



Pint Size Productions, Inc.

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To: All Pint Size Sales Reps and Customers
Re: CPSIA
CC: David Simmons

From: John McCrory
Date: 1/14/09

There have been a number of requests for information about the new rules passed with the CPSIA and the position of our products in regards to the new legislation. The law was written in such a manner that there's been a lot of confusion among manufacturers and retailers. We have studied the law intensely and followed all the recent developments, and there are some things we would like to share with you.

The new law states that any article intended for and likely to be used by children under twelve must comply with the new law. Specifically, that any item manufactured after 10/10/08 must be accompanied by a "Certificate of Conformity" listing the legal standards applied to the product and relevant test results. The new standards being applied include standards for lead and phalates. These standards are in addition to the existing ASTM F963-07.

The standards were intended to apply to new products being manufactured after 10/10/08, but the CPSC General Counsel released an opinion that the new lead limits will apply retroactively to any inventory and that after 2/10/09 it is illegal to sell children's articles that don't meet this new standard.

All new products made by Pint Size will conform to the new law and be accompanied by the Certificate of Conformity. These certificates and test results will be posted to an FTP and will be readily accessible via the internet. The FTP address, log on, and password will be printed on all packing lists sent to customers. The CPSC has ruled that this is an acceptable method of compliance with the posting requirements.

Products currently in inventory at Pint Size were manufactured prior to the November date and are therefore not required to have a Certificate of Conformity. However, the new lead limits do apply to our current inventory.

We are confident that all the products in our warehouse are compliant with the new lead standards. Our products are tested to Europe's EN-71 standards, as well as ASTM standards. The European standards for lead have always been more stringent than the US Standards and any products passing the EN-71 standard would pass the new lead standards for the US. Our prior test results show that, in every instance, not only did our items comply with the 600ppm requirement effective 2/10/09, they also meet the requirements of 300ppm required by 8/10/09

In addition, 95% of the materials used in our products are fabrics. Fabric is inherently lead-free. The TIA is working with Congress to get certain types of materials, like fabric, excluded from the lead testing because they are inherently lead-free and testing them would be a waste of testing resources and manufacturer's money.

Pint Size Productions has always been in the lead when it comes to the safety of our products. We've used "food grade" linings in our lunch boxes and coolers our first day in business, unlike our competitors who were left scrambling after California Proposition 65 took effect. Our current products and all future products will continue to meet or exceed all standards indicated by the law.