

1. Task Number 110328HCC2400		2. Investigator's ID 9104		<b>EPIDEMIOLOGIC INVESTIGATION REPORT</b>
3. Office Code 810	4. Date of Accident YR MO DAY 2010 04 17	5. Date Initiated YR MO DAY 2011 04 08		
6. Synopsis of Accident or Complaint UPC A six-month-old female victim was found unresponsive in her crib, lying between a nursery product and a bumper pad. Victim was transported to the hospital where she was pronounced dead shortly after her arrival. The autopsy listed diagnosis as probable positional asphyxia. Manner of death listed as accidental. Addendum added 3/7/2012.				
MFR/PRVLBR NOTIFIED COMMENTS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> OVERRULED; <input type="checkbox"/> ATTACHED <input checked="" type="checkbox"/> EXCISIONS/FOIA EXS. 3, 25, 6, 7(0) <input checked="" type="checkbox"/> DO NOT RE-NOTIFY <input type="checkbox"/> RE-NOTIFY				
7. Location (Home, School, etc) 1 - HOME		8. City HOMEWOOD		9. State AL
10A. First Product 1542 - Baby Mattresses Or Pads	10B. Trade/Brand Name [REDACTED]		10C. Model Number UNKNOWN	
10D. Manufacturer Name and Address [REDACTED]				
11A. Second Product 1542 - Baby Mattresses Or Pads	11B. Trade/Brand Name UNKNOWN		11C. Model Number UNKNOWN	
11D. Manufacturer Name and Address NONE				
12A. Hispanic or Latino 2 - No	12B. Race 1 - White Other:		12C. Race Source 3 - Official Document	
13. Age of Victim 206	14. Sex 2 - Female	15. Disposition 8 - Death	16. Injury Diagnosis 65 - Anoxia	
17. Body Part(s) Involved 85 - ALL OF BODY	18. Respondent 3 - 2nd Hand Info Only	19. Type of Investigation 2 - Telephone	20. Time Spent (Operational / Travel) 8 / 0	
21. Attachment(s) 9 - Multiple Attachments	22. Case Source 14 - Death Certificate		23. Sample Collection Number	
24. Permission to Disclose Name (Non NEISS Cases Only) <input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> Yes for Manuf. Only <input type="radio"/> Verbal <input type="radio"/> Written				
25. Review Date 06/01/2011	26. Reviewed By 9071		27. Regional Office Director [REDACTED]	
28. Distribution [REDACTED]			29. Source Document Number 1001014759	



This investigation was initiated as the result of a death certificate provided to the United States (US) Consumer Product Safety Commission (CPSC) by the state in which the incident occurred. The incident involved a 6-month-old-female who died as the result of probable positional asphyxia. The product involved was a nursery product.

This investigator spoke with the father of the victim on 5-20-2011 at 5:30 pm EST. I introduced myself, explained CPSC's mission and explained why I was contacting him. He stated it was difficult to talk about the death of his child. I asked if he knew the model number of product involved. He did not think he had the number. He stated the product had been recalled and asked why I was calling. I explained this agency wanted to see if the model number involved in the recall was the same as the one in the incident with his child. He further stated he knew they did not use the item correctly but it was dangerous. The fathers stated he look would around for the model number and call me back. He further stated if he did not call me back it was because it was just too difficult. He asked if I was the person who mailed him a letter, I said yes. He said I did not answer it but you are calling, I said yes.

Reports requested were medical records, fire/rescue reports with no response to either. The autopsy report was received (Exhibit 2). The police report request response was a letter from their attorney stating the report would not be released (Exhibit 3).

The autopsy was the only report received. The following information has been extracted from the autopsy report. The opinions in the report do not represent the opinion of CPSC or the manufacturer. The opinions are those of the MD performing the autopsy. On April 17, 2010 the victim, a 6-month-old female was found unresponsive in her crib, lying between a padded crib bumper and a foam device The victim was transported to a local hospital and pronounced dead shortly after her arrival at the emergency room. The victim was last seen alive on April 16, 2010 around midnight. The autopsy did not reveal any evidence of trauma, congenital anomaly, or disease to account for her death.

The autopsy further states "It is, therefore, our opinion, on the basis of the history, as well as the autopsy findings that the deceased came to her demise as a result of probable positional asphyxia. It is further our opinion that the manner of death is best classified as accident."

#### **PRODUCT IDENTIFICATION:**

There were two products referenced in the death certificate and subsequent autopsy, [REDACTED] and bumper pad. These products are in the custody of the police department who investigated the incident. Specifics of the products could not be discerned absent viewing. The [REDACTED] is a foam device designed to elevate a child's head and torso while sleeping. The bumper pad is a padded device which surrounds the inside of the crib to prevent injury. The victim was found unresponsive lodged between bumper pad and [REDACTED]

**RECALL:**

Recall #10-309 was issued on July 26, 2010 by the U.S. Consumer Product Safety Commission recalling one model of the [REDACTED] product (Exhibit 4). The date of this incident was April 17, 2010. The [REDACTED] named in incident was not available for investigation. The autopsy report lists details regarding the accessories of the product (Exhibit 2, Pages 8, 9, 10 & 11. The descriptive language used in regard to the [REDACTED] in the autopsy report was not the same descriptive language used in the recall notice. This investigator was unable determine if the incident model and recalled model were the same.

Appendix 35 – Structural Environment is not applicable. Appendix 46 – Nursery Products could not be completed due to lack of information.

Release of Name Authorization could not be obtained.

"On Friday, March 16, 2012, CPSC Investigator spoke with the investigating police officer. He stated that there were D rings in the foam. He remembered thinking the rings were so loose he wondered how they would hold the strap "in place." He stated all the items collected including the bedding was returned to the family.

**EXHIBITS:**

- 1-List of Contacts
- 2-Autopsy Report
- 3-Police Report Request Response
- 4-Recall [REDACTED]
- 5-Missing Document Report
- 6-Addendum paragraph from Supervisory Investigator

**List of Contacts**

**Children's Hospital  
1600 7<sup>th</sup> Avenue South  
Birmingham, AL 35233  
(205) 939-9100  
April 8, 2011**



**May 20, 2011**

 **MD**



**April 21, 2011**

**Homewood Police Department  
1833 29<sup>th</sup> Avenue South  
Homewood, AL 35209  
(205) 332-6204  
April 21, 2011**

**Homewood Fire and Rescue Service  
2850 19<sup>th</sup> Street South  
Homewood, AL 35209  
(205) 332-6154  
April 21, 2011**

JEFFERSON COUNTY CORONER  
MEDICAL EXAMINER OFFICE  
1515 South 6th Avenue  
Birmingham, Alabama 35233

NAME: [REDACTED]

AUTOPSY NO: [REDACTED]

DEATH: Date: 04/17/10

Hour: 0701

AUTOPSY: Date: 04/18/10

Hour: AM

AGE: 6 months RACE: White SEX: Female HEIGHT: 69 cm WEIGHT: 21 pounds

PATHOLOGIST: [REDACTED] M.D. DEPUTY CORONER Johnny Long

FINAL ANATOMICAL DIAGNOSIS

1. Moderate pulmonary congestion; moderate visceral congestion.
2. No evidence of trauma.
3. No congenital anomalies.

CAUSE OF DEATH: Probable positional asphyxia.

MANNER OF DEATH: Accident.

[REDACTED]

5-3-10

M. D.

UAB Pathology Fellow

*Robert M. Brissie*

Robert M. Brissie, M. D.  
Chief Coroner/Medical Examiner  
Of Jefferson County

RMB/Dr [REDACTED] jd



**RECEIPT OF THE DECEASED:** The deceased is received wrapped in a white sheet. The white sheet is removed to reveal the appearance of the deceased. The appearance of the deceased as she is received is documented photographically.

**DESCRIPTION OF ARTICLES OF CLOTHING AND APPAREL:** A green hooded wrap is received which extends across the front aspect of the abdomen around the right side of the deceased onto the back aspect of the deceased. The deceased is not wearing the latter article of clothing.

The deceased is wearing a white sleeveless sleeper with snaps. A blue printed inscription is present on the front upper aspect of the garment which comprises the notation [REDACTED] in addition to a blue print logo. The anterior-superior aspects of the sleeves appear to have been recently cut across and the cuts appear to be consistent with scissors type cuts. A group of crotch snaps are not snapped in position and a closure margin extending from the rear collar aspect of the garment has two snaps which are snapped into the closed position. This garment is otherwise unremarkable.

The deceased is also wearing a white [REDACTED] style article of linen which is appropriately affixed on the deceased. This article of apparel is marked by a few urine stains. It is otherwise unremarkable.



**EXTERNAL EXAMINATION:** The body is that of a white female with a height of 69 cm and a weight of 21 pounds. Examination of the deceased reveals anterior and posterior fixed lividity. Apparent blanched lividity is observed on the front aspect of the face. Drying artifact of the lips is observed. The deceased is in moderately well developed rigor mortis. Four cardiac pasties are also observed in addition to two defibrillation pads in locations documented on a body diagram. Examination of the head reveals the deceased to have medium length brown, slightly curly hair which has a longest estimated length approximating 5 inches. Examination of the eyes reveals prominent drying of the right sclera. The deceased has apparent blue-brown irides. The eyes are otherwise unremarkable. Notably, no petechial conjunctival or scleral areas of hemorrhage are observed. Examination of the nose and mouth does not reveal any remarkable findings with the exception of the aforementioned drying artifact of the lips. Notably, no injuries are observed. No unusual extraneous materials are present within the external auditory canals. The earlobes do not appear to have been pierced. The head is not otherwise remarkable. Photographs are taken to depict the front, sides, and rear aspects of the decedent's head and neck area. Examination of the neck does not reveal any remarkable findings. Notably, no curvilinear abrasions or other alterations or injuries are observed. Examination of the chest and abdomen does not reveal any remarkable findings. Examination of the external genitalia does not reveal any remarkable findings.

[REDACTED]

Notably, no injuries are observed. The anus is not remarkable. Notably, no injuries are observed. Examination of the lower extremities reveals a Children's Hospital identification tag on the decedent's left ankle in addition to a red "Biohazard" tag. A hospital identification bracelet is in position on the right ankle which is marked with appropriate hospital identifying information. A toe tag is affixed to the decedent's right ankle which is marked with the inscription [REDACTED] WF 6 mo [REDACTED] 1120;

[REDACTED] The lower extremities are otherwise unremarkable. Examination of the upper extremities does not reveal any remarkable findings. Examination of the back does not reveal any remarkable findings.

**INTERNAL EXAMINATION:** The skin and subcutaneous tissues of the anterior and lateral chest and the anterior and lateral abdomen are reflected laterally. No contusions are present in the subcutaneous tissues or underlying musculature. The sternum is removed in the usual fashion and the abdomen is opened. No abnormal accumulations of fluid are present in the hemithoraces, pericardial cavity, or peritoneal cavity. The skin and subcutaneous tissues of the anterior and lateral neck are reflected superiorly after the heart and brain are removed. No contusions are present in the subcutaneous tissues.

**REVIEW OF SYSTEMS:**

**NECK ORGANS:** The strap muscles of the neck are individually removed. No

[REDACTED]

contusions are present in the strap muscles of the neck. The tongue is reflected inferiorly. No bite marks or contusions are present in the muscles of the tongue or in the muscles surrounding the hyoid bone. The hyoid bone is intact without fractures or subluxations. No circumferential hemorrhages are present around the larynx. The laryngeal cartilages are intact.

**CARDIOVASCULAR SYSTEM:** The heart has a weight of 40.2 grams. Its epicardial surfaces are smooth and glistening. The coronary arteries appear to be distributed normally. No malformations of the great vessels are observed. Multiple sections through the myocardium do not reveal any remarkable findings. The endocardium and cardiac valves are not remarkable. The pulmonary artery arises from the heart in its usual fashion. No thrombi or emboli are present in the major branches of the pulmonary artery. The aorta arises from the heart in its usual fashion. This vessel is not remarkable. The major vessels arising from this structure arise in their usual fashion and their orifices are not significantly narrowed.

**PULMONARY SYSTEM:** The left and right lungs weigh 55.4 grams and 78.6 grams, respectively. Diffuse areas of mottling consistent with atelectasis are observed. No obstructing material is present in the larynx, trachea, major bronchi, or minor bronchi. No thrombi are present in the smaller branches of the pulmonary artery. On cut section congestion is observed. This system is otherwise unremarkable.



**GASTROINTESTINAL SYSTEM:** The esophagus, stomach, duodenum, jejunum, ileum, colon, and rectum are not remarkable. An appendix is present. The stomach contains an estimated 3 cc of tan mucoid material. This structure is otherwise unremarkable.

**HEPATOBIILIARY SYSTEM:** The liver has a weight of 323.9 grams. Its serosal surfaces are smooth and glistening. The gallbladder is not remarkable. No stones or other obstructing materials are present in the major ducts of the hepatobiliary system. On cut section congestion is observed. This organ is otherwise unremarkable.

**SPLEEN:** The spleen has a weight of 42.6 grams. On cut section this organ is not remarkable.

**ENDOCRINE SYSTEM:** The pituitary is not remarkable. The thyroid has a weight of 2.1 grams. On cut section this organ exhibits its usual maroon coloration and is not otherwise remarkable. The parathyroids are not identified. The adrenals have a combined weight of 4.6 grams. On cut section these organs are not remarkable. The pancreas has a weight of 13.4 grams. On cut section there is preservation of the usual lobular architecture and tan coloration. No obstructing material is present in the pancreatic duct. The ovaries are not remarkable for a female of the stated age.



**GENITOURINARY SYSTEM:** The renal arteries and veins are not remarkable. The left and right kidneys weigh 29.0 grams and 31.1 grams, respectively. On cut section congestion is observed. No stones or other obstructing materials are present in the pelves, calyces, ureters, or bladder. The ureters are not remarkable. The bladder is not remarkable. The external genitalia have been previously described. The vagina, uterus to include cervix, fallopian tubes, and ovaries as previously noted are unremarkable.

**CENTRAL NERVOUS SYSTEM:** The scalp is reflected in the usual fashion. No contusions of the scalp are observed. The skull cap is opened in the usual fashion and the brain is removed. The brain has a weight of 820 grams. Prominent congestion is observed. No epidural or subdural hemorrhage is observed. No areas of contusion of the brain or subarachnoid hemorrhage can be identified. Multiple sections through the cerebral hemispheres, cerebellum, and brainstem do not reveal any remarkable findings. No skull fractures are observed. The middle ears are entered. No apparent discharge is observed. The head is otherwise unremarkable. No fractures or areas of hemorrhage are observed in the cervical, thoracic, or lumbar vertebrae.

RMB/Dr. [redacted] jd

[REDACTED]

**ADDENDUM EXAMINATION (4/21/10; 10:30 AM):** Examined in the presence of [REDACTED] of the [REDACTED] are several items received which Mr. [REDACTED] has custody of in unlabeled plastic bags. The upper aspects of the bags have drawstrings which are drawn and tied into the closed positions.

Removed from one of the bags is a pink [REDACTED]. This item appears as item #1 on the [REDACTED] Property Inventory Report. The outer side and upper aspects of this item are covered with pink fabric with numerous raised rounded areas which comprise a diffuse pattern. The bottom aspect of this item is covered with white fabric. The area where the buttocks of a child would be expected to be located has an attached flap which widens to form an upper wider flap margin, each side of which has a female buckle assembly. On the inner side aspects of the [REDACTED] are two tabs, each of which has a respective male buckle attachment assembly. The aforementioned flap is not buckled into the closed position. When each upper side aspect of the flap is buckled into the closed position, the upper margin of the flap with ties inclusive has a circumference with a length approximating 29 inches. The inner aspect of this article of apparel attached to each clasp assembly is very loose. The appearance of this looseness as this item is manipulated is also documented photographically. Examination of the inner aspect of the [REDACTED] reveals white areas of bleaching in the area that would be expected to underlie the back of a baby and left side aspect of a

[REDACTED]

baby near the left side aspect of the [REDACTED] Examination of this item does not reveal any apparent froth or extraneous material having an appearance consistent with gastric contents or other unusual extraneous materials. This article is otherwise unremarkable. The appearance of this item is documented photographically with ruler in place.

Also examined are several other items which are removed from another black plastic bag which is unlabeled, although the upper aspect of the bag with drawstring is drawn and tied into the closed position as previously noted. These items correspond to items designated #2, #3, and #4 which appear on the [REDACTED] Property Inventory Report. Examined are four apparent foam pads consistent with crib bumpers. The apparent inner aspects of the pads are covered with pink fabric with numerous rounded designs which protrude from the apparent inner aspect of each pad. One side aspect of each of the long covered foam pads along its length is comprised of white fabric with pink polka-dots. The apparent outer side aspect of each pad opposite each pink side is covered with fabric with vertically oriented white, pink, and green stripes across each width. Each distal side width of each of the apparent foam pads has a tie which extends outward for a length estimated at 8 inches with vertically oriented white, pink, and green stripes across the widths which match the stripes covering the apparent outer side of each of the respective foam pads. Each of the pads has a length of

[REDACTED]

38 inches and a width approximating 11 inches. Two of the pads have two stitched crease areas which appear to be the type pads which may be used for lengthwise disposition on the side of a crib. The two other pads have three sewn creased areas which may be used for the head and foot of a respective crib. The apparent outer multicolored covered aspect of each pad has two ties, each of which matches the appearance of each of the end ties of each pad. The inner middle aspect of one of the apparent side pads is marked by an area of whitish irregular discoloration which has a maximal length approximating 2.0 inches and a maximal width approximating 1.1 inch which is located 2.6 inches from the base of the pad designated "B". The appearances of the aforementioned pads, which are designated "A", "B", "C", and "D", are documented photographically. Also removed from the latter bag and examined is a white form-fitting sheet with numerous pink polka dots. The form-fitting sheet is unremarkable and not marked by areas of apparent staining. The appearance of the sheet is also documented photographically. Also removed from the latter bag and examined is a white pillow. One of the side aspects of the pillow has a white covering and numerous pink and green embroidered floral style designs which extend around the covered pillow part of this item adjacent to the fringe. The fringe is comprised of pink and white lace-like material. The central aspect of the embroidered side of the pillow has a pink embroidered cursive inscription comprising the notation [REDACTED]. The other side of the pillow is covered with



white fabric. Examination of the pillow does not reveal any remarkable findings. Notably, the pillow is not marked by areas of apparent staining. The appearance of the pillow is documented photographically.

The examination is concluded on 4/21/10 at or about 10:55 AM.

RMB/jd

[REDACTED]

### CASE SUMMARY

An autopsy was performed on the body of [REDACTED] on 04/18/10 at the Jefferson County Coroner/Medical Examiner morgue after due authorization by the Jefferson County Coroner/Medical Examiner.

Autopsy revealed the presence of moderate pulmonary congestion and moderate visceral congestion. Evidence of trauma and congenital anomalies were not identified. Cultures of the lungs, spleen, and middle ears grew various types of bacteria. Given the lack of pneumonic infiltrate, the bacteria are considered to be contaminants. Blood cultures did not yield any growth of bacteria. Vitreous electrolyte studies were non-contributory. Toxicological analysis did not reveal the presence of ethanol in the decedent's blood. A drug screen performed on the urine for drugs of abuse was conducted with negative results.

The decedent was found unresponsive in her crib, lying between a padded crib bumper and a [REDACTED]. A [REDACTED] is a foam device designed to elevate a child's head and torso while sleeping. Autopsy did not reveal any evidence of trauma, congenital anomaly, or disease to account for her death.

It is, therefore, our opinion, on the basis of the history, as well as the autopsy findings and toxicological findings that the deceased [REDACTED] came to her demise as a result of probable positional asphyxia. It is further our opinion that the manner of death is best classified as accident.

[REDACTED] MD 5.3.10  
[REDACTED] M. D.  
UAB Pathology Fellow

Robert M. Brissie, M.D.  
Robert M. Brissie, M. D.  
Chief Coroner/Medical Examiner  
Of Jefferson County

RMB/Dr. [REDACTED] jd

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Jefferson County Coroner/Medical Examiner Office  
Case No. [REDACTED]  
Name [REDACTED]  
R.S.A. WF 6 MO.  
Date: 04-18-10 DOB: [REDACTED]  
Pathologist: RMB/JL

JEFFERSON COUNTY CORONER/  
MEDICAL EXAMINER OFFICE

HEAD CIR. - 43.5 cm  
CHEST CIR. - 44.3 cm  
ABDOMEN CIR. - 44.3 cm  
CROWN/RUMP - 47.0 cm  
CROWN/HEEL - 22.0 cm  
FOOT LENGTH - 10.1 cm  
WEIGHT - 21 lbs.  
HEIGHT 69 cm

*prominent dryis  
& sized eye*  
*blanching of  
lividity of  
anterior aspect  
of face; dryis  
artificial of lips;  
no injury observed*

*attendant* POST. FIXED LIVIDITY  
*moderate* RIGOR  
O - CARDIAC PASTIE

ECG DEFIBRILLATION  
PADS

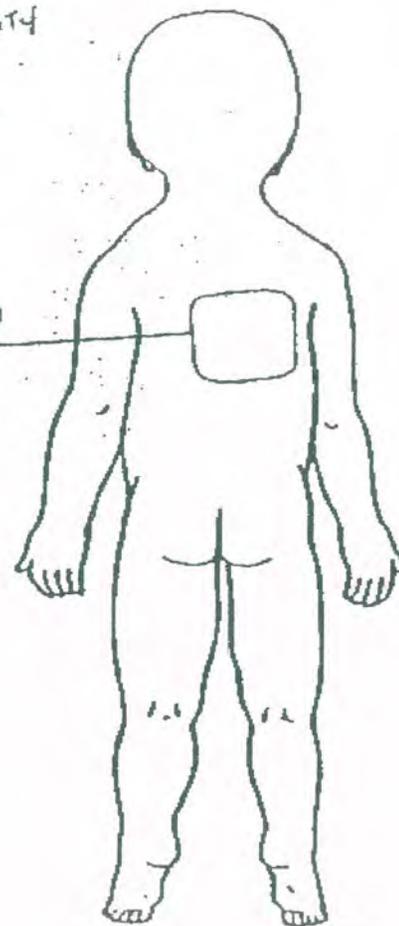
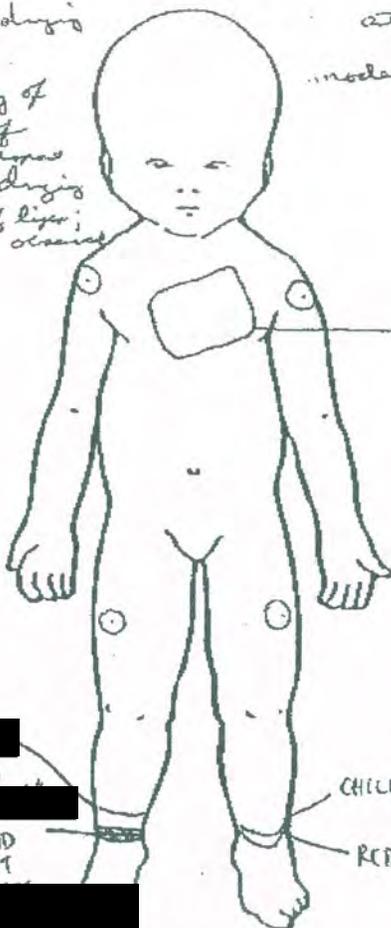
TOE TAG:

[REDACTED]  
WF 6 mo; 04-17-10;  
1120; [REDACTED]

HOSPITAL ID  
BRACELET  
MR# [REDACTED]  
PI# [REDACTED]

CHILDREN'S HOSPITAL  
TIE TAG

RED "BIOHAZARD" TAG



CORONER

2059303595

10:02

04/21/2011

04/21/2011 12:04PM (GMT-04:00)

**UAB**The University of Alabama at Birmingham  
Department of Pathology  
Division of Forensic Pathology  
Toxicology Section

**TOXICOLOGICAL ANALYSIS REPORT**

NAME: [REDACTED] CASE NO: [REDACTED]

RECEIVED FROM: Jefferson County Medical Examiner Dr. [REDACTED]

RECEIPT DATE: 4/19/10 REPORT DATE: 4/22/10

**ANALYSIS OF SPECIMENS REVEALED THE FOLLOWING:**

SPECIMEN	ANALYSIS	METHOD	RESULTS*
Blood	Ethanol	GC	ND
Urine	DA	Emit	NDD

- DA = Drugs of abuse (Amphetamine, Barbiturates, Benzodiazepines, Cocaine M (Cocaine Metabolite), Opiates, Propoxyphene, Tricyclic Antidepressants, Methadone)
- NA = Not analyzed
- ND = Not detected
- NDD = No drugs detected
- P = Present, not quantified
- QNS = Quantity not sufficient for analysis
- \*Units = Alcohol and Volatiles, gm/dL; Blood, mg/L; and Tissue, mg/kg.

[REDACTED]  
[REDACTED] Ph.D., DNBCC  
Director, Forensic Toxicology

**RECEIVED**  
APR 22 2010

Office of Coroner/Medical Examiner  
Jefferson County, Alabama

Case No. [REDACTED]

Jurisdiction: <sup>Copy</sup> Assumed D.C. signed by: Dr. [REDACTED]

Exam: Autopsy

Called by: [REDACTED] 4/17/2010 0815  
Date Time

Scene: No Arrived on scene

Division: Birmingham Family Notified: Yes To CGH: Yes

Deceased: [REDACTED] 6mo White Female  
Age Race Sex

Tentative/AKA: first middle last

Address: [REDACTED] Infant  
Date of Birth Occupation Soc Sec No.

Next of Kin1: [REDACTED] Relationship: Father

Next of Kin2: [REDACTED] Relationship: Mother  
first middle last

NoK address1: SAD telephone: [REDACTED]

NoK address2: SAD telephone: [REDACTED]

Place of Death: Children's Hospital E. R. 35233 4/17/2010  
Zip Code Date Time

Last seen alive: The night before she was found 4/17/2010 1201  
Date Time

Place of Injury: Zip Code Date Time

How Injured: On Job Death:

Police Agency: [REDACTED] Agency No. [REDACTED] Officer: [REDACTED] Detective: [REDACTED]

Evidence: Ev Tech: [REDACTED]

Property:

Identified by: [REDACTED] Where identified: Scene

Pronounced by: Dr. [REDACTED] 4/17/2010 0701  
Date Time

Pathologist: Dr. [REDACTED] Condition of premises: Hospital E. R.

Rigor mortis: Livor mortis: Positional Body temp:

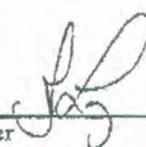
Hospital No. Gun type:

Disposition/

Funeral Home: Per: Relationship:

Released by: Date Time

Remarks:

Deputy Coroner  Johnny Long

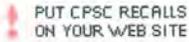
Printed 4/17/2010 1:26 PM

Office of Coroner/Medical Examiner  
Jefferson County, Alabama

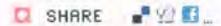
Case No. [REDACTED]

Particulars surrounding death *copy*

According to Police the decedent was found lying in her crib on her right side, between the padded interior border of her crib and a [REDACTED] that was in the crib with her. The decedent [REDACTED] a 6-month old white female, was found unresponsive and was transported via emergency vehicle to Children's Hospital. The decedent was pronounced dead shortly after her arrival to the emergency room. With the exception of reflux disease, the decedent had no prior known medical ailments. The decedent's parents used the [REDACTED] (see attached) to elevate the decedent's head while she slept. The decedent was last seen alive around midnight the night before she was found. There were no x-rays or admission blood taken in Children's E. R. Records from Children's was to be sent with the decedent to [REDACTED] Morgue. Additionally birth records on the decedent were subpoenaed from Brookwood Medical Center. A copy of the police report along with any photo's will be forwarded to this office. Jurisdiction was assumed and the decedent was brought to [REDACTED] Morgue for examination, by Steel City Transports. *[Signature]*



# NEWS from CPSC



## U.S. Consumer Product Safety Commission

Office of Information and Public Affairs

Washington, DC 20207

FOR IMMEDIATE RELEASE

CPSC Recall Hotline: (800) 638-2772  
CPSC Media Contact: (301) 504-7908

WASHINGTON, D.C. - The U.S. Consumer Product Safety Commission (CPSC), in cooperation with [REDACTED], is announcing the voluntary recall of 30,000 [REDACTED] portable baby recliners. CPSC is investigating a report of a 4-month-old girl from Royal Oak, Mich. who died in a [REDACTED] that was being used in a crib. According to preliminary reports, the infant was in her harness and found hanging over the side of the product, caught between the [REDACTED] and the crib bumper.

CPSC and [REDACTED] are aware of one other incident in which an infant became entrapped when the [REDACTED] was used in a crib, contrary to the product instructions. In that incident, the infant fell over the side of the [REDACTED] despite being harnessed in, and was caught between the baby recliner and the side of the crib. The infant sustained a cut to the forehead.

CPSC and the firm have received 22 reports of infants, primarily younger than 5-months-old, hanging or falling out over the side of the [REDACTED] despite most of the infants being placed in the harness. One infant received a bruise as a result of hanging over the side of the product.

Infants can partially fall or hang over the side of the [REDACTED] even while the harness is in use. This situation can be worse if the [REDACTED] straps, located inside the [REDACTED] cover are not properly attached to the "D"-rings located on the foam, or if consumers are using the first generation model [REDACTED] that was sold without "D"-rings.

In addition, if the [REDACTED] is placed inside a crib, play yard or other confined area, which is not a recommended use, the infant can fall or hang over of the side of the [REDACTED] and become entrapped between the crib side and the [REDACTED] and suffocate.

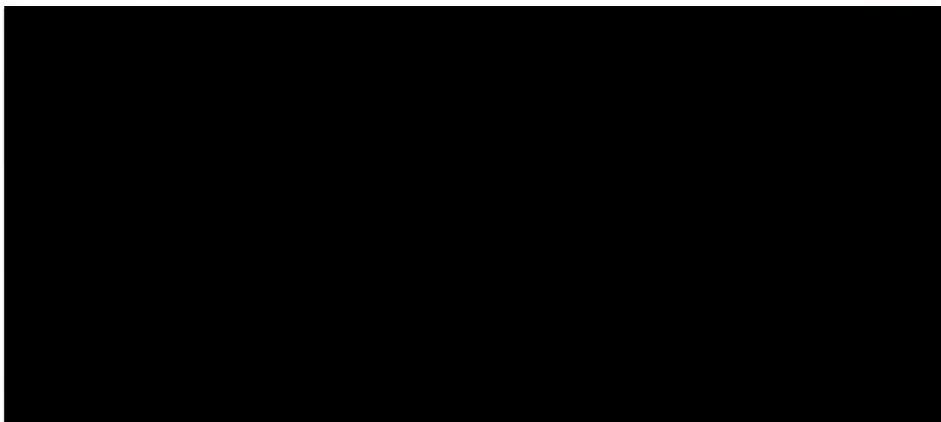
Likewise, if the [REDACTED] is placed on a table, countertop, or other elevated surface and a child falls over the side, it poses a risk of serious head injury. **Consumers should always use the [REDACTED] on the floor away from any other products.**

The [REDACTED] is a portable recliner designed for sleeping, resting and playing. The recliner includes a foam base with an inclined indentation for the infant to sit in and a fitted fabric cover and a three point harness. The first generation model of the [REDACTED] can be identified by the absence of "D"-rings in the foam base. In second generation models, the harness system has "D"-rings in the foam base and [REDACTED] straps inside the fitted fabric cover.

The recalled [REDACTED] were sold at toy and children's retail stores nationwide and online, including at [REDACTED] from January 2009 through July 2010 for about \$130.

The recalled product was manufactured in the United States and China.

Consumers with a first generation [REDACTED] models, without "D"-rings, should stop using the recalled baby recliners immediately and contact the firm to receive an \$80 coupon towards the purchase of a new [REDACTED] with free shipping. Consumers with a second generation [REDACTED] model, with "D"-rings, should immediately stop using the product until they are able to visit the firm's website to obtain new product instructions and warnings. Consumers will also view an important instructional video to help consumers ensure the harness is properly fastened. Consumers who are unable to view the video or new instructions online, should contact the firm to receive free copies by mail. For more information, contact [REDACTED] toll-free at [REDACTED] between 9 a.m. and 5 p.m. ET Monday through Friday or visit the firm's website at [REDACTED].

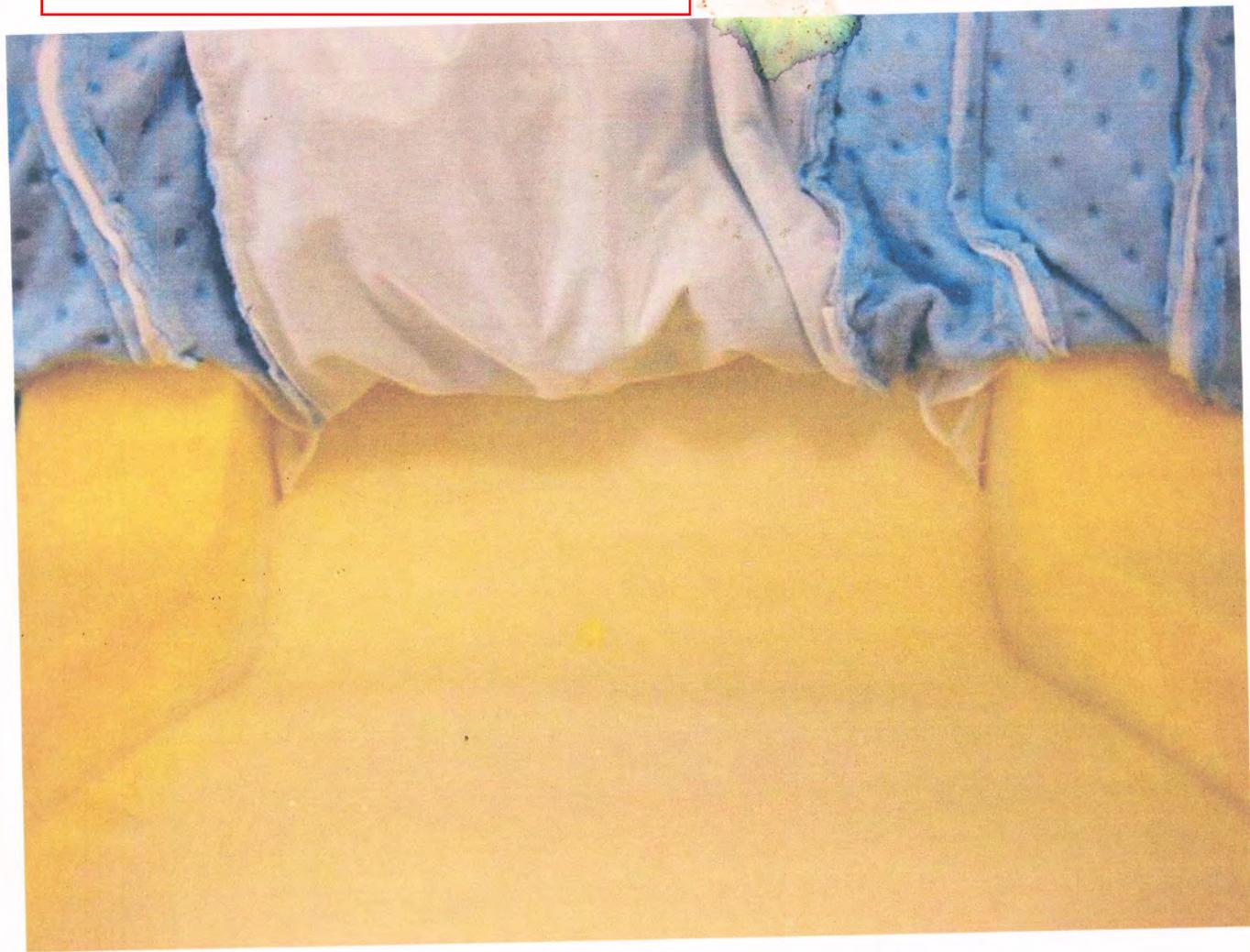


Always use the [redacted] on the floor  
away from any other products



Outside Cover View

Exhibit 4 110328HCC2400 3/5



RIGHT [redacted] straps properly secured through the "D"-rings

Exhibit 4

110328HCC2400

4/5



**WRONG:** straps NOT properly secured through "D"-ring

Exhibit 4 110328HCC2400 5/5



**INCORRECT USE:** Photo of re-enactment of doll falling over side of [REDACTED] placed in crib. Placing [REDACTED] inside of a crib is **NOT** the recommended use of the product. Always place [REDACTED] on the floor away from other products.

[REDACTED] safety tips:

- Do not use [REDACTED] in cribs, play yards, or near any other adjacent entrapment surface
- Only use [REDACTED] on the floor away from other products
- Secure [REDACTED] traps through the "D"-rings every time cover is replaced

CPSC is still interested in receiving incident or injury reports that are either directly related to this product recall or involve a different hazard with the same product. Please tell us about it by visiting [www.saferproducts.gov](http://www.saferproducts.gov)

The U.S. Consumer Product Safety Commission is charged with protecting the public from unreasonable risks of injury or death from thousands of types of consumer products under the agency's jurisdiction. The CPSC is committed to protecting consumers and families from products that pose a fire, electrical, chemical, or mechanical hazard. The CPSC's work to ensure the safety of consumer products - such as toys, cribs, power tools, cigarette lighters, and household chemicals - contributed significantly to the decline in the rate of deaths and injuries associated with consumer products over the past 30 years.

To report a dangerous product or a product-related injury, call CPSC's Hotline at (800) 638-2772 or CPSC's teletypewriter at (301) 595-7054. To join a CPSC e-mail subscription list, please go to <https://www.cpsc.gov/cpsclist.aspx>. Consumers can obtain recall and general safety information by logging on to CPSC's Web site at [www.cpsc.gov](http://www.cpsc.gov).

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**Task No.** 110328HCC2400 \_\_\_\_\_

**Date:** 5-20-2011 \_\_\_\_\_

### STATUS OF MISSING DOCUMENT (S)

**The official records were requested for this investigation report but could not be obtained.**

**1.** Police Report Addendum added 3/7/2012 \_\_\_\_\_

**2.** Fire and Rescue Report \_\_\_\_\_

**3.** Medical Records \_\_\_\_\_

**4.** \_\_\_\_\_

**5.** \_\_\_\_\_

**Date:** 5-20-2011 \_\_\_\_\_ **Investigator No:** 9104 \_\_\_\_\_

**Regional office:** \_\_\_\_\_ **Supervisor No:** \_\_\_\_\_