

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION


_____)
In the Matter of)
)
ZEN MAGNETS, LLC,) CPSC DOCKET NO. 12-2
)
RESPONDENT)
)
)
)
_____)

**RESPONDENT'S NOTICE OF WITHDRAWAL, WITHOUT PREJUDICE, OF ITS
MOTION TO STAY COMPLAINT COUNSEL'S APPEAL OF THE INITIAL DECISION
PENDING DISPOSITION OF RESPONDENT'S MOTION TO DISQUALIFY THE
COMMISSION OR SOME ITS MEMBERS**

Respondent, Zen Magnets, LLC, through counsel, hereby withdraws its Motion to Stay Complaint Counsel's Appeal of the Initial Decision without Pending Disposition of Respondent's Motion to Disqualify the Commission or Some of its Members, filed May 6, 2016. This withdrawal is done without prejudice. Accordingly, Respondent requests the Commission not consider or rule on the May 6th motion. Respondent's withdrawal is made in order to comply with 5 U.S.C. § 556(b) and Fed. R. Civ. P. 6(c)(2).

DATED: May 16, 2016

Respectfully Submitted,



LEVIN JACOBSON JAPHA, P.C.
DAVID C. JAPHA, Colorado Bar #14434
950 SOUTH CHERRY STREET, STE. 912
DENVER, CO 80246
(303) 964-9500
DAVIDJAPHA@JAPHALAW.COM

DAVIDJ@LJLAW.COM

CERTIFICATE OF SERVICE


I HEREBY CERTIFY that on 16th day of May, 2016, I served copies of **RESPONDENT'S NOTICE OF WITHDRAWAL, WITHOUT PREJUDICE, OF ITS MOTION TO STAY COMPLAINT COUNSEL'S APPEAL OF THE INITIAL DECISION PENDING DISPOSITION OF RESPONDENT'S MOTION TO DISQUALIFY THE COMMISSION OR SOME ITS MEMBERS** by the service method indicated:

Original and five copies by U.S. Mail, and one copy by electronic mail, to the Secretary of the United States 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 electronic mail (by agreement) and one mailed copy to Complaint Counsel:
Mary B. Murphy, Complaint Counsel and Assistant General Counsel
mmurphy@cpsc.gov

and
Daniel Vice, Trial Attorney
dvice@cpsc.gov
Division of Compliance
U.S. Consumer Product Safety Commission
4330 East West Highway
Bethesda, MD 20814



David C. Japha
LEVIN JACOBSON JAPHA, P.C.
DAVID C. JAPHA, Colorado Bar #14434
950 SOUTH CHERRY STREET, STE. 912
DENVER, CO 80246
(303) 964-9500
DAVIDJAPHA@JAPHALAW.COM
DAVIDJ@LJLAW.COM