UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

In the Matter of BABY MATTERS LLC, Respondent.	)	CPSC DOCKET NO. 13-1

LIST AND SUMMARY OF DOCUMENTARY EVIDENCE

Pursuant to 16 C.F.R. § 1025.11(b)(3) of the Commission's Rules of Practice for Adjudicative Proceedings, the following is a list and summary of documentary evidence supporting the charges in this matter. Complaint Counsel reserves the right to offer additional evidence during the course of the proceedings.

1. Claims, complaints, medical records, and reports concerning incidents involving the Nap Nanny® and Nap Nanny® Chill™ infant recliners (Subject Products) and similar products.
2. Communications from consumers regarding their purchase of the Subject Products for infants, including their attention to, and understanding of, the Subject Products' warnings, labeling, and instructions for use.
3. Documents evidencing the product warnings, labeling, and packaging since the introduction of Nap Nanny® products in 2009.
4. Advertisements, marketing, and promotional materials for Nap Nanny® products, including print and Web media, since 2009.
5. Correspondence between Respondent and CPSC staff regarding failure of the harness

system and inadequacy of instructions and labeling in the Subject Products and subsequent changes by Respondent to marketing, warnings, and instructions regarding the Subject Products.

6. CPSC Product Safety Assessments from the Directorate for Engineering Sciences, the Directorate of Economic Analysis, the Division of Health Sciences, and the Division of Human Factors concerning the Subject Products.

7. Documentary evidence regarding changes to the packaging, labeling, and instructions of the Subject Product since 2009.

8. Technical records, technical analyses, and evaluations of the Subject Products conducted by or for Respondent.

9. Technical records, technical analyses, and evaluations of the Subject Products and similar products, and summaries thereof, from outside expert witnesses retained by CPSC staff for the purposes of litigation.

10. Information provided by Respondent to Commission staff pertaining to the Subject Products.

11. Public notices issued by the Commission regarding the Subject Product and similar products.

12. Information provided by consumers pertaining to any products liability, personal injury, wrongful death, or other lawsuits filed against Respondent in connection with the Subject Products.

Dated this 4th day of December, 2012.

Mary Murphy
Assistant General Counsel

Division of Compliance
Office of the General Counsel
U.S. Consumer Product Safety Commission
Bethesda, MD 20814
Tel: (301) 504-7809

Kelly Moore, Trial Attorney
Complaint Counsel for
U.S. Consumer Product Safety Commission
Bethesda, Maryland 20814
Tel: (301) 504-7447