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CENTER FOR ENVIRONMENTAL HEALTH

ELECTRONICALLY FILED
Superior Court of California,
County of Alameda
10/31/2022 at 02:33:45 PM
By: Angela Linhares,
Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ALAMEDA

CENTER FOR ENVIRONMENTAL HEALTH,
a non-profit corporation,

Plaintiff,

v.

GYMSHARK USA, INC., *et al.*,

Defendants.

Case No. RG21107796
ASSIGNED FOR ALL PURPOSES TO:
Judge Delbert C. Gee; Department 514

**C.C.P. § 474 AMENDMENT TO
COMPLAINT**

Action Filed: July 22, 2021
Trial Date: None set

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On July 22, 2021, Plaintiff Center for Environmental Health (“CEH”) filed its original
Compliant in this action. On September 30, 2021, CEH filed its First Amended Complaint.
Pursuant to California Code of Civil Procedure § 474, CEH hereby amends the operative First
Amended Complaint (the “operative Complaint”) as follows:

1. By inserting the name NANTONG GOLDEN YUELAI GYM EQUIPMENT CO. LTD in
place of the reference to DOE 3 in each place that it appears in the operative Complaint.

Dated: October 31, 2022

Respectfully submitted,

LEXINGTON LAW GROUP



Meredyth L. Merrow
Attorneys for Plaintiff
CENTER FOR ENVIRONMENTAL HEALTH

1 **PROOF OF SERVICE**

2 I, Owen Sutter, declare:

3 I am a citizen of the United States and employed in the County of San Francisco, State of
4 California. I am over the age of eighteen (18) years and not a party to this action. My business
5 address is 503 Divisadero Street, San Francisco, CA 94117 and my email address is
osutter@lexlawgroup.com.

6 On October 31, 2022 I served the following document(s) on all interested parties in this
7 action by placing a true copy thereof in the manner and at the addresses indicated below:

8 **C.C.P. § 474 AMENDMENT TO COMPLAINT**

9 **BY MAIL:** I am readily familiar with the firm’s practice for collecting and processing mail
10 with the United States Postal Service (“USPS”). Under that practice, mail would be deposited
11 with USPS that same day with postage thereon fully prepaid at San Francisco, California in the
ordinary course of business. On this date, I placed sealed envelopes containing the above
mentioned documents for collection and mailing following my firm’s ordinary business practices.

12 **BY FACSIMILE:** I caused all pages of the document(s) listed above to be transmitted via
13 facsimile to the fax number(s) as indicated and said transmission was reported as complete and
without error.

14 **BY ELECTRONIC MAIL:** I transmitted a PDF version of the document(s) listed above via
15 email to the email address(es) indicated on the attached service list [or noted above] before 5 p.m.
on the date executed.

16 *See attached service list.*

17 **BY PERSONAL DELIVERY:** I placed all pages of the document(s) listed above in a sealed
18 envelope addressed to the party(ies) listed above, and caused such envelope to be delivered by
hand to the addressee(s) as indicated.

19 **BY OVERNIGHT DELIVERY:** I deposited such document(s) in a box or other facility
20 regularly maintained by FedEx, or delivered such document(s) to a courier or driver authorized by
21 FedEx, with delivery fees paid or provided for, and addressed to the person(s) being served
below.

22 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

23 Executed on October 31, 2022 at San Francisco, California. ‘

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27 Owen Sutter
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SERVICE LIST

CEH v. Gymshark USA, Inc., et al.

Case No. RG 21-107796

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