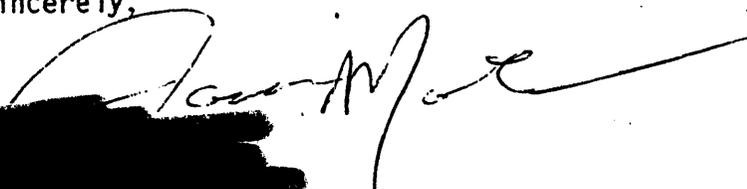
ISSUE 24

MAR 13 1997

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**ClearingHouse Format - With Manufacturer
Reported Incidents
U.S. Consumer Product Safety Commission
National Injury Information ClearingHouse**

**6/2/97
Page 1**

Document Number: C9735002A **Task Number:** 970313HCC3019 **Issue:** 24
Date Received: 03/13/97 **Confirmed:** **Date Entered:** 04/21/97
City: RICHARDSON **State:** TX **Zip:** 75081
Source: 0 **Type Of Contact:** 21
Prod: 1247 FUEL CHARCOAL LIGHTERS
Prod: 694 BEDS, NOT SPECIFIED
Date Injured: 09/01/96 M **Work Related:** N
Age: 4 **Sex:** 2 FEMALE
Disposition: 8 8=FATALITIES, INCLUDI **Haz Type:** 1 FIRES AND FLAMES
Brand: AIM-N-FLAME **Screened ?:**
Model: UNK

Narrative:

A 4 YEAR OLD GIRL DIED AS A RESULT FROM A HOUSE FIRE STARTED WHEN SHE PLAYED WITH A BUTANE BARBECUE LIGHTER AND SET HER BED ON FIRE.

EMHA

ACCIDENT INVESTIGATION REQUEST FORM

Document Number N9640160A
 Date of Incident 9/17/94 Category I.D. BUNN02 1997
 Follow-Up Requested Hazard Analysis Section 15
 Type Follow-Up Requested Telephone Call or On-Site
 Headquarters Contact Linda Taiter

Assignment Message Describe the product involved brand name, description of physical dimensions & lighting mechanisms, what did occupant use light for? Where was it kept? Determine age of child who started the fire. Obtain details of deaths or injuries including treatment and the amount of property damage. Conduct on-site when product is available for inspection.

Person(s) to Contact Michelle Widenstein (Mom) Fire officials

CPSC 6 MTR Cleared
 JSC

Guideline No Mtrs/Privlbrs or Products Identified Excepted by ANPR Firms Notified. Comments Processed

Requested By _____
 Task Number 961114 HAC 5048
 Assigned to MAJC Date 961114

961114 ACC 50488

SCOTT TOWNSHIP

FRONT PAGE

Children saved from burning home

Man driving by catches as mother tosses kids from 2nd-story window

By Jason Bobsture
TRIBUNE-REVIEW

... stood on the back deck of a burning house in Scott Township Tuesday and argued with a woman he did not know. After catching the two children she dropped from the second-story window, ... could not persuade a fire that produced smoke seen and smelled by commuters descending Green Tree Hill as they drove home on the Parkway West.

"She would not come out," ... said. "She was gagging, the smoke was coming out of the window in the bedroom."

Finally, ... leaped from the window, through his arms and onto the deck. "Looked like she broke her ankle and bashed her nose," said ... a resident of the Oakwood section of Pittsburgh who was driving by at the time of the fire.

... a resident of the three-unit house at ... Road, was in serious condition last night at Allegheny General Hospital. Her son, ... a toddler, and daughter, ... an infant, were taken to Allegheny General, but were not admitted.

Scott Township Building Inspector Bill Quinn said the fire began



Will Webster photo

Smoke fills neighborhood ... Road in Scott Township Tuesday evening shortly after 6 p.m. when the boy got hold of an electric charcoal lighter and lit a pillow in the house. ... apparently saw the burning pillow and threw it out her front window, Quinn said, but the fire had already begun to spread.

It was then that several neighbors said they heard an explosion, which could not immediately be explained last night. The fire flared to all three rental units in the house and threatened other homes along ... Road in the East

Carnegie section of Scott Township. "It was just a loud boom," said neighbor ... and everything just went up, everything went.

Fire and police units were called from Scott, Carnegie, Bridgeville and Pittsburgh. Fire officials originally feared that the fire would spread to neighboring multifamily dwellings. They were scorched, but doused with water and spared. ... owner of the build-

ing, said he and his wife, ... lived in ... unit for 10 years before moving out and leasing it six months ago.

"It's just a shame," he said. "I just recarpeted the whole middle unit last Thursday." ... said the middle unit was vacant, and the unit above was occupied by an elderly man named ... who was testing his luck at the race track.

"He's a lucky man," Quinn said.

N96A-0160A

9/17/94

TC-20

BUNN 021997

Clearinghouse Format - With MFR
Accident Investigations
U.S. Consumer Product Safety Commission
National Injury Information Clearinghouse

6/6/97

Page 1

Task number: 961114HCC5048 Date Accident: 09/17/96 D Date Entered: 03/13/97
City : CARNEGIE State : PA Type: 3=OTHER Source: 20
Sex: FEMALE Status: C Disposition: 4=TREATED & ADMI
Age: 0 Location: HOME
Diagnosis: FRACTURE Body Part: ANKLE
Document Number: N96A0160A Category Id: BUNN021997
Product 1 : 1247 FUEL CHARCOAL LIGHTERS
Product 2 : 679 SOFAS, COUCHES, DAVENPORTS, DIVANS OR STUDIO COUCHES
Manufacturer: MANUFACTURER UNKNOWN Model : UNK
Synopsis : MANUFACTURER UNKNOWN UNK

A THREE UNIT ROW HOUSE WAS DESTROYED BY A FIRE WHICH WAS STARTED BY A FOUR YEAR OLD BOY PLAYING WITH A DISPOSABLE TYPE GRILL LIGHTER IN ONE OF THE UNITS. THE BOY IGNITED THE SOFA IN THE LIVING ROOM OF HIS HOME. THE BOY'S MOTHER SUFFERED A FRACTURED ANKLE DURING THE

Task number: 961125CWE5008 Date Accident: 11/08/96 D Date Entered: 06/02/97
City : FEDERAL WAY State : WA Type: 3=OTHER Source: 20
Sex: UNKNOWN Status: C Disposition: 0=NO INJURY
Age: 0 Location: HOME
Diagnosis: NOT STATED OR UNKNOWN Body Part: 99
Document Number: F96B5009A Category Id: SECT151997
Product 1 : 1604 CIGARETTE OR PIPE LIGHTERS
Product 2 : 4054 OTHER BEDDING
Manufacturer: MANUFACTURER UNKNOWN Model : UNK
Synopsis : MANUFACTURER UNKNOWN UNK

ON 11/8/96 AT APPROXIMATELY 4:50 PM, A NON-INJURY FIRE OCCURRED IN AN APARTMENT OCCUPIED BY A SINGLE MOTHER, HER TWO CHILDREN AGES 4 & 6 AND AN ADULT MALE ROOMATE. THE FIRE RESULTED WHEN THE 4 YEAR OLD SET FIRE TO THE MOTHERS BED USING A DISPOSABLE BUTANE CIGARETTE

ACCIDENT INVESTIGATION REQUEST FORM

DOCUMENT NUMBER: 69750148A

DATE OF INCIDENT: 4-18-97

CATID: BUNN02 1997

FOLLOW-UP REQUESTED

HAZARD ANALYSIS (X) SECT 15 ()

TYPE FOLLOW-UP

TELEPHONE (X) ON-SITE (X)

HEADQUARTERS CONTACT: Linda Smith 504-0470 x1275
Backup: Kim Long 504-0470 x1269

ASSIGNMENT MESSAGE: Describe the lighter involved, brand name, description of physical dimensions and lighting mechanisms. What did the occupants use the lighter for, where was it kept, the age of the child who started the fire, details of deaths or injuries including treatment, and amount of property damage. **Conduct on-site when the product is available for inspection.**

CPSA 6 (M) Cleared
No Mfrs/PrvtlBlrs or
Products Identified 2SC
Excepted by ANPR
Firms Notified. Jim 6/30/97
Comments Processed.

Person(s) to Contact:

Guidelines: see above

Task Number: 970602 HCC 2226 Date: 6/2/97

Assigned to: CHIO

Requested by:

Bloomington
Pantagraph
52,026

Page 20
April 19 1997
APR 19 1997

Woman, son escape mobile home fire

By KEVIN SIMPSON
Pantagraph staff

Despite a fire that destroyed her home Thursday, [redacted] can be grateful because she survived to share her 21st birthday today with her 2-year-old son.

[redacted] who lives in The Meadows of Bloomington, was awakened by a Community Action worker just after 8 a.m. to discover a couch was ablaze in her smoke-filled mobile home, said her mother, Karen Witt.

"It was a small fire, but by the time she grabbed the fire extinguisher, the home was so full of smoke that she was afraid she couldn't contain it," Witt said.

The mother grabbed her son, [redacted] and fled. The fire spread quickly and within minutes consumed the small mobile home. What remained when firefighters finished their work was merely a burned-out hull.

[redacted] a single mother who works at Bloomington Seating Co. and attends Illinois State University, was visibly shaken by the incident and declined comment. Her home of two years and its belongings were not insured.

"We're very thankful, very thankful," Witt said. "Material things can be replaced. Thank God she and her son are here."

Family, friends and neighbors have pitched in clothing and personal items. Choice Properties, which



The Pantagraph/LORI ANN COOK

'We're very thankful, very thankful. Material things can be replaced. Thank God she and her son are here.'

[redacted] mother of fire victim [redacted]

owns the park located south of Bloomington, has extended the use of a nearby mobile home until Wyszynski can recover.

"I can't believe this," Witt said of the support. "The number of people who have come forward to offer help or donate clothes and household goods is just amazing."

Bloomington Township Fire Chief Roger DeVault said the fire was apparently started by [redacted]

[redacted] son, who had been playing with a charcoal grill lighter and ignited a blanket. He had found the lighter in a kitchen cabinet. The blaze caused an estimated \$20,000 damage to the mobile home and contents.

A storage shed and car parked in the driveway also were badly damaged.

"It's a tragedy," said DeVault. "You certainly hate to see it happen and because it wasn't insured, that's

even worse. If you have insurance you can start over. It makes a big difference."

Community Action had recently concluded a weatherization project — new doors, windows and furnace — and Inspector Alice Chetnam arrived just after 8 a.m. to meet with [redacted]. She received no answer at the door and heard smoke alarms. She continued banging on the doors and walls until she found the woman and helped her to safety.

Chetnam was later treated for smoke inhalation at OSF St. Joseph Medical Center and released.

The Meadows of Bloomington manager said he was concerned with the response time by the township's volunteer firefighters, who have a station near the mobile home park.

"Fifteen minutes to get here from across the street, that's not good," he said. "I'm very upset, the response time is a major concern of mine."

DeVault, however, said the first fire truck arrived in fairly quick time — about 10 minutes after the 8:17 a.m. alarm. Despite the location of the firehouse, firefighters still had to respond from various locations and job sites.

Anyone wanting to make cash or material donations can do so in person or by mail to The [redacted] of Bloomington office, in care of Kelly [redacted] Bloomington, Ill.

4/17

TC-20

X

SECT 15 1996

F96 B5009A

961125CWE5008

Seattle, WA
 (King Co.)
 The Seattle Times
 (Cir. D. 234,281)

NOV 09 1996

Allen's P. C. B Est. 1888

FOIA b (7)(D) Cleared 25C

No. Atts./Priv./Ltrs. or

Products Identified ANPR

Exempted by 6/30/97

Firms Notified

Comments Processed

Fire started by 4-year-old

FEDERAL WAY — Authorities have determined that a 4-year-old boy playing with a butane fire starter caused an apartment fire yesterday that destroyed two units and left several families homeless.

- There were no injuries.
- The blaze began at 5 p.m. at the Blue Ridge Apartments at [redacted] [redacted] South, according to [redacted] Federal Way Fire Department spokeswoman. It took firefighters half an hour to put out the fire.
- The 4-year-old boy was home with his sister and an adult male when the fire started, according to the Fire Department. By the time the children woke the adult, the fire had gotten too big to be extinguished, and they evacuated immediately.
- There was no battery in the apartment's smoke detector, fire officials said.
- In addition to the two gutted units, six apartments in the nine-unit complex suffered heavy smoke damage.
- One unit was undamaged.
- Red Cross officials were on the scene to assist eight families left homeless by the blaze. Firefighters had no estimate on the damage.

100 10 10

DEC 3 - 1996

Dumfries Mother Hailed as a Hero

Woman Saved Two Daughters Before Dying With Son in Burning Home

By Justin Blum
Washington Post Staff Writer

[redacted] was outside talking on a cordless telephone when a neighbor yelled that smoke was pouring from her Dumfries town house. She hung up and called 911, frantically yelling that her home was ablaze with her three children inside.

Whetzel, 25, burst through the front door, looking for her 3½-year-old twins, [redacted] and her 22-month-old son, [redacted].

Despite the thick black smoke, she found the girls and pointed them out the door, authorities said. Then she went back to find [redacted]. She didn't know that one of the girls, playing with a charcoal grill lighter, had started the fire.

The twins ran to a neighbor's house in tears but without serious injury. [redacted], wearing a red and white dress and mismatched shoes, kept saying: "Mommy told us to get out. Mommy and [redacted] upstairs burning. I want my mommy."

As dozens of firefighters arrived and poured water on the bright yellow flames that illuminated the neighborhood Tuesday night, they made a grim discovery: [redacted] was in the hall on the first floor, and [redacted] was several feet away near the kitchen. Neither had a pulse.

Firefighters carried mother and son outside, extinguishing flames on their clothing as they emerged from the building, said neighbors who saw the scene. Rescue workers performed cardiopulmonary resuscitation and took them by ambulance.

See FIRE, B5, Col. 1



Her husband said [redacted] "died trying to save my son. She was a good, caring mother and wife."

offered more than \$8 million and two other UDC properties structurally deficient office at 916 G St. NW, one block new MCI Center, and a former school building at 1300 Harvard NW, near Howard University. UDC officials declined to the real estate company by trustees meet June 17 to which sales are necessary to the budget crisis.

"This is a fire sale," said N. [redacted] who noted that UDC trust instructed him to sell the [redacted] before the radio station. "I really should be higher, [redacted] for the Carnegie building. take it any way I can get it. had the luxury of time. I've have the money in the bank 30" the end of the fiscal year.

But a source familiar with control board's plans for [redacted] put whether the university authority to sell the Carr library, a stately marble building once was headquarters of Public Library system, be owned by the District government and sits on federal land.

The library's fate is far from clear because it is on the fringe of the proposed convention center. Mount Vernon Square, a project involves numerous federal agencies.

"Even if the District decides to build surplus property and there's no guarantee that they would go back to the university source said. "Nimmons does this sewn up at all. They want

See UDC, B4, Col. 2

Declared in Fraud Case Against D.C. Tax Preparer

gave opinions the jury should not have heard in the case against Mohinder I. Singh.

But Lamberth went on to say he is concerned that the three prosecutors—William S. Block, Jill R. Shellow and John A. Marrells—may have allowed the officers on Singh's client list to get away with tax fraud and that they have not been candid about whether the IRS misused its civil auditing power in an effort to pressure Singh's employees into testifying against him.

Lamberth gave the prosecutors 10 days to answer his questions about their investigation

and said he would decide after that whether to dismiss the charges against Singh altogether.

"The court cannot wear blinders and not look at what is happening in my own courtroom," the judge said. "We've now gone beyond my being disturbed and troubled. . . . We've reached a level of serious allegations of prosecutorial misconduct that . . . may well lead to this case being [dismissed]."

The collapse of the four-week-old Singh trial came as the prosecutors' boss, U.S. Attorney

Eric H. Holder Jr., awaits a Senate confirmation hearing for the post of deputy attorney general, the number two job at the Justice Department. The hearing, originally scheduled last month, was delayed after The Washington Post reported that Holder's office ordered the IRS not to audit the tax returns of as many as 800 officers who were Singh's clients.

Jeanne Lopatto, a spokeswoman for the Senate Judiciary Committee, said the hearing may be held next week.

See TAX, B3, Col. 1



Charles Commissioners Yic To County's Curbs on Grov

been approved for housing to the current pace of constructi

By Todd Shields
Washington Post Staff Writer

NW Buildi No Explosives Fou In Search on Conn.

By Julie Makinen
Washington Post Staff Writer

Hundreds of people were ed from the Washington Sq office building downtown bec bomb threat yesterday at the fourth lunchtime scare ir long series that is frustral ployees and forcing changes businesses in the complex.

D.C. police said two thre called into 911 shortly bef yesterday, prompting the ev of Washington Square, at 1 necticut Ave. NW, as wel Blake Building, at 1025 Col Ave. The avenue was closed K and L streets for about t while the buildings were s No explosives were found.

Washington Square ho Secret Service's Washing office as well as a post o officials said they did not threats were linked to the cies.

"This is getting to be a lem," said Mitch Boyd, gen ager of La Prima Market C: building's lower level. Boy scares have robbed him of of customers and "thou: dollars and have forced hir fer catering orders to other outlets.

"It's out of control," sai Amsellem, owner of Norl Beauty Care, next door to The evacuations have is permanents, facials, mani hair coloring appointment

Yesterday's "nonspecif were traced to a pay phone necticut Avenue and L Stree police Detective Michael B works with the FBI's Terr Force. That pay phone is the where a suspicious-looking s found last Tuesday, prompti cordon off the intersection

Woman Hailed As Hero After Rescue Attempt

FIRE, From B1

lance to Potomac Hospital, where they were pronounced dead. The bodies were taken to the medical examiner's office in Fairfax for autopsy, results of which were not available, authorities said.

The fire, reported at 8:45 p.m., largely destroyed the three-level town house in the [redacted] block of [redacted] St. It took firefighters 25 minutes to bring the blaze under control. The first fire engine arrived eight minutes after the 911 call, said Capt. Steve Strawderman, of Prince William's Department of Fire and Rescue.

After investigating, fire officials determined that the blaze had been sparked by the grill lighter, which works like a large version of a cigarette lighter. According to two neighbors, one of the twins said of the other: "I told her to put [the lighter] down. She didn't listen."

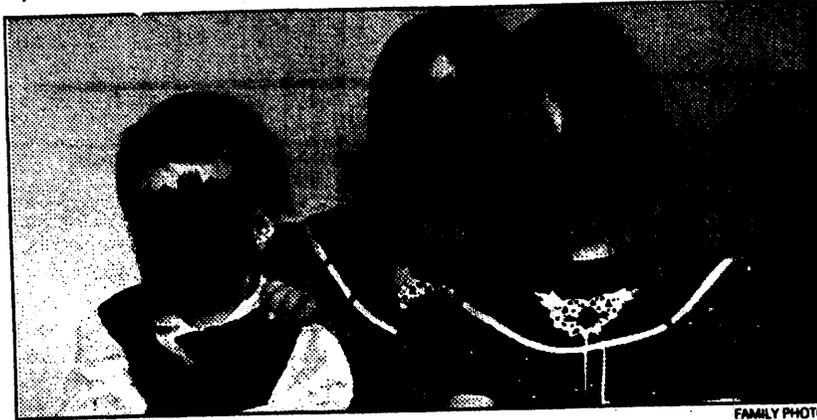
[redacted]'s husband, [redacted] 26, was taking a computer engineering class in Alexandria when the fire broke out and didn't discover what had happened until he pulled up to his charred home.

"She died trying to save my son," [redacted] said of his wife, holding back tears. "She was a good, caring mother and wife." He said he was holding up "as good as can be. I've got to be there for my twins. There's two survivors."

He stood in front of the house yesterday with [redacted] brother. They shook their heads and stared at the sidewalk.

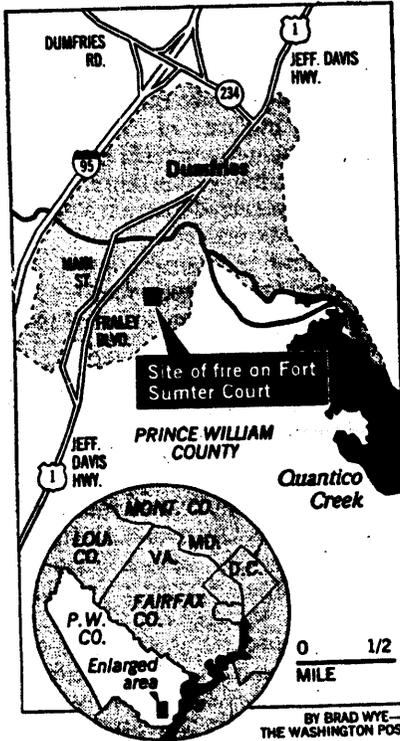
"She demonstrated a character," said [redacted] 34, of Annandale. "I don't know anyone else that could come close to doing what she did. She did everything right. I've never been more proud."

Many of the [redacted] neighbors said she did what any devoted parent would do.



FAMILY PHOTO

[redacted] left, died in the fire that investigators say started while one of his twin sisters, [redacted], center, and [redacted], was playing with a grill lighter.



BY BRAD WYE—THE WASHINGTON POST

"What else would you do if you were a mother or father?" said [redacted] 42, who lives next door. "No way you're going to go and leave them in the house."

While fire officials said they understand what happened, they also said no one should enter a burning building because of how quickly smoke and flames can kill them.

"If any parent puts themselves in the same environment, this is where common sense doesn't come into

play," [redacted] said. "She risked her life on behalf of her own child. I think she did what was a reasonable response for a parent to do."

[redacted] said the fire might have been noticed faster had there been smoke detectors in the home. Investigators found none. Yesterday, they went door to door to neighboring town houses offering to install the devices for free.

[redacted] and [redacted] married five years ago and moved to Dumfries a year ago from Fairfax. They bought their town house about nine months ago, a Dumfries official said.

The frame of the town house remained intact after the fire, but the destruction was clear. Fire had eaten through a part of the rear wall, exposing pink insulation and blackening the siding. Some of the windows were boarded over; others were broken.

[redacted] loved watching her children play with the neighborhood children and taking them all on trips. She often handed out lollipops and had promised to rent a van and take everyone on a trip to Paramount's Kings Dominion amusement park, outside Richmond.

"She was with us and the kids every day—from morning till night," said neighbor [redacted] 45, who didn't sleep Tuesday night, kept awake thinking about [redacted]. "She'd take us to the store. Help us with whatever we needed. She was always laughing and smiling at her kids."

Staff writer Wendy Melillo contributed to this report.

GOOD THRU SAT., JUNE 7

Maxx's



STAPLES

ED

TC-20

Fremont, CA
(Alameda Co.)
Argus
(Cir. D. 25,000)
(Cir. S. 25,900)

DEC 28 1994

FYCOISIA

not assigned

NOV 5 1994

Allen's P. C. B Est. 1888

House fire reportedly child's play

FROM STAFF REPORTS

3569

UNION CITY — A family learned Friday what a dangerous mix children and lighters can be when a 3-year-old playing with a barbecue lighter apparently started a \$60,000 fire, according to fire officials.

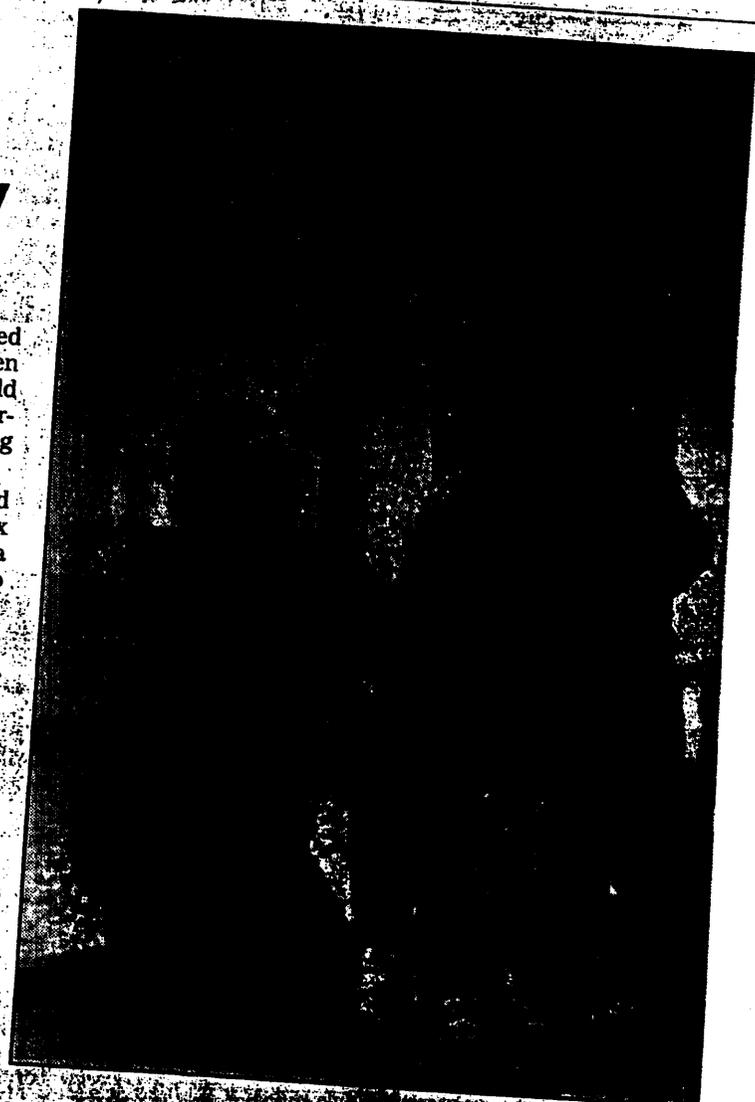
A preliminary investigation revealed that the 3-year-old boy ignited a toy box in a bedroom and a towel hanging in a bathroom with the lighter, according to division Chief Ken Slamon.

Resident [redacted] said she was downstairs when her 3-year-old son told her something was wrong, according to [redacted]. She then noticed flames and smoke in the air, he said.

[redacted] got her two children and three neighbor children out of the home and she called 911.

Firefighters arrived at the home in the 200 block of Appian way shortly after 1 p.m., and had the blaze contained to the second-story bedroom by 1:29 p.m., said division Chief Bill Reyklin.

Reyklin estimated \$50,000 in damage to the house and \$10,000 in damage to its contents. Attic nozzles, which have multiple openings for water, "did a really good job of containing the fire," he said.



The [redacted] family, [redacted] seated, [redacted] and an unidentified neighbor watch as firefighters try to save the [redacted] Appian Way home Friday.

CAROL PADOVAN IS STAFF

By [redacted]

Vinson & Elkins

ATTORNEYS AT LAW

VINSON & ELKINS L.L.P.
2300 FIRST CITY TOWER
1001 FANNIN STREET
HOUSTON, TEXAS 77002-6760
TELEPHONE (713) 758-2222
FAX (713) 758-2346

WRITER'S TELEPHONE
(713) 758-2502

WRITER'S FAX
(713) 615-5481

March 11, 1997

Office of the Secretary
Consumer Product Safety Commission
Washington, D.C. 20207-0001

Re: ANPR for Multi-Purpose Lighters

CPSA 6 (b)(1) Cleared
No Mrs./PrivLbrs or
Products Identified
Excepted by ANPR
Firms Notified. *Am 6/30/97*
Comments Processed

Dear Ms. Secretary:

We wish to provide comment to the above captioned notice as we have recently learned about the death of two children from children playing with a multi-purpose lighter.

We have been told that, on December 26, 1996 in Norman, Oklahoma, a three year old boy spending the evening at a home set the home's Christmas tree on fire with a utility lighter. A thirteen year old girl, who was spending the night at the home, died of smoke inhalation. The lighter had been received with a carton of "Basic" cigarettes.

We also understand that you will be provided information on a fire that occurred in Abilene, Texas on December 24, 1996. On that date, a six year old and her four year old maternal sister were visiting the home of their grandmother for the Christmas holidays. The grandmother's 1.5 year old niece was playing with the two other children.

The children obtained the lighter and played with it, starting a fire in the living room. An eighteen year old uncle was able to save two of the girls from the burning home, but the six year old was found dead in a scorched and burned hallway.

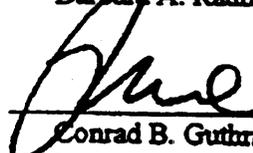
Enclosed is a self-addressed stamped envelope and copy of this letter. Please use this to return a file stamped copy of this comment to the ANPR.

Office of the Secretary
Page 2
March 11, 1997

Very truly yours,

VINSON & ELKINS L.L.P.

By: 
Barbara A. Radnofsky, Partner


Conrad B. Guthrie
Legal Assistant to Barbara Radnofsky

encl: Self-addressed envelope
Copy of this letter

VEHOU03:00811.1

7 JUN 1990

BUNNO11990

MAY 21 1990

EPIDEMIOLOGIC INVESTIGATION REPORT

1. CASE NO. 900424HCN1406	2. INVESTIGATOR'S ID 8 5 6 7	3. OFFICE CODE 8 3 0
4. DATE OF ACCIDENT YR MO DAY 9 0 0 4 1 1	5. DATE INVESTIGATION INITIATED YR MO DAY 9 0 0 5 0 3	

6. SYNOPSIS OF ACCIDENT OR COMPLAINT Three year old twins playing with a butane filled grill lighter set fire to a bed. They reported the fire to their mother who called the fire department and then left the house with the children. There were no injuries. The fire was confined to the bedroom.

CPSA 6 (b)(1) Closed

No Mfrs/Prvtbls

Products Identified

Excepted by ANPP

Firms Notified

Comments Processed

AM 6/30/97

7. LOCATION (Home, school, etc.) home-bedroom	8. CITY Liberty Township	STATE OH
--	-----------------------------	-------------

10A. FIRST PRODUCT grill lighter	11A. TRADE/BRAND NAME MANUFACTURER & ADDRESS "Gas Match" Iwatani International Corp., Japan
-------------------------------------	--

10B. SECOND PRODUCT bedding	11B. TRADE/BRAND NAME MANUFACTURER & ADDRESS unknown
--------------------------------	--

12. AGE OF VICTIM 0 0 3	13. SEX (Use numerical code) MALE -1 FEMALE -2 UNKNOWN -3 1 *	14. DISPOSITION no injury	15. INJURY DIAGNOSIS no injury
----------------------------	---	------------------------------	-----------------------------------

16. BODY PART no injury	17. RESPONDENT(S) (Mother, Friend) father, fire chief	18. TYPE INVESTIGATION ON SITE 1 TELEPHONE 2 OTHER 3 3	19. TIME SPENT 0 8 5 T. 2
----------------------------	--	--	------------------------------

20. ATTACHMENTS photographs	21. CASE SOURCE 1 newspaper	22. REVIEWED BY 8 1 3 0	YR MO DAY 9 0 0 5 1 8
--------------------------------	--------------------------------	----------------------------	--------------------------

23. PERMISSION TO DISCLOSE NAMES (NON-NEISS CASES ONLY)

CPSA MAY DISCLOSE MY NAME CPSA MAY NOT DISCLOSE MY NAME

24. NARRATIVE (See Instructions on Other Side)

The grill lighter was photographed at the fire department. Father was contacted by telephone.

Travel	=
IDI	=
Admn.	=

(USE OTHER SIDE AND ADDITIONAL SHEETS IF NECESSARY)

900424HCN1406

SYNOPSIS:

3 year old twins playing with a butane filled gas grill lighter set fire to a bed. They reported the fire to their mother who called the fire department. The mother, the twins and a sibling all left the home. There were no injuries. The fire was confined to the bedroom.

PRE-ACCIDENT:

The family rents a single family, single story wood frame house. The family consists of a mother, father, 3 year old twins - one male, and one female - and a year old female. All are normal, healthy individuals.

The father works for a food service company selling to restaurants. He said he was given the grill lighter about 6-8 months ago by a food broker. He said he used it as a demonstrator. It was intended to be sold to restaurants. The father said he had never used it at home until just prior to the fire.

The family was celebrating the first birthday of their youngest child. Neither of the parents smoke and they could not find a match to light the candle on the birthday cake. The father brought out the grill lighter, lit the candle, and put the lighter on top of a 6' tall gun cabinet. He then forgot about it.

The next morning, while the mother was tending to the 1 year old, the 3 year old male climbed on a highchair to reach the top of the gun cabinet. He and his twin sister took the lighter into their bedroom.

ACCIDENT:

No adult witnessed the accident. According to the father, his son easily lit the lighter, setting the bedclothes on fire. The twins were sitting on one of the twins beds in the room.

POST ACCIDENT:

The twins went and told their mother. She ascertained that the fire was already too large for her to extinguish. She called the fire department, then left the house with the three children.

The fire department put out the fire. The fire itself was confined to items in the bedroom - beds, dresser, toys and clothes. The fire chief said there was no structural damage to the house, although firemen broke bedroom windows. The father said the heat melted the thermostat on a hall wall and warped living room paneling. There was water and smoke damage throughout the house. The family stayed in a motel for two days. The father said he blamed himself. He said his son was very adventurous and inquisitive and was sure to be curious about an item that was new to him.

PRODUCT IDENTIFICATION:

The grill lighter was collected by the fire department. It is 8" long and shaped like a curling iron. It is fueled by propane. It was given to the father of the children involved in this accident. He works in the food service industry and used it as a demonstrator in restaurants. He had had it for approximately 6-8 months. The labeling on the unit says, Gas-Match - licensed by IWATANI International Corp. Japan - Made in Taiwan. The on-off switch is similar to a light switch but it must be held in position for the flame to continue to burn. When the switch is released, the flame extinguishes. The lighter has a flame adjustment mechanism that has two positions. Attached is a photograph with the switch in the "high" position. The lighter has a warning label that reads:

CAUTION: CONTAINS FLAMMABLE GAS UNDER PRESSURE

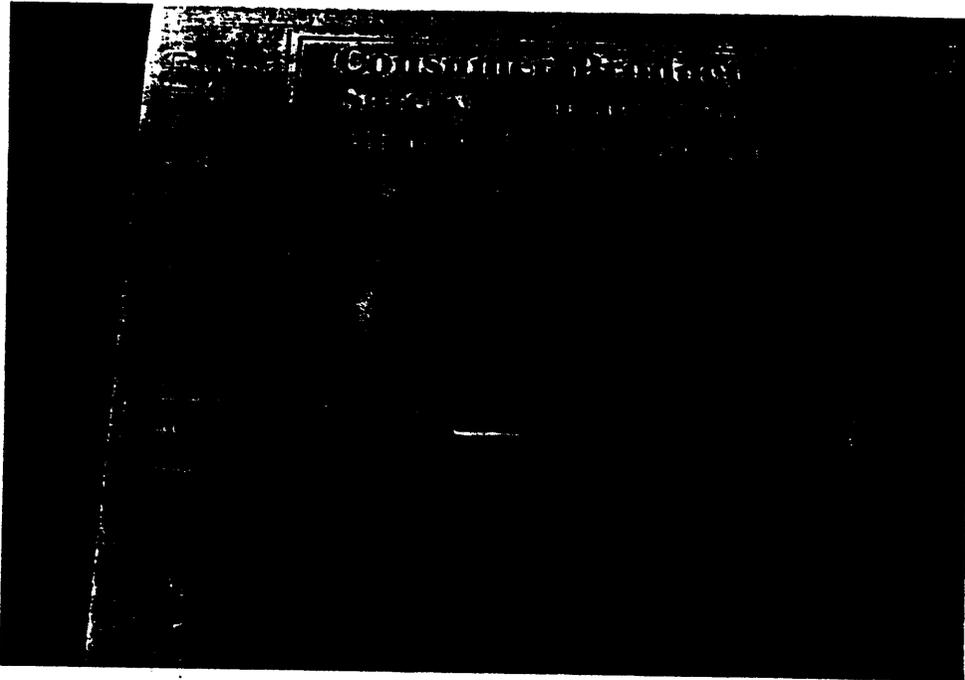
- * Keep out of the reach of children
- * Exercise care when igniting
- * Never point Gas-Match at face when igniting
- * Keep away from heat and flame
- * Do not puncture or incinerate
- * Do not expose the Gas-Match to direct sun light or ambient temperatures of over 140 (40 C)

Licensed by IWATANI International Corp. Japan Made in Taiwan R.O.C.

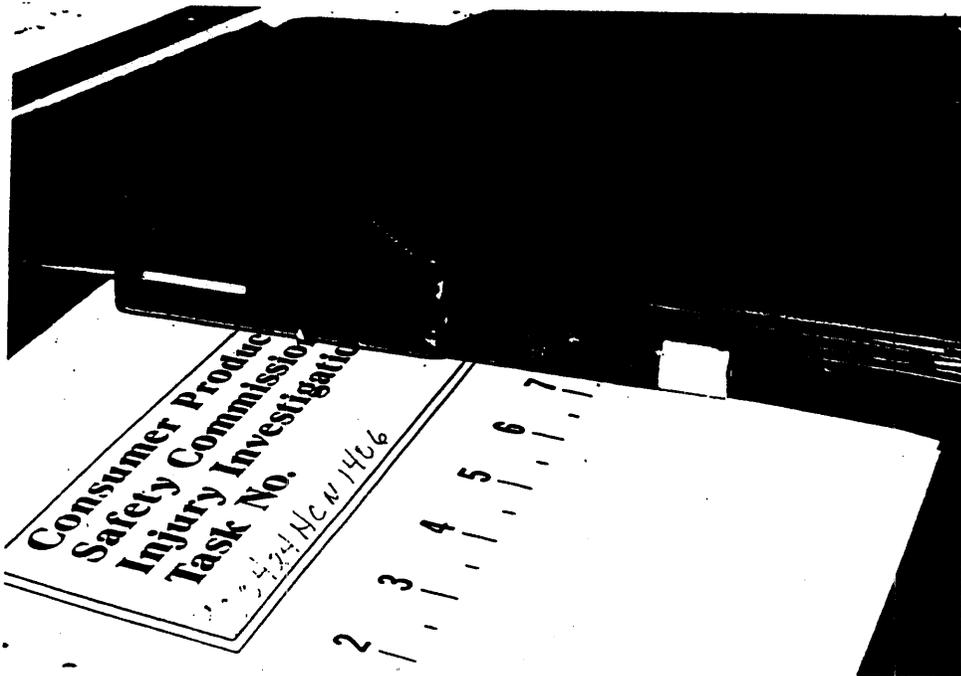
The name "GAS-MATCH" appears in raised letters on the side of the lighter opposite the above warning label.

ATTACHMENTS:

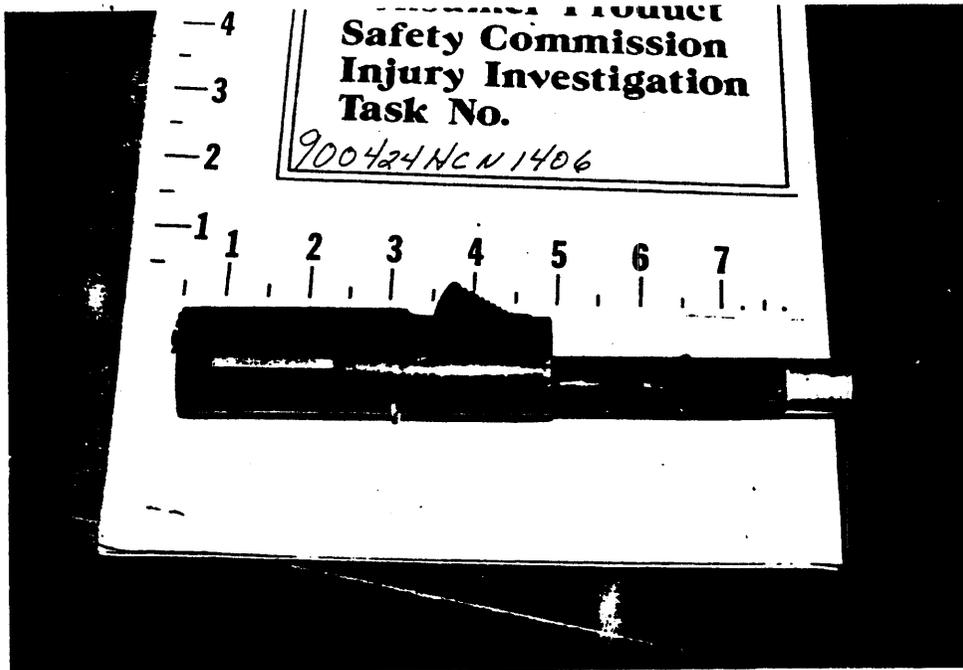
1. Photographs
2. Fire Report
3. Assignment



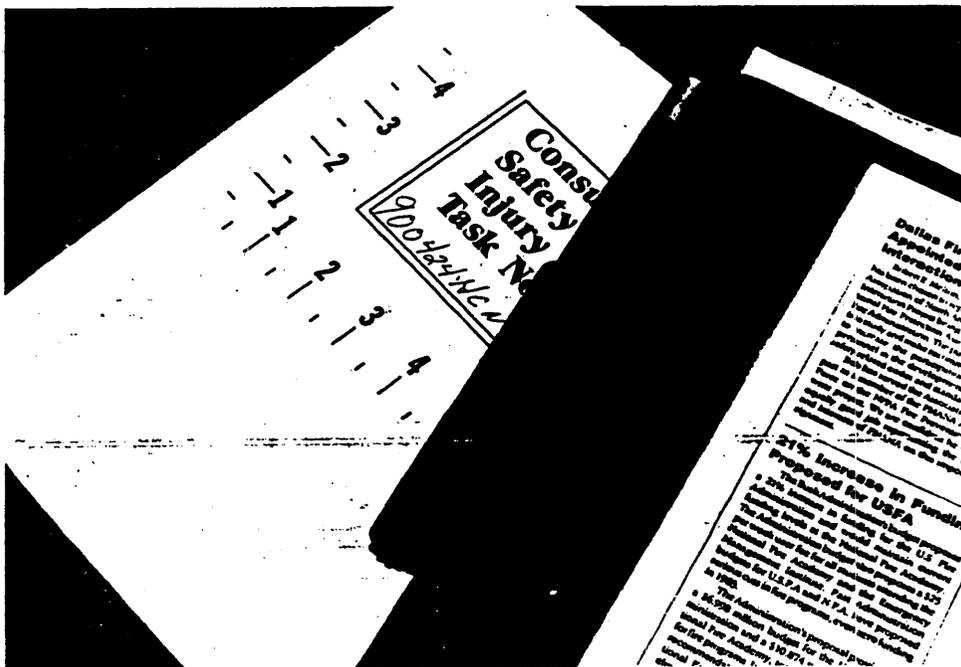
1. The butane grill lighter involved in this fire.



2. The switch on the lighter works like a light switch.



3. The grill lighter is labelled with the same warnings used on cigarette lighters.



4. The side of the lighter opposite the on-off switch has a mechanism to adjust the flame length.



5. *The flame on the grill lighter. The flame adjustment mechanism was set at the highest possible position.*

Name CPSP Date 8136
 Phone _____ 5-9

Develop & Print Orders

Film Type QC135-24
 No. of Prints _____
 From Ea. Neg. 1
 Out N/D
 Film • Prints • Enl.

Reprint Orders

Film Size _____
 No. of Negatives 05221
 or Slides _____
 Duplicate Color Slides _____
 Glossy _____ Lustre _____

Special Instructions

NEGATIVES
900424 HCN1406

NO.	DATE	QUAN.	@	AMOUNT
Develop				
Prints				
Tax				
TOTAL				

THANK YOU!
 It has been our privilege to serve you.

A Product of PTP. Mpls., MN. 612-426-8727



- 1021 EUCLID AVE.
781-1628
- 752 E. 185TH ST.
531-1711
- RICHMOND MALL
442-0505



- 429 EUCLID AVE.
861-3848
- 1409 E. NINTH ST.
781-1010
- SEVERANCE CTR.
382-7326

168-90

LIBERTY FIRE DEPARTMENT FIRE RUN

1. Owner [redacted] [redacted] [redacted] lakeland, Florida 33809
(name) (address) (city)
2. Occupant: [redacted] [redacted] Girard, Ohio 44420
(name) (address) (city)
3. Date of fire: April 11, 1990 4. Time of fire: 09:43, 09:47, 10:49 a.m.
p.m.
5. Location of Fire [redacted] Liberty Trumbull
street village or city township county
6. Investigation Requested by _____ 7. Date _____
8. Name of Company in which building or vehicle is insured _____ 9. Amount of insurance \$ _____
10. Type of building single family dwelling 20,000-
(frame - brick - dwelling - commercial, etc. Value
11. Name of Company in which contents are insured Allstate 12. Amount of insurance \$ 20,000.00
13. Amount of loss on building \$3500.00 14. Amount of loss on contents \$6500.00
(estimate or actual) (estimate or actual)
15. How call received Intercom, Caller stated that a childs bed was on fire and she could not extinguish the fire.
16. Death or injuries None
17. Make of Vehicle _____ 18. License _____
number - state
19. Vehicle registration number _____
20. Damage by fire Southwest rear bedroom and all of the contents, beds carpeting Etc. Heat and smoke damage to hallway. Slight smoke throughout the house.
21. Fire vehicle and equipment used Slight water damage.
Engine 2,9, Unit 1,5, fans, 1 1/2" hose, booster line, 350 gal. water.

Captain Roger M. Carnahan
Officer in charge
Chief Harry Mauk.

Carolyn Moiler was home with Danny & Megan three years old, and Lauren age one.

Remarks:

Carolyn was feeding Lauren in the kitchen, and the other children advised their mother to come to the rear bedroom. Carolyn found the bedroom on fire.

A portable lighter used to ignite a gas grill, was used by the children to ignite their bedding.

On code 5 Carolyn and the children were sitting in a van in the garage. I advised them to leave the garage and go outside the house.

We advanced a 1½" hose to the fire site and extinguished the fire.

The bedroom windows were broken to immediately vent the bedroom and to reduce flame impingement and smoke spread into the hallway.

The north wall was opened at the electrical outlet to check for flame spread into the wall area, in the bedroom.

Firemen Names:

Unit 1 H. Mauk
Engine 2 R. Carnahan
Engine 9 J. Timko
Unit 5 Nardella, Catchpole
^{on duty point}
Donofrio, Hagood, Dharrow, Ferraro,
Young + 1½ hour
Marx J.B. + 2 hours.

OHIO
NEWS BUREAU INC.
CLEVELAND, OHIO 44115
216/241-0675

FOI # 900424 HCN1406

TRIBUNE CHRONICLE
AKRON, OH.
PM & SUN - CIRC. 45,000

604-0176

APR-12-90

Mother, children flee Liberty fire

281
A twin brother and sister in Liberty escaped injury Wednesday morning after they ignited bedding in their room with a portable gas grill lighter.

A fire in Mesopotamia early this morning destroyed a barn and killed 14 animals.

Rather than hiding after the mischief, Liberty firefighters said the 3-year-old twins, [redacted] and [redacted], called for their mother, [redacted]. She was in the kitchen feeding a 1-year-old child.

[redacted] grabbed the twins and her younger child and took them from the house before calling firefighters at about 9:45 a.m.

The fire was confined to the rear southwest bedroom of the one-story ranch house at 1409 Tomilu Drive. Heat and smoke damage was reported in a hallway.

Firefighters here estimated damage at about \$10,000, including \$6,500 to the contents of the home.

On Sunday in [redacted], 3-year-old twins were injured and their mother killed in a fire. [redacted] was in serious condition

this morning in the Akron Regional Burn Center; his brother, [redacted], was in satisfactory condition in Tod Children's Hospital in Youngstown.

Mesopotamia Fire Chief Keith Williams said the barn fire killed five ponies, three horses and six cows. The blaze spread to the [redacted] Shop on Dorsey Road, just west of State Route 534, but was put out before it caused major damage.

Williams said he did not have the name of the Amish man who owns the barn and shop.

Williams said the barn was a total loss when firefighters arrived just after midnight.

"We let the barn go as a defensive measure to save the shop," Williams said.

Damage was estimated at nearly \$40,000: about \$20,000 for the barn, \$15,000 for the animals and buggies inside and \$3,000 for the roof and some siding on the shop.

Farmington firefighters were called in to help.

Also Wednesday, an explosion in a substation on the west side of the Eastwood Mall knocked out power to the mall and caused considerable damage to the cable, transformer and cabinet.

The mall's power was restored in about 30 minutes.

According to Ed Sulick, assistant superintendent of electricity in Niles, the 12,470-volt transformer exploded at about 12:30 p.m., blowing apart an automatic breaker, dislodging the cabinet doors and blowing the roof partially off. The cabinet is a 6-by-9 foot metal structure and is surrounded by brick. The brick was not damaged.

Sulick had no damage estimate this morning, but he said it will run into thousands of dollars, especially if the 754-foot copper cable is damaged. Lines were transferred to another transformer by Niles light crews who are also expected to do all the repairs when replacement parts arrive.

21 JUN 1990

JUN 6 1990

entire

BUNN011990

EPDS

8

1. CASE NO. 900419HCC2196		2. INVESTIGATOR'S ID 8 5 6 7		3. OFFICE CODE 8 3 0		EPIDEMIOLOGIC INVESTIGATION REPORT	
4. DATE OF ACCIDENT YR MO DAY 8 8 0 2 1 0		5. DATE INVESTIGATION INITIATED YR MO DAY 9 0 0 4 2 6					
6. SYNOPSIS OF ACCIDENT OR COMPLAINT A 4 year old male playing with a gas grill lighter set fire to an upholstered chair. Accident occurred in the living room of his aunt's apartment. There were no injuries.							
7. LOCATION (Home, school, etc.) home							
		8. CITY Akron		9. STATE OH			
10A. FIRST PRODUCT gas grill lighter		11A. TRADE/BRAND NAME MANUFACTURER & ADDRESS unknown					
10B. SECOND PRODUCT chair		11B. TRADE/BRAND NAME MANUFACTURER & ADDRESS unknown					
12. AGE OF VICTIM 0 0 4		13. SEX (Use numerical code) MALE .1 FEMALE .2 UNKNOWN .3 1		14. DISPOSITION no injury		15. INJURY DIAGNOSIS no injury	
16. BODY PART no injury		17. RESPONDENT(S) (Mother, Friend) fire investigator insurance adjuster		18. TYPE INVESTIGATION ON SITE 1 TELEPHONE 2 OTHER 3		19. TIME SPENT 0 7 5	
20. ATTACHMENTS fire report		21. CASE SOURCE fire dept.		22. REVIEWED BY 8 3 1 1 1		23. REGIONAL (OFFICE DIRECTOR) REVIEW YR MO DAY 9 0 0 6 0 4	
23. PERMISSION TO DISCLOSE NAMES (NON-NEISS CASES ONLY) CPSC MAY DISCLOSE MY NAME <input type="checkbox"/> CPSC MAY NOT DISCLOSE MY NAME <input checked="" type="checkbox"/>							
24. NARRATIVE (See Instructions on Other Side) The whereabouts of the family involved in this accident is unknown.						25. REGIONAL (OFFICE DIRECTOR) REVIEW DATE	

(USE OTHER SIDE AND ADDITIONAL SHEETS IF NECESSARY)

900419HCC2196

SUMMARY OF INCIDENT

This incident was originally reported during CPSC cigarette lighter program. At the time, the fire department had the lighter. They no longer have it. They did not investigate the incident. They did not take pictures. It was handled as a routine fire run. The fire investigator described the lighter as one that would be used to light a grill or a fireplace. It was 8" long, shaped like a curling iron with a red plastic handle. It was butane fueled. There was a knob on the side of the handle that turned the gas on and off. On the bottom of the handle was a plastic "trigger" that had to be held back to maintain a flame. The flame extinguished when the trigger was released. The fire investigator did not know anything about the circumstances surrounding the incident.

The insurance adjuster did not know the circumstances of the fire either. The insured rented an apartment to the 4 year old's aunt. She was in arrears with her rent and the landlord had started eviction proceedings. The insurance company attempted to find the aunt, and the child's parents. The post office had no address. The address given to the landlord by the aunt doesn't exist. The insurance adjuster said his company paid out \$15,000 in damages.

The identification of the importer or manufacturer of the gas grill lighter is unknown.



OHIO FIRE INCIDENT REPORTING SYSTEM

INCIDENT REPORT

CITY OF AKRON

NFIRS-1

1 DELETED 2 CHANGE

900419HCC2196

Parsons

A B C D E F G H I J K L M N O P Q R S T U

CLASS, TRASH FIRES, SHORT FORM

COMPLETE FOR ALL INCIDENTS

COMPLETE IF CASUALTY

COMPLETE FOR ALL FIRES

COMPLETE IF STRUCTURE FIRE

FDID 71710101	INCIDENT NO. 01010922	EXP. 00	MO. 02	DAY 10	YEAR 818	DAY OF WEEK 1 Sunday 2 Monday 3 Tuesday 4 Wednesday 5 Thursday 6 Friday 7 Sat.	ALARM TIME 0950	ARRIVAL TIME 0953	TIME IN SERVICE 1142		
SITUATION FOUND 11-Structure Fire 12-Outside Dollar Loss 13-Vehicle Fire 14-Brush, grass, leaves 15-Trash, Rubbish 16-Explosion, No after fire 17-Outside spill with fire		22-Air Gas. Rupture 32-Emergency Medical call 33-Locked-in trapped 34-Search 35-Extrication 41-Spill, leak-No fire 42-Explosive, Bomb removal 43-Excessive Heat		44-Power line down 45-Arcing electric equipment 46-Aircraft standby 47-Chemical spill 51-Lock-out 52-Water removal 53-Smoke odor removal 54-Animal Rescue		55-Assist Police 56-Unauthorized burning 57-Move-up 59-Other service calls 61-Smoke scare 63-Controlled burn 65-Slam, gas mistaken for smoke 71-Malicious false		77-Bomb Scare 78-Alarm Malfunction 79-Unintentional false 911-Unclassified Other See page 17-19		11	
ACTION TAKEN 1-Extinguishment 2-Rescue or Assistance 3-Investigation only		4-Remove Hazard 5-Stand by 6-Salvage 7-Ambulance		8-Fill in, Move up 9-Not classified 0-Undetermined		1	MUTUAL AID	1-Rec'd 2-Given N/A		n/a	
FIXED PROPERTY USE (Occupancy) Pg 23-43 two family dwelling					IGNITION FACTOR Pg 44-45 child with lighter					4114	136
CORRECT ADDRESS (Up to maximum of 21 characters)										ZIP CODE 44306	CENSUS TRACT 0105031
OCCUPANT NAME (LAST, FIRST, MI)						TELEPHONE		ROOM or APT.			
OWNER NAME (LAST, FIRST, MI)						ADDRESS		TELEPHONE			
METHOD OF ALARM 1-Telephone direct 2-Municipal alarm system 3-Private alarm system		4-Radio 5-Verbal 6-No alarm recd. 7-Tie-line (911)		8-Voice signal municipal alarm signal 9-Not classified above 0-Undetermined or not reported		1	CO. INSPECTION DISTRICT 005	SHIFT B	NO. ALARMS First		
NO. FIRE SERVICE PERSONNEL RESPONDED sixteen		NO. ENGINES RESPONDED 0, 1, 6		NO. AERIAL APPARATUS RESPONDED 2, 8		NO. OTHER VEHICLES RESPONDED 0, 0, 2		NO. OTHER VEHICLES RESPONDED 8, 0, 0, 1		Med 2	
NUMBER OF INJURIES 0					NUMBER OF FATALITIES 0						
FIRE SERVICE 000		OTHER 001		FIRE SERVICE 1000		OTHER 000					
COMPLEX Pg 61-62 dwelling				MOBILE PROPERTY TYPE Pg. 63-65 (Complete Line S) NA = 08 n/a							
AREA OF FIRE ORIGIN Pg 67-68 living room				EQUIPMENT INVOLVED IN IGNITION Pg 71-72 (Complete Line T) 98 none							
FORM OF HEAT IGNITION Pg 74-76 lighter		TYPE OF MATERIAL IGNITED Pg 78-79 cotton		FORM OF MATERIAL IGNITED Pg 80-81 upholstered chair							
METHOD OF EXTINGUISHMENT 1-Self extinguished 2-Make snuff aids 3-Portable extinguisher 4-Automatic ext. system		5-Pre-connect hose/tank only 6-Pre-connect hose/hydrant draft standpipe 7-Hand-laid hose/hydrant draft standpipe 8-Master stream device 9-Not classified above 0-Undetermined or not reported		LEVEL OF FIRE ORIGIN 1-Grade level to 9 ft. 2-10 to 19 feet 3-20 to 29 feet 4-30 to 49 feet 5-50 to 70 feet		6-Over 70 feet 7-Objects in flight 8-Below ground level 9-Not classified above 0-Undetermined		ESTIMATED TOTAL DOLLAR LOSS 0101010101010401010			
Number of Stories 1-1 story 2-2 story 3-3 to 4 stories		4-5 to 6 stories 5-7 to 12 stories 6-13 to 24 stories 7-25 to 49 stories 8-50 stories or more 9-Number of stories undetermined or not reported		CONSTRUCTION TYPE 1-Fire resistive 2-Heavy timber 3-Protected noncombustible		4-Unprotected noncombustible 5-Protected ordinary 6-Unprotected ordinary 7-Protected wood frame		8-Unsprinkled wood frame 9-Not classified above 0-Undetermined or not reported			
EXTENT OF DAMAGE 1-Contained to the object of origin 2-Contained to part of room or area of origin 3-Contained to room of origin 4-Contained to the fire-rated comp. of origin 5-Contained to floor of origin 6-Contained to structure of origin 7-Extended beyond structure of origin 8-No damage of this type (N/A) 9-Undetermined or not reported		Flame-Smoke 1 1 2 2 3 3 4 4 5 5 6 6 7 7 8 8 9 9 0 0		FLAME 3		SMOKE 5		DETECTOR PERFORMANCE 1-Det. in room or space of fire origin - oper. 2-Det. not in rm or space of fire origin - oper. 3-Det. in rm or space of origin - no oper. 4-Det. not in rm or space of origin - not oper. 5-Det. in rm or space of fire origin but fire too small to oper. 9-Not classified above 0-Undetermined or not reported 8-No detectors present (N/A)		SPRINKLER PERFORMANCE 1-Equipment operated 2-Equipment should have operated - did not 3-Equipment present but fire too small to oper. 9-Not classified above 0-Undetermined or not reported 8-No equipment present (N/A)	
TYPE OF MATERIAL GENERATING MOST SMOKE Pg 103-104 IF SMOKE SPREAD BEYOND ROOM OF ORIGIN cotton				AVENUE OF SMOKE TRAVEL 1-Air handling duct 2-Corridor 3-Elevator shaft 4-Stairwell 5-Opening on construction 6-Utility opening in wall 7-Utility opening in floor 8-No avenue of smoke travel (N/A) 9-Not classified above		2					
FORM OF MATERIAL GENERATING MOST SMOKE Pg 108-109 upholstered chairs											
IF MOBILE PROPERTY		YEAR	MAKE	MODEL	SERIAL NO.	121					
IF EQUIPMENT INVOLVED IN IGNITION		YEAR	MAKE	MODEL	SERIAL NO.	LICENSE NO.					
MEMBER MAKING REPORT T. Leading, Captain E-2-B 2/10/88				DATE 2/10/88		OFFICER IN CHARGE (if different) L. Ott, District Chief 2-B		DATE 2/10/88			

Remarks Parsons, Chesko, Bodo, Penotte Engine 2 at 0953

if remark continued on back

900419 HCC 2196

REPORT OF FIRE IN A BUILDING

TIME OF ALARM		COMPANIES RESPONDING					
U- Still alarm....	Eng. _____	Tr. _____	Sp. Equip. _____	Chf _____			
1st. " 0950	Eng. 2,8	Tr. 8	Sp. Equip. 5 Med 2	Chf 2			
2nd. "	Eng. _____	Tr. _____	Sp. Equip. _____	Chf _____			
3rd. "	Eng. _____	Tr. _____	Sp. Equip. _____	Chf _____			
Special Call...	Eng. _____	Tr. _____	Sp. Equip. _____	Chf _____			
Special Call...	Eng. _____	Tr. _____	Sp. Equip. _____	Chf _____			

V- Stories..... 2 Frame Brick Tile Block Metal Other

Interior Walls: 1/p Ceilings 1/p Floors wood

Exterior Walls: wood Roof composition shingles

Origin of fire: living room chair

Extended to: none

Cause (in detail) Child playing with lighter.

SUMMARY OF VALUATIONS AND LOSSES

	Building	Bldg. Contents	Vehicles	Total
W- Valuations	\$ 30,000	\$ 10,000	\$ _____	\$ 40,000
DAMAGE ESTIMATE	\$ 2,000	\$ 2,000	\$ _____	\$ 4,000
Insured by	Western Reserve Mutual			
Amt. of Coverage	\$ full	\$ _____	\$ _____	\$ _____

Referred to FPB for further investigation.

Reason for referral Child playing with lighter. Child age 4. Parents name unknown, _____ is his address. Lighter given to Lt. Ivery on 2/10/88.

SUMMARY OF MATERIALS USED, ETC.

	This Alarm	Total This Month
X- Hours worked.....	_____	_____
Miles traveled.....	_____	_____
3/4" - 1" hose laid.....	_____	_____
1-1/2" - 1-3/4" hose laid...	_____	_____
2-1/2" - 3" hose laid.....	_____	_____
Gallons of water used.....	_____	_____
4 - 5" hose laid.....	_____	_____
Feet of ladders used.....	_____	_____
Tarpaulins used.....	_____	_____
Air bottles used.....	_____	_____
First aid given.....	_____	_____
Other.....	_____	_____
Other.....	_____	_____
Other.....	_____	_____

Y- OTHER INFORMATION: Left Health Dept. notice with owner. Called Health Dept. on 2/10.

2-11-88 FPB + Bldg. GAR - Arison

2-18-88 Northeast adjusting serv. - Robert Warren

5-14-90 Arison

ACCIDENT INVESTIGATION REQUEST FORM

Document Number G820278AC

Date of Incident 880210 Category I.D. BLN NAI

Follow-up Requested Hazard Analysis Section 15

Type Follow-up Requested Telephone Call On-Site

Headquarters Contact Linda Smith

Assignment Message Please obtain documentation on the incident to include the type of lighter involved, and the accident circumstances, ad. of cigarettes, lighting mechanisms, etc. We are especially interested in a good description of the lighter.

PURPOSE: One of the current issues in CPSC's project work is whether the standard should include all lighters including novelty and other dispensable lighters.

Person(s) Alton J.D. Sweet Unit

Guideline

Requested By Matthew McLean

Task Number 900419 HCC 2196

Assigned to CH10 Date 4/19/90

EPDS

CONSUMER PRODUCT INCIDENT REPORT

1. Name of Respondent
 Mrs. Evelyn Aaron F. D. Aaron Trust Unit

2. Telephone No. (Home) _____ (Work) 216-875-2214

3. Street Address
 F. D. - 57 South Broadway

4. City, State, Zip Code
 Akron OH 44302

5. Give details of accident, injury, or illness. Describe how incident occurred. (Use reverse side if necessary.)

The respondent reported a fire that was started by a 4 year old male playing with a cigarette lighter. It was not a disposable butane lighter. It is approximately 8" long, has a two inch flame and is run on batteries. The lighter set fire to a chair in the living room. There were no injuries. Estimated property damage was 4000.00 dollars. Accident occurred at 9:50 a.m. on Feb 10, 1988

The Fire Department has the lighter.

6. If injury or illness: Victim's Name _____ Relationship _____

Age _____ Sex _____ Date _____ Type Injury _____

Body Part Involved _____ Treatment _____

7. Description of Product
 battery operated cigarette lighter.

8. Was the product:
 Damaged before incident? UNK Yes No
 Repaired before incident? Yes No
 Repaired after incident? Yes No

9. Brand Name
 unknown

10. Identifying Numbers, Letters, etc.
 none

11. Manufacturer's Name and Address
 unknown

12. Dealer's Name and Address
 unknown

13. How product acquired?
 Purchased New Second Hand Other UNK

14. Age of product
unk

15. Is product available for inspection?
 Yes No
 Other _____

16. Does product have warning labels or instructions?
 Are they available? Yes No
 Yes No

17. Have you contacted the manufacturer?
 If not, do you plan to contact them? NA Yes No
 Yes No

18. Do you object to the use of your name?
NA Yes No

FOR ADMINISTRATIVE USE ONLY

19. Receiving Office
 FOCR CLE RP

20. Source of Report
 Letter Phone Visit Other _____

21. Received by
 MLH

22. Reporting Office

23. Document No.
 G82 0278

24. Product Code(s)
 A. 1604
 B. _____

25. Follow-Up Action
 FILE
 EPDS
 FEB 29 1988
 900419 HCC 2196

26. Distribution

27. Endorser's Name/Title
 [Signature]

SEPT 15 1994 - C

JUN 29 1994

IMG 31

7. CASE NUMBER 940609CBB1528		2. INVESTIGATOR'S ID 8930		3. OFFICE CODE 800		EPIDEMIOLOGIC INVESTIGATION REPORT	
4. INCIDENT DATE YR MO DAY 920305			5. DATE IDI INITIATED YR MO DAY 940616				
6. SYNOPSIS OF INCIDENT OR COMPLAINT A 2-year old male received burns to his back, upper, right thigh when he lit a grill lighter that he was holding behind his back caused a fire behind his back. He was taken to the hospital.							
<p style="text-align: right;">CPSA 6 (b)(1) Cleared 25C No Mfrs/Prvtlbrs Products Identified Exempted by ANPR Firms Notified. AM 6/30/97 Comments Processed</p>							
7. LOCATION Home		8. CITY Valley Stream		9. STATE N Y			
10A. FIRST PRODUCT Grill lighter		11A. TRADE/BRAND NAME, MODEL NUMBER, MANUFACTURER & ADDRESS Scripto Tokai 11591 Etiwanda Ave. Fontana, CA 92335 model #HF12					
10B. SECOND PRODUCT		11B. TRADE/BRAND NAME, MODEL NUMBER, MANUFACTURER & ADDRESS					
12. AGE OF VICTIM 002		13. SEX male		14. DISPOSITION hospitalized		15. INJURY DIAGNOSIS Burns	
16. BODY PART Thigh		17. RESPONDENT(S) victim's attorney		18. INVESTIGATION TYPE other		19. TIME SPENT 08.0	
20. ATTACHMENTS multiple		21. CASE SOURCE attorney		22. REVIEWED BY 8342		YR MO DAY 94 06 20	
23. PERMISSION TO DISCLOSE NAMES (NON-NEISS CASES ONLY) CPSC MAY DISCLOSE MY NAME ___ CPSC MAY NOT DISCLOSE MY NAME <u>X</u>							
24. NARRATIVE (See Instructions on Page 2)				25. REGIONAL DIRECTOR REVIEW RAS/MS 6/21/94			

(USE ADDITIONAL SHEETS IF NECESSARY)

Note: All information was obtained from the victim's attorney. He would not allow me to contact the victim's parents.

PRE-ACCIDENT

On March 5, 1992, a two-year old male was at his grandmother's house with his father. They were in the livingroom watching television. In the livingroom, is a fireplace that had fireplace tools next to it. Hanging on a hook that was approximately two feet off the floor by the tools, was a grill lighter that can be activated by turning the off/on switch to "on", and pressing a trigger. This was the first time the victim had ever seen a lighter like this one.

The victim's father turned away from the victim, and when he turned back, the victim was standing near the fireplace, holding something behind his back. His father asked him what was behind his back, but he would not answer. His father turned away for a few seconds.

ACCIDENT

When his father turned back, he saw flames coming from behind the victim. It is not known how the flames were put out.

POST-ACCIDENT

The victim was taken to the hospital where he remained for treatment. He suffered a burn to the back of his upper, right thigh. In August, 1992, he visited a plastic surgeon because of the scarring he received.

The victim's parents filed a lawsuit against the manufacturer of the lighter, and the grandmother. They felt that she was negligent for keeping the lighter out where the victim was able to get to it.

The attorney does not have any medical records in the file yet and asked that I not contact the victim's parents. While I was able to photograph the lighter, it is being held by the attorney as evidence.

PRODUCT IDENTIFICATION

Manufacturer: Scripto Tokai
11591 Etiwanda Ave.
Fontana, CA 92335

Model: Aim N Flame #HF12

Dealer: Pergament Home Center
101 Marcus Dr.
Melville, NY 11747

Product consists of a barbeque grill lighter that has a red and white handle. It has an on/off switch and a trigger on the handle that must be pressed to activate the lighter. The metal portion of the lighter is labeled with an imprint that reads "KEEP AWAY FROM CHILDREN FOLLOW SAFETY INSTRUCTIONS ON PACKAGE".

PRODUCT STANDARDS

None.

ATTACHMENTS

- 1 - Photographs
- 2 - Copy of lawsuit filed in court



Fig. 5 - Wound that victim
suffered

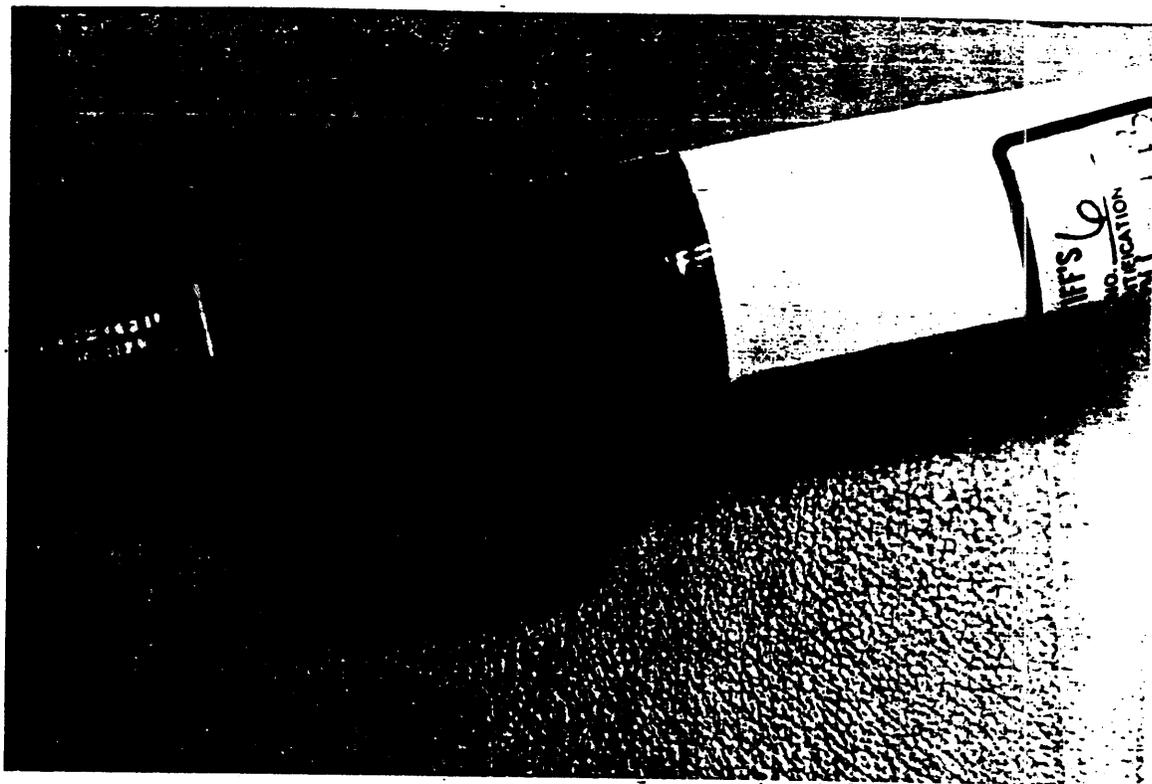


Fig. 3- Closeup of on/off switch and trigger

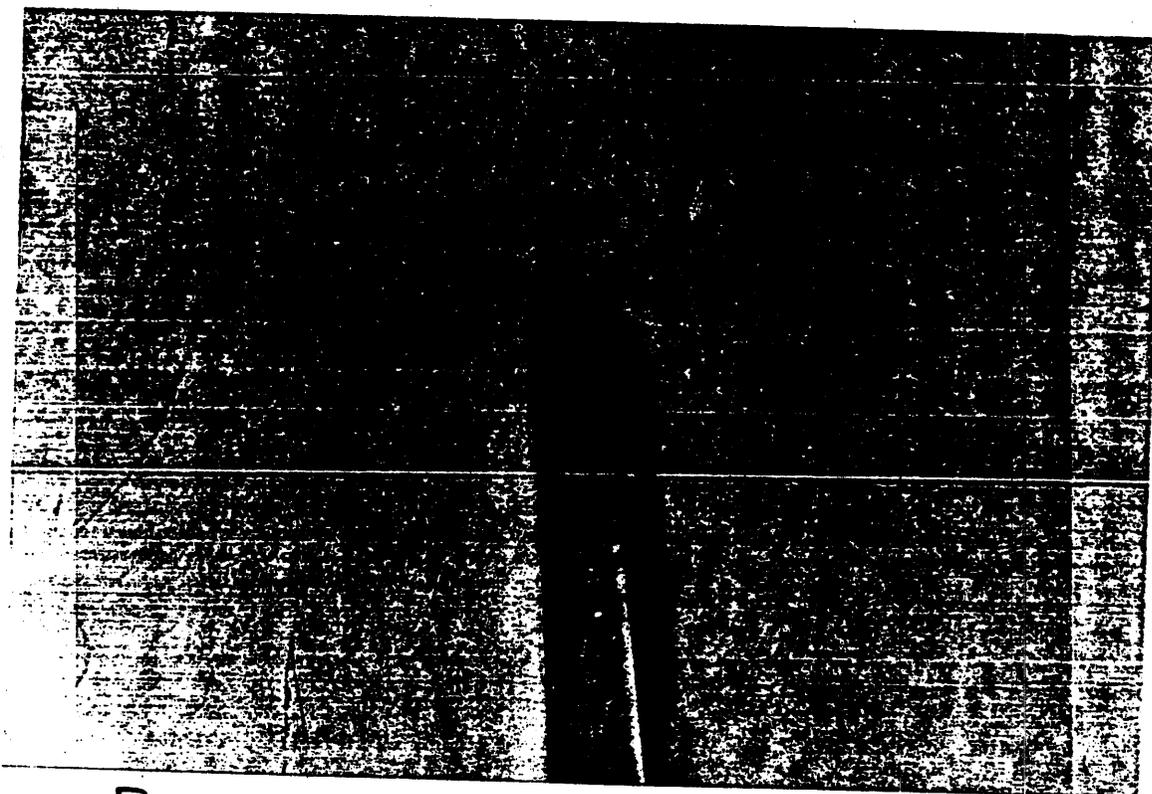


Fig. 4- Tip of lighter- it is slightly charred

940609CBB1528

9cc. #1

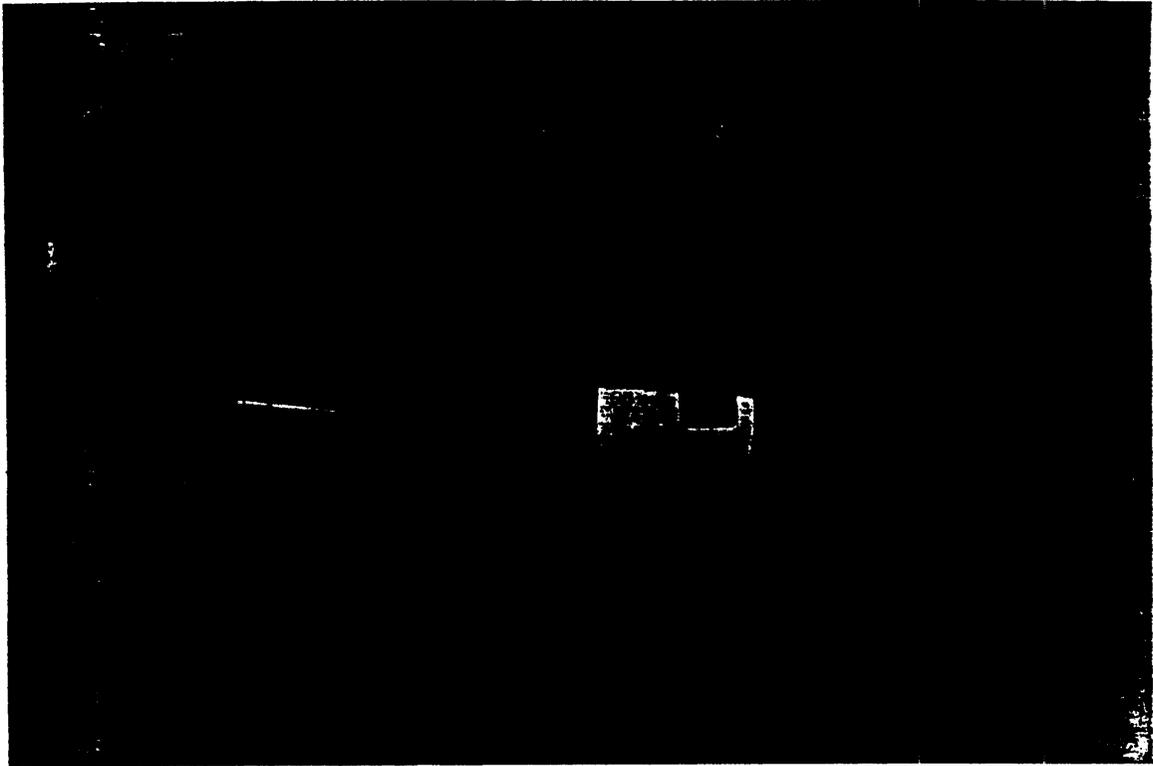


Fig. 1 - Lighter involved in incident



Fig. 2 - Close-up of lighter
(Ignore yellow label, it is the
attorney's identification)

940609CBB1528

Att. #2



C 199—summons without Notice, Supreme Court,
Personal or Substituted Service. 3-88

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PUBLISHER, NYC 10013

Supreme Court of the State of New York
County of NASSAU

[REDACTED], an infant under the age of 14 years, by
his parent and natural guardian, [REDACTED], and
[REDACTED] Individually,

Plaintiff

against

[REDACTED] SCRIPTO-TOKAI CORPORATION and
[REDACTED]

Defendant

Index No. 033929/92

Plaintiff designates

NASSAU
County as the place of trial

The basis of the venue is

Plaintiff's residence.

AMENDED
Summons

Plaintiff resides at

[REDACTED]
County of Nassau

To the above named Defendant

You are hereby summoned to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorney(s) within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated, February 1, 1993

Defendant's address:

ELINORE DISTLER - [REDACTED]

SCRIPTO-TOKAI CORP.- 11591 Etiwanda Avenue
Fontano, Calif. 92335
[REDACTED]

STEVEN COHN, ESQ.
Attorney(s) for Plaintiff

Post Office Address
One Old Country Road
Carle Place, N. Y. 11514

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

-----X
[REDACTED], an infant under the age of
14 years, by his parent and natural
guardian, [REDACTED], and [REDACTED],
Individually,

Plaintiffs,

-against-

AMENDED
VERIFIED COMPLAINT

ELINORE DISTLER, SCRIPTO-TOKAI
CORPORATION and PERGAMENT HOME CENTER,
INC.,

Defendants.

-----X
Plaintiffs, complaining of the Defendants, by their attorneys,
the Law Offices of STEVEN COHN, ESQ., respectfully allege, upon
information and belief, as follows:

FIRST: At all times hereinafter mentioned,
Plaintiffs were residents of the County of Nassau and State of New
York.

SECOND: At all times hereinafter mentioned,
infant Plaintiff, [REDACTED], is an infant under the age of 14
years and appears in this action by his mother and natural
guardian, [REDACTED] with whom he resides.

THIRD: At all times hereinafter mentioned,
Defendant, ELINORE DISTLER, was and still is a resident of the
County of Nassau and State of New York.

FOURTH: At all times hereinafter mentioned,
Defendant, [REDACTED] was the owner of those premises located
at [REDACTED] Valley Stream, County of Nassau and
State of New York.

EST. 200
DCL
DCL
DCL

FIFTH: At all times hereinafter mentioned, Defendant, SCRIPTO-TOKAI CORPORATION (Hereinafter referred to as "SCRIPTO"), was a domestic corporation duly organized and existing under and by virtue of the laws of the State of New York.

SIXTH: At all times hereinafter mentioned, Defendant, SCRIPTO, was a foreign corporation duly authorized to do and/or doing business in the State of New York.

SEVENTH: At all times hereinafter mentioned, Defendant, SCRIPTO, was a business entity authorized to do and/or doing business in the State of New York.

EIGHTH: At all times hereinafter mentioned, Defendant, PERGAMENT HOME CENTER, INC., (Hereinafter referred to as "PERGAMENT"), was a domestic corporation duly organized and existing under and by virtue of the laws of the State of New York.

NINTH: At all times hereinafter mentioned, Defendant, PERGAMENT, was a foreign corporation duly authorized to do and/or doing business in the State of New York.

TENTH: At all times hereinafter mentioned, Defendant, PERGAMENT, was a business entity authorized to do and/or doing business in the State of New York.

AS AND FOR A CAUSE OF ACTION AGAINST ELINORE DISTLER.

ELEVENTH: Plaintiffs repeat, reiterate and reallege each and every allegation contained in paragraphs numbered "FIRST" through "TENTH" of this complaint with the same force and effect as if said paragraphs were more fully set forth herein.

TWELFTH: On or about the 5th day of March,

ST
E Doc
1992, the infant Plaintiff, [REDACTED] was lawfully on those premises located at [REDACTED] Stream, County of Nassau and State of New York.

D
THIRTEENTH: At all times hereinafter mentioned, the Defendant, [REDACTED], failed to properly operate, manage, supervise, maintain and control the aforementioned premises.

D
FOURTEENTH: At all times hereinafter mentioned, the Defendant, [REDACTED], left the butane lighter, "Aim N Flame", out in plain view.

D
FIFTEENTH: As a result of the Defendant's negligence, at the time, date and place as aforementioned, the infant Plaintiff, [REDACTED] was caused to sustain severe and serious injuries to and about his body.

D
SIXTEENTH: As a result of the foregoing and by reason of the negligence of the Defendant, the infant Plaintiff, JOSEPH DALY, has been personally injured and otherwise damaged in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS.

AS AND FOR A FIRST CAUSE OF ACTION AGAINST SCRIPTO-TOKAI CORPORATION

P
SEVENTEENTH: Plaintiffs repeat, reiterate and reallege each and every allegation contained in paragraphs numbered "FIRST" through "SIXTEENTH" of this complaint with the same force and effect as if said paragraphs were more fully set forth herein.

P
EIGHTEENTH: At all times hereinafter mentioned, Defendant, SCRIPTO, manufactured a disposable all purpose butane lighter called "Aim N Flame".

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NINETEENTH: At all times hereinafter mentioned,

1st Page
"FIRST" through "TWENTY-FIFTH" of this Complaint with the same force and effect as if said paragraphs were more fully set forth herein.

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TWENTY-SEVENTH: At all times hereinafter mentioned, the Defendant, SCRIPTO, impliedly represented that the product was safe, of merchantable quality, and fit for the ordinary purposes for which the product was intended to be used.

24
TWENTY-EIGHTH: At all times hereinafter mentioned, the infant Plaintiff relied upon the skill, knowledge, judgment, representations and warranties of Defendant.

24
TWENTY-NINTH: At all times hereinafter mentioned, the representations and warranties were false, misleading and inaccurate, in that the product, when put to the test of actual performance, proved to be unsound and unsuitable for the purposes for which the same was intended.

24
THIRTIETH: At all times hereinafter mentioned, the product was unsafe, dangerous, defective and not of merchantable quality.

24
THIRTY-FIRST: At all times hereinafter mentioned, the Defendant, SCRIPTO, was in breach of implied warranties.

24
THIRTY-SECOND: At all times hereinafter mentioned, Infant Plaintiff's injuries were proximately caused by the breach of implied warranties by Defendant, SCRIPTO.

24
THIRTY-THIRD: By reason of the foregoing, Infant Plaintiff, [REDACTED], sustained damages in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS.

AS AND FOR A FIRST CAUSE OF ACTION AGAINST PERGAMENT HOME
CENTER, INC.

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THIRTY-FOURTH: Plaintiffs repeat, reiterate and reallege each and every allegation contained in paragraphs numbered "FIRST" through "THIRTY-THIRD" of this Complaint with the same force and effect as if said paragraphs were more fully set forth herein.

THIRTY-FIFTH: At all times hereinafter mentioned, the Defendant, PERGAMENT, impliedly represented that the product was safe, of merchantable quality, and fit for the ordinary purposes for which the product was intended to be used.

THIRTY-SIXTH: At all times hereinafter mentioned, the infant Plaintiff relied upon the skill, knowledge, judgment, representations and warranties of Defendant.

THIRTY-SEVENTH: At all times hereinafter mentioned, the representations and warranties were false, misleading and inaccurate, in that the product, when put to the test of actual performance, proved to be unsound and unsuitable for the purposes for which the same was intended.

THIRTY-EIGHTH: At all times hereinafter mentioned, the product was unsafe, dangerous, defective and not of merchantable quality.

THIRTY-NINTH: At all times hereinafter mentioned, the Defendant, PERGAMENT, was in breach of implied warranties.

FORTIETH: At all times hereinafter mentioned, Infant Plaintiff's injuries were proximately caused by the breach of implied warranties by Defendant, PERGAMENT.

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FORTY-FIRST: By reason of the foregoing, Infant Plaintiff, [REDACTED] sustained damages in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS.

AS AND FOR A SECOND CAUSE OF AGAINST DEFENDANT, PERGAMENT HOME CENTER, INC.

200
FORTY-SECOND: Plaintiffs repeat, reiterate and reallege each and every allegation contained in paragraphs numbered "FIRST" through "FORTY-FIRST" of this Complaint with the same force and effect as if said paragraphs were more fully set forth herein.

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FORTY-THIRD: At all times hereinafter mentioned, Defendant, PERGAMENT, is engaged in the business of selling, goods to the public, including, but not limited to, "Aim N Flame".

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FORTY-FOURTH: At all times hereinafter mentioned, the product referred to was expected to and did reach consumers and infant Plaintiff, [REDACTED], without substantial change in the condition in which it was sold by Defendant, PERGAMENT.

5
FORTY-FIFTH: At all times hereinafter mentioned, the product utilized by infant Plaintiff, [REDACTED] Y, was in a condition which was dangerous to users and/or consumers, and in particular to infant Plaintiff, [REDACTED].

6
FORTY-SIXTH: At all times hereinafter mentioned, the product failed to perform in accordance with its intended purpose because of its defective condition.

7
FORTY-SEVENTH: At all times hereinafter mentioned, the product failed to perform in accordance with the expectations of the infant Plaintiff and the consumer.

8
FORTY-EIGHTH: At all times hereinafter mentioned,

the defective condition caused injuries to infant Plaintiff.

44 D
FORTY-NINTH: At the time of the occurrence herein, the product was being used for the purpose and in the manner normally intended.

54 D
FIFTIETH: At all times hereinafter mentioned, Infant Plaintiff could not by the exercise of reasonable care have discovered the defects and perceived their dangers.

64 D
FIFTY-FIRST: At all times hereinafter mentioned, Defendant sold the product in a defective condition unreasonably dangerous to infant Plaintiff.

74 D
FIFTY-SECOND: As a proximate result of Defendant's sale of the defective butane lighter, infant Plaintiff sustained personal injuries.

84 D
FIFTY-THIRD: By reason of the foregoing, Defendant is strictly liable to infant Plaintiff.

94 D
FIFTY-FOURTH: By reason of the foregoing, infant Plaintiff [REDACTED], was damaged in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS.

AS AND FOR A THIRD CAUSE OF ACTION AGAINST DEFENDANT, [REDACTED]

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FIFTY-FIFTH: Plaintiffs repeat, reiterate and reallege each and every allegation contained in paragraphs numbered "FIRST" through "FIFTY-FOURTH" of this complaint with the same force and effect as if said paragraphs were more fully set forth herein.

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FIFTY-SIXTH: At all times hereinafter mentioned, Defendant, PERGAMENT, was in the business of selling, "Aim N

Flame".

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FIFTY-SEVENTH: At all times hereinafter mentioned, Defendant, PERGAMENT, knew, or should have known, that the product was dangerous and harmful and capable of causing harm and/or severe injuries, to the public.

FIFTY-EIGHTH: At the time and place as aforementioned, Defendant, PERGAMENT, knew or in the exercise of reasonable care, should have known that the butane lighter created a hazardous and dangerous condition.

FIFTY-NINTH: At the time, date and place as aforementioned, and as a result of the Defendant, PERGAMENT's negligence, the infant Plaintiff, [REDACTED], was caused to sustain severe and serious injuries to and about his body.

SIXTIETH: As a result of the foregoing and by reason of the negligence of the Defendant, PERGAMENT, the infant Plaintiff, [REDACTED], has been personally injured and otherwise damaged in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS.

AS AND FOR A CAUSE OF ACTION AGAINST ALL DEFENDANTS

SIXTY-FIRST: Plaintiffs repeat, reiterate and reallege each and every allegation contained in paragraphs numbered "FIRST" through "SIXTIETH" of this complaint with the same force and effect as if said paragraphs were more fully set forth herein.

SIXTY-SECOND: As a result of the foregoing and due to the negligence of the Defendants, the Plaintiff, [REDACTED], unnecessarily paid and became liable to pay for medical expenses of her infant son and has been deprived of her son's services and

society, all to her damage in the sum of FIVE HUNDRED THOUSAND (\$500,000.00) DOLLARS.

Wherefore, the infant Plaintiff [REDACTED], demands judgment in the Cause of Action against the Defendant, [REDACTED], in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS; the infant Plaintiff [REDACTED] demands judgment in the First Cause of Action against the Defendant, SCRIPTO, in the sum of FIVE MILLION (\$5,000,000.00) DOLLARS; the infant Plaintiff, [REDACTED] demands judgment in the Second Cause of Action against the Defendant, SCRIPTO, in the amount of FIVE MILLION (\$5,000,000.00) DOLLARS; the infant Plaintiff, [REDACTED], demands judgment in the First Cause of Action against the Defendant, PERGAMENT, in the amount of FIVE MILLION (\$5,000,000.00) DOLLARS; the infant Plaintiff, [REDACTED], demands judgment in the Second Cause of Action against the Defendant, PERGAMENT, in the amount of FIVE MILLION (\$5,000,000.00) DOLLARS; the infant Plaintiff, [REDACTED], demands judgment in the Third Cause of Action against the Defendant, PERGAMENT, in the amount of FIVE MILLION (\$5,000,000.00) DOLLARS and Plaintiff, [REDACTED], demands judgment in the Cause of Action against all the Defendants in the sum of FIVE HUNDRED THOUSAND (\$500,000.00) DOLLARS, together with the costs and disbursements of this action and for such other and further relief as to this court may seem just and proper.

Dated: Carle Place, New York
February 1, 1993

STEVEN COHN, ESQ.
Attorney for Plaintiffs
One Old Country Road
Carle Place, N. Y. 11514

STATE OF NEW YORK, COUNTY OF

ss:

I, the undersigned, am an attorney admitted to practice in the courts of New York State, and

certify that the annexed has been compared by me with the original and found to be a true and complete copy thereof.

Check Applicable Box

say that: I am the attorney of record, or of counsel with the attorney(s) of record, for I have read the annexed

Attorney's Certification
Attorney's Verification by Affirmation

know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true. My belief, as to those matters therein not stated upon knowledge, is based upon the following:

The reason I make this affirmation instead of is

I affirm that the foregoing statements are true under penalties of perjury.

Dated:

(Print signer's name below signature)

STATE OF NEW YORK, COUNTY OF

NASSAU

ss:

MARY DALY, being sworn says: I am the Plaintiff AMENDED COMPLAINT

in the action herein; I have read the annexed know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true.

Check Applicable Box
Individual Verification
Corporate Verification

the of a corporation, one of the parties to the action; I have read the annexed know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true.

My belief, as to those matters therein not stated upon knowledge, is based upon the following:

Sworn to before me on February 1, 19 93

Christine Colameo

CHRISTINE COLAMEO
Notary Public, State of New York
No. 4964946

Qualified in Nassau County
Commission Expires April 16, 1994

[Redacted Signature]

(Print signer's name below signature)

MARY DALY

STATE OF NEW YORK, COUNTY OF

being sworn says: I am not a party to the action, am over 18 years of age and reside at

On

, 19 , I served a true copy of the annexed in the following manner:

by mailing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressee(s) as indicated below:

Check Applicable Box
Service By Mail
Personal Service

by delivering the same personally to the persons and at the addresses indicated below:

Sworn to before me on

, 19

(Print signer's name below signature)

Ben Kohen
NYC
3/13

CBB
please

ACCIDENT INVESTIGATION REQUEST FORM

6PI

Document Number C425014A1

Date of Incident 3/5/92 Category I.D. _____

Follow-Up Requested _____ Hazard Analysis _____

Section 15

Type Follow-Up Requested _____ Telephone Call _____

On-Site

Headquarters Contact R Raucherwald

Assignment Message Verify accident scenario

Obtain copy of lawsuit. Verify photo-

graph for if possible, obtain film of

Flame lighter involved in incident.

Obtain medical records

Person(s) to Contact ^① Susan Dartzig a Georgia

516-294-6410

Guideline _____

Requested By RR

Task Number 940609CBB1528

Assigned to NYCO Date 6-8-94

TC-24

11

E POS / 88

CY25014A1

Steven Cohn

COUNSELLOR AT LAW

One Old Country Road
Carle Place, New York 11514
Suite 497

Tel. (516) 294-6410
Fax (516) 294-0094

STEVEN COHN

SUSAN E. DANTZIG
RALPH A. BONTEMPO
GAIL Z. RUBINSTEIN

January 31, 1994

Consumer Product Safety Commission
5401 Westbard Avenue
Bethesda, Md.

Re: AIM N FLAME

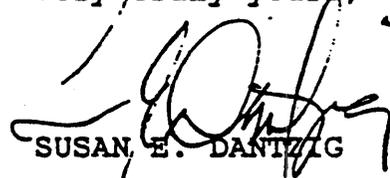
Dear Sir or Madam:

On March 5, 1992, our client was injured by the Aim N Flame manufactured by Scripto Tokai. Kindly provide this office with any information you may have regarding any previous complaints and/or lawsuits pertaining to the Aim N Flame.

Enclosed is a self-addressed, stamped envelope for your convenience in returning any information you may have on this product to us at your earliest convenience.

Thank you in advance for your courtesy and cooperation in this matter.

Very truly yours,


SUSAN E. DANTZIG

SED:mgs
Encl.

940609 CBB 1528

CALLS TO LAWYERS

IDENTIFICATION C425014A1

CITY/STATE New York, Nassau County

DATE OF INCIDENT 3/5/92

TYPE OF INJURY Burns to Buttocks.

AGE/SEX 2/year old boy

SCENARIO (1 sentence)

Left near a fire place, boy
picked it up & put it
behind his back to hide
from father & flames shot
up his back. The lighter
is shaped like a pistol
so it is very appealing to
kids.

940609CBB 1528