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ENDORSED  
FILED  
ALAMEDA COUNTY

DEC 12 2018

SUE PECKO

8 Attorneys for Plaintiff  
9 ENVIRONMENTAL RESEARCH CENTER, INC.

10  
11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 COUNTY OF ALAMEDA

13 ENVIRONMENTAL RESEARCH CENTER,  
14 INC., a non-profit California corporation,

15 Plaintiff,

16 v.

17 PERVINE FOODS, LLC, individually and doing  
18 business as CHEF ROBERT IRVINE'S FIT  
19 CRUNCH, a Pennsylvania limited liability  
20 company; BAKERY BARN, INC., individually  
21 and doing business as CHEF ROBERT  
22 IRVINE'S FIT CRUNCH, a Pennsylvania  
23 corporation; and DOES 1 – 25,

24 Defendants.

) Case No. RG18920840

) **FIRST AMENDED COMPLAINT FOR  
PERMANENT INJUNCTION, CIVIL  
PENALTIES AND OTHER RELIEF**

) Health & Safety Code §25249.5, *et seq.*

25 Plaintiff Environmental Research Center, Inc. ("PLAINTIFF" or "ERC") brings this  
26 action in the interests of the general public and, on information and belief, hereby alleges:

27 **INTRODUCTION**

28 1. This action seeks to remedy the continuing failure of Defendants PERVINE FOODS,  
LLC, individually and doing business as CHEF ROBERT IRVINE'S FIT CRUNCH; BAKERY  
BARN, INC., individually and doing business as CHEF ROBERT IRVINE'S FIT CRUNCH  
and DOES 1-25 (hereinafter individually referred to as "DEFENDANT" or collectively as

1 “DEFENDANTS”) to warn consumers in California that they are being exposed to lead, a  
2 chemical known to the State of California to cause cancer, birth defects, and other reproductive  
3 harm. According to the Safe Drinking Water and Toxic Enforcement Act of 1986, Health and  
4 Safety Code (“H&S Code”) section 25249.5 (also known as and referred to hereinafter as  
5 “Proposition 65”), businesses must provide persons with a “clear and reasonable warning” before  
6 exposing individuals to a chemical known to the state to cause cancer or reproductive harm.  
7 DEFENDANTS manufacture, package, distribute, market, and/or sell in California certain  
8 consumer products, as defined in Cal. Code Regs., tit. 27, § 25600.1, subd. (d) and (e), containing  
9 lead (the “SUBJECT PRODUCTS”): (1) Chef Robert Irvine's Fit Crunch Whey Protein Baked  
10 Bar Cookies And Cream 88g, (2) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar  
11 Peanut Butter 88g, (3) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Chocolate Chip  
12 Cookie Dough 88g, (4) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Caramel Peanut  
13 88g, (5) Chef Robert Irvine's Fit Crunch Whey Protein Brownie Cookie Dough 50g, (6) Chef  
14 Robert Irvine's Fit Crunch Whey Protein Powder Chocolate Deluxe 34g, and (7) Chef Robert  
15 Irvine's Fit Crunch Whey Protein Powder Peanut Butter 32g (8) Chef Robert Irvine's Fit Crunch  
16 Whey Protein Brownie Chocolate 50g, (9) Chef Robert Irvine's Fit Crunch Whey Protein Baked  
17 Bar Birthday Cake 88g, (10) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Chocolate  
18 Chip Cookie Dough 46g, (11) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar  
19 Cinnamon Twist 46g, (12) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Birthday  
20 Cake 46g, (13) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Caramel Peanut 46g,  
21 and (14) Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Chocolate Peanut Butter 46g.

22 2. Lead (hereinafter, the “LISTED CHEMICAL”) is a chemical known to the State of  
23 California to cause cancer, birth defects, and other reproductive harm.

24 3. Consumption of the SUBJECT PRODUCTS causes exposures to the LISTED  
25 CHEMICAL at levels requiring a “clear and reasonable warning” under Proposition 65.  
26 DEFENDANTS exposed consumers to the LISTED CHEMICAL and have failed to provide the  
27 health hazard warnings required by Proposition 65.

28 ///

1 4. DEFENDANTS' continued manufacturing, packaging, distributing, marketing  
2 and/or sales of the SUBJECT PRODUCTS without the required health hazard warnings, causes,  
3 or threatens to cause, individuals to be involuntarily, unknowingly and unwittingly exposed to  
4 levels of the LISTED CHEMICAL that violate Proposition 65.

5 **PARTIES**

6 5. PLAINTIFF is a non-profit corporation organized under California law. ERC is  
7 dedicated to, among other causes, reducing the use and misuse of hazardous and toxic substances,  
8 consumer protection, worker safety, and corporate responsibility.

9 6. ERC is a person within the meaning of H&S Code §25249.11 and brings this  
10 enforcement action in the public interest pursuant to H&S Code §25249.7(d). H&S Code §  
11 25249.7 (d) specifies that actions to enforce Proposition 65 may be brought by a person in the  
12 public interest, provided certain notice requirements are met and no other public prosecutor is  
13 diligently prosecuting an action for the same violation(s).

14 7. PERVINE FOODS, LLC, individually and doing business as CHEF ROBERT  
15 IRVINE'S FIT CRUNCH ("PERVINE FOODS"), is now, and was at all times relevant herein,  
16 a limited liability company organized under the laws of Pennsylvania and is a person in the  
17 course of doing business within the meaning of H&S Code §25249.11.

18 8. BAKERY BARN, INC., individually and doing business as CHEF ROBERT  
19 IRVINE'S FIT CRUNCH ("BAKERY BARN"), is now, and was at all times relevant herein, a  
20 corporation organized under the laws of Pennsylvania and is a person in the course of doing  
21 business within the meaning of H&S Code §25249.11.

22 9. DEFENDANTS own, administer, direct, control and/or operate facilities and/or  
23 agents, distributors, sellers, marketers or other retail operations who place their SUBJECT  
24 PRODUCTS into the stream of commerce in California (including but not limited to Alameda  
25 County) under the brand name Chef Robert Irvine's Fit Crunch and other brand names, which  
26 contain the LISTED CHEMICAL without first giving clear and reasonable warnings.

27 10. DEFENDANTS, separately and each of them, are or were, at all times relevant to the  
28 claims in this First Amended Complaint and continuing through the present, legally responsible

1 for compliance with the provisions of Proposition 65. Whenever an allegation regarding any act  
2 or omission of a DEFENDANT is made herein, such allegation shall be deemed to mean that  
3 DEFENDANT, or its agent, officer, director, manager, supervisor, or employee did, or so  
4 authorized, or failed to do, such acts while engaged in the affairs of DEFENDANT's business  
5 operations and/or while acting within the course and scope of their employment or while  
6 conducting business for DEFENDANT(S) for a commercial purpose.

7 11. In this First Amended Complaint, when reference is made to any act or omission of  
8 a DEFENDANT, such allegation shall mean that the owners, officers, directors, agents,  
9 employees, contractors, or representatives of DEFENDANT acted or authorized such actions,  
10 and/or negligently failed and omitted to act or adequately and properly supervise, control or  
11 direct its employees and agents while engaged in the management, direction, operation or control  
12 of the affairs of the business organization. Whenever reference is made to any act or omission  
13 of any DEFENDANT, such allegation shall be deemed to mean the act or omission of each  
14 DEFENDANT acting individually, jointly, and severally as defined by Civil Code Section 1430  
15 *et seq.*

16 12. PLAINTIFF does not know the true names, capacities and liabilities of  
17 DEFENDANTS DOES Nos. 1-25, inclusive, and therefore sues them under fictitious names.  
18 PLAINTIFF will amend this First Amended Complaint to allege the true name and capacities of  
19 the DOE Defendants upon being ascertained. Each of these Defendants was in some way legally  
20 responsible for the acts, omissions, and/or violations alleged herein.

### 21 **JURISDICTION AND VENUE**

22 13. This Court has jurisdiction over this action pursuant to California Constitution Article  
23 VI, Section 10, which grants the Superior Court "original jurisdiction in all causes except those  
24 given by statute to other trial courts." The statute under which this action is brought does not  
25 specify any other court with jurisdiction.

26 14. This Court has jurisdiction over DEFENDANTS because they are business entities  
27 that do sufficient business in California, have sufficient minimum contacts in California or  
28 otherwise intentionally avail themselves of the California market, through the sale, marketing

1 and use of their SUBJECT PRODUCTS in California, to render the exercise of jurisdiction over  
2 them by the California courts consistent with traditional notions of fair play and substantial  
3 justice.

4 15. Venue in this action is proper in the Alameda County Superior Court because the  
5 cause, or part thereof, arises in the County of Alameda since DEFENDANTS' products are  
6 marketed, offered for sale, sold, used, and/or consumed in this county.

7 **STATUTORY BACKGROUND**

8 16. The People of the State of California declared in Proposition 65 their right “[t]o be  
9 informed about exposures to chemicals that cause cancer, birth defects, or other reproductive  
10 harm.” (Section 1(b) of Initiative Measure, Proposition 65).

11 17. To effectuate this goal, Proposition 65 requires that individuals be provided with a  
12 “clear and reasonable warning” before being exposed to chemicals listed by the State of  
13 California as causing cancer or reproductive toxicity. H&S Code §25249.6 states, in pertinent  
14 part:

15 No person in the course of doing business shall knowingly and intentionally  
16 expose any individual to a chemical known to the state to cause cancer or  
17 reproductive toxicity without first giving clear and reasonable warning to such  
individual...

18 18. An exposure to a chemical in a consumer product is one “that results from a person’s  
19 acquisition, purchase, storage, consumption, or any reasonably foreseeable use of a consumer  
20 product, including consumption of food.” (Cal. Code Regs., tit. 27, § 25600.1, subd. (e).) A  
21 “consumer product” includes “any article, or component part thereof, including food, that is  
22 produced, distributed, or sold for the personal use, consumption or enjoyment of a consumer,”  
23 and the term “food” is further defined to include dietary supplements. (Cal. Code Regs., tit. 27, §  
24 25600.1, subd. (d) and (g).)

25 19. Proposition 65 provides that any “person who violates or threatens to violate” the  
26 statute may be enjoined in a court of competent jurisdiction. (H&S Code §25249.7). The phrase  
27 “threaten to violate” is defined to mean creating “a condition in which there is a substantial  
28 probability that a violation will occur” (H&S Code §25249.11(e)). Violators are liable for civil

1 penalties of up to \$2,500 per day for each violation of the Act. (H&S Code §25249.7.)

## 2 **FACTUAL BACKGROUND**

3 20. On February 27, 1987, the State of California officially listed lead as a chemical  
4 known to cause reproductive toxicity. Lead became subject to the warning requirement one year  
5 later and was therefore subject to the “clear and reasonable” warning requirements of Proposition  
6 65 beginning on February 27, 1988. (27 California Code of Regulations (“CCR”) §25600, *et*  
7 *seq.*; H&S Code §25249.5, *et seq.*).

8 21. On October 1, 1992, the State of California officially listed lead and lead compounds  
9 as chemicals known to cause cancer. Lead and lead compounds became subject to the warning  
10 requirement one year later and were therefore subject to the “clear and reasonable” warning  
11 requirements of Proposition 65 beginning on October 1, 1993. (27 CCR § 25600, *et seq.*; H&S  
12 Code §25249.6, *et seq.*). Due to the high toxicity of lead, the maximum allowable dose level for  
13 lead is 0.5 µg/day (micrograms a day) for reproductive toxicity and the no significant risk level  
14 for carcinogens is 15µg/day (oral).

15 22. To test DEFENDANTS’ SUBJECT PRODUCTS for lead, PLAINTIFF hired a well-  
16 respected and accredited testing laboratory. The results of testing undertaken by PLAINTIFF of  
17 DEFENDANTS’ SUBJECT PRODUCTS show that the SUBJECT PRODUCTS tested were in  
18 violation of the 0.5 µg/day “safe harbor” daily dose limits set forth for lead in Proposition 65’s  
19 regulations. Very significant is the fact that people are being exposed to lead through ingestion  
20 as opposed to other not as harmful methods of exposure.

21 23. At all times relevant to this action, DEFENDANTS, therefore, have knowingly and  
22 intentionally exposed the consumers of the SUBJECT PRODUCTS to the LISTED CHEMICAL  
23 without first giving a clear and reasonable warning to such individuals.

24 24. The SUBJECT PRODUCTS have allegedly been sold by DEFENDANTS for use  
25 in California since at least June 8, 2015. The SUBJECT PRODUCTS continue to be distributed  
26 and sold in California without the requisite warning information.

27 25. As a proximate result of acts by DEFENDANTS, as persons in the course of doing  
28 business within the meaning of Health & Safety Code §25249.11, individuals throughout the

1 State of California, including in the County of Alameda, have been exposed to the LISTED  
2 CHEMICAL without a clear and reasonable warning on the SUBJECT PRODUCTS. The  
3 individuals subject to the violative exposures include normal and foreseeable users of the  
4 SUBJECT PRODUCTS, as well as all other persons exposed to the SUBJECT PRODUCTS.

5 26. On June 8, 2018 and September 14, 2018, ERC served PERVINE FOODS, BAKERY  
6 BARN and each of the appropriate public enforcement agencies with a document entitled  
7 “Notice of Violations of California Health & Safety Code Section 25249.5” that provided  
8 PERVINE FOODS and BAKERY BARN and the public enforcement agencies with notice that  
9 PERVINE FOODS and BAKERY BARN were in violation of Proposition 65 for failing to warn  
10 purchasers and individuals using the SUBJECT PRODUCTS that the consumption of the  
11 SUBJECT PRODUCTS exposes them to lead, a chemical known to the State of California to  
12 cause cancer and/or reproductive toxicity (“NOTICES”). True and correct copies of the 60-Day  
13 NOTICES are attached hereto as **Exhibits A and B** and are hereby incorporated by reference,  
14 and are available on the Attorney General’s website located at <http://oag.ca.gov/prop65>.

15 27. The NOTICES were issued pursuant to, and in compliance with, the requirements of  
16 H&S Code §25249.7(d) and the statute’s implementing regulations regarding the notice of the  
17 violations to be given to certain public enforcement agencies and to the violator. The NOTICES  
18 included, *inter alia*, the following information: the name, address, and telephone number of the  
19 noticing individual; the name of the alleged violators; the statute violated; the approximate time  
20 period during which violations occurred; and descriptions of the violations including the  
21 chemical involved, the route of toxic exposure, and the specific products or type of products  
22 causing the violations.

23 28. PERVINE FOODS and BAKERY BARN were also provided copies of the document  
24 with the NOTICES entitled “The Safe Drinking Water and Toxic Enforcement Act of 1986  
25 (Proposition 65): A Summary,” which is also known as Appendix A to Title 27 of CCR §25903,  
26 via Certified Mail.

27 29. The California Attorney General was provided copies of the NOTICES and a  
28 Certificate of Merit for each Notice by the attorney for the noticing party, stating that there is a

1 reasonable and meritorious case for this action, and attaching factual information sufficient to  
2 establish a basis for the certificate, including the identity of the persons consulted with and relied  
3 on by the certifier, and the facts, studies, or other data reviewed by those persons, pursuant to  
4 H&S Code §25249.7(h) (2) via online submission.

5 30. After expiration of the sixty (60) day notice period, the appropriate public enforcement  
6 agencies failed to commence and diligently prosecute a cause of action under H&S Code  
7 §25249.5, *et seq.* against DEFENDANTS based on the allegations herein.

8 **FIRST CAUSE OF ACTION**

9 **(Civil Penalties for Violations of Health and Safety Code § 25249.5, *et seq.* concerning the**  
10 **SUBJECT PRODUCTS described in the June 8, 2018 and September 14, 2018**  
11 **Proposition 65 Notices of Violation) Against DEFENDANTS**

12 31. PLAINTIFF re-alleges and incorporates by reference Paragraphs 1 through 30,  
13 inclusive, as if specifically set forth herein.

14 32. By committing the acts alleged in this First Amended Complaint, DEFENDANTS at  
15 all times relevant to this action, and continuing through the present, have violated H&S Code  
16 §25249.6 by, in the course of doing business, knowingly and intentionally exposing individuals  
17 in California to a chemical known to the State of California to cause cancer or reproductive  
18 toxicity without first giving clear and reasonable warnings to such persons who consume the  
19 SUBJECT PRODUCTS containing the LISTED CHEMICAL, pursuant to H&S Code §§  
20 25249.6 and 25249.11(f).

21 33. By the above-described acts, DEFENDANTS are liable, pursuant to H&S Code  
22 §25249.7(b), for a civil penalty of up to \$2,500 per day per violation for each unlawful exposure  
23 to the LISTED CHEMICAL from the SUBJECT PRODUCTS, in an amount in excess of \$1  
24 million.

25 **THE NEED FOR INJUNCTIVE RELIEF**

26 **(Injunctive Relief for Violations of Health and Safety Code § 25249.5, *et seq.* concerning**  
27 **the SUBJECT PRODUCTS described in the June 8, 2018 and September 14, 2018**  
28 **Proposition 65 Notices of Violation) Against DEFENDANTS**

34. PLAINTIFF re-alleges and incorporates by reference Paragraphs 1 through 33, as if  
set forth below.





1 exposed to the LISTED CHEMICAL;

2 B. An injunctive order, pursuant to H&S Code §25249.7(b), compelling  
3 DEFENDANTS to identify and locate each individual who has purchased the SUBJECT  
4 PRODUCTS since June 8, 2015, and to provide a warning to such person that the consumption  
5 of the SUBJECT PRODUCTS will expose the consumer to a chemical known to cause cancer,  
6 birth defects, and other reproductive harm;

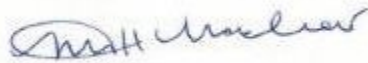
7 C. An assessment of civil penalties pursuant to H & S Code §25249.7(b), against  
8 DEFENDANTS in the amount of \$2,500 per day for each violation of Proposition 65, in an  
9 amount in excess of \$1 million, according to proof;

10 D. An award to PLAINTIFF of its reasonable attorney's fees and costs of suit  
11 pursuant to California Code of Civil Procedure §§ 1032 *et. seq* and 1021.5, as PLAINTIFF shall  
12 specify in further applications to the Court; and,

13 E. Such other and further relief as may be just and proper.  
14

15 DATED: December 5, 2018

AQUA TERRA AERIS LAW GROUP

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18 

19 Matthew C. Maclear  
20 Anthony M. Barnes  
21 Attorneys for Plaintiff  
22 Environmental Research Center, Inc.  
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# EXHIBIT A



## Environmental Research Center

3111 Camino Del Rio North, Suite 400  
San Diego, CA 92108  
619-500-3090

June 8, 2018

### **NOTICE OF VIOLATIONS OF CALIFORNIA HEALTH & SAFETY CODE SECTION 25249.5 *ET SEQ.* (PROPOSITION 65)**

Dear Alleged Violators and the Appropriate Public Enforcement Agencies:

I am the Executive Director of Environmental Research Center, Inc. (“ERC”). ERC is a California non-profit corporation dedicated to, among other causes, helping safeguard the public from health hazards by bringing about a reduction in the use and misuse of hazardous and toxic chemicals, facilitating a safe environment for consumers and employees, and encouraging corporate responsibility.

ERC has identified violations of California’s Safe Drinking Water and Toxic Enforcement Act of 1986 (“Proposition 65”), which is codified at California Health & Safety Code §25249.5 *et seq.*, with respect to the products identified below. These violations have occurred and continue to occur because the alleged Violators identified below failed to provide required clear and reasonable warnings with these products. This letter serves as a notice of these violations to the alleged Violators and the appropriate public enforcement agencies. Pursuant to Section 25249.7(d) of the statute, ERC intends to file a private enforcement action in the public interest 60 days after effective service of this notice unless the public enforcement agencies have commenced and are diligently prosecuting an action to rectify these violations.

**General Information about Proposition 65.** A copy of a summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is attached with the copy of this letter served to the alleged Violators identified below.

**Alleged Violators.** The names of the companies covered by this notice that violated Proposition 65 (hereinafter the “Violators”) are:

**Pervine Foods, LLC, individually and doing business as Chef Robert Irvine's Fit Crunch Bakery Barn, Inc., individually and doing business as Chef Robert Irvine's Fit Crunch**

**Consumer Products and Listed Chemical.** The products that are the subject of this notice and the chemical in those products identified as exceeding allowable levels are:

1. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Cookies And Cream - Lead**
2. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Peanut Butter - Lead**
3. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Chocolate Chip Cookie Dough - Lead**
4. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Caramel Peanut - Lead**
5. **Chef Robert Irvine's Fit Crunch Whey Protein Brownie Cookie Dough - Lead**
6. **Chef Robert Irvine's Fit Crunch Whey Protein Powder Chocolate Deluxe - Lead**
7. **Chef Robert Irvine's Fit Crunch Whey Protein Powder Peanut Butter - Lead**

On February 27, 1987, the State of California officially listed lead as a chemical known to cause developmental toxicity, and male and female reproductive toxicity. On October 1, 1992, the State of California officially listed lead and lead compounds as chemicals known to cause cancer.

It should be noted that ERC may continue to investigate other products that may reveal further violations and result in subsequent notices of violations.

**Route of Exposure.** The consumer exposures that are the subject of this notice result from the recommended use of these products. Consequently, the route of exposure to this chemical has been and continues to be through ingestion.

**Approximate Time Period of Violations.** Ongoing violations have occurred every day since at least June 8, 2015, as well as every day since the products were introduced into the California marketplace, and will continue every day until clear and reasonable warnings are provided to product purchasers and users or until this known toxic chemical is either removed from or reduced to allowable levels in the products. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to the identified chemical. The method of warning should be a warning that appears on the product label. The Violators violated Proposition 65 because they failed to provide persons ingesting these products with appropriate warnings that they are being exposed to this chemical.

Consistent with the public interest goals of Proposition 65 and a desire to have these ongoing violations of California law quickly rectified, ERC is interested in seeking a constructive resolution of this matter that includes an enforceable written agreement by the Violators to: (1) reformulate the identified products so as to eliminate further exposures to the identified chemical, or provide appropriate warnings on the labels of these products; (2) pay an appropriate civil penalty; and (3) provide clear and reasonable warnings compliant with Proposition 65 to all persons located in California who purchased the above products in the last three years. Such a resolution will prevent further unwarned consumer exposures to the identified chemical, as well as an expensive and time-consuming litigation.

June 8, 2018

Page 3

Please direct all questions concerning this notice to ERC at the above listed address and telephone number.

Sincerely,



---

Chris Heptinstall  
Executive Director  
Environmental Research Center

Attachments

Certificate of Merit

Certificate of Service

OEHHA Summary (to Pervine Foods, LLC, individually and doing business as Chef Robert Irvine's Fit Crunch; Bakery Barn, Inc., individually and doing business as Chef Robert Irvine's Fit Crunch)

Additional Supporting Information for Certificate of Merit (to AG only)

**CERTIFICATE OF MERIT**

**Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations by Pervine Foods, LLC, individually and doing business as Chef Robert Irvine's Fit Crunch; Bakery Barn, Inc., individually and doing business as Chef Robert Irvine's Fit Crunch**

I, Chris Heptinstall, declare:

1. This Certificate of Merit accompanies the attached 60-day notice in which it is alleged the parties identified in the notice violated California Health & Safety Code Section 25249.6 by failing to provide clear and reasonable warnings.

2. I am the Executive Director for the noticing party.

3. I have consulted with one or more persons with relevant and appropriate experience or expertise who have reviewed facts, studies, or other data regarding the exposure to the listed chemical that is the subject of the notice.

4. Based on the information obtained through those consultants, and on other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for the private action" means that the information provides a credible basis that all elements of the plaintiff's case can be established and that the information did not prove that the alleged Violators will be able to establish any of the affirmative defenses set forth in the statute.

5. Along with the copy of this Certificate of Merit served on the Attorney General is attached additional factual information sufficient to establish the basis for this certificate, including the information identified in California Health & Safety Code §25249.7(h)(2), i.e., (1) the identity of the persons consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.



Dated: June 8, 2018

---

Chris Heptinstall

**CERTIFICATE OF SERVICE PURSUANT TO 27 CCR § 25903**

I, the undersigned, declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am a citizen of the United States and over the age of 18 years of age. My business address is 306 Joy Street, Fort Oglethorpe, Georgia 30742. I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at Fort Oglethorpe, Georgia.

On June 8, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I served the following documents: **NOTICE OF VIOLATIONS OF CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; “THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY”** on the following parties by placing a true and correct copy thereof in a sealed envelope, addressed to the party listed below and depositing it in a U.S. Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Current President or CEO  
Pervine Foods, LLC, individually and  
doing business as Chef Robert Irvine’s  
Fit Crunch  
111 Terence Drive  
Pittsburgh, PA 15236

Current President or CEO  
Bakery Barn, Inc., individually and  
doing business as Chef Robert Irvine’s  
Fit Crunch  
111 Terence Drive  
Pittsburgh, PA 15236

Current President or CEO  
Pervine Foods, LLC, individually and  
doing business as Chef Robert Irvine’s  
Fit Crunch  
3900 Veterans Memorial Highway, #371  
Bohemia, NY 11716

On June 8, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; ADDITIONAL SUPPORTING INFORMATION FOR CERTIFICATE OF MERIT AS REQUIRED BY CALIFORNIA HEALTH & SAFETY CODE §25249.7(d)(1)** were served on the following party when a true and correct copy thereof was uploaded on the California Attorney General’s website, which can be accessed at <https://oag.ca.gov/prop65/add-60-day-notice> :

Office of the California Attorney General  
Prop 65 Enforcement Reporting  
1515 Clay Street, Suite 2000  
Post Office Box 70550  
Oakland, CA 94612-0550

On June 8, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** were served on the following parties when a true and correct copy thereof was sent via electronic mail to each of the parties listed below:

Stacey Grassini, Deputy District Attorney  
Contra Costa County  
900 Ward Street  
Martinez, CA 94553  
sgrassini@contracostada.org

Michelle Latimer, Program Coordinator  
Lassen County  
220 S. Lassen Street  
Susanville, CA 96130  
mlatimer@co.lassen.ca.us



Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

June 8, 2018

Page 6

Dije Ndreu, Deputy District Attorney  
Monterey County  
1200 Aguajito Road  
Monterey, CA 93940  
Prop65DA@co.monterey.ca.us

Allison Haley, District Attorney  
Napa County  
1127 First Street, Suite C  
Napa, CA 94559  
CEPD@countyofnapa.org

Paul E. Zellerbach, District Attorney  
Riverside County  
3072 Orange Street  
Riverside, CA 92501  
Prop65@rivcoda.org

Anne Marie Schubert, District Attorney  
Sacramento County  
901 G Street  
Sacramento, CA 95814  
Prop65@sacda.org

Kathryn L. Turner, Chief Deputy City Attorney  
San Diego City Attorney  
1200 Third Avenue  
San Diego, CA 92101  
CityAttyCrimProp65@sandiego.gov

Gregory Alker, Assistant District Attorney  
San Francisco County  
732 Brannan Street  
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gregory.alker@sfgov.org

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Christopher Dalbey, Deputy District Attorney  
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Yen Dang, Supervising Deputy District Attorney  
Santa Clara County  
70 W Hedding St  
San Jose, CA 95110  
EPU@da.sccgov.org

Jeffrey S. Rosell, District Attorney  
Santa Cruz County  
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Santa Cruz, CA 95060  
Prop65DA@santacruzcounty.us

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jbarnes@sonoma-county.org

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Prop65@co.tulare.ca.us

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Ventura, CA 93009  
daspecialops@ventura.org

Jeff W. Reisig, District Attorney  
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301 Second Street  
Woodland, CA 95695  
cfepd@yolocounty.org

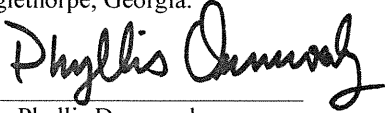
Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

June 8, 2018

Page 7

On June 8, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I served the following documents: **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** on each of the parties on the Service List attached hereto by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties on the Service List attached hereto, and depositing it with the U.S. Postal Service with the postage fully prepaid for delivery by First Class Mail.

Executed on June 8, 2018, in Fort Oglethorpe, Georgia.

A handwritten signature in black ink, appearing to read "Phyllis Dunwoody", written over a horizontal line.

Phyllis Dunwoody

**Service List**

District Attorney, Alameda  
County  
1225 Fallon Street, Suite 900  
Oakland, CA 94612

District Attorney, Alpine  
County  
P.O. Box 248  
Markleeville, CA 96120

District Attorney, Amador  
County  
708 Court Street, Suite 202  
Jackson, CA 95642

District Attorney, Butte  
County  
25 County Center Drive, Suite  
245  
Oroville, CA 95965

District Attorney, Calaveras  
County  
891 Mountain Ranch Road  
San Andreas, CA 95249

District Attorney, Colusa  
County  
346 Fifth Street Suite 101  
Colusa, CA 95932

District Attorney, Del Norte  
County  
450 H Street, Room 171  
Crescent City, CA 95531

District Attorney, El Dorado  
County  
515 Main Street  
Placerville, CA 95667

District Attorney, Fresno  
County  
2220 Tulare Street, Suite 1000  
Fresno, CA 93721

District Attorney, Glenn  
County  
Post Office Box 430  
Willows, CA 95988

District Attorney, Humboldt  
County  
825 5th Street 4<sup>th</sup> Floor  
Eureka, CA 95501

District Attorney, Imperial  
County  
940 West Main Street, Ste 102  
El Centro, CA 92243

District Attorney, Inyo County  
P.O. Drawer D  
Independence, CA 93526

District Attorney, Kern County  
1215 Truxtun Avenue  
Bakersfield, CA 93301

District Attorney, Kings  
County  
1400 West Lacey Boulevard  
Hanford, CA 93230

District Attorney, Lake County  
255 N. Forbes Street  
Lakeport, CA 95453

District Attorney, Los Angeles  
County  
Hall of Justice  
211 West Temple St., Ste 1200  
Los Angeles, CA 90012

District Attorney, Madera  
County  
209 West Yosemite Avenue  
Madera, CA 93637

District Attorney, Marin  
County  
3501 Civic Center Drive,  
Room 130  
San Rafael, CA 94903

District Attorney, Mariposa  
County  
Post Office Box 730  
Mariposa, CA 95338

District Attorney, Mendocino  
County  
Post Office Box 1000  
Ukiah, CA 95482

District Attorney, Merced  
County  
550 W. Main Street  
Merced, CA 95340

District Attorney, Modoc  
County  
204 S Court Street, Room 202  
Alturas, CA 96101-4020

District Attorney, Mono  
County  
Post Office Box 617  
Bridgeport, CA 93517

District Attorney, Nevada  
County  
201 Commercial Street  
Nevada City, CA 95959

District Attorney, Orange  
County  
401 West Civic Center Drive  
Santa Ana, CA 92701

District Attorney, Placer  
County  
10810 Justice Center Drive,  
Ste 240  
Roseville, CA 95678

District Attorney, Plumas  
County  
520 Main Street, Room 404  
Quincy, CA 95971

District Attorney, San Benito  
County  
419 Fourth Street, 2nd Floor  
Hollister, CA 95023

District Attorney, San  
Bernardino County  
303 West Third Street  
San Bernadino, CA 92415

District Attorney, San Diego  
County  
330 West Broadway, Suite  
1300  
San Diego, CA 92101

District Attorney, San Mateo  
County  
400 County Ctr., 3rd Floor  
Redwood City, CA 94063

District Attorney, Shasta  
County  
1355 West Street  
Redding, CA 96001

District Attorney, Sierra  
County  
100 Courthouse Square, 2<sup>nd</sup>  
Floor  
Downieville, CA 95936

District Attorney, Siskiyou  
County  
Post Office Box 986  
Yreka, CA 96097

District Attorney, Solano  
County  
675 Texas Street, Ste 4500  
Fairfield, CA 94533

District Attorney, Stanislaus  
County  
832 12th Street, Ste 300  
Modesto, CA 95354

District Attorney, Sutter  
County  
463 2<sup>nd</sup> Street  
Yuba City, CA 95991

District Attorney, Tehama  
County  
Post Office Box 519  
Red Bluff, CA 96080

District Attorney, Trinity  
County  
Post Office Box 310  
Weaverville, CA 96093

District Attorney, Tuolumne  
County  
423 N. Washington Street  
Sonora, CA 95370

District Attorney, Yuba  
County  
215 Fifth Street, Suite 152  
Marysville, CA 95901

Los Angeles City Attorney's  
Office  
City Hall East  
200 N. Main Street, Suite 800  
Los Angeles, CA 90012

San Francisco, City Attorney  
City Hall, Room 234  
1 Dr Carlton B Goodlett PL  
San Francisco, CA 94102

San Jose City Attorney's  
Office  
200 East Santa Clara Street,  
16th Floor  
San Jose, CA 95113

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# **EXHIBIT B**



Matthew Maclear  
[mcm@atalawgroup.com](mailto:mcm@atalawgroup.com)  
415-568-5200

Anthony Barnes  
[amb@atalawgroup.com](mailto:amb@atalawgroup.com)  
415-326-3173

September 14, 2018

**NOTICE OF VIOLATION OF  
CALIFORNIA HEALTH & SAFETY CODE SECTION 25249.5 ET SEQ.  
(PROPOSITION 65)**

Dear Alleged Violators and the Appropriate Public Enforcement Agencies:

I represent Environmental Research Center, Inc. ("ERC"), 3111 Camino Del Rio North, Suite 400, San Diego, CA 92108; Tel. (619) 500-3090. ERC's Executive Director is Chris Heptinstall. ERC is a California non-profit corporation dedicated to, among other causes, helping safeguard the public from health hazards by bringing about a reduction in the use and misuse of hazardous and toxic chemicals, facilitating a safe environment for consumers and employees, and encouraging corporate responsibility.

ERC has identified violations of California's Safe Drinking Water and Toxic Enforcement Act of 1986 ("Proposition 65"), which is codified at California Health & Safety Code §25249.5 *et seq.*, with respect to the products identified below. These violations have occurred and continue to occur because the alleged Violators identified below failed to provide required clear and reasonable warnings with these products. This letter serves as a notice of these violations to the alleged Violators and the appropriate public enforcement agencies. Pursuant to Health and Safety Code Section 25249.7(d), ERC intends to file a private enforcement action in the public interest 60 days after effective service of this notice unless the public enforcement agencies have commenced and are diligently prosecuting an action to rectify these violations.

**General Information about Proposition 65.** A copy of a summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is enclosed with this letter served to the alleged Violators identified below.

**Alleged Violators.** The names of the companies covered by this notice that violated Proposition 65 (hereinafter the "Violators") are:

**Pervine Foods, LLC, individually and doing business as Chef Robert Irvine's Fit Crunch  
Bakery Barn, Inc., individually and doing business as Chef Robert Irvine's Fit Crunch**

Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 2

**Consumer Products and Listed Chemical.** The products that are the subject of this notice and the chemical in those products identified as exceeding allowable levels are:

1. **Chef Robert Irvine's Fit Crunch Whey Protein Brownie Chocolate 50g - Lead**
2. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Birthday Cake 88g - Lead**
3. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Chocolate Chip Cookie Dough 46g - Lead**
4. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Cinnamon Twist 46g - Lead**
5. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Birthday Cake 46g - Lead**
6. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Caramel Peanut 46g - Lead**
7. **Chef Robert Irvine's Fit Crunch Whey Protein Baked Bar Chocolate Peanut Butter 46g - Lead**

On February 27, 1987, the State of California officially listed lead as a chemical known to cause developmental toxicity, and male and female reproductive toxicity. On October 1, 1992, the State of California officially listed lead and lead compounds as chemicals known to cause cancer.

It should be noted that ERC may continue to investigate other products that may reveal further violations and result in subsequent notices of violations.

**Route of Exposure.** The consumer exposures that are the subject of this notice result from the recommended use of these products. Consequently, the route of exposure to this chemical has been and continues to be through ingestion.

**Approximate Time Period of Violations.** Ongoing violations have occurred every day since at least September 14, 2015, as well as every day since the products were introduced into the California marketplace, and will continue every day until clear and reasonable warnings are provided to product purchasers and users or until this known toxic chemical is either removed from or reduced to allowable levels in the products. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to the identified chemical. The method of warning should be a warning that appears on the product label. The Violators violated Proposition 65 because they failed to provide persons ingesting these products with appropriate warnings that they are being exposed to this chemical.

Consistent with the public interest goals of Proposition 65 and a desire to have these ongoing violations of California law quickly rectified, ERC is interested in seeking a constructive resolution of this matter that includes an enforceable written agreement by the Violators to: (1) reformulate the identified products so as to eliminate further exposures to the identified chemical, or provide appropriate warnings on the labels of these products; (2) pay an appropriate civil penalty; and (3) provide clear and reasonable



Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 3

warnings compliant with Proposition 65 to all persons located in California who purchased the above products in the last three years. Such a resolution will prevent further unwarned consumer exposures to the identified chemical, as well as an expensive and time-consuming litigation.

ERC has retained ATA Law Group as legal counsel in connection with this matter. **Please direct all communications regarding this Notice of Violation to my attention, or the attention of ATA partner Anthony Barnes, using the address or contact information indicated on the letterhead.**

Sincerely,

A handwritten signature in black ink that reads "Matthew Maclear". The signature is written in a cursive style with a large, looped initial "M".

---

Matthew Maclear  
**AQUA TERRA AERIS LAW GROUP**

Attachments

- Certificate of Merit
- Certificate of Service
- OEHHA Summary (to Pervine Foods, LLC, individually and doing business as Chef Robert Irvine's Fit Crunch; Bakery Barn, Inc., individually and doing business as Chef Robert Irvine's Fit Crunch)
- Additional Supporting Information for Certificate of Merit (to AG only)



Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 4

**CERTIFICATE OF MERIT**

**Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations by Pervine Foods, LLC, individually and doing business as Chef Robert Irvine's Fit Crunch; Bakery Barn, Inc., individually and doing business as Chef Robert Irvine's Fit Crunch**

I, Matthew Maclear, declare:

1. This Certificate of Merit accompanies the attached 60-day notice in which it is alleged that the parties identified in the notice violated California Health & Safety Code Section 25249.6 by failing to provide clear and reasonable warnings.

2. I am an attorney for the noticing party.

3. I have consulted with one or more persons with relevant and appropriate experience or expertise who have reviewed facts, studies, or other data regarding the exposure to the listed chemical that is the subject of the notice.

4. Based on the information obtained through those consultants, and on other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for the private action" means that the information provides a credible basis that all elements of the plaintiff's case can be established and that the information did not prove that the alleged Violators will be able to establish any of the affirmative defenses set forth in the statute.

5. Along with the copy of this Certificate of Merit served on the Attorney General is attached additional factual information sufficient to establish the basis for this certificate, including the information identified in California Health & Safety Code §25249.7(h)(2), i.e., (1) the identity of the persons consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.

A handwritten signature in cursive script that reads "Matthew Maclear".

Dated: September 14, 2018

Matthew Maclear





Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 5

**CERTIFICATE OF SERVICE PURSUANT TO 27 CCR § 25903**

I, the undersigned, declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am a citizen of the United States and over the age of 18 years of age. My business address is 306 Joy Street, Fort Oglethorpe, Georgia 30742. I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at Fort Oglethorpe, Georgia.

On September 14, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I served the following documents: **NOTICE OF VIOLATION OF CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; “THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY”** on the following parties by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties listed below and depositing it at a U.S. Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Current President or CEO  
Pervine Foods, LLC, individually and  
doing business as Chef Robert Irvine’s  
Fit Crunch  
111 Terence Drive  
Pittsburgh, PA 15236

Current President or CEO  
Bakery Barn, Inc., individually and  
doing business as Chef Robert Irvine’s  
Fit Crunch  
111 Terence Drive  
Pittsburgh, PA 15236

Current President or CEO  
Pervine Foods, LLC, individually and  
doing business as Chef Robert Irvine’s  
Fit Crunch  
3900 Veterans Memorial Highway, #371  
Bohemia, NY 11716

On September 14, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; ADDITIONAL SUPPORTING INFORMATION FOR CERTIFICATE OF MERIT AS REQUIRED BY CALIFORNIA HEALTH & SAFETY CODE §25249.7(d)(1)** were served on the following party when a true and correct copy thereof was uploaded on the California Attorney General’s website, which can be accessed at <https://oag.ca.gov/prop65/add-60-day-notice> :

Office of the California Attorney General  
Prop 65 Enforcement Reporting  
1515 Clay Street, Suite 2000  
Oakland, CA 94612-0550



Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 6

On September 14, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** were served on the following parties when a true and correct copy thereof was sent via electronic mail to each of the parties listed below:

Nancy O'Malley, District Attorney  
Alameda County  
7677 Oakport Street, Suite 650  
Oakland, CA 94621  
CEPDProp65@acgov.org

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Sacramento, CA 95814  
Prop65@sacda.org

Stacey Grassini, Deputy District Attorney  
Contra Costa County  
900 Ward Street  
Martinez, CA 94553  
sgrassini@contracostada.org

Mark Ankcorn, Deputy City Attorney  
San Diego City Attorney  
1200 Third Avenue  
San Diego, CA 92101  
CityAttyProp65@sandiego.gov

Michelle Latimer, Program Coordinator  
Lassen County  
220 S. Lassen Street  
Susanville, CA 96130  
mlatimer@co.lassen.ca.us

Gregory Alker, Assistant District Attorney  
San Francisco County  
732 Brannan Street  
San Francisco, CA 94103  
gregory.alker@sfgov.org

Dije Ndreu, Deputy District Attorney  
Monterey County  
1200 Aguajito Road  
Monterey, CA 93940  
Prop65DA@co.monterey.ca.us

Tori Verber Salazar, District Attorney  
San Joaquin County  
222 E. Weber Avenue, Room 202  
Stockton, CA 95202  
DAConsumer.Environmental@sjcda.org

Allison Haley, District Attorney  
Napa County  
1127 First Street, Suite C  
Napa, CA 94559  
CEPD@countyofnapa.org

Eric J. Dobroth, Deputy District Attorney  
San Luis Obispo County  
County Government Center Annex, 4<sup>th</sup> Floor  
San Luis Obispo, CA 93408  
edobroth@co.slo.ca.us

Paul E. Zellerbach, District Attorney  
Riverside County  
3072 Orange Street  
Riverside, CA 92501  
Prop65@rivcoda.org

Christopher Dalbey, Deputy District Attorney  
Santa Barbara County  
1112 Santa Barbara Street  
Santa Barbara, CA 93101  
DAProp65@co.santa-barbara.ca.us



Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 7

Yen Dang, Supervising Deputy District Attorney  
Santa Clara County  
70 W Hedding St  
San Jose, CA 95110  
EPU@da.sccgov.org

Phillip J. Cline, District Attorney  
Tulare County  
221 S Mooney Blvd  
Visalia, CA 95370  
Prop65@co.tulare.ca.us

Jeffrey S. Rosell, District Attorney  
Santa Cruz County  
701 Ocean Street  
Santa Cruz, CA 95060  
Prop65DA@santacruzcounty.us

Gregory D. Totten, District Attorney  
Ventura County  
800 S Victoria Ave  
Ventura, CA 93009  
daspecialops@ventura.org

Stephan R. Passalacqua, District Attorney  
Sonoma County  
600 Administration Dr  
Sonoma, CA 95403  
jbarnes@sonoma-county.org

Jeff W. Reisig, District Attorney  
Yolo County  
301 Second Street  
Woodland, CA 95695  
cfepd@yolocounty.org

On September 14, 2018, between 8:00 a.m. and 5:00 p.m. Eastern Time, I served the following documents: **NOTICE OF VIOLATION, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** on each of the parties on the Service List attached hereto by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties on the Service List attached hereto, and depositing it at a U.S. Postal Service Office with the postage fully prepaid for delivery by First Class Mail.

Executed on September 14, 2018, in Fort Oglethorpe, Georgia.

Phyllis Dunwoody



Notice of Violation of California Health & Safety Code §25249.5 *et seq.*  
September 14, 2018  
Page 8

### Service List

District Attorney, Alpine County P.O. Box 248 Markleeville, CA 96120	District Attorney, Kings County 1400 West Lacey Boulevard Hanford, CA 93230	District Attorney, Plumas County 520 Main Street, Room 404 Quincy, CA 95971	District Attorney, Tuolumne County 423 N. Washington Street Sonora, CA 95370
District Attorney, Amador County 708 Court Street, Suite 202 Jackson, CA 95642	District Attorney, Lake County 255 N. Forbes Street Lakeport, CA 95453	District Attorney, San Benito County 419 Fourth Street, 2nd Floor Hollister, CA 95023	District Attorney, Yuba County 215 Fifth Street, Suite 152 Marysville, CA 95901
District Attorney, Butte County 25 County Center Drive, Suite 245 Oroville, CA 95965	District Attorney, Los Angeles County Hall of Justice 211 West Temple St., Ste 1200 Los Angeles, CA 90012	District Attorney, San Bernardino County 303 West Third Street San Bernardino, CA 92415	Los Angeles City Attorney's Office City Hall East 200 N. Main Street, Suite 800 Los Angeles, CA 90012
District Attorney, Calaveras County 891 Mountain Ranch Road San Andreas, CA 95249	District Attorney, Madera County 209 West Yosemite Avenue Madera, CA 93637	District Attorney, San Diego County 330 West Broadway, Suite 1300 San Diego, CA 92101	San Francisco, City Attorney City Hall, Room 234 1 Dr Carlton B Goodlett PL San Francisco, CA 94102
District Attorney, Colusa County 346 Fifth Street Suite 101 Colusa, CA 95932	District Attorney, Marin County 3501 Civic Center Drive, Room 130 San Rafael, CA 94903	District Attorney, San Mateo County 400 County Ctr., 3rd Floor Redwood City, CA 94063	San Jose City Attorney's Office 200 East Santa Clara Street, 16th Floor San Jose, CA 95113
District Attorney, Del Norte County 450 H Street, Room 171 Crescent City, CA 95531	District Attorney, Mariposa County Post Office Box 730 Mariposa, CA 95338	District Attorney, Shasta County 1355 West Street Redding, CA 96001	
District Attorney, El Dorado County 515 Main Street Placerville, CA 95667	District Attorney, Mendocino County Post Office Box 1000 Ukiah, CA 95482	District Attorney, Sierra County 100 Courthouse Square, 2 <sup>nd</sup> Floor Downieville, CA 95936	
District Attorney, Fresno County 2220 Tulare Street, Suite 1000 Fresno, CA 93721	District Attorney, Merced County 550 W. Main Street Merced, CA 95340	District Attorney, Siskiyou County Post Office Box 986 Yreka, CA 96097	
District Attorney, Glenn County Post Office Box 430 Willows, CA 95988	District Attorney, Modoc County 204 S Court Street, Room 202 Alturas, CA 96101-4020	District Attorney, Solano County 675 Texas Street, Ste 4500 Fairfield, CA 94533	
District Attorney, Humboldt County 825 5th Street 4 <sup>th</sup> Floor Eureka, CA 95501	District Attorney, Mono County Post Office Box 617 Bridgeport, CA 93517	District Attorney, Stanislaus County 832 12th Street, Ste 300 Modesto, CA 95354	
District Attorney, Imperial County 940 West Main Street, Ste 102 El Centro, CA 92243	District Attorney, Nevada County 201 Commercial Street Nevada City, CA 95959	District Attorney, Sutter County 463 2 <sup>nd</sup> Street Yuba City, CA 95991	
District Attorney, Inyo County P.O. Drawer D Independence, CA 93526	District Attorney, Orange County 401 West Civic Center Drive Santa Ana, CA 92701	District Attorney, Tehama County Post Office Box 519 Red Bluff, CA 96080	
District Attorney, Kern County 1215 Truxtun Avenue Bakersfield, CA 93301	District Attorney, Placer County 10810 Justice Center Drive, Ste 240 Roseville, CA 95678	District Attorney, Trinity County Post Office Box 310 Weaverville, CA 96093	