PHOTO #7: Photograph of the labeling on the replacement smoke detector's box.

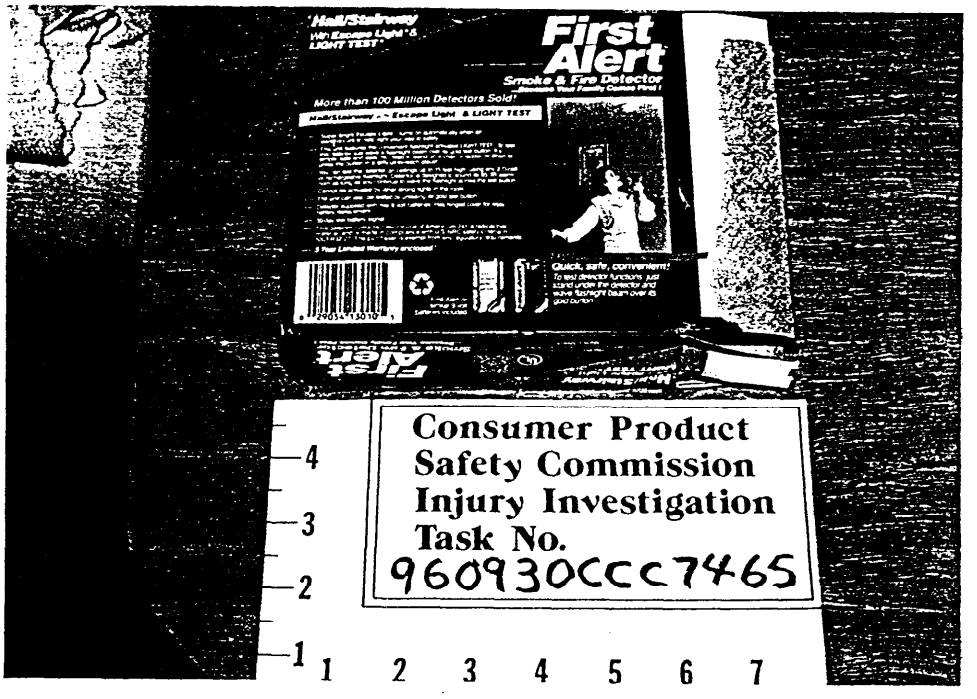

PHOTO #8: Photograph of the labeling on the back side of the replacement smoke detector's box.

EXHIBIT II

Indepth #960930CCC7465

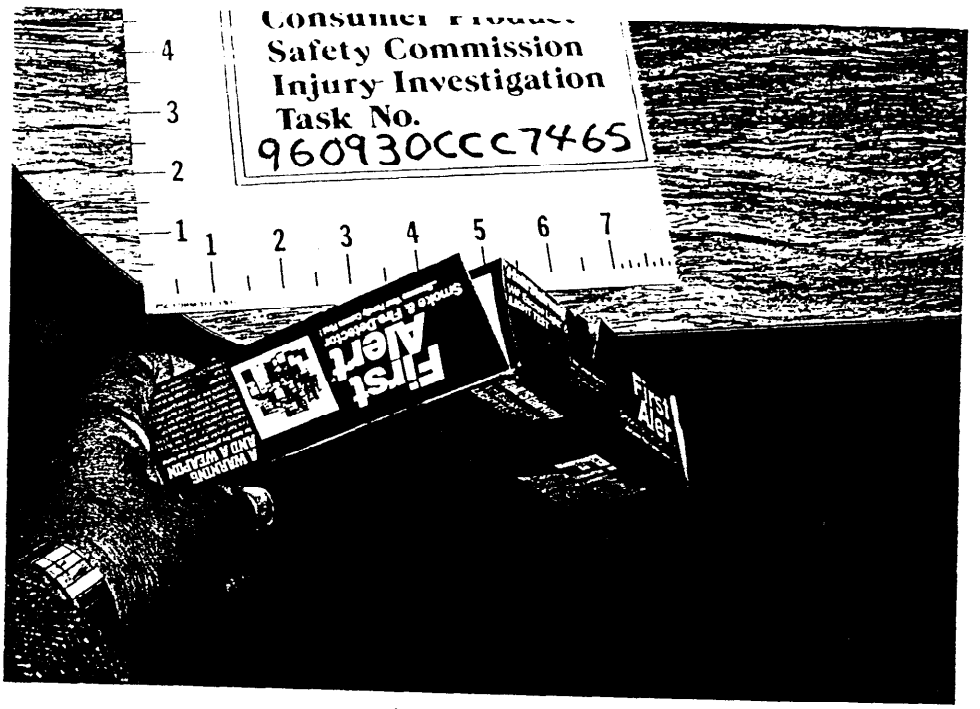

PHOTO #9: Photograph of some of the labeling on the sides of the box for the replacement smoke detector. This is the same box that is shown in PHOTOS #7 & #8.

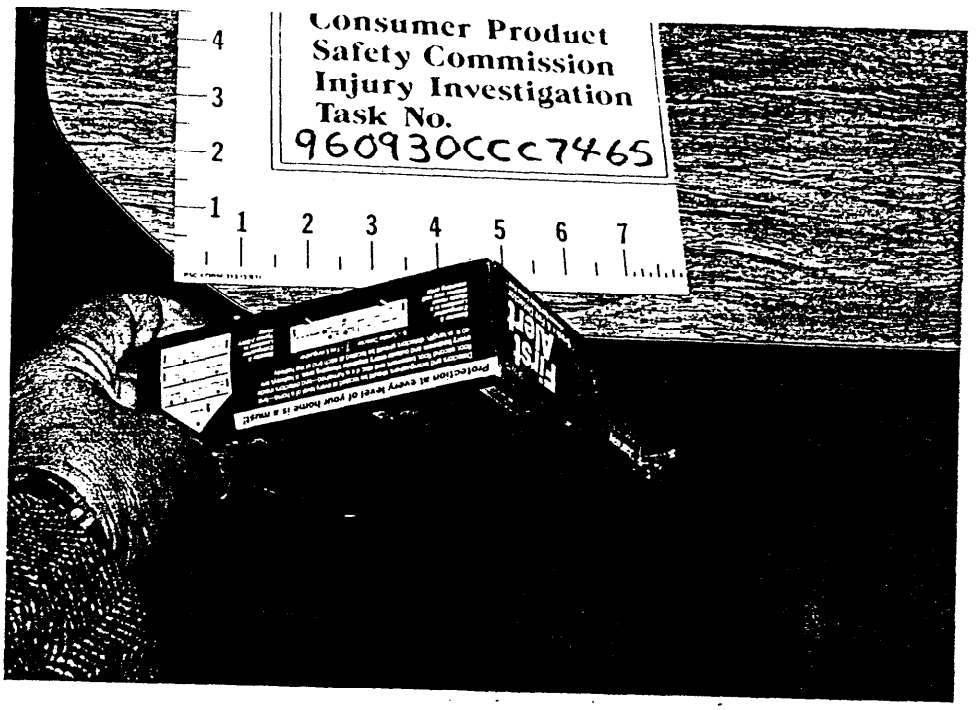

PHOTO #10: Photograph of the remainder of the labeling on the sides of the box, which is shown in PHOTOS #7, #8 & #9.

EXHIBIT II Indepth #960930CCC7465

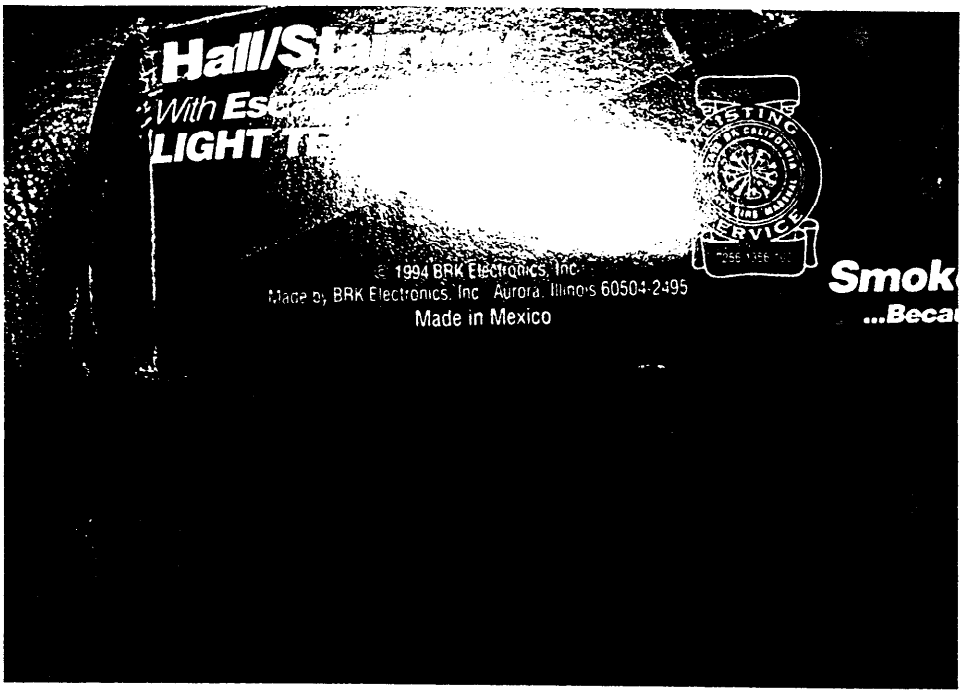

PHOTO #11: Close-up photograph of the manufacturer's identification label: "Made by BRK Electronics, Inc. Aurora, Illinois 60504-2495"; "Made in Mexico". The California State Fire Marshal's - Listing (#7256-1356-100) is also shown in this photograph. This is a close-up photograph of the replacement smoke detector's box.

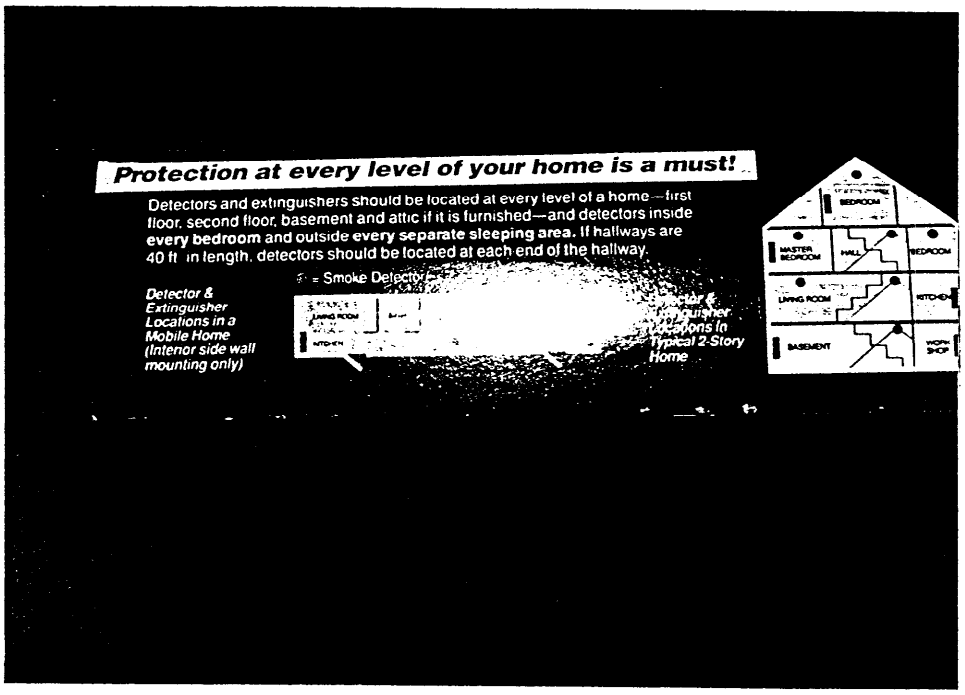

PHOTO #12: Close-up photograph of another portion of the replacement smoke detector's box.

EXHIBIT II Indepth #960930CCC7465

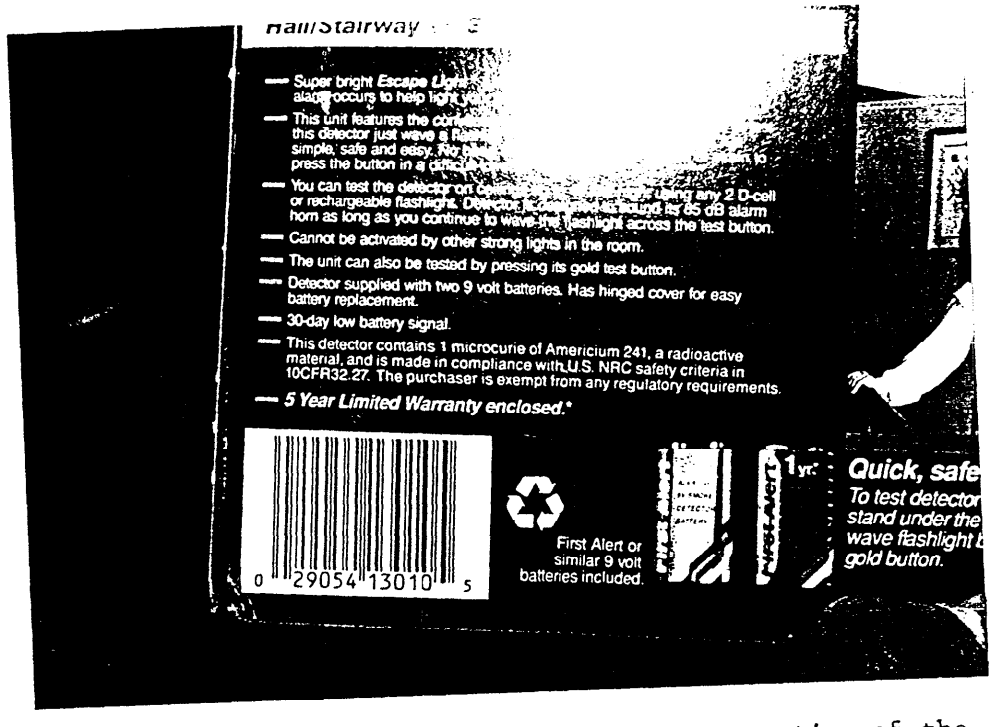

PHOTO #13: Close-up photograph of another portion of the replacement smoke detector's box.

EXHIBIT III Indepth #960930CCC7465

U.S. Consumer Product Safety Commission
SAMPLE COLLECTION REPORT

1. Sample Flag HQ CONTACT: C.A. CUMBERLAND, CCA	**2. Date Collected** 10/24/96	**3. Sample Type and Number:** 97-860-5061 ● Physical ○ Documentary	
4a Product Name SMOKE DETECTOR	**4b Model** SA150LT	**4c NEISS** 0702	**5. Assignment Number** 960930CCC7465
6. Complete for Import Samples Port of Entry: ____ Country of Origin: ____ Entry No. and Date: ____ Customs Contact: ____		**7. MIS** 32626 **9a Home RO** FOCR	**8. Hours** Activity 8, Travel 1 **9b Collecting RO** FOWR

10. Sample Cost $0.00	**11. Invoice Value of Lot** $0.00	**12. Size of Lot** 0 **Units** unt
13. Manufacturer/Importer # FIR002 First Alert Division of BRK 780 MCCLURE ROAD AURORA, IL 60504	**14. Shipper/Foreign Manufacturer** RETAILER: UNKNOWN	**15. Dealer/Import Broker** #FIR002 MARY POLLARD (CONSUMER) 464 WAR ADMIRAL AVE. SAN JOSE, CA 95111-2747

16. Supporting documents attached:
Invoice No. and Date: ____ Date Shipped: ____
Shipping Record and Date: ____
Affidavit Signer's name, title and date: NONE OBTAINED

17. Product Identification:
The smoke detector is the unit, which caught on fire at the consumer's home on September 6, 1996. It is circular in shape, and it measures roughly 6-1/4 inches in diameter and it extends out about 1-5/8

18. Reason for collection/analysis needed: ○ FHSA ● CPSA ○ FFA ○ PPPA ○ RSA
Sec.-15 IDI/Sample Request; Follow-up to complaint #H969100A.

19. Summary of Field Screening:
The consumer's son grabed the smoke detector, tearing it off of the wall, at the time the smoke detector first caught on fire. The son then threw this smoke detector into the toilet. He also disconnected

20. Sample size/Method of Collection:
The consumer provided this smoke detector CPSC, and the consumer is requesting that CPSC return the smoke detector to the manufacturer, First Alert (Division of BRK), Aurora, IL, when CPSC is finished

21. Identification on sample: " 97-860-5061 KGF 10/24/96 "	**22. Identification on seal and date:** "97-860-5061 Kenneth G. Felton 11/6/96 "
23a Sample delivered to: HQ-SAMP. CUST. VIA UPS	**23b Date** 11/7/96 **24. Report/Record Sent to:** FOCR

25. Laboratory/Office: LSHL___ LSEL___ CRM___ CCA X Other ____

26. Remarks:
The consumer does not remember where this smoke detector had been originally purchased. The consumer has received a replacement smoke detector from the manufacturer, First Alert (Division of BRK), and the

27. Related Samples: None.

28a Collector's name/title: Kenneth G. Felton Resident Investigator	**28b Collector's signature/date:**
29a Reviewer's name/title:	**29b Reviewer's signature/date:**

PRODUCT IDENTIFICATION

inches. The label on the back of this smoke detector states in-part: "First Alert"; "MODEL NO. SA150LT"; "FIRST ALERT 780 McCLURE ROAD, AURORA, IL 60504-2495".

FIELD SUMMARY

both 9 Volt batteries. The son then placed these batteries back into the smoke detector, but they are positioned upside down, so that these battery terminals cannot possibly make connections with the smoke detector's electrical circuit. Photographs of this smoke detector were taken.

METHOD OF COLLECTION

examining this unit. This smoke detector sample was kept in locked storage from 10-24-96 until it was prepared on 11-6-96. The fire damaged smoke detector was placed into a plastic bag, and a CPSC Bar Code Sticker label was placed on the plastic bag. "K.G.F. 10-24-96" was written on the CPSC Bar Code Sticker label. The smoke detector was then placed back into the shipping box, which the consumer provided. The sample was placed into a large plastic bag and this large plastic bag was officially sealed, as shown in item #22. The consumer also requests that a copy of her complaint (filed with CPSC), which she enclosed with the smoke detector be kept with the smoke detector when it is sent back to the manufacturer.

REMARKS

consumer requests that CPSC return the fire damaged smoke detector to First Alert upon completion of its examination, as the consumer had promised that she would return the fire damaged smoke detector to the manufacturer in exchange for a new smoke detector.

960930CCC7465

U.S. CONSUMER PRODUCT SAFETY COMMISSION	1. AREA OFFICE ADDRESS Western Regional Office 600 Harrison Street Room #245 San Francisco, CA 94107

2. NAME OF INDIVIDUAL	3. TITLE OF INDIVIDUAL	4. DATE
Mary Pollard	Consumer	10-24-96

5. FIRM NAME	6. SAMPLE NUMBER
	97-860-5001

7. NUMBER AND STREET	8. CITY AND STATE (Include Zip Code)
464 War Admiral Ave.	San Jose, CA 95111-2747

9. SAMPLES COLLECTED (Describe fully. List lot, serial, model numbers and other positive identification)

The following samples were collected by the Consumer Product Safety Commission pursuant to Section 27(f) of the Consumer Product Safety Act (15 U.S.C. 2076(f)) and/or Section 11(b) of the Federal Hazardous Substances Act (15 U.S.C. 1270(b)) and/or Sections 5(c) and (d) of the Flammable Fabrics Act (15 U.S.C. 1194(c) and (d)) and/or Section 704(c) of the Federal Food Drug and Cosmetic Act (21 U.S.C. 374(c)) [Authority for sample collections made in connection with the Poison Prevention Packaging Act of 1970 (15 U.S.C. 1471 et seq.)], and receipt for said samples is hereby acknowledged. Sections cited are quoted on the reverse side of this form.

one burned smoke detector, with the batteries
FIRST Alert
Model No. SA150LT
FIRST ALERT
780 Mc CLURE Road
AURORA, IL 60507-2495

This is the smoke detector that caught on fire on September 6, 1996 at my residence 464 WAR Admiral Ave, San Jose, California 95111

CONSUMER - Asks that CPSC send this fire damaged smoke alarm to First Alert, when it is finished with its analysis.

10. SAMPLES	11. SAMPLES WERE	12. COLLECTOR
a. AMOUNT RECEIVED FOR SAMPLE $ NO Charge Mary L. Pollard	☒ CONSUMER ASKS THAT THIS SAMPLE BE SENT TO FIRST ALERT FOR ANALYSIS	a. NAME (Print or type) Kenneth G. Felton
b. SIGNATURE (Person from whom sample received) Mary L. Pollard 1713 10-24-96	☐ BORROWED (To be returned)	b. SIGNATURE (When analysis is complete) Kenneth G. Felton

CPSC FORM NO. 163

RECEIPT FOR SAMPLES

960930CCC7465

CAC

CONSUMER PRODUCT INCIDENT REPORT

Region: WESTERN

1. NAME OF RESPONDENT Mary Pollard TC-2	2. PHONE NO. (HOME) (WORK) 408-629-0639 408-371-9580 x-338
3. STREET ADDRESS 464 War Admiral Ave.	4. CITY STATE ZIP CODE San Jose CA 95111-2747

5. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES
21-year-old grandson smelled something burning and found flames (height unknown) coming from smoke detector. Grandson threw water on detector, removed it from hallway wall and threw it into toilet to extinguish. There was a 2" diameter burn hole in 1 side of detector and wall in area of detector was scorched after incident. Smoke detector is UL listed #S1208.
-cont-

6. DATE OF INCIDENTS 9/6/96	7. IF INJURY OR NEAR MISS OBTAIN AGE/SEX 0 Y/N AND DESCRIBE INJURY: none	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME none RELATIONSHIP none
9. DESCRIPTION OF PRODUCT battery-operated smoke detector		10. BRAND NAME First Alert

11. MFR/DISTRIBUTOR NAME, ADDR. & PHONE unknown, assembled in Mex unknown unknown unknown First Alert unknown unknown	12. MODEL, SERIAL NUMBERS SA150LT 13. DEALER'S NAME, ADDRESS & PHONE unknown
14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES x NO IF YES, BEFORE OR AFTER THE INCIDENT? after DESCRIBE: damaged: 2" diameter burn hole in 1 side of detector	15. PRODUCT PURCHASED NEW x USED DATE PURCHASED '94 AGE 2 yrs. 16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: Consumer recalls: "Test on a regular basis to make sure alarm sounds."

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 09/10/96	21. RECEIVED BY (NAME & OFFICE) ldm/HL	22. DOCUMENT NO. H9690100A
23. FOLLOW-UP ACTION		24. PRODUCT CODE(S) 0702
25. DISTRIBUTION	26. ENDORSER'S NAME & TITLE CCH 9/10/1996	

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CPSC FORM 175 (9/89)

960930CCC7465

CONSUMER PRODUCT INCIDENT REPORT

Region:WESTERN

. NAME OF RESPONDENT ary Pollard	2. PHONE NO. (HOME) (WORK) 408-629-0639 408-371-9580 x-338 After 3:30 P/M
. STREET ADDRESS 64 War Admiral Ave.	4. CITY STATE ZIP CODE San Jose CA 95111-2747

. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES
1-year-old grandson smelled something burning and found flames (height nknown) coming from smoke detector. Grandson threw water on detector, emoved it from hallway wall and threw it into toilet to extinguish. There as a 2" diameter burn hole in 1 side of detector and wall in area of etector was scorched after incident. Smoke detector is UL listed #S1208.
-cont-

5. DATE OF INCIDENTS 9/6/96	7. IF INJURY OR NEAR MISS OBTAIN AGE/SEX 0 Y/N AND DESCRIBE INJURY: none	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME none RELATIONSHIP none
9. DESCRIPTION OF PRODUCT battery-operated smoke detector		10. BRAND NAME First Alert

11. MFR/DISTRIBUTOR-NAME, ADDR. & PHONE unknown, assembled in Mexico unknown unknown unknown First Alert unknown unknown	12. MODEL, SERIAL NUMBERS SA150LT 13. DEALER'S NAME, ADDRESS & PHONE unknown
14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES x NO IF YES, BEFORE OR AFTER THE INCIDENT? after DESCRIBE: damaged: 2" diameter burn hole in 1 side of detector	15. PRODUCT PURCHASED NEW x USED DATE PURCHASED '94 AGE 2 yrs. 16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: Consumer recalls: "Test on a regular basis to make sure alarm sounds."

17. HAVE YOU CONTACTED THE MANUFACTURER? (YES) NO x IF NOT, DO YOU PLAN TO CONTACT THEM? YES NO x OTHER? already did	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 09/10/96	21. RECEIVED BY (NAME & OFFICE) ldm/HL	22. DOCUMENT NO. H9690100A
23. FOLLOW-UP ACTION		24. PRODUCT CODE(S) 0702
25. DISTRIBUTION	26. ENDORSER'S NAME & TITLE CCH 9/10/1996	

960930 CCC7465

CONSUMER PRODUCT INCIDENT REPORT H9690100A

Narrative Continued

9/10/96 Consumer called and explained incident to distributor (name & title unknown), who was unaware of any similar incidents, requested detector for inspection and offered consumer a new replacement detector (unknown if identical). Consumer accepted offer and will send detector to distributor upon receipt of return mailing package.

Adult daughter installed detector as instructed.

Distributor phone #: 800-323-9005

CPSC Source: L/GOVT

960930CCC7465

If you have any changes, additions, or comments you wish to make concerning your attached report, please make them in the space below.

Sorry I made correction on incident report:
#17 - manufacture has been notified as you stated on second page.
As of this date we have not received another smoke alarm nor letter etc. I plan on continuing the pursuit of this as I feel it was a dangerous situation and the outcome, had no one been home, or at night and we were asleep, could have been disasterous. I also told person at CPSC that the alarm never sounded, even when alarm on fire. First Alert is suppose to be a "good brand" and I really feel someone should have followed up on this. The "what ifs...." could have been so different. I notified them 9-10-96 after 3 phone calls ~~that day~~. The party I spoke to @ First Alert was named Morrison, he called me @ 11:20 AM on 9-10-96 & also said a Beth Weber should be in touch with me.

I confirm that the information in the attached report (including any changes, additions, or comments I have made) is accurate to the best of my knowledge and belief.

Mary Pollard
Signature

9-29-96
Date

this was just filled out ~~based~~ as we have been on vacation

OVER

☐ I request that you do not release my name.

☐ You may release my name to the manufacturer but I request that you not release it to the general public.

☑ You may release my name to the manufacturer and to the public.

#2690100
87022

As of this date, we have not received any correspondence from First Alert, nor Smoke Detector promised by their Mr. Morrison.

960930CCC 7465

Mary Pollard

P.S.

#17 Am contacting them by mail this time, since their verbal "promise" was not fulfilled. When I spoke to the Fire Inspector in San Jose, the day of the incident, he advised me not to call First Alert, but write them. I did not hid his advice and he was correct, I should have written in the first place

EXHIBIT IV INDEPTH #960930CCC 7465

CAC

CONSUMER PRODUCT INCIDENT REPORT Region:WESTERN

1. NAME OF RESPONDENT Mary Pollard TC-2	2. PHONE NO. (HOME) (WORK) 408-629-0639 408-371-9580 x-338
3. STREET ADDRESS 464 War Admiral Ave.	4. CITY STATE ZIP CODE San Jose CA 95111-2747

5. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES
21-year-old grandson smelled something burning and found flames (height unknown) coming from smoke detector. Grandson threw water on detector, removed it from hallway wall and threw it into toilet to extinguish. There was a 2" diameter burn hole in 1 side of detector and wall in area of detector was scorched after incident. Smoke detector is UL listed #S1208.
-cont-

6. DATE OF INCIDENTS 9/6/96	7. IF INJURY OR NEAR MISS OBTAIN AGE/SEX 0 Y/N AND DESCRIBE INJURY: none	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME none RELATIONSHIP none
9. DESCRIPTION OF PRODUCT battery-operated smoke detector		10. BRAND NAME First Alert

11. MFR/DISTRIBUTOR NAME, ADDR. & PHONE unknown, assembled in Mexico unknown unknown unknown First Alert unknown unknown	12. MODEL, SERIAL NUMBERS SA150LT 13. DEALER'S NAME, ADDRESS & PHONE unknown
14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES x NO IF YES, BEFORE OR AFTER THE INCIDENT? after DESCRIBE: damaged: 2" diameter burn hole in 1 side of detector	15. PRODUCT PURCHASED NEW x USED DATE PURCHASED '94 AGE 2 yrs. 16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: Consumer recalls: "Test on a regular basis to make sure alarm sounds."

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 09/10/96	21. RECEIVED BY (NAME & OFFICE) ldm/HL	22. DOCUMENT NO. H9690100A
23. FOLLOW-UP ACTION		24. PRODUCT CODE(S) 0702
25. DISTRIBUTION	26. ENDORSER'S NAME & TITLE CCH 9/10/1996	

CPSC FORM 175 (9/89)

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EXHIBIT IV

INDEPTH #960930000746

CONSUMER PRODUCT INCIDENT REPORT

Region:WESTERN

. NAME OF RESPONDENT ary Pollard	2. PHONE NO. (HOME) (WORK) 408-629-0639 408-371-9580 x-338 After 3:30 PM
. STREET ADDRESS 64 War Admiral Ave.	4. CITY STATE ZIP CODE San Jose CA 95111-2747

. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES
1-year-old grandson smelled something burning and found flames (height nknown) coming from smoke detector. Grandson threw water on detector, emoved it from hallway wall and threw it into toilet to extinguish. There as a 2" diameter burn hole in 1 side of detector and wall in area of letector was scorched after incident. Smoke detector is UL listed #S1208.
-cont-

5. DATE OF INCIDENTS 9/6/96	7.IF INJURY OR NEAR MISS OBTAIN AGE/SEX 0 Y/N AND DESCRIBE INJURY: none	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME none RELATIONSHIP none
9. DESCRIPTION OF PRODUCT battery-operated smoke detector		10. BRAND NAME First Alert

11. MFR/DISTRIBUTOR-NAME, ADDR. & PHONE nknown, assembled in Mexico nknown nknown nknown First Alert unknown unknown	12. MODEL, SERIAL NUMBERS SA150LT 13. DEALER'S NAME, ADDRESS & PHONE unknown
14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES x NO IF YES, BEFORE OR AFTER THE INCIDENT? after DESCRIBE: damaged: 2" diameter burn hole in 1 side of detector	15. PRODUCT PURCHASED NEW x USED DATE PURCHASED '94 AGE 2 yrs. 16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: Consumer recalls: "Test on a regular basis to make sure alarm sounds."

17. HAVE YOU CONTACTED THE MANUFACTURER? (YES) NO x IF NOT, DO YOU PLAN TO CONTACT THEM? YES NO x OTHER? already did	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 09/10/96	21. RECEIVED BY (NAME & OFFICE) ldm/HL	22. DOCUMENT NO. H9690100A
23. FOLLOW-UP ACTION		24. PRODUCT CODE(S) 0702
25. DISTRIBUTION	26. ENDORSER'S NAME & TITLE CCH 9/10/1996	

EXHIBIT IV INDEPTH #960930CCC7465

CONSUMER PRODUCT INCIDENT REPORT H9690100A

Narrative Continued

9/10/96 Consumer called and explained incident to distributor (name & title unknown), who was unaware of any similar incidents, requested detector for inspection and offered consumer a new replacement detector (unknown if identical). Consumer accepted offer and will send detector to distributor upon receipt of return mailing package.

Adult daughter installed detector as instructed.

Distributor phone #: 800-323-9005

CPSC Source: L/GOVT

INDEPTH #960930CCC7465

U.S. Consumer Product Safety Commission

AUTHORIZATION FOR RELEASE OF NAME

Thank you for assisting us in collecting information on a potential product safety problem. The Consumer Product Safety Commission depends on concerned people to share product safety information with us. We maintain a record of this information, and use it to assist us in identifying and resolving product safety problems.

We routinely forward this information to manufacturers and private labelers to inform them of the involvement of their product in an accident situation. We also give the information to others requesting information about specific products. Manufacturers need the individual's name so that they can obtain additional information on the product or accident situation.

Would you please indicate on the bottom of this page whether you will allow us to disclose your name. If you request that your name remain confidential, we will of course, honor that request. After you have indicated your preference, please sign your name and date the document on the lines provided.

- [x] You are hereby authorized to disclose my name and address with the information collected on this case.
- [ ] My identity is to remain confidential.

Mary L Pollard — 10-24-96

(Signature) (Date)

CPSC Form 322 (7/83)