## UNITED STATES OF AMERICA CONSUMER PRODUCT SAFETY COMMISSION

)	CPSC Docket No: 12-1
)	CPSC Docket No: 12-2
)	CPSC Docket No: 13-2
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)	HON. DEAN C. METRY
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)	Administrative Law Judge
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## ORDER GRANTING REQUEST TO PARTICIPATE IN THE PROCEEDING AS A NON-PARTY PARTICIPANT AND FOR LEAVE TO FILE OPPOSITION TO MOTION FOR LEAVE TO FILE AMENDED COMPLAINT

On February 11, 2013, counsel for the Consumer Product Safety Commission ("CPSC" or "Agency") filed Complaint Counsel's Motion for Leave to File Second Amended Complaints in Docket Nos. 12-1 and 12-2 ("Motion"). In the Motion, the Agency sought, inter alia, to add Craig Zucker as a Respondent in Docket No. 12-1, both in his individual capacity and in his capacity as Chief Executive Officer.

On February 20, 2013, Craig Zucker filed a Request to Participate in the Proceeding as Non-Party Participant and For Leave to File an Opposition to Complaint Counsel's Motion for Leave to Amend Complaint by February 28, 2013 ("Request"). In the Request, Mr. Zucker sought leave to provide argument as to why the Motion should be denied. Mr. Zucker requested until February 28, 2013 to file his opposition.

On February 22, 2013, the Agency filed a Response to the Request, indicating Complaint Counsel did not object to Mr. Zucker's Request.

## WHEREFORE,

Craig Zucker's Request to Participate in the Proceeding as a Non-Party

Participant and for Leave to File Opposition to Motion for Leave to File Amended

Complaint is **GRANTED.** Craig Zucker may participate as a non-party for the sole

purpose of responding to Complaint Counsel's February 11, 2013 Motion not later than

February 28, 2013.

SO ORDERED.

Done and dated this  $25^{th}$  day of February, 2013, at Galveston, TX

DEAN C. METRY Administrative Law Judge