

**UNITED STATES OF AMERICA  
CONSUMER PRODUCT SAFETY COMMISSION**

IN THE MATTER OF

THYSSENKRUPP ACCESS CORP.,

Respondent.

CPSC DOCKET NO.: 21-1

**MOTION FOR EXTENSION OF TIME TO MOVE TO QUASH OR LIMIT NON-  
PARTY SUBPOENA**

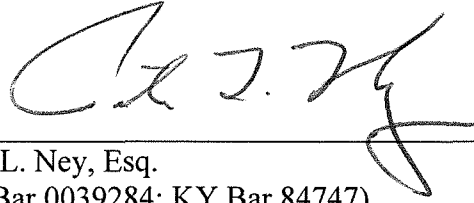
Non-party Kevin L. Brinkman, through the undersigned counsel and pursuant to 16 C.F.R. § 1025.38(g), hereby moves for an extension of time, up to and including March 2, 2022, in which to file a motion to quash or limit the subpoena served on him by U.S. Consumer Product Safety Commission ("CPSC") Complaint Counsel on January 27, 2022. The grounds for this motion are set forth below.

The CPSC Rules of Practice for Adjudicative Proceedings provide that any motion by a subpoena recipient to quash or limit the subpoena must be filed within five days of the date of service, 16 C.F.R. § 1025.38(g), which, in this instance, would require Mr. Brinkman to file any such motion on or before February 3, 2022. The CPSC subpoena requests voluminous documents as well as the testimony of Mr. Brinkman.

Given the scope of Complaint Counsel's subpoena, the complexity of the underlying issues, and the time that has elapsed since Mr. Brinkman's departure (in March of 2013) from the predecessor entity of the Respondent, the undersigned requests additional time in which to file a motion to quash or limit the subpoena.

For the foregoing reasons, Mr. Brinkman respectfully moves for an extension of time, up to and including March 2, 2022, in which to file a motion to quash or limit the subpoena pursuant to 16 C.F.R. § 1025.38(g). A proposed order is included herewith.

Dated: February 1, 2022

A handwritten signature in black ink, appearing to read "P. L. Ney", is positioned above a horizontal line.

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Peter L. Ney, Esq.  
(OH Bar 0039284; KY Bar 84747)  
RENDIGS, FRY, KIELY & DENNIS, LLP.  
600 Vine Street, Suite 2650  
Cincinnati, Ohio 45202  
PH: (513) 381-9200 (General)  
PH: (513) 381-9310 (Direct)  
FX: (513) 381-9206  
EM: pney@rendigs.com

Counsel for Non-Party Witness,  
Kevin L. Brinkman

### **CERTIFICATE OF SERVICE**

Pursuant to 16 C.F.R. § 1025.16, as adopted by the Presiding Officer in CPSC Docket No. 21-1, I hereby certify that on February 1, 2022, true and correct copies of the foregoing Motion for Extension of Time to Move to Quash or Limit Subpoena were filed with the Secretary of the U.S. Consumer Product Safety Commission and served on all parties and participants of record in these proceedings in the following manner:

By electronic mail to the Secretary of the U.S. Consumer Product Safety Commission:

Alberta Mills  
Secretary  
U.S. Consumer Product Safety Commission  
4330 East West Highway  
Bethesda, MD 20814  
amills@cpsc.gov

By electronic mail to the Presiding Officer:

The Honorable Mary Withum, Administrative Law Judge  
c/o Alberta E. Mills  
Secretary  
U.S. Consumer Product Safety Commission  
4330 East West Highway  
Bethesda, MD 20814  
amills@cpsc.gov

By electronic mail to Complaint Counsel:

Mary B. Murphy  
Complaint Counsel  
Director  
Division of Enforcement and Litigation  
Office of Compliance and Field Operations  
U.S. Consumer Product Safety Commission  
4330 East West Highway  
Bethesda, MD 20814  
mmurphy@cpsc.gov

Gregory M. Reyes, Trial Attorney  
Michael J. Rogal, Trial Attorney  
Frederick C. Millett, Trial Attorney

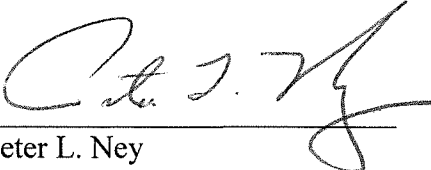
Joseph E. Kessler, Trial Attorney  
Nicholas J. Linn, Trial Attorney  
Complaint Counsel  
Division of Enforcement and Litigation  
Office of Compliance and Field Operations  
U.S. Consumer Product Safety Commission  
4330 East West Highway  
Bethesda, MD 20814  
greyes@cpsc.gov  
mroga@cpsc.gov  
fmillett@cpsc.gov  
jkessler@cpsc.gov  
nlinn@cpsc.gov

By electronic mail to counsel for Respondent:

Sheila A. Millar  
Eric P. Gotting  
S. Michael Gentine  
Taylor D. Johnson  
Anushka N. Rahman  
Keller and Heckman LLP  
1001 G St. NW, Suite 500 West  
Washington, DC 20001  
millar@khlaw.com  
gotting@khlaw.com  
gentine@khlaw.com  
johnstont@khlaw.com  
rahman@khlaw.com

Michael J. Garnier  
Garnier & Garnier, P.C.  
2579 John Milton Drive  
Suite 200  
Herndon, VA 20171  
mjgarnier@garnierlaw.com

Meredith M. Causey  
Quattlebaum, Grooms & Tull PLLC  
111 Center Street  
Suite 1900  
Little Rock, AR 72201  
mcausey@qgtlaw.com

  
Peter L. Ney