

# Proposition 65 Settlement Summary -- 2013

## All Reported Settlements

Plaintiff	No. of Settlements	Total Settlement Payments	Non-Contingent Civil Penalty*	% of Total	Attorney's Fees and Costs	% of Total	Payment in-lieu-of Penalty (PILP)	% of Total	% of PILP to Civil Penalty + PILP
AFS Enterprise, LLC	1	\$5,250	\$0	0%	\$5,250	100%	\$0	0%	n/a
As You Sow	5	\$256,500	\$26,000	10%	\$166,500	65%	\$64,000	25%	71%
Bonilla, John	1	\$8,500	\$2,000	24%	\$6,500	76%	\$0	0%	0%
Brimer, Russell	60	\$2,430,101	\$391,230	16%	\$2,004,871	83%	\$34,000	1%	8%
Caceres, Jacqueline	1	\$5,000	\$800	16%	\$4,200	84%	\$0	0%	0%
Center for Environmental Health	62	\$3,351,500	\$424,258	13%	\$2,293,803	68%	\$633,439	19%	60%
Consumer Advocacy Group, Inc.	25	\$1,364,000	\$102,750	8%	\$1,153,000	85%	\$108,250	8%	51%
Delgado, Rafael, Jr.	4	\$18,750	\$2,750	15%	\$16,000	85%	\$0	0%	0%
Englander, Peter	46	\$1,614,850	\$318,500	20%	\$1,277,350	79%	\$19,000	1%	6%
Environmental Research Center	34	\$2,817,095	\$390,921	14%	\$1,369,678	49%	\$1,056,496	38%	73%
Garcia, Reina	1	\$8,000	\$3,000	38%	\$5,000	63%	\$0	0%	0%
Garrett, Jesse	4	\$22,000	\$2,700	12%	\$19,300	88%	\$0	0%	0%
Held, Anthony E., Ph.D., PE	18	\$551,000	\$66,000	12%	\$485,000	88%	\$0	0%	0%
Leeman, Whitney R., Ph.D.	18	\$742,400	\$213,250	29%	\$529,150	71%	\$0	0%	0%
Mateel Env. Justice Foundation	4	\$1,040,000	\$45,750	4%	\$953,500	92%	\$40,750	4%	47%
Moore, John	41	\$2,059,000	\$325,500	16%	\$1,698,000	82%	\$35,500	2%	10%
Parker, Maureen	3	\$64,000	\$6,000	9%	\$58,000	91%	\$0	0%	0%
Public Interest Alliance, LLC	9	\$92,000	\$2,000	2%	\$90,000	98%	\$0	0%	0%
Shefa LMV, LLC	1	\$7,000	\$2,000	29%	\$5,000	71%	\$0	0%	0%
Sing, Danny	2	\$12,000	\$2,000	17%	\$10,000	83%	\$0	0%	0%
Vinocur, Laurence	9	\$318,450	\$59,500	19%	\$251,950	79%	\$7,000	2%	11%
Wimberley, Evelyn	1	\$25,000	\$1,000	4%	\$24,000	96%	\$0	0%	0%
Attorney General/District Attorneys	2	\$597,360	292,150**	49%			\$0	0%	
Attorney General					\$152,605	26%	\$0	0%	0%
District Attorneys					\$152,605	26%	\$0	0%	0%
<b>Grand Total:</b>	<b>352</b>	<b>\$17,409,756</b>	<b>2,680,059**</b>	<b>15%</b>	<b>\$12,731,262</b>	<b>73%</b>	<b>\$1,998,435</b>	<b>11%</b>	

\* A non-contingent penalty is the civil penalty that must be paid pursuant to the settlement, regardless of future events or actions of the  
If a settlement includes a contingent penalty, the plaintiff should report the additional penalty amount when it becomes due.

\*\* \$97,383 of the civil penalties were assessed under Business and Professions Code section 17206 for violations of the Unfair Competition Law.

Settlements often contain injunctive relief and monetary payments that cannot be presented in summary form and that require reference to the actual settlement documents to accurately assess. Copies of Proposition 65 settlements are available on the Attorney General's website, at <http://oag.ca.gov/prop65>. This report should not be used by itself to evaluate Proposition 65 settlements.

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### Settlements with a Payment In Lieu of Penalty ("PILP")

Plaintiff	No. of Settlements	Total Settlement Payments	Non-Contingent Civil Penalty*	% of Total	Attorney's Fees and Costs	% of Total	Payment in-lieu-of Penalty (PILP)	% of Total	% of PILP to Civil Penalty + PILP
As You Sow	3	\$203,000	\$21,000	10%	\$118,000	58%	\$64,000	32%	75%
Brimer, Russell	5	\$376,000	\$53,500	14%	\$288,500	77%	\$34,000	9%	39%
Center for Environmental Health	62	\$3,351,500	\$424,258	13%	\$2,293,803	68%	\$633,439	19%	60%
Consumer Advocacy Group, Inc.	25	\$1,364,000	\$102,750	8%	\$1,153,000	85%	\$108,250	8%	51%
Englander, Peter	2	\$157,500	\$42,500	27%	\$96,000	61%	\$19,000	12%	31%
Environmental Research Center	26	\$2,515,500	\$382,568	15%	\$1,076,436	43%	\$1,056,496	42%	73%
Mateel Env. Justice Foundation	4	\$1,040,000	\$45,750	4%	\$953,500	92%	\$40,750	4%	47%
Moore, John	4	\$530,000	\$87,000	16%	\$407,500	77%	\$35,500	7%	29%
Vinocur, Laurence	2	\$77,000	\$14,000	18%	\$56,000	73%	\$7,000	9%	33%
<b>Total:</b>	<b>133</b>	<b>\$9,614,500</b>	<b>\$1,173,326</b>	<b>12%</b>	<b>\$6,442,739</b>	<b>67%</b>	<b>\$1,998,435</b>	<b>21%</b>	<b>63%</b>

\* A non-contingent penalty is the civil penalty that must be paid pursuant to the settlement, regardless of future events or actions of the defendant.

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