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Superior Court of California
County of Los Angeles

DEC 13 2013

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9
10 **COUNTY OF LOS ANGELES**

11 **CONSUMER ADVOCACY GROUP, INC.,**
12 **in the public interest,**

13 **Plaintiff,**

14 **v.**

15
16 **TAK SHING HONG, INC. AKA T.S.**
EMPORIUM, a California Corporation;
17 **C&A SHOES, business entity form**
18 **unknown; LA BEAUTY SHOES, business**
19 **entity form unknown; and DOES 1-20;**

20 **Defendants.**

CASE NO.

BC530377

**COMPLAINT FOR PENALTY AND
INJUNCTION**

Violation of Proposition 65, the Safe
Drinking Water and Toxic Enforcement
Act of 1986 (*Health & Safety Code*, §
25249.5, *et seq.*)

**ACTION IS AN UNLIMITED CIVIL
CASE (exceeds \$25,000)**

21
22 Plaintiff CONSUMER ADVOCACY GROUP, INC. alleges a cause of action against
23 defendants TAK SHING HONG, INC. AKA T.S. EMPORIUM, C&A SHOES, LA BEAUTY
24 SHOES, and DOES 1-20 as follows:

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THE PARTIES

- 1
2 1. Plaintiff CONSUMER ADVOCACY GROUP, INC. ("Plaintiff" or "CAG") is an
3 organization qualified to do business in the State of California. CAG is a person within
4 the meaning of Health and Safety Code section 25249.11, subdivision (a). CAG, acting
5 as a private attorney general, brings this action in the public interest as defined under
6 Health and Safety Code section 25249.7, subdivision (d).
- 7 2. Defendant TAK SHING HONG, INC. AKA T.S. EMPORIUM ("TAK SHING HONG")
8 is a California corporation, doing business in the State of California at all relevant times
9 herein.
- 10 3. Plaintiff is presently unaware of the true names and capacities of defendants DOES 1-20,
11 and therefore sues these defendants by such fictitious names. Plaintiff will amend this
12 complaint to allege their true names and capacities when ascertained. Plaintiff is
13 informed, believes, and thereon alleges that each fictitiously named defendant is
14 responsible in some manner for the occurrences herein alleged and the damages caused
15 thereby.
- 16 4. At all times mentioned herein, the term "Defendants" includes TAK SHING HONG,
17 C&A SHOES, LA BEAUTY SHOES, and DOES 1-20.
- 18 5. Plaintiff is informed and believes, and thereon alleges that each of the Defendants at all
19 times mentioned herein have conducted business within the State of California.
- 20 6. Upon information and belief, at all times relevant to this action, each of the Defendants,
21 including DOES 1-20, was an agent, servant, or employee of each of the other
22 Defendants. In conducting the activities alleged in this Complaint, each of the
23 Defendants was acting within the course and scope of this agency, service, or
24 employment, and was acting with the consent, permission, and authorization of each of
25 the other Defendants. All actions of each of the Defendants alleged in this Complaint
26 were ratified and approved by every other Defendant or their officers or managing agents.
27
28

1 Alternatively, each of the Defendants aided, conspired with and/or facilitated the alleged
2 wrongful conduct of each of the other Defendants.

- 3 7. Plaintiff is informed, believes, and thereon alleges that at all relevant times, each of the
4 Defendants was a person doing business within the meaning of Health and Safety Code
5 section 25249.11, subdivision (b), and that each of the Defendants had ten (10) or more
6 employees at all relevant times.

7 **JURISDICTION**

- 8 8. The Court has jurisdiction over this lawsuit pursuant to California Constitution Article
9 VI, Section 10, which grants the Superior Court original jurisdiction in all causes except
10 those given by statute to other trial courts. This Court has jurisdiction over this action
11 pursuant to Health and Safety Code section 25249.7, which allows enforcement of
12 violations of Proposition 65 in any Court of competent jurisdiction.
- 13 9. This Court has jurisdiction over Defendants named herein because Defendants either
14 reside or are located in this State or are foreign corporations authorized to do business in
15 California, are registered with the California Secretary of State, or who do sufficient
16 business in California, have sufficient minimum contacts with California, or otherwise
17 intentionally avail themselves of the markets within California through their manufacture,
18 distribution, promotion, marketing, or sale of their products within California to render
19 the exercise of jurisdiction by the California courts permissible under traditional notions
20 of fair play and substantial justice.
- 21 10. Venue is proper in the County of Los Angeles because one or more of the instances of
22 wrongful conduct occurred, and continues to occur, in the County of Los Angeles and/or
23 because Defendants conducted, and continue to conduct, business in the County of Los
24 Angeles with respect to the consumer product that is the subject of this action.

25 **BACKGROUND AND PRELIMINARY FACTS**

- 26 11. In 1986, California voters approved an initiative to address growing concerns about
27 exposure to toxic chemicals and declared their right “[t]o be informed about exposures to
28

1 chemicals that cause cancer, birth defects, or other reproductive harm." Ballot Pamp.,
2 Proposed Law, Gen. Elec. (Nov. 4, 1986) at p. 3. The initiative, The Safe Drinking
3 Water and Toxic Enforcement Act of 1986, codified at Health and Safety Code sections
4 25249.5, *et seq.* ("Proposition 65"), helps to protect California's drinking water sources
5 from contamination, to allow consumers to make informed choices about the products
6 they buy, and to enable persons to protect themselves from toxic chemicals as they see
7 fit.

8 12. Proposition 65 requires the Governor of California to publish a list of chemicals known to
9 the state to cause cancer, birth defects, or other reproductive harm. *Health & Safety Code*
10 § 25249.8. The list, which the Governor updates at least once a year, contains over 700
11 chemicals and chemical families. Proposition 65 imposes warning requirements and
12 other controls that apply to Proposition 65-listed chemicals.

13 13. All businesses with ten (10) or more employees that operate or sell products in California
14 must comply with Proposition 65. Under Proposition 65, businesses are: (1) prohibited
15 from knowingly discharging Proposition 65-listed chemicals into sources of drinking
16 water (*Health & Safety Code* § 25249.5), and (2) required to provide "clear and
17 reasonable" warnings before exposing a person, knowingly and intentionally, to a
18 Proposition 65-listed chemical (*Health & Safety Code* § 25249.6).

19 14. Proposition 65 provides that any person "violating or threatening to violate" the statute
20 may be enjoined in any court of competent jurisdiction. *Health & Safety Code* § 25249.7.

21 "Threaten to violate" means "to create a condition in which there is a substantial
22 probability that a violation will occur." *Health & Safety Code* § 25249.11(e).

23 Defendants are also liable for civil penalties of up to \$2,500.00 per day per violation,
24 recoverable in a civil action. *Health & Safety Code* § 25249.7(b).

25 15. Plaintiff identified certain practices of manufacturers and distributors of Di (2-ethylhexyl)
26 phthalate ("DEHP") and Di-*n*-butyl phthalate ("DBP")-bearing products of exposing,
27 knowingly and intentionally, persons in California to the Proposition 65-listed chemicals
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1 of such products without first providing clear and reasonable warnings of such to the
2 exposed persons prior to the time of exposure. Plaintiff later discerned that Defendants
3 engaged in such practice.

4 16. On January 1, 1988, the Governor of California added DEHP to the list of chemicals
5 known to the State to cause cancer, and on October 24, 2003, the Governor added DEHP
6 to the list of chemicals known to the State to cause developmental male reproductive
7 toxicity. Pursuant to Health and Safety Code sections 25249.9 and 25249.10, twenty (20)
8 months after addition of DEHP to the list of chemicals known to the State to cause cancer
9 and reproductive toxicity, DEHP became fully subject to Proposition 65 warning
10 requirements and discharge prohibitions.

11 17. On December 2, 2005, the Governor of California added Di-*n*-butyl phthalate ("DBP") to
12 the list of chemicals known to the State to cause developmental, female and male
13 reproductive toxicity. Pursuant to Health and Safety Code sections 25249.9 and
14 25249.10, twenty (20) months after addition of DBP to the list of chemicals known to the
15 State to cause reproductive toxicity, DBP became fully subject to Proposition 65 warning
16 requirements and discharge prohibitions.

17 **SATISFACTION OF PRIOR NOTICE**

18 18. On or about March 4, 2013, Plaintiff gave notice of alleged violations of Health and
19 Safety Code section 25249.6, concerning consumer products and occupational exposures,
20 subject to a private action to TAK SHING HONG and to the California Attorney
21 General, County District Attorneys, and City Attorneys for each city containing a
22 population of at least 750,000 people in whose jurisdictions the violations allegedly
23 occurred, concerning the products Rubber Sandals containing DEHP and DBP.

24 19. On or about May 17, 2013, Plaintiff gave notice of alleged violations of Health and
25 Safety Code section 25249.6, concerning consumer products exposures and occupational,
26 subject to a private action to TAK SHING HONG, C&A SHOES, LA BEAUTY SHOES,
27 and to the California Attorney General, County District Attorneys, and City Attorneys for
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1 each city containing a population of at least 750,000 people in whose jurisdictions the
2 violations allegedly occurred, concerning the products Sandals containing DBP.

3 20. On or about September 12, 2013, Plaintiff gave notice of alleged violations of Health and
4 Safety Code section 25249.6, concerning consumer products exposures and occupational,
5 subject to a private action to TAK SHING HONG and to the California Attorney
6 General, County District Attorneys, and City Attorneys for each city containing a
7 population of at least 750,000 people in whose jurisdictions the violations allegedly
8 occurred, concerning the products Bicycle Accessories containing DEHP.

9 21. Before sending the notices of alleged violation, Plaintiff investigated the consumer
10 products involved, the likelihood that such products would cause users to suffer
11 significant exposures to DEHP and DBP, and the corporate structure of each of the
12 Defendants.

13 22. Plaintiff's notice of alleged violation included a Certificate of Merit executed by the
14 attorney for the noticing party, CAG. The Certificate of Merit stated that the attorney for
15 Plaintiff who executed the certificate had consulted with at least one person with relevant
16 and appropriate expertise who reviewed data regarding the exposures to DEHP and DBP,
17 the subject Proposition 65-listed chemicals of this action. Based on that information, the
18 attorney for Plaintiff who executed the Certificate of Merit believed there was a
19 reasonable and meritorious case for this private action. The attorney for Plaintiff attached
20 to the Certificate of Merit served on the Attorney General the confidential factual
21 information sufficient to establish the basis of the Certificate of Merit.

22 23. Plaintiff's notice of alleged violations also included a Certificate of Service and a
23 document entitled "The Safe Drinking Water & Toxic Enforcement Act of 1986
24 (Proposition 65) A Summary." *Health & Safety Code* § 25249.7(d).

25 24. Plaintiff is commencing this action more than sixty (60) days from the dates that Plaintiff
26 gave notices of the alleged violations to TAK SHING HONG and the public prosecutors
27 referenced in Paragraph 18-20. Plaintiff is commencing this action more than sixty (60)
28

1 days from the dates that Plaintiff gave notices of the alleged violations to TAK SHING
2 HONG, C&A SHOES, LA BEAUTY SHOES, and the public prosecutors referenced in
3 Paragraph 19.

4 25. Plaintiff is informed, believes, and thereon alleges that neither the Attorney General, nor
5 any applicable district attorney or city attorney has commenced and is diligently
6 prosecuting an action against the Defendants.

7
8 **FIRST CAUSE OF ACTION**

9 **(By CONSUMER ADVOCACY GROUP, INC. and against TAK SHING HONG
10 and DOES 1-20 for Violations of Proposition 65, The Safe Drinking Water and
11 Toxic Enforcement Act of 1986 (*Health & Safety Code*, §§ 25249.5, *et seq.*))**

12 **Rubber Sandals**

13 26. Plaintiff CONSUMER ADVOCACY GROUP, INC. repeats and incorporates by
14 reference paragraphs 1 through 25 of this complaint as though fully set forth herein.

15 27. Each of the Defendants is, and at all times mentioned herein was, a manufacturer,
16 distributor, promoter, or retailer of Rubber Sandals, which includes but is not limited to
17 "FASHION Sandals (Red), "38" "LFD-888" ("Rubber Sandals").

18 28. RUBBER SANDALS contain DEHP and DBP.

19 29. Defendants knew or should have known that DEHP has been identified by the State of
20 California as a chemical known to cause cancer and reproductive toxicity and therefore
21 was subject to Proposition 65 warning requirements. Defendants knew or should have
22 known that DBP has been identified by the State of California as a chemical known to
23 cause reproductive toxicity and therefore was subject to Proposition 65 warning
24 requirements. Defendants were also informed of the presence of DEHP and DBP in
25 RUBBER SANDALS within Plaintiff's notice of alleged violations further discussed
26 above at Paragraph 18.

27 30. Plaintiff's allegations regarding RUBBER SANDALS concern "[c]onsumer products
28 exposure[s]," which "is an exposure that results from a person's acquisition, purchase,
storage, consumption, or other reasonably foreseeable use of a consumer good, or any

1 exposure that results from receiving a consumer service.” *Cal. Code Regs. tit. 27, §*
2 25602(b). RUBBER SANDALS are consumer products, and, as mentioned herein,
3 exposures to DEHP and DBP took place as a result of such normal and foreseeable
4 consumption and use.

5 31. Plaintiff’s allegations regarding RUBBER SANDALS also concern Occupational
6 Exposures, which “means an exposure to any employee in his or her employer’s
7 workplace.” *Cal. Code Regs. tit. 27, § 25602(f)*. Exposures of DEHP and DBP to
8 Defendants’ employees occurred through the course of their employment in their
9 employers’ workplaces.

10 32. Plaintiff is informed, believes, and thereon alleges that between March 4, 2010 and the
11 present, each of the Defendants knowingly and intentionally exposed their employees and
12 California consumers and users of RUBBER SANDALS, which Defendants
13 manufactured, distributed, or sold as mentioned above, to DEHP and DBP, without first
14 providing any type of clear and reasonable warning of such to the exposed persons before
15 the time of exposure. Defendants have distributed and sold DEHP and DBP in
16 California. Defendants know and intend that California consumers will use and consume
17 RUBBER SANDALS, thereby exposing them to DEHP and DBP. Defendants thereby
18 violated Proposition 65.

19 33. The principal routes of exposure are through dermal contact, ingestion and inhalation.
20 Persons sustain exposures by handling RUBBER SANDALS without wearing gloves or
21 any other personal protective equipment, or by touching bare skin or mucous membranes
22 with gloves after handling RUBBER SANDALS, as well as through direct and indirect
23 hand to mouth contact, hand to mucous membrane, or breathing in particulate matter
24 dispersed from RUBBER SANDALS. And as to Defendants’ employees, employees may
25 be exposed to DEHP and DBP in the course of their employment by handling,
26 distributing, and selling RUBBER SANDALS.

1 34. Plaintiff is informed, believes, and thereon alleges that each of Defendants' violations of
2 Proposition 65 as to RUBBER SANDALS have been ongoing and continuous to the date
3 of the signing of this complaint, as Defendants engaged and continue to engage in
4 conduct which violates Health and Safety Code section 25249.6, including the
5 manufacture, distribution, promotion, and sale of RUBBER SANDALS, so that a
6 separate and distinct violation of Proposition 65 occurred each and every time a person
7 was exposed to DEHP and DBP by RUBBER SANDALS as mentioned herein.

8 35. Plaintiff is informed, believes, and thereon alleges that each violation of Proposition 65
9 mentioned herein is ever continuing. Plaintiff further alleges and believes that the
10 violations alleged herein will continue to occur into the future.

11 36. Based on the allegations herein, Defendants are liable for civil penalties of up to
12 \$2,500.00 per day per individual exposure to DEHP and DBP from RUBBER
13 SANDALS, pursuant to Health and Safety Code section 25249.7(b).

14 37. Plaintiff has engaged in good faith efforts to resolve the claims alleged herein prior to
15 filing this Complaint.

16
17 **SECOND CAUSE OF ACTION**

18 (By CONSUMER ADVOCACY GROUP, INC. and against TAK SHING HONG,
19 C&A SHOES, LA BEAUTY SHOES, and DOES 1-20 for Violations of Proposition
20 65, The Safe Drinking Water and Toxic Enforcement Act of 1986 (*Health & Safety
Code, §§ 25249.5, et seq.*))

21 **Sandals**

22 38. Plaintiff CONSUMER ADVOCACY GROUP, INC. repeats and incorporates by
23 reference paragraphs 1 through 37 of this complaint as though fully set forth herein.

24 39. Each of the Defendants is, and at all times mentioned herein was, a manufacturer,
25 distributor, promoter, or retailer of Sandals, which includes but is not limited to "L.A.
26 Beauty Women's Sandals (Pink) "38" "XM-359" Bar Code 8 34577 00551 5"
27 ("Sandals").

28 40. SANDALS contain DBP.

1 41. Defendants knew or should have known that DBP has been identified by the State of
2 California as a chemical known to cause reproductive toxicity and therefore was subject
3 to Proposition 65 warning requirements. Defendants were also informed of the presence
4 of DBP in SANDALS within Plaintiff's notice of alleged violations further discussed
5 above at Paragraph 19.

6 42. Plaintiff's allegations regarding SANDALS concern "[c]onsumer products exposure[s],"
7 which "is an exposure that results from a person's acquisition, purchase, storage,
8 consumption, or other reasonably foreseeable use of a consumer good, or any exposure
9 that results from receiving a consumer service." *Cal. Code Regs. tit. 27, § 25602(b)*.
10 SANDALS are consumer products, and, as mentioned herein, exposures to DBP took
11 place as a result of such normal and foreseeable consumption and use.

12 43. Plaintiff's allegations regarding SANDALS also concern Occupational Exposures, which
13 "means an exposure to any employee in his or her employer's workplace." *Cal. Code*
14 *Regs. tit. 27, § 25602(f)*. Exposures of DBP to Defendants' employees occurred through
15 the course of their employment in their employers' workplaces.

16 44. Plaintiff is informed, believes, and thereon alleges that between May 17, 2010 and the
17 present, each of the Defendants knowingly and intentionally exposed their employees and
18 California consumers and users of SANDALS, which Defendants manufactured,
19 distributed, or sold as mentioned above, to DBP, without first providing any type of clear
20 and reasonable warning of such to the exposed persons before the time of exposure.
21 Defendants have distributed and sold DBP in California. Defendants know and intend
22 that California consumers will use and consume SANDALS, thereby exposing them to
23 DBP. Defendants thereby violated Proposition 65.

24 45. The principal routes of exposure are through dermal contact, ingestion and inhalation.
25 Persons sustain exposures by handling SANDALS without wearing gloves or any other
26 personal protective equipment, or by touching bare skin or mucous membranes with
27 gloves after handling SANDALS, as well as through direct and indirect hand to mouth
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1 contact, hand to mucous membrane, or breathing in particulate matter dispersed from
2 SANDALS. And as to Defendants' employees, employees may be exposed to DBP in the
3 course of their employment by handling, distributing, and selling SANDALS.

4 46. Plaintiff is informed, believes, and thereon alleges that each of Defendants' violations of
5 Proposition 65 as to SANDALS have been ongoing and continuous to the date of the
6 signing of this complaint, as Defendants engaged and continue to engage in conduct
7 which violates Health and Safety Code section 25249.6, including the manufacture,
8 distribution, promotion, and sale of SANDALS, so that a separate and distinct violation
9 of Proposition 65 occurred each and every time a person was exposed to DBP by
10 SANDALS as mentioned herein.

11 47. Plaintiff is informed, believes, and thereon alleges that each violation of Proposition 65
12 mentioned herein is ever continuing. Plaintiff further alleges and believes that the
13 violations alleged herein will continue to occur into the future.

14 48. Based on the allegations herein, Defendants are liable for civil penalties of up to
15 \$2,500.00 per day per individual exposure to DBP from SANDALS, pursuant to Health
16 and Safety Code section 25249.7(b).

17 49. Plaintiff has engaged in good faith efforts to resolve the claims alleged herein prior to
18 filing this Complaint.

19
20 **THIRD CAUSE OF ACTION**

21 **(By CONSUMER ADVOCACY GROUP, INC. and against TAK SHING HONG
22 and DOES 1-20 for Violations of Proposition 65, The Safe Drinking Water and
23 Toxic Enforcement Act of 1986 (Health & Safety Code, §§ 25249.5, et seq.))**

24 **Bicycle Accessories**

25 50. Plaintiff CONSUMER ADVOCACY GROUP, INC. repeats and incorporates by
26 reference paragraphs 1 through 49 of this complaint as though fully set forth herein.

27 51. Each of the Defendants is, and at all times mentioned herein was, a manufacturer,
28 distributor, promoter, or retailer of Bicycle Accessories, which includes but is not limited

1 to "Bicycle Parts & Accessories Combination Spiral Lock, 72" x 10mm, "Made in
2 China", Item# SCL7210A-C; Bar Code: 7 29183 23025 6." ("Bicycle Accessories").

3 52. BICYCLE ACCESSORIES contain DEHP.

4 53. Defendants knew or should have known that DEHP has been identified by the State of
5 California as a chemical known to cause cancer and reproductive toxicity and therefore
6 was subject to Proposition 65 warning requirements. Defendants were also informed of
7 the presence of DEHP in BICYCLE ACCESSORIES within Plaintiff's notice of alleged
8 violations further discussed above at Paragraph 20.

9 54. Plaintiff's allegations regarding BICYCLE ACCESSORIES concern "[c]onsumer
10 products exposure[s]," which "is an exposure that results from a person's acquisition,
11 purchase, storage, consumption, or other reasonably foreseeable use of a consumer good,
12 or any exposure that results from receiving a consumer service." *Cal. Code Regs. tit. 27,*
13 *§ 25602(b)*. BICYCLE ACCESSORIES are consumer products, and, as mentioned
14 herein, exposures to DEHP took place as a result of such normal and foreseeable
15 consumption and use.

16 55. Plaintiff's allegations regarding BICYCLE ACCESSORIES ER SANDALS also concern
17 Occupational Exposures, which "means an exposure to any employee in his or her
18 employer's workplace." *Cal. Code Regs. tit. 27, § 25602(f)*. Exposures of DEHP to
19 Defendants' employees occurred through the course of their employment in their
20 employers' workplaces.

21 56. Plaintiff is informed, believes, and thereon alleges that between September 12, 2010 and
22 the present, each of the Defendants knowingly and intentionally exposed their employees
23 and California consumers and users of BICYCLE ACCESSORIES, which Defendants
24 manufactured, distributed, or sold as mentioned above, to DEHP, without first providing
25 any type of clear and reasonable warning of such to the exposed persons before the time
26 of exposure. Defendants have distributed and sold DEHP in California. Defendants
27 know and intend that California consumers will use and consume BICYCLE
28

1 ACCESSORIES, thereby exposing them to DEHP. Defendants thereby violated
2 Proposition 65.

3 57. The principal routes of exposure are through dermal contact, ingestion and inhalation.
4 Persons sustain exposures by handling BICYCLE ACCESSORIES without wearing
5 gloves or any other personal protective equipment, or by touching bare skin or mucous
6 membranes with gloves after handling BICYCLE ACCESSORIES, as well as through
7 direct and indirect hand to mouth contact, hand to mucous membrane, or breathing in
8 particulate matter dispersed from BICYCLE ACCESSORIES. And as to Defendants'
9 employees, employees may be exposed to DEHP in the course of their employment by
10 handling, distributing, and selling BICYCLE ACCESSORIES.

11 58. Plaintiff is informed, believes, and thereon alleges that each of Defendants' violations of
12 Proposition 65 as to BICYCLE ACCESSORIES have been ongoing and continuous to
13 the date of the signing of this complaint, as Defendants engaged and continue to engage
14 in conduct which violates Health and Safety Code section 25249.6, including the
15 manufacture, distribution, promotion, and sale of BICYCLE ACCESSORIES, so that a
16 separate and distinct violation of Proposition 65 occurred each and every time a person
17 was exposed to DEHP by BICYCLE ACCESSORIES as mentioned herein.

18 59. Plaintiff is informed, believes, and thereon alleges that each violation of Proposition 65
19 mentioned herein is ever continuing. Plaintiff further alleges and believes that the
20 violations alleged herein will continue to occur into the future.

21 60. Based on the allegations herein, Defendants are liable for civil penalties of up to
22 \$2,500.00 per day per individual exposure to DEHP from BICYCLE ACCESSORIES,
23 pursuant to Health and Safety Code section 25249.7(b).

24 61. Plaintiff has engaged in good faith efforts to resolve the claims alleged herein prior to
25 filing this Complaint.

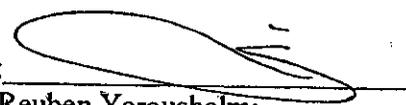
26 **PRAYER FOR RELIEF**

27 Plaintiff demands against each of the Defendants as follows:
28

- 1 1. A permanent injunction mandating Proposition 65-compliant warnings;
2 Penalties pursuant to Health and Safety Code section 25249.7, subdivision (b);
- 3 2. Costs of suit;
- 4 3. Reasonable attorney fees and costs; and
- 5 4. Any further relief that the court may deem just and equitable.

6 Dated: December 12, 2013

YEROUSHALMI & ASSOCIATES

8 BY: 
9 Reuben Yeroushalmi
10 Peter T. Sato
11 Attorneys for Plaintiff,
12 Consumer Advocacy Group, Inc.

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