CHILD SAFETY BLOG

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Feds probe lead-tainted drinking glasses for kids

The U.S. Consumer Product Safety Commision (CPSC) has launched an investigation into lead levels in themed drinking glasses depicting comic book and movie characters. CPSC ruled that the glasses were children's products, and therefore subject to stricter standards than those intended for adults.

The CPSC said it was collecting samples of all glasses cited in a continuing Associated Press probe into dangerous metals – cadmium,in particular – in children's merchandise.

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pmalone@patrickmalonelaw.com www.patrickmalonelaw.com 202-742-1500 202-742-1515 (fax) After CPSC announced that it considers the glasses children's products, Warner Bros. said it would stop selling them, and the importer, Utah-based Vandor LLC, said it would pull them from the broader market, despite its insistence that the products were marketed to adults, not children. The Chinese-made glasses depict the likes of Superman, Wonder Woman and characters from "The Wizard of Oz" such as Dorothy and the Tin Man.

About 160,000 glasses have been recalled since AP disclosed that laboratory tests it commissioned showed that colored designs in a range of glasses contain high levels of lead or were made in such a way that lead or cadmium could escape and contaminate the hands of someone handling them.

The CPSC said its own inquiry would extend beyond the superhero and Oz glasses to include others cited by AP "that have decorations that children would be attracted to."

Child safety advocates worry that that toxic metals rubbing onto children's hands can get into their mouths and cause cumulative damage over time. Testing performed so far revealed that the enamel used to color the glasses contained 1,000 times the the amount of lead (i.e. the enamel was 30% lead, whereas the federal limit is 0.03%).

Had the regulators decided the glasses weren't children's products, they wouldn't be subject to the strict federal limits.

Both Vandor and Warner Brothers, which sold the glasses, insisted that the principal cutomers were adult collectors and that they made the decision to pull the glasses in "an abundance of caution." But on Warner Brothers own website, the glasses were sold alongside a lunch box and children's T-shirts with superhero images.

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