



January 25, 2024

The Honorable Alexander Hoehn-Saric, Chairman
The Honorable Peter Feldman, Commissioner
The Honorable Richard Trumka, Jr., Commissioner
The Honorable Mary Boyle, Commissioner
U.S. Consumer Product Safety Commission
4330 East-West Highway
Bethesda, MD 20814

Dear Chairman Hoehn-Saric and Commissioners Feldman, Trumka, and Boyle:

Consumer Reports, the independent, nonprofit, and nonpartisan organization, writes regarding the Kids2 Ingenuity Dream & Grow Bedside Bassinet (Ingenuity bassinet) and Halo BassiNest Flex Portable Bassinet (Halo bassinet),¹ which may not provide a level sleeping surface for infants. Expert medical guidance states that a firm, flat, noninclined sleeping surface is a key characteristic of a safe infant sleep environment that can help to reduce a baby's risk of injury or death, including from sudden infant death syndrome (SIDS).² We urge the CPSC to investigate and push for recalls of these bassinets to protect babies from potentially unsafe sleep spaces.

CR's recent analysis of SaferProducts.gov reports and publicly available reviews found numerous complaints connecting these two bassinets to hazards that could create an unsafe sleep environment for infants.³ These reports suggest that the Ingenuity and Halo bassinets may lack stability because of their cantilevered designs and may not provide a level sleeping surface. Specifically, the instability of the bassinets may create an incline that can cause babies to roll over onto their stomachs or roll into the corner of the sleep surface, increasing the risk of suffocation.

We reviewed the December 2021 letter from CPSC staff to the Chair of the ASTM Subcommittee on Bassinets and Cradles, which raised concerns regarding the design of cantilever bassinets, generally, and identified four infant deaths that occurred between 2019 and 2021.⁴ We also reviewed the more recent CPSC staff letter sent in April 2023 expressing similar concerns.⁵

CR has identified that at least two infant deaths are linked to the Ingenuity bassinet. In each case, the baby was put to sleep on their back, but was later found on their stomach. We have found hundreds of consumer reviews of both the Ingenuity and Halo bassinets stating that they would not stay level, causing the baby to roll over onto their side or stomach. On December 20, 2023, a proposed class action lawsuit was filed against Halo, alleging that the Halo BassiNest Flex

Portable Bassinet is a “dangerously defective bedside bassinet” that tilts when in use, “leading to infants rolling from their backs to dangerous sleep positions and putting them at risk of SIDS.”⁶

Consumer Reports also evaluated the bassinets in one of our labs to further assess their reported hazards. CR’s technical experts noted that the sleep surface of each product tilted significantly when weight was added, supporting parent concerns reported on SaferProducts.gov and in online reviews.

Consumer Reports appreciates the April 2023 letter from CPSC staff to leaders of the ASTM bassinet subcommittee that makes recommendations to further strengthen the standard. We support CPSC staff’s recommendation of a maximum lateral angle of 0 degrees, with a tolerance not to exceed 1 degree. This change to the current performance requirements is necessary to help address product designs that may create an unsafe sleep environment for infants.

Due to the risk that the Kids2 Ingenuity Dream & Grow Bedside Bassinet and Halo BassiNest Flex Portable Bassinet may put babies in unsafe sleep environments, we respectfully ask the CPSC to conduct investigations of the products and push for them to be recalled.

Thank you for your attention to these products, and please do not hesitate to reach out with any questions.

Sincerely,

Ashita Kapoor
Associate Director
Product Safety

Oriene Shin
Policy Counsel

¹ See Kids2 Ingenuity Dream & Grow Bedside Bassinet (last accessed: Jan. 23, 2023) (online at: www.kids2.com/products/10197-dream-grow-bedside-bassinet-dalton); Halo BassiNest Flex Portable Bassinet (last accessed: Jan. 23, 2023) (online at: www.halosleep.com/portable-travel-bassinet-bassinest-flex-4791).

² American Academy of Pediatrics, “Safe-Related Infant Deaths: Updated 2022 Recommendations for Reducing Infant Deaths in the Sleep Environment,” (June 21, 2022) (online at: publications.aap.org/pediatrics/article/150/1/e2022057990/188304/Sleep-Related-Infant-Deaths-Updated-2022?autologincheck=redirected).

³ Kirchner, Lauren, Consumer Reports, “Some Ingenuity and Halo Bassinets Can Tilt Dangerously and Pose Risks to Infants,” (Jan. 25, 2024) (online at: www.consumerreports.org/babies-kids/bassinets/ingenuity-and-halo-bassinets-tilt-dangerously-safety-risk-a8700348394/).

⁴ CPSC, “CPSC Staff Letter to ASTM Subcommittee Chair for Bassinets,” (Dec. 7, 2021) (online at: www.cpsc.gov/s3fs-public/BassinetcantileverltrAttachedSpreadsheet-120821.pdf?VersionId=fyFz2Ac9HFDyp0yWa83WphujK.KJHEVS#:~:text=Staff%20observed%20that%20the%20products,or%20head-to-toe).

⁵ CPSC, “CPSC Staff Letter to ASTM F15-18 Bassinet Elevated Surfaces,” (Apr. 27, 2023) (online at: www.cpsc.gov/s3fs-public/CPSC-Staff-Letter-to-ASTM-F15-18-Bassinet-Elevated-Surfaces-042723.pdf?VersionId=ar8L0bx5RMOYR75gUe8SRCxg4_iL8xnE).

⁶ *Marble et. al. v. HALO Innovations, Inc.*, 1:23-cv-11048, at 1, 108 (S.D.N.Y. Dec. 20, 2023) (online at: www.classaction.org/media/marble-et-al-v-halo-innovations-inc.pdf).

SaferProducts.gov public reports about potential tilt or rollover:

Kids2 Ingenuity Dream & Grow Bedside Bassinet

1. Report Number: 20190902-A262A-2147377928
Report Date: 9/2/2019
Report First Publication Date: 10/15/2019
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=1899926>
2. Report Number: 20190505-1DB9D-2147381212
Report Date: 5/5/2019
Report First Publication Date: 5/28/2019
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=1871672>
3. Report Number: 20200212-1D1BC-2147374867
Report Date: 2/12/2020
Report First Publication Date: 3/21/2020
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=1953294>
4. Report Number: 20200106-53F13-2147375565
Report Date: 1/6/2020
Report First Publication Date: 2/20/2020
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=1935237>
5. Report Number: 20211001-1002D-2147359342
Report Date: 10/1/2021
Report First Publication Date: 11/8/2021
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=3455416>
6. Report Number: 20210308-69DCC-2147365475
Report Date: 3/8/2021
Report First Publication Date: 4/1/2021
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=3098876>
7. Report Number: 20220301-F5458-2147357394
Report Date:
Report First Publication Date:
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=3616505>
8. Report Number: 20220214-88CE4-2147357586
Report Date: 3/1/2022
Report First Publication Date: 3/21/2022
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=3602380>
9. Report Number: 20230106-92EAC-2147351580
Report Date: 1/6/2023

Report First Publication Date: 2/3/2023

Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=4045717>

Halo BassiNest Flex Portable Bassinet

1. Report Number: 20210617-4A5A6-2147363451
Report Date: 6/17/2021
Report First Publication Date: 7/8/2021
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=3355424>
2. Report Number: 20220602-E2D09-2147355834
Report Date: 6/5/2022
Report First Publication Date: 6/27/2022
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=3766490>
3. Report Number: 20230123-4E692-2147351224
Report Date: 1/23/2023
Report First Publication Date: 2/17/2023
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=4077387>
4. Report Number: 20230221-00ABD-2147349598
Report Date: 2/21/2023
Report First Publication Date: 3/10/2023
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=4113956>
5. Report Number: 20230305-4198E-2147349004
Report Date: 3/5/2023
Report First Publication Date: 3/29/2023
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=4129793>
6. Report Number: 20230424-1C70F-2147347919
Report Date: 4/24/2023
Report First Publication Date: 5/17/2023
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=4184864>
7. Report Number: 20231012-52248-2147344680
Report Date: 10/12/2023
Report First Publication Date: 10/30/2023
Link: <https://www.saferproducts.gov/PublicSearch/Detail?ReportId=4425260>