

In re Zen Magnets CPSC 12-2
Respondent's Exhibit C

Boyd Edwards

July 22, 2014

In the matter of: Zen Magnets, LLC; Star Networks USA, LLC

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1 UNITED STATES OF AMERICA
2 CONSUMER PRODUCT SAFETY COMMISSION
3

4 - - - - -x

5 : CPSC Docket No. 12-2

6 In the Matter of : CPSC Docket No. 13-2

7 :

8 ZEN MAGNETS, LLC : Hon. Dean C. Metry

9 STAR NETWORKS USA, LLC :

10 :

11 Respondents. :

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14 DEPOSITION OF BOYD EDWARDS

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17 Bethesda, Maryland

18 Tuesday, July 22, 2014

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21 REPORTED BY:

22 CARMEN SMITH

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1 Deposition of BOYD EDWARDS, called for
2 examination pursuant to notice of deposition, on
3 Tuesday, July 22, 2014, in Bethesda, Maryland, at
4 the Consumer Product Safety Commission, 4330
5 East-West Highway, 4th Floor, at 10:21 a.m., before
6 CARMEN SMITH, a Notary Public within and for the
7 District of Columbia, when were present on behalf of
8 the respective parties:

9

10 RAY M. ARAGON, ESQ.

11 DANIEL VICE, ESQ.

12 U.S. Consumer Product Safety Commission

13 4330 East-West Highway, Suite 702

14 Bethesda, Maryland 20814-4408

15 301-504-7809; Fax: 301-504-0403

16 raragon@cpsc.gov

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18 Complaint Counsel for U.S. Consumer Product

19 Safety Commission

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-- continued --

1 APPEARANCES (Continued):

2

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9 On behalf of Respondents Zen Magnets and

10 Star Networks USA

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13 ALSO PRESENT: SHIHAN QU

14 ROBERT HOLUP

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1 P R O C E E D I N G S

2 Whereupon,

3 BOYD EDWARDS

4 was called as a witness and, having first been duly
5 sworn, was examined and testified as follows:

6 EXAMINATION

7 BY MR. ARAGON:

8 Q Dr. Edwards, my name is Ray Aragon. I'll
9 be asking you some questions this morning. Would
10 you please state your full name and address.

11 A Boyd Edwards, 921 North 2000 West, Vernal,
12 Utah 84078.

13 Q Is there any reason why you cannot give
14 full and accurate testimony this morning?

15 A No.

16 Q You've been identified as a potential
17 expert by counsel for Zen Magnets. Do you intend to
18 offer expert opinions in this litigation?

19 A Yes.

20 Q Please give me the subjects of the expert
21 opinions that you'll be offering in this litigation.

22 A I will offer my opinion about the

1 Q All right. Now, Mr. Aragon asked you a
2 whole series of questions regarding the data upon
3 which you relied and its reliability, its underlying
4 reliability.

5 And you have been conducting experiments
6 and doing educational matters for years, correct,
7 decades, at least a couple of decades?

8 A Yes.

9 Q Now, based on your experience -- I'm going
10 to ask this question a different way than he did.
11 Based on your experience, can you think of reasons
12 why your conclusion about the utility of magnets in
13 a classroom, whether it's physics, biology, math --
14 why we shouldn't rely on what your conclusions have
15 been?

16 A No.

17 Q And in your experiments in physics, for
18 example, have you relied on the -- on anecdotal
19 evidence presented by other people as part of your
20 work in the past?

21 A As part of this report or work --

22 Q No, in general. Your work as a physicist.

1 Have you at times relied upon anecdotal evidence of
2 other people's findings or experiments themselves?

3 A Yes. That's what science is all about.
4 You base -- you make headway on a problem based on
5 the contributions of others.

6 Q And in discerning which comments -- for
7 example, you relied in part on comments that you
8 found -- first of all, where did you find the
9 comments that you rely upon that you identify in
10 your appendix, and I think it's appendix A? Where
11 did you find those comments?

12 A I found them in three different places
13 listed on page 15. Letters written to legislators,
14 comments made during the public comment period and
15 comments made by signers of a petition.

16 Q Okay. Let me ask it more specifically.
17 How did you actually get the comments? Was it
18 online?

19 A Online.

20 Q Was it easy to find?

21 A Yes.

22 Q Was it in the public domain?