

UNITED STATES OF AMERICA
CONSUMER PRODUCT SAFETY COMMISSION

In the Matter of)	
)	
)	
LEACHCO, INC.)	CPSC DOCKET NO. 22-1
)	
)	Hon. Michael G. Young
)	Presiding Officer
Respondent.)	

JOINT RESPONSE TO THE PRESIDING OFFICER’S JULY 7, 2023 ORDER (DKT. NO. 100)

Complaint Counsel and Respondent Leachco, Inc. (“Leachco”) respectfully submit this joint response to the Presiding Officer’s Order Deferring Ruling on Leachco’s Motion for Sanctions and Order that Certain Requests for Admission Be Deemed Admitted (Dkt. No. 100; “July 7 Order”).

After the Court’s July 7 Order, the parties conferred regarding the facts that could be stipulated to in this case, including facts that would resolve certain of the Requests for Admission that were the subject of Leachco’s Motion for Sanctions and Order that Certain Requests for Admission Be Deemed Admitted (Dkt. No. 86). The parties’ conferring ultimately led to the parties’ joint stipulations of fact, which were filed on July 14, 2023.

As part of those discussions, the parties agreed that Complaint Counsel will amend its responses to Leachco’s Requests for Admission 147 and 148. Complaint Counsel will be serving amended responses that state simply that Requests for Admission 147 and 148 are “Denied.”

As part of those discussions, Leachco also agreed to withdraw its arguments with respect

to all the other Requests for Admission that were the subject of its Motion for Sanctions (Dkt. No. 86). There are no remaining Requests for Admission in dispute. Therefore, the Motion for Sanctions (Dkt. No. 86) now is moot.

Dated this 18th day of July, 2023

Respectfully submitted,

/s/ Brett Ruff

Gregory M. Reyes, Supervisory Attorney
Brett Ruff, Trial Attorney
Michael J. Rogal, Trial Attorney

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CERTIFICATE OF SERVICE

I hereby certify that, on July 18, 2023, I served the foregoing JOINT RESPONSE TO THE PRESIDING OFFICER'S JULY 7, 2023 ORDER on all parties and participants or record in these proceedings as follows:

By email to the Secretary:

Alberta E. Mills
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By email to the Presiding Officer:

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Presiding Officer and Administrative Law Judge
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/s/ Brett Ruff

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