

Section 2 Questions

Does the product comply with the product safety standards of the consumer product safety commission?

No			
Not sure	3	4	5
Most likely	6	7	8
Yes	9	10	

Does the product comply with the product safety standards of the Underwriters Laboratories?

No			
Not sure	3	4	5
Most likely	6	7	8
Yes	9	10	

Does the product comply with the product safety standards of O.S.H.A.?

No			
Not sure	3	4	5
Most likely	6	7	8
Yes	9	10	

Does the usefulness or utility of the product outweigh any risks posed by using it?

No			
Slightly more risky than useful	3	4	5
Slightly more useful than risky	6	7	8
Yes much more useful than risky	9	10	

Do you have statements from Structural Engineers, Physical Therapist, Medical Practitioners, or other professionals attesting to the fact that the utility outweighs the risks posed by using it?

No	1	2	
It's possible to get some	3	4	5
Yes, one	6	7	8
Yes, several	9	10	

What is probable liability exposure of the Product?

Very likely to injure			
Possibility of injury	3	4	5
Not likely to injure	6	7	8
Certain not to injure	9	10	

If the idea is for safety related improvement to an existing product, will it then make the original version of the product "unsafe" by definition?

Yes					
Probably	1	2	3		
Possibly	4	5	6	7	8
No	9	10			

Could the product become unsafe if used in a manner other than the one you designed it for, such as putting gasoline in an oil container, or carrying bricks in a basket designed for bread?

Yes	1	2	
Some possibility	3	4	5
Slight possibility	6	7	8
No	9	10	

Could the product become unsafe if used in a manner other than the instructions teach?

Yes	1	2	
Some possibility	3	4	5
Slight possibility	6	7	8
No	9	10	

Could the product become unsafe to the user or others if it were sold without proper instructions or operating information?

Yes	1	2	
Probably	3	4	5
Possibly	6	7	8
No	9	10	

Could the product instill a false level of confidence in the user? Does the very nature of the product or your product literature or packaging imply to the user that he or she is safe from harm while using the product, when in fact if the product fails the user is likely to suffer as badly or worse than if they had been without the product? A good example is the person who invented a swimming pool alarm that would sound a siren when the unit optically sensed ripples in the pool, thus alerting the parent to the fact that a child or animal had fallen into the pool. The parent becomes confident that their child is safe from drowning in the pool because the alarm will sound. The batteries go dead in the device, the child falls in the pool and drowns, and the parents sue the alarm company for IMPLYING that the device will prevent children from drowning. Another example would be an aircraft anti-collision device with a subsequent failure.

Yes, it could cause the user to rely on it and become less observant		1	2				
Yes, the user will rely on it, but will remain alert and will rely on other inputs as well		3	4	5	6	7	8
No, the users safety will not depend on it		9	10				

Does the product contain explicit and easily visible warning labels for all possible hazards?

No	1	2	
Label not easily visible	3	4	5
Label warns of most hazards	6	7	8
Yes	9	10	

If product fails or “self-destructs” can it cause damage to its surroundings such as fire, flood, stains, corrosion, etc.?

Yes	1	2	
Good possibility	3	4	5
Slight possibility	6	7	8
No	9	10	

Will an insurance company write you a liability policy to cover the manufacture and sales of the product?

No	1	2	
Unlikely	3	4	5
Yes, at high cost	6	7	8
Yes, at low cost	9	10	

If you are going to use an outside supplier or manufacturer, will their product liability policy cover you as an “additional insured”? (Many will!)

No	1	2	
Yes, at high cost	3	4	5
Yes, at low cost	6	7	8
Yes, at no cost	9	10	

Will the product be liability prone enough to warrant special errors and omissions or other liability insurance policies for directors and executive officers?

Yes	1	2	
Possibly	3	4	5
Probably not	6	7	8
No	9	10	

Will manufacturing the product involve operations which are inherently more dangerous than your present ones causing you to have to carry additional Workers Compensation Insurance?

Yes	1	2	
Possibly	3	4	5
Probably not	6	7	8
No	9	10	

In case of a fire would the product burn?

Yes, product would burn	1	2	
Product would burn only in very hot fire	3	4	5
Product would melt not burn	6	7	8
No, product is fire resistant	9	10	

Does the user have to wear protective gear or clothing while using the product?

Yes, a lot	1	2	
Yes, some	3	4	5
Minimal or optional	6	7	8
No, none	9	10	

If the product has a potential to injure, can you be completely assured that the retailers selling the product will take the time to properly educate the end-users in the proper, safe use of the product and all of the ways they can be injured through improper use?

No		1	2			
Working on it	3	4	5	6	7	8
Yes	9	10				

Can the product be used to kill, maim, or inflict pain on a person or animal?

Yes, likely	1	2	
Possibly	3	4	5
Very unlikely	6	7	8
Not at all	9	10	

Does the product attach to a motor vehicle, boat or aircraft?

Yes	1	2	
Most likely to be used on one	3	4	5
Most likely will not be used on one	6	7	8
No	9	10	

Could you afford a product recall to fix or modify the product?

No			
Probably not	3	4	5
Probably	6	7	8
Yes	9	10	

If you are buying the completed product from an offshore manufacturer, do they have an office or branch in the U.S. (or even better in your state) which can be “served” in the event of a liability lawsuit?

No	1	2	
Don't know	3	4	5
Possibly, I'm checking	6	7	8
Yes	9	10	

If you are buying the completed product from an offshore manufacturer, will they agree to provide a liability policy from an american company which protects and indemnifies you?

No	1	2	
Don't know	3	4	5
Possibly, I'm checking	6	7	8
Yes	9	10	

Are there any Federal Laws regarding “product returnability” or “length of guarantee period” which will affect your product?

Yes	1	2	
Possibly	3	4	5
Probably not	6	7	8
No	9	10	

Are there any state laws regarding “product returnability” or “length of guarantee period” which will affect your product?

Yes	1	2	
Possibly	3	4	5
Probably not	6	7	8
No	9	10	

If there are mandated guarantee periods in effect in the area where you plan to sell the product, are you sure that the durability and product life span will exceed the guarantee period?

Probably not			
Possibly	3	4	5
Probably	6	7	8
Yes, for sure	9	10	

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