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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF ALAMEDA

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11 CENTER FOR ENVIRONMENTAL HEALTH,)
a non-profit corporation,)

12 Plaintiff,

13 v.

14
15 LULU NYC LLC, et al.,)

16 Defendants.)

Case No. RG 09-459448

[Consolidated with Case Nos. RG 10-494289, RG 10-494513, and RG 10-494517]

**C.C.P. §474 AMENDMENT TO
COMPLAINT - CENTER FOR
ENVIRONMENTAL HEALTH V.
ZAPPOS.COM, INC.; CASE NO. RG
10-494513**

Action Filed: June 24, 2009

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18 And Consolidated Cases.
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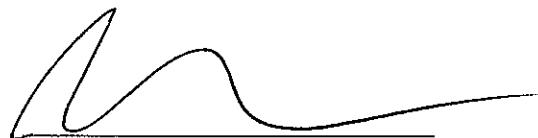
1 On January 19, 2010, CEH filed its original Complaint in *CEH v. Zappos.com,*
2 *Inc., et al.*, Alameda County Superior Court Case No. RG 10-494513 ("*Zappos Case*"). On
3 March 3, 2010, the *Zappos Case* was consolidated under the above-captioned lead case. On
4 November 3, 2010, CEH filed the Second Amended Complaint in the *Zappos Case* (the "Second
5 Amended Complaint"). Pursuant to California Code of Civil Procedure §474, CEH hereby
6 amends the Second Amended Complaint as follows:

- 7 1. By inserting the name EARTH, INC. in place of the reference to DOE 1 in each
8 place that it appears in the Complaint;
- 9 2. By inserting the name MEYNARD DESIGNS, INC. in place of the reference to
10 DOE 2 in each place that it appears in the Complaint;
- 11 3. By inserting the name VIDA SHOES INTERNATIONAL, INC. in place of the
12 reference to DOE 3 in each place that it appears in the Complaint;
- 13 4. By inserting the name T AND B BOOTS, INC. in place of the reference to DOE
14 251 in each place that it appears in the Complaint;
- 15 5. By inserting the name TAKKEN DEVELOPMENT COMPANY, INC. in place of
16 the reference to DOE 252 in each place that it appears in the Complaint; and
- 17 6. By inserting the name TAKKEN ENTERPRISES in place of the reference to
18 DOE 253 in each place that it appears in the Complaint.

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20 Date: December 16, 2010

Respectfully submitted,

21 LEXINGTON LAW GROUP

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25 Howard Hirsch
26 Attorneys for Plaintiff
27 CENTER FOR ENVIRONMENTAL HEALTH
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