U.S. CONSUMER PRODUCT SAFETY COMMISSION
WASHINGTON, DC 20207

OFFICE OF COMPLIANCE
AND ENFORCEMENT

DIVISION OF
CORRECTIVE ACTIONS
Tel: 301-504-0608
FAX: 301-504-0359

DATE: 7/20/94 PAGES TRANSMITTED ____ + cover

TO: Steven Meiers

TITLE: Atty for SeaQuest

OFFICE: Gibson Dunn Crutcher

FAX #: 213-229-7520

FROM: J. DeMarco

REMARKS: Call w/ Questions!
Send Final —

NOTE: If all pages are not received, or if you have problems with this transmittal, please contact the person listed above.

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FOR IMMEDIATE RELEASE

For More Information Contact
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, CA 92009
(619) 438-1101
Attn. Robbert Bruins

SeaQuest is conducting this recall in cooperation with the U.S. Consumer Product Safety Commission who will be monitoring the progress of the program!

Urgent Safety Notice

Product Recall

Sea Quest, Inc., Carlsbad, CA, has announced the voluntary recall of all Spectrum Regulators. made & distributed from ____ to ____.

A potentially hazardous problem may exist with the high pressure seat in the first stage that may result in an uncontrolled free flow of air. If this occurs during a dive, use of the product could be hazardous. ~~result in injury or death~~.

Consumers are warned not to dive with Sea Quest's Spectrum Regulator. Failure to heed this warning may result in serious injury or death.

INSERT 1

Consumers are requested to return their regulators to their nearest Sea Quest Authorized Dealer for a free inspection and, ~~as necessary, rework~~ RETROFIT.

Consumers requesting additional information should contact Sea Quest at 1-800-854-7066.

LARGER BOLD.

SeaQuest is aware of (# or No) incidents of injury to date.

46

FOR INSTRUCTOR JOURNALS

FOR IMMEDIATE RELEASE

For More Information Contact
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, CA 92009
(619) 438-1101
Attn. Robbert Bruins

Urgent Safety Notice

Product Recall

Sea Quest, Inc., Carlsbad, CA, has announced the voluntary recall of all Spectrum Regulators.

A potentially hazardous problem may exist with the high pressure seat in the first stage that may result in an uncontrolled free flow of air. If this occurs during a dive, use of the product could be hazardous.

Consumers are warned not to dive with Sea Quest's Spectrum Regulator. Failure to heed this warning may result in serious injury or death.

Insert 1

Instructors who come in contact with users of the Spectrum regulator are asked to advise them of this recall action.

Consumers are requested to return their regulators to their nearest Sea Quest Authorized Dealer for a free inspection and, as necessary, rework.

Consumers requesting additional information should contact Sea Quest at 1-800-854-7066.

Asian Diver
19 Tanglin Road #05-17
Tanglin Shopping Center
Tanglin P.O. Box 0335
Singapore 9124

California Diving News
Attn: Dale Sheckler
P.O. Box 11231
Torrance, CA. 90510

Discover Diving
Attn: Newsbriefs
P.O. Box 83727
San Diego, CA. 92138

✓ Dive Industry News
Attn: Marketing
1251 East Dyer Road #100
Santa Ana, CA. 92705

Dive Report
Watersport Publishing
P.O. Box 83727
San Diego, CA 92138

✓ Dive Training Magazine
1200 South Federal Hwy. #301
Boynton Beach, FL 33435

Diver Magazine
P.O. Box 984
Point Roberts, WA.
98281-0984

Diving 92
U/W USA
P.O. Box 705
Bloomsburg, PA 17815

Diving World
7628 Densmore Avenue
Van Nuys, CA. 91406

Diving and Snorkeling
66 West Gilbert Street
Shrewsbury, NJ 07702

Fish Eye View Scuba Magazine
1399 SE 9th Avenue #4
Hialeah, FL 33010-5999

Florida Scuba News
1324 Placid Place
Jacksonville, FL.
32205
Attn: Berkley Farrar

Scuba Diving Magazine
106A West Hawthorne Street
Fallbrook, CA 92028

✓ Scuba Schools International
2619 Canton Court
Fort Collins, CO 80526-4498

Scuba Times
Attn: Fred Garth
14110 Perdido Key Dirve
#16
Pensacola, FL. 32507

Sea Frontiers
UM Knight Center
400 Se 2nd Avenue 4th Floor
Miami, FL 33131-2116

Skin Diver Magazine
Attn: Janet Morrissey
8490 Sunset Blvd.
Los Angeles, CA. 90069

✓ Sources Journal - Editor
P.O. Box 14650
Monteclair, CA 91763

Sport Diver
Vince Rhoades
330 West Canton Avenue
Winter Park, FL 32789

✓ Undersea Journal
1251 East Dyer Road #100
Santa Ana, CA 92705

Underwater USA
Attn: Patrice Berry
13 Bark Cherry
Littleton, CO 80127

To All?
I hope!

Send me A FINAL!

48

GIBSON, DUNN & CRUTCHER
333 South Grand Avenue
Los Angeles, California 90071-3197

RUSH

7356

TELEPHONE: (213) 229-7000
FACSIMILE: (213) 229-7520
(213) 229-7268

FACSIMILE TRANSMISSION INFORMATION

TO: Mr./Ms.: Mr. James De Marco

Company: Consumer Product Safety Commission

City, State: Washington, D.C.

Facsimile No.: 301/504-~~0358~~ 0359

Main Telephone: 301/504-0608, xt. 1353

FROM: Steven Meiers Room 4815 Extension 7356

TOTAL NUMBER OF PAGES, INCLUDING COVER LETTER: 7

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Fax Operator _____

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SPECIAL INSTRUCTIONS/MESSAGE:

Marc - Telecon 7/18/94 4:30 pm.

Steve Meiers - will talk with Jim on Tuesday 7/19/94

SEND ALL COPIES TO FACSIMILE DEPARTMENT

SENDER

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GIBSON, DUNN & CRUTCHER
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NEW YORK, NEW YORK 10166-0193

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WASHINGTON, D.C. 20036-5306

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AVENUE LOUISE 66
B-1050 BRUSSELS, BELGIUM

PARIS
104 AVENUE RAYMOND POINCARÉ
75116 PARIS, FRANCE

LONDON
30/35 PALL MALL
LONDON SW1Y 5LP

HONG KONG
8 CONNAUGHT PLACE
HONG KONG

TOKYO
TORANOMON 3-CHOME ANNEX BLDG.
3-7-12 TORANOMON, MINATO-KU
TOKYO 105, JAPAN

AFFILIATED SAUDI ARABIA OFFICE
JARIR PLAZA, OLAYA STREET
P.O. BOX 15070
RIYADH 11454, SAUDI ARABIA

July 14, 1994

WRITER'S DIRECT DIAL NUMBER

(213) 229-7356

OUR FILE NUMBER

NMM

By fax

Mr. James De Marco
Consumer Product Safety Commission
Washington, D.C. 20207

Re: Sea Quest, Inc. RP 940151

Dear Mr. De Marco:

On behalf of Sea Quest, Inc., enclosed are drafts of the following:

(1) Letter to customers who the records of Sea Quest indicate purchased a Spectrum Regulator;

(2) Point of sale poster;

(3) Letter to dealers which were shipped at least one Spectrum Regulator; and

(4) Letter to all other Sea Quest dealers.

If you have any comments on these documents, or believe they are acceptable as drafted, please call me as soon as possible. If feasible, Sea Quest hopes to get the recall documents into the mail on Friday, July 15, 1994.

GIBSON, DUNN & CRUTCHER

It is anticipated that there will be an advertisement modeled on the enclosed point of sale poster. That document has not yet been prepared.

Very truly yours,

Steven Meiers

SAM/jmc
Enclosures

cc: Mr. Bill Oliver
Ms. Rachel Simonoff

LC941950.082

seaquest
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, California 92008-1525 USA
619/438-1101
FAX: 619/438-3142

IMPORTANT SAFETY NOTICE
SEA QUEST SPECTRUM REGULATOR RECALL

July , 1994

Dear Spectrum Regulator Owner:

We have identified you as an owner of a Sea Quest Spectrum regulator.

A potentially hazardous problem may exist with the high pressure seats in the first stage of these regulators that may result in an uncontrolled free-flow of air. If this occurs during a dive, use of the regulator could be hazardous. **Please do not dive with this regulator. Failure to heed this warning may result in serious injury or death.**

In the interest of its customers, Sea Quest has initiated a voluntary recall of Spectrum Regulators. The recall is being conducted in cooperation with the United States Consumer Product Safety Commission.

All Spectrum regulators have a serial number stamped into the brass body of the first stage. If your regulator has a serial number beginning with AE, AF, AG, AK, AL or BB, please return it to where it was purchased or to your nearest authorized Sea Quest dealer for a free inspection or repair.

Any authorized Sea Quest dealer should be able to quickly provide service in connection with this recall, however, if you need further information, please call 1-800-854-7066.

We thank you for your cooperation in this matter and apologize for any inconvenience this may have caused.

Sincerely,

Bill N. Oliver
Vice President/
Technical Director

IMPORTANT SAFETY NOTICE

Sea Quest Spectrum Regulator Recall

Sea Quest is conducting a voluntary recall of all Spectrum Regulators.

A potentially hazardous problem may exist with the high pressure seat in the first stage that may result in an uncontrolled free flow of air. If this occurs during a dive, use of the product could be hazardous.

DO NOT DIVE WITH THIS REGULATOR

Failure to heed the warning may result in serious injury or death.

If you possess a Sea Quest Spectrum Regulator, please return it to the nearest Authorized Sea Quest Dealer for a free rework.

For further information call
1-800-854-7066

seaQuest
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, California 92008-1525 USA
619/438-1101
FAX: 619/438-3142

IMPORTANT SAFETY NOTICE
PRODUCT RECALL

July ??, 1994

Dear Sea Quest Dealer:

Sea Quest is conducting a recall of model 3-70100 Spectrum regulators. This recall was voluntarily initiated by Sea Quest in the interest of consumers and is being conducted in cooperation with the United States Consumer Product Safety Commission.

Spectrum regulators that were manufactured between April 1993 and May 1994 may contain first stage high pressure seats that have been exposed during assembly to solvents found in a thread locking compound known as Loctite®. These solvents may have a weakening effect on the rubber seal material of the high pressure seat which, under certain circumstances, could cause the regulator to deliver an uncontrolled rapid flow of air.

IF THIS WERE TO OCCUR DURING A DIVE, THERE WOULD BE A RISK TO THE DIVER OF SERIOUS INJURY OR DEATH.

The corrective action to remedy this condition is to replace the high pressure seats in affected regulators.

This recall does not apply to regulators other than the Spectrum model.

Our records indicate you were shipped at least one Spectrum regulator: Your immediate help and cooperation is necessary. Please do the following:

- **Promptly display the enclosed point of purchase notice** to advise visitors to your store of this recall.
- **Check your sales records and promptly notify your customers** who have purchased Spectrum regulators from you to not dive with the regulator until it has been inspected and reworked as necessary. If you prefer to have Sea Quest notify these customers and you have either their address or phone number, please immediately provide it to Sea Quest and we will make the notification.
- **Immediately stop selling all Spectrum** regulators subject to the recall until they are reworked. Information regarding the identification of these regulators appears in the enclosed Technical Bulletin.
- **Make available your services** to perform a simple rework to regulators in your inventory and to regulators returned to you by consumers. Sea Quest will provide the materials needed to perform this simple procedure free of charge, and upon receiving return of the Field Rework Report, will issue you a credit for the labor required at $6.00 per regulator. If you are not qualified or prefer to return regulators to Sea Quest for this procedure, please contact Sea Quest at 1-800-854-7066 for further information.

We appreciate your support in making this recall successful and sincerely apologize for any inconvenience it may have caused.

Sincerely,

Bill N. Oliver
Vice President/Technical Director

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IMPORTANT SAFETY NOTICE

Sea Quest Spectrum Regulator Recall

Sea Quest is conducting a voluntary recall of all Spectrum Regulators.

A potentially hazardous problem may exist with the high pressure seat in the first stage that may result in an uncontrolled free flow of air. If this occurs during a dive, use of the product could be hazardous.

DO NOT DIVE WITH THIS REGULATOR

Failure to heed the warning may result in serious injury or death.

If you possess a Sea Quest Spectrum Regulator, please return it to the nearest Authorized Sea Quest Dealer for a free rework.

For further information call
1-800-854-7066

If you have any comments on the press releases, the form of advertisement or the other matters discussed in this letter or its attachments, or believe they are acceptable as is, please call me as soon as possible. My home number is (310) 472-6865. You should feel free to call me as early in the day as you are ready. Thank you.

Very truly yours,

Steve

Steven Meiers

SAM/jmc
Attachments

cc: Mr. Bill Oliver
Ms. Rachel Simonoff

GIBSON, DUNN & CRUTCHER
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LONDON SW1Y 5LP

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3-7-12 TORANOMON, MINATO-KU
TOKYO 105, JAPAN

AFFILIATED SAUDI ARABIA OFFICE
JARIR PLAZA, OLAYA STREET
P.O. BOX 15670
RIYADH 11454, SAUDI ARABIA

July 18, 1994

WRITER'S DIRECT DIAL NUMBER

(213) 229-7356

OUR FILE NUMBER

C 82214-00001

By fax

Mr. James De Marco
Consumer Product Safety Commission
Washington, D.C. 20207

Re: Sea Quest, Inc. RP 940151

Dear Mr. De Marco:

Sea Quest, Inc. has determined to issue a press release concerning the recall of Spectrum Regulators. Attached are two forms of press release and a list of the publications to which these press releases will be sent. The press release with a sentence asking instructors who come in contact with users of Spectrum Regulators to inform them of the recall will be sent to publications which service associations of sport diving instructors. These publications are indicated by a check mark on the attached list. The press release without that sentence will be sent to the other publications on that list.

Sea Quest has also determined that the form of advertisement announcing the recall will be the same as the point-of-sale poster. A draft of that point-of-sale poster was attached to my letter to you dated July 14, 1994. Sea Quest advertises only in Skin Diver Magazine. Sea Quest has made arrangements for the advertisement to be run in Skin Diver Magazine (September 1994 issue), NAUI-Sources Journal (September 1994 issue), Diver Training Magazine (September 1994 issue) and PADI-Underseas Journal (fourth quarter (October 1994) issue).

GIBSON, DUNN & CRUTCHER
333 South Grand Avenue
Los Angeles, California 90071-3197

URGENT – PLEASE RUSH

TELEPHONE: (213) 229-7000
FACSIMILE: (213) 229-7520
(213) 229-7268

FACSIMILE TRANSMISSION INFORMATION

July 18, 1994

TO: Mr./Ms.: Mr. James De Marco

Company: Consumer Product Safety Commission

City, State: Washington, D.C.

Facsimile No.: 301/504-0359

Main Telephone: 301/504-0608, ext. 1353

FROM: Steven Meiers Room 4815 Extension 7356

TOTAL NUMBER OF PAGES, INCLUDING COVER LETTER: 6

If you do not receive all of the pages transmitted, please contact our facsimile operator immediately at telephone number (213) 229-7180.

Fax Operator _____

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seaQuest
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, California 92009-1525 USA
619/438-1101
FAX: 619/438-3142

IMPORTANT SAFETY NOTICE
PRODUCT RECALL

July ??, 1994

Dear Sea Quest Dealer:

Sea Quest is conducting a recall of model 3-70100 Spectrum regulators. This recall was voluntarily initiated by Sea Quest in the interest of consumers and is being conducted in cooperation with the United States Consumer Product Safety Commission.

Spectrum regulators that were manufactured in France between April 1993 and May 1994 may contain first stage high pressure seats that have been exposed during assembly to solvents found in a thread locking compound known as Loctite®. These solvents may have a weakening effect on the rubber seal material of the high pressure seat which, under certain circumstances, could cause the regulator to deliver an uncontrolled rapid flow of air.

IF THIS WERE TO OCCUR DURING A DIVE, THERE WOULD BE A RISK TO THE DIVER OF SERIOUS INJURY OR DEATH.

The corrective action to remedy this condition is to replace the high pressure seats in affected regulators.

This recall does not apply to regulators other than the Spectrum model.

Although our records indicate you were not shipped any Spectrum regulators, your immediate help and cooperation is necessary. Please do the following:

- **Promptly display the enclosed point of purchase notice** to advise visitors to your store of this recall.
- **Promptly notify anyone** who has a Spectrum regulator to not dive with the regulator until it has been inspected and reworked as necessary. The enclosed Technical Bulletin provides information to identify Spectrum regulators subject to recall. If you prefer to have Sea Quest notify these persons and you have either their address or phone number, please immediately provide it to Sea Quest and we will make the notification.
- **Make available your services** to perform a simple rework to regulators in your inventory and to regulators returned to you by consumers. Sea Quest will provide the materials needed to perform this simple procedure free of charge, and upon receiving return of the Field Rework Report, will issue you a credit for the labor required at $6.00 per regulator. If you are not qualified or prefer to return regulators to Sea Quest for this procedure, please contact Sea Quest at 1-800-854-7066 for further information.

We appreciate your support in making this recall successful and sincerely apologize for any inconvenience it may have caused.

Sincerely,

Bill N. Oliver
Vice President/Technical Director

seaQuest
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, California 92009-1525 USA
619/438-1101
FAX: 619/438-3142

IMPORTANT SAFETY NOTICE
SEA QUEST SPECTRUM REGULATOR RECALL

July , 1994

Dear Spectrum Regulator Owner:

We have identified you as an owner of a Sea Quest Spectrum regulator.

A potentially hazardous problem may exist with the high pressure seats in the first stage of these regulators that may result in an uncontrolled free-flow of air. If this occurs during a dive, use of the regulator could be hazardous. **Please do not dive with this regulator. Failure to heed this warning may result in serious injury or death.**

In the interest of its customers, Sea Quest has initiated a voluntary recall of Spectrum Regulators. The recall is being conducted in cooperation with the United States Consumer Product Safety Commission, and its effectiveness will be monitored by them

All Spectrum regulators have a serial number stamped into the brass body of the first stage. If your regulator has a serial number beginning with AE, AF, AG, AK, AL or BB, please return it to where it was purchased or to your nearest authorized Sea Quest dealer for a free inspection or repair.

Any authorized Sea Quest dealer should be able to quickly provide service in connection with this recall, however, if you need further information, please call 1-800-854-7066.

We thank you for your cooperation in this matter and apologize for any inconvenience this may have caused.

Sincerely,

Bill N. Oliver
Vice President/
Technical Director

seaQuest
Sea Quest, Inc.
2151 Las Palmas Drive
Carlsbad, California 92009-1525 USA
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July ??, 1994

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Spectrum regulators that were manufactured between April 1993 and May 1994 may contain first stage high pressure seats that have been exposed during assembly to solvents found in a thread locking compound known as Loctite®. These solvents may have a weakening effect on the rubber seal material of the high pressure seat which, under certain circumstances, could cause the regulator to deliver an uncontrolled rapid flow of air.

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- **Check your sales records and promptly notify your customers** who have purchased Spectrum regulators from you to not dive with the regulator until it has been inspected and reworked as necessary. If you prefer to have Sea Quest notify these customers and you have either their address or phone number, please immediately provide it to Sea Quest and we will make the notification.
- **Immediately stop selling all Spectrum** regulators subject to the recall until they are reworked. Information regarding the identification of these regulators appears in the enclosed Technical Bulletin.
- **Make available your services** to perform a simple rework to regulators in your inventory and to regulators returned to you by consumers. Sea Quest will provide the materials needed to perform this simple procedure free of charge, and upon receiving return of the Field Rework Report, will issue you a credit for the labor required at $6.00 per regulator. If you are not qualified or prefer to return regulators to Sea Quest for this procedure, please contact Sea Quest at 1-800-854-7066 for further information.

We appreciate your support in making this recall successful and sincerely apologize for any inconvenience it may have caused.

Sincerely,

Bill N. Oliver
Vice President/Technical Director

GIBSON, DUNN & CRUTCHER
333 South Grand Avenue
Los Angeles, California 90071-3197

RUSH

TELEPHONE: (213) 229-7000
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July 14, 1994

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75116 PARIS, FRANCE

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TOKYO 105, JAPAN

AFFILIATED SAUDI ARABIA OFFICE
JARIR PLAZA, OLAYA STREET
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July 14, 1994

WRITER'S DIRECT DIAL NUMBER

(213) 229-7356

OUR FILE NUMBER

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By fax

Mr. James De Marco
Consumer Product Safety Commission
Washington, D.C. 20207

Re: Sea Quest, Inc. RP 940151

Dear Mr. De Marco:

On behalf of Sea Quest, Inc., enclosed are drafts of the following:

(1) Letter to customers who the records of Sea Quest indicate purchased a Spectrum Regulator;

(2) Point of sale poster;

(3) Letter to dealers which were shipped at least one Spectrum Regulator; and

(4) Letter to all other Sea Quest dealers.

If you have any comments on these documents, or believe they are acceptable as drafted, please call me as soon as possible. If feasible, Sea Quest hopes to get the recall documents into the mail on Friday, July 15, 1994.

GIBSON, DUNN & CRUTCHER

It is anticipated that there will be an advertisement modeled on the enclosed point of sale poster. That document has not yet been prepared.

Very truly yours,

Steven Meiers

Steven Meiers

SAM/jmc
Enclosures

cc: Mr. Bill Oliver
Ms. Rachel Simonoff

LC941950.082

U.S. CONSUMER PRODUCT SAFETY COMMISSION
WASHINGTON, DC 20207

OFFICE OF COMPLIANCE
AND ENFORCEMENT

DIVISION OF
CORRECTIVE ACTIONS
Tel: 301-504-0608
FAX: ~~301-504-0359~~

DATE: 7/15/94 PAGES TRANSMITTED ____ + cover

TO: STEVE MEERS

TITLE: ATTY (SeaQuest)

OFFICE:

FAX #: 213-229-7520

FROM: J. DeMARCO

REMARKS: FAX 301-504-0359

NOTE: If all pages are not received, or if you have problems with this transmittal, please contact the person listed above.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BE TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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*** ACTIVITY REPORT ***
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TRANSMISSION OK

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CONNECTION TEL	912132297520
CONNECTION ID	
START TIME	07/19 09:01
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PAGES	4
RESULT	OK

Certified Mail/Telecopy

Steve Meiers, Attorney
Gibson, Dunn & Crutcher
333 So. Grand Ave.
Los Angeles, CA 92009

Re: CPSC RP940151
SeaQuest, Inc.
"Spectrum" SCUBA Diving Regulator

Dear Mr. Meiers:

Thank you for your telephone report of July 7, 1994 under section 15(b) of the Consumer Product Safety Act, as amended (CPSA), 15 U.S.C. § 2064(b). In your report, you indicated that SeaQuest "Spectrum" SCUBA diving regulators may have poppets in the HP (High Pressure) seats of the 1st stage of the regulator which could degradate seriously enough to cause a leakage or free-flow of air to the diver; in the worst scenario a novice diver could drown.

Enclosed for your information are the Consumer Product Safety Act and the Commission's regulation entitled, "Substantial Product Hazard Reports," 16 C.F.R. Part 1115. These documents explain the Commission's authority and policy with regard to products which may present substantial product hazards and also explain the firm's rights and obligations under the Act.

One of the responsibilities of the Compliance staff is to determine preliminarily whether a defect is present in a product and, if so, whether that defect rises to the level of a substantial product hazard as defined by section 15(a) of the Consumer Product Safety Act (CPSA), 15 U.S.C. § 2064(a).

Information Requested

For the staff to assess accurately the potential hazard associated with the firm's product, if any, it requires certain information from the manufacturer or importer of this product. **Please provide the "Full Report" information specified by 16 C.F.R. § 1115.13(d) (1-14) on pages 35,001-02 of the enclosed**

Federal Register notice. In your response, please reference each question number (1-14).

In addition to providing the information requested in 16 C.F.R. §1115.13(d) (1-14), paragraph 15 of the "Full Report" requests any additional information needed by the staff. **In accordance with paragraph 15 (see page 35,002), please also provide the following additional information:**

15a. Copies of all test reports, analyses, and evaluations, including premarket tests and reports of tests and any analyses related to the reported problem. Include the date and place such tests and analyses were conducted by or on behalf of the firm and the identity of the persons involved in the testing and analyses.

15b. Copies of all engineering drawings, engineering change notices and material specifications relevant to the identified problem.

15c. The identity of the person(s) who identified the potential problem, the date he/she identified the problem, any persons they notified, and the date of notification.

15d. Concerning the information specified by 16 C.F.R. §1115.13(d)(6), please include a copy of all safety related consumer or dealer complaints, warranty claims, reports of injury, and copies of all documents related to such complaints, claims and injuries. Please include, copies of all court complaints and related documents filed in or associated with lawsuits involving the product and a description of the resolution of those lawsuits, if any.

15e. Provide two samples of the product, including retail packaging and instructions for assembly and use. Also provide a sample of the "fix", if such has been made, with instructions to be given to consumers. If there is a cost associated with these samples, notify us prior to sending the samples. If it is easier to send drawings and the two types of HP seat poppets, that will be sufficient.

15f. A copy of the firm's catalog depicting the product.

If the consumer complaints and the other documents requested in Paragraph 15d above are unavailable, please indicate the reason for such unavailability, and provide a summary of the requested items containing the name, address and telephone number of the claimant, or the name address and telephone number of the plaintiff's attorney.

Staff Assessment

After receiving the firm's response, the Commission's Compliance staff will make a preliminary determination as to whether it believes the product presents a substantial product hazard. See 16 C.F.R. § 1115.12(a). Therefore, it is of primary importance that the firm now provide all of the requested information so that the staff can make an accurate assessment of the potential safety hazard associated with the product.

Information Disclosure

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

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

Continuing Obligation

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

The Division of Corrective Actions requests that the firm provide a response within 10 working days of your receipt of this letter. **Please reference the CPSC file number in your response.** If you seek assistance or if you have any questions, you may contact James A. DeMarco, Compliance Officer, Division of Corrective Actions, U.S. Consumer Product Safety Commission, 4330 East West Highway, Room 613, Washington, D.C. 20207-0001,

telephone: (301) 504-0608 x 1353. Thank you for your cooperation in reporting under section 15 of the Consumer Product Safety Act.

Sincerely,

Marc J. Schoem
Director
Division of Corrective Actions

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

cc: Consumer Product Safety Commission
Western Regional Center
600 Harrison Street
Room 245
San Francisco, CA 94107-1370

Bill Oliver, VP Sales
SeaQuest, Inc.
2151 Las Palmas Drive
Carlsbad, CA 92009

FILE

FOR OFFICIAL USE ONLY

DRAFT

Certified Mail/Telecopy

Steve Meiers, Attorney
Gibson, Dunn & Crutcher
333 So. Grand Ave.
Los Angeles, CA 92009

Re: CPSC RP940151
SeaQuest, Inc.
"Spectrum" SCUBA Diving Regulator

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