

ENDORSED
FILED
ALAMEDA COUNTY

OCT 04 2012

CLERK OF THE SUPERIOR COURT
~~PHILIPINO TUNGOHAN~~
Deputy

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CENTER FOR ENVIRONMENTAL HEALTH

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 COUNTY OF ALAMEDA

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CENTER FOR ENVIRONMENTAL HEALTH,)
a non-profit corporation,)
Plaintiff,)
v.)
AEROPOSTALE, INC., *et al.*,)
Defendants.)
_____)
And Consolidated Cases.)
_____)

Lead Case No. RG 10-514803

[Consolidated with Case Nos.
RG 10-545680; and RG 10-545687]

ASSIGNED FOR ALL PURPOSES TO:
Judge Steven Brick, Dept. 17

**C.C.P. §474 AMENDMENT TO
COMPLAINT – CENTER FOR
ENVIRONMENTAL HEALTH V.
AEROPOSTALE, CASE NO. RG
10-514803**

Action Filed: May 12, 2010

1 On May 12, 2010, Plaintiff Center for Environmental Health ("CEH") filed its
2 original Complaint in *CEH v. Aeropostale, Inc., et al.*, Alameda County Superior Court Case No.
3 RG 10-514803. On July 30, 2010, CEH filed its First Amended Complaint. On April 8, 2011,
4 CEH filed its Second Amended Complaint.

5 Pursuant to California Code of Civil Procedure §474, CEH hereby amends the
6 Second Amended Complaint as follows:

- 7 1. By inserting the name B&J ACCESSORIES in place of the reference to
8 DOE 30 in each place that it appears in the Second Amended Complaint;
- 9 2. By inserting the name GTG COLLECTION in place of the reference to
10 DOE 31 in each place that it appears in the Second Amended Complaint;
- 11 3. By inserting the name TYJ TRADING, INC. in place of the reference to
12 DOE 32 in each place that it appears in the Second Amended Complaint.

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14 Date: October 4, 2012

Respectfully submitted,

15 LEXINGTON LAW GROUP

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18 Lisa Burger
19 Attorneys for Plaintiff
20 CENTER FOR ENVIRONMENTAL HEALTH
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1 **PROOF OF SERVICE**

2 I declare that:

3 I am employed in San Francisco County, California. I am over the age of 18 years and
4 not a party to the within cause. My business address is 503 Divisadero Street, San Francisco, CA
94117, and my electronic notification address is jbanister@lexlawgroup.com.

5 On October 4, 2012, I served true copies of the following document:

6 **C.C.P. §474 AMENDMENT TO COMPLAINT – CENTER FOR**
7 **ENVIRONMENTAL HEALTH V. AEROPOSTALE, CASE NO. RG**
8 **10-514803**

9 I transmitted via electronic mail the document listed above to the electronic mail
10 addresses set forth below at 10:51 a.m. on October 4, 2012:

11 *See attached service list.*

12 The transmission was reported as complete and without error.

13 I declare under penalty of perjury that the foregoing is true and correct, and that this
14 declaration was executed on October 4, 2012, at San Francisco, California.

15 Signed: _____

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17 John Banister
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CEH v. Aeropostale, Inc., et al.
Lead Case No. RG 10-514803

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