

UNITED STATES OF AMERICA  
CONSUMER PRODUCT SAFETY COMMISSION

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In the matter of  
MAXFIELD AND OBERTON HOLDINGS, LLC  
ZEN MAGNETS, LLC  
STAR NETWORKS, LLC  
CRAIG ZUCKER,  
(CONSOLIDATED)

CPSC DOCKET NO. 12-1  
CPSC DOCKET NO. 12-2  
CPSC DOCKET NO. 13-1

Respondents.

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**RESPONDENT ZEN MAGNETS, LLC'S AND RESPONDENT STAR NETWORKS,  
LLC'S JOINT STATUS REPORT CONCERNING DISCOVERY**

Respondents Zen Magnets, LLC, and Star Networks, LLC (Zen and Star) submit this the status report pursuant the Court's orders dated April 1,2014and April 3,2014 requesting an update on the status of discovery.

**I. Completed Discovery**

A. Zen and Star have not served any discovery requests upon Complaint Counsel to date, awaiting review of responses to discovery requests made by Complaint Counsel on Mr. Zucker, and Complaint Counsel's responses to requests made by Mr. Zucker. This is being done to avoid duplicate discovery.

B. Complaint Counsel has served Zen and Star with Interrogatories, Requests for Production of Documents and Requests for Admissions, to which Zen and Star have served responses.

C. Zen and Star are expecting to join in the depositions sought to be taken by Mr. Zucker and it is the understanding of counsel for Zen and Star that Complaint counsel wishes to take depositions of Zen and Star's experts and of the principals of Zen and Star. Counsel for Zen and However, no motion to date has been filed either by Zen and Star or by Complaint Counsel.

D. As noted in Mr. Zucker's status report, there is to be a joint phone conference on April 10, 2014 and it is the understanding of counsel for Zen and Star that the issue of depositions will be discussed in that conference. Thereafter specific motions for taking of depositions will likely be filed.

**II. Pending Motions and Applications**

Zen and Star have no pending motions at this time. Nor are there any pending motions by Complaint Counsel concerning Zen and Star.

### **III. Other Matters Relating to Discovery**

As noted in Mr. Zucker's status report, Complaint Counsel has proposed producing three named witnesses and "expert testimony" to cover some of the topics proposed by Mr. Zucker, and has indicated it believes some of the topics proposed by Mr. Zucker for deponents are not relevant to this proceeding. Counsel for Zen and Star will attempt to determine from Complaint Counsel in advance of filing a motion for depositions what areas counsel can agree on to attempt to streamline the depositions. If counsel cannot work that out and file a joint motion for depositions, then counsel for Zen and Star will have to file a motion upon which the Court can rule.

Also as noted in Mr. Zucker's status report, Complaint Counsel has scheduled a telephone conference call to confer regarding the pending motions to compel filed by Mr. Zucker and Complaint Counsel, and counsel for Zen and Star will participate in that conference to listen to the issues raised by the motions to compel and as noted above, see if we cannot come to some resolution regarding taking depositions.

Done this 7<sup>th</sup> day of April, 2014.

RESPECTFULLY SUBMITTED,

THE LAW OFFICES OF DAVID C. JAPHA, P.C.



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### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 7th day of April, 2014, I served copies of Respondents Zen's and Star's Status Report by the service method indicated:

Original and three copies by U.S. mail, and one copy by electronic mail, to the Secretary of the U.S. Consumer Product Safety Commission:  
Todd A. Stevenson  
Secretary  
U.S. Consumer Product Safety Commission

4330 East West Highway  
Bethesda, MD 20814  
tstevenson@cpsc.gov

One copy by U.S. mail and one copy by electronic mail to the Presiding Officer for *In the Matter of Maxfield and Oberton Holdings, LLC*, CPSC Docket No. 12-1; *In the Matter of Zen Magnets, LLC*, CPSC Docket No. 12-2, and *In the Matter Of Star Networks UA, LLC*, CPSC Docket No. 13-2:

The Honorable Dean C. Metry  
U.S. Coast Guard  
U.S. Courthouse  
601 25th Street, Suite 508A  
Galveston, TX 77550  
[Janice.M.Emig@uscg.mil](mailto:Janice.M.Emig@uscg.mil)

One copy by electronic mail (by agreement) to Complaint Counsel:  
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One copy by electronic mail (by agreement) to counsel for Respondent Craig Zucker :

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