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ELECTRONICALLY
FILED
Superior Court of California,
County of San Francisco

06/05/2026
Clerk of the Court
BY: JEFFREY FLORES
Deputy Clerk

6 SUPERIOR COURT OF THE STATE OF CALIFORNIA
7 COUNTY OF SAN FRANCISCO

CGC-26-637644

8
9 GABRIEL ESPINOZA, PRECILA
BALABBO,

10 Plaintiffs,

11 vs.

12 SANRIO, INC.,

13 Defendant.
14

Case No.:

**COMPLAINT FOR CIVIL PENALTIES AND
INJUNCTIVE RELIEF**

**(Violation of Health & Safety Code § 25249.5 et
seq.)**

15 Plaintiffs Gabriel Espinoza and Precila Balabbo (collectively, the “Plaintiffs” and each a
16 “Plaintiff”) by and through their attorneys, allege the following cause of action in the public
17 interest of the citizens of the State of California.

18 **BACKGROUND OF THE CASE**

19 1. Plaintiffs bring this representative action on behalf of all California citizens to
20 enforce relevant portions of Safe Drinking Water and Toxic Enforcement Act of 1986, codified at
21 the Health and Safety Code § 25249.5 et seq (“Proposition 65”), which reads, in relevant part,
22 “[n]o person in the course of doing business shall knowingly and intentionally expose any
23 individual to a chemical known to the state to cause cancer or reproductive toxicity without first
24 giving clear and reasonable warning to such individual ...”. Health & Safety Code § 25249.6.

25 2. This complaint is a representative action brought by Plaintiffs in the public interest
26 of the citizens of the State of California to enforce the People’s right to be informed of the health
27 hazards caused by exposure to lead and/or di(2-ethylhexyl) phthalate (DEHP), toxic chemicals
28

1 found in products sold and/or distributed by defendant Sanrio, Inc. (“Sanrio” or “Defendant”) in
2 California.

3 3. DEHP¹ and lead² are harmful chemicals known to the State of California to cause
4 cancer and birth defects or other reproductive harm.

5 4. Proposition 65 requires all businesses with ten (10) or more employees that operate
6 within California or sell products therein to comply with Proposition 65 regulations. Included in
7 such regulations is the requirement that businesses must label any product containing a Proposition
8 65-listed chemical that will create an exposure above safe harbor levels with a “clear and
9 reasonable” warning before “knowingly and intentionally” exposing any person to any such listed
10 chemical.

11 5. Proposition 65 allows for civil penalties of up to \$2,500.00 per day per violation
12 for up to 365 days to be imposed upon defendants in a civil action for violations of Proposition 65.
13 Health & Safety Code § 25249.7(b). Proposition 65 also allows for any court of competent
14 jurisdiction to enjoin the actions of a defendant which “violate or threaten to violate” the statute.
15 Health & Safety Code § 25249.7.

16 6. Plaintiffs allege that Defendant distributes and/or offers for sale in California,
17 without a requisite exposure warning, (a) Kuromi bowls (lead), (b) Sanrio Pom Pom Purin mugs
18 (lead), and (c) Sanrio characters toiletry kits (DEHP) (collectively, the “Products” and each a
19 “Product”) that expose persons to lead and/or DEHP when used for their intended purpose.

20 7. Defendant’s failure to warn consumers and other individuals in California of the
21 health hazards associated with exposure to lead and/or DEHP in conjunction with the sale and/or
22

23 ¹ On January 1, 1988, the State of California listed DEHP as a chemical known to the State to
24 cause cancer and it has come under the purview of Proposition 65 regulations since that time. Cal.
25 Code Regs. Tit. 27, § 27001(c); Health & Safety Code §§ 25249.8 & 25249.10(b). On October 24,
2003, the State of California listed DEHP as a chemical known to cause birth defects or other
reproductive harm.

26 ² On October 1, 1992, the state of California listed lead as a chemical known to cause cancer and
27 it has come under the purview of Proposition 65 regulations since that time. Cal. Code Regs. Tit.
28 27, § 27001(c); Health & Safety Code §§ 25249.8 & 25249.10(b). On February 27, 1987, the State
of California listed lead as a chemical known to cause birth defects or other reproductive harm.

1 distribution of the Products is a violation of Proposition 65 and subjects Defendant to the
2 enjoinder and civil penalties described herein.

3 8. Plaintiffs seek civil penalties against Defendant for its violations of Proposition 65
4 in accordance with Health and Safety Code § 25249.7(b).

5 9. Plaintiffs also seek injunctive relief, preliminarily and permanently, requiring
6 Defendant to provide purchasers or users of the Products with required warnings related to the
7 dangers and health hazards associated with exposure to lead and/or DEHP pursuant to Health and
8 Safety Code § 25249.7(a).

9 10. Plaintiffs further seek a reasonable award of attorney's fees and costs.

10 **PARTIES**

11 11. Plaintiff Gabriel Espinoza is a citizen of the State of California acting in the interest
12 of the general public to promote awareness of exposures to toxic chemicals in products sold in
13 California and to improve human health by reducing hazardous substances contained in such items.
14 He bring this action in the public interest pursuant to Health and Safety Code § 25249.7(d).

15 12. Plaintiff Precila Balabbo is a citizen of the State of California acting in the interest
16 of the general public to promote awareness of exposures to toxic chemicals in products sold in
17 California and to improve human health by reducing hazardous substances contained in such items.
18 She bring this action in the public interest pursuant to Health and Safety Code § 25249.7(d).

19 13. Defendant Sanrio, Inc., through its business, effectively imports, distributes, sells,
20 and/or offers the Products for sale or use in the State of California, or it implies by its conduct that
21 it imports, distributes, sells, and/or offers the Products for sale or use in the State of California.
22 Plaintiffs allege that defendant Sanrio, Inc. is a "person" in the course of doing business within the
23 meaning of Health & Safety Code sections 25249.6 and 25249.11.

24 **VENUE AND JURISDICTION**

25 14. Venue is proper in the County of San Francisco because one or more of the
26 instances of wrongful conduct occurred and continue to occur in this county and/or because
27 Defendant conducted, and continues to conduct, business in the County of San Francisco with
28 respect to the Products. The Products are distributed, marketed, and sold to consumers throughout

1 San Francisco County, the alleged Proposition 65 violations necessarily occurred here. Upon
2 information and belief, the Products are consistently in the stream of commerce and available to
3 consumers for purchase in the City and County of San Francisco.

4 15. This Court has jurisdiction over this action pursuant to California Constitution
5 Article VI, § 10, which grants the Superior Court original jurisdiction in all causes except those
6 given by statute to other trial courts. Health and Safety Code § 25249.7 allows for the enforcement
7 of violations of Proposition 65 in any Court of competent jurisdiction; therefore, this Court has
8 jurisdiction over this lawsuit.

9 16. This Court has jurisdiction over Defendant because Defendant is either a citizen of
10 the State of California, has sufficient minimum contacts with the State of California, is registered
11 with the California Secretary of State as foreign corporations authorized to do business in the State
12 of California, and/or has otherwise purposefully availed itself of the California market. Such
13 purposeful availment has rendered the exercise of jurisdiction by California courts consistent and
14 permissible with traditional notions of fair play and substantial justice. Public policy further
15 supports this conclusion.

16 **STATUTORY BACKGROUND**

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

20 18. To effect this goal, Proposition 65 requires that individuals be provided with a
21 “clear and reasonable warning” before being exposed to substances listed by the State of California
22 as causing cancer or birth defects or other reproductive harm. H&S Code § 25249.6 states, in
23 pertinent part:

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

27 19. An exposure to a chemical in a consumer product is one “which results from a
28 person’s acquisition, purchase, storage, consumption or other reasonably foreseeable use of a
consumer good, or any exposure that results from receiving a consumer service.” (27 CCR §

1 25602, para (b).) H&S Code § 25603(c) states that “a person in the course of doing business ...
2 shall provide a warning to any person to whom the product is sold or transferred unless the product
3 is packaged or labeled with a clear and reasonable warning.”

4 20. Pursuant to H&S Code § 25603.1, the warning may be provided by using one or
5 more of the following methods individually or in combination:³

6 a. A warning that appears on a product’s label or other labeling.

7 b. Identification of the product at the retail outlet in a manner which provides
8 a warning. Identification may be through shelf labeling, signs, menus, or a combination
9 thereof.

10 c. The warnings provided pursuant to subparagraphs (a) and (b) shall be
11 prominently placed upon a product’s labels or other labeling or displayed at the retail outlet
12 with such conspicuousness, as compared with other words, statements, designs, or devices
13 in the label, labeling or display as to render it likely to be read and understood by an
14 ordinary individual under customary conditions of purchase or use.

15 d. A system of signs, public advertising identifying the system and toll-free
16 information services, or any other system that provides clear and reasonable warnings.

17 21. Proposition 65 provides that any “person who violates or threatens to violate” the
18 statute may be enjoined in a court of competent jurisdiction. (H&S Code § 25249.7.) The phrase
19 “threaten to violate” is defined to mean creating “a condition in which there is a substantial
20 probability that a violation will occur.” (H&S Code § 25249.11(e).) Violators are liable for civil
21 penalties of up to \$2,500.00 per day for each violation of the Act (H&S Code § 25249.7) for up to
22 365 days.

26
27 ³ Alternatively, a person in the course of doing business may elect to comply with the warning
28 requirements set out in the amended version of 27 CCR 25601, *et.seq.*, as amended on August 30,
2016, and operative on August 30, 2018.

FACTUAL BACKGROUND

22. On January 1, 1988, the State of California listed DEHP as a chemical known to the State to cause cancer and it has come under the purview of Proposition 65 regulations since that time. Cal. Code Regs. Tit. 27, § 27001(c); Health & Safety Code §§ 25249.8 & 25249.10(b). On October 24, 2003, the State of California listed DEHP as a chemical known to cause birth defects or other reproductive harm.

23. On October 1, 1992, the state of California listed lead as a chemical known to cause cancer and it has come under the purview of Proposition 65 regulations since that time. Cal. Code Regs. Tit. 27, § 27001(c); Health & Safety Code §§ 25249.8 & 25249.10(b). On February 27, 1987, the State of California listed lead as a chemical known to cause birth defects or other reproductive harm.

24. Plaintiffs purchased the Products from Defendant in California. At the time of the purchase, Defendant did not provide a clear and reasonable exposure warning pursuant to Cal. Code Regs. Tit. 27, § 25602.

25. On May 21, 2025 (Kuromi bowls), May 22, 2025 (Sanrio Pom Pom Purin mugs), and March 2, 2026 (Sanrio character toiletry kits), Plaintiffs served notice of alleged violation of Health and Safety Code § 25249.6 (collectively, the “Notices” and each a “Notice”) to Defendant concerning the exposure of California citizens to lead and/or DEHP from use of the Products without proper warning, subject to a private action to Defendant and to the California Attorney General’s office and the offices of the County District attorneys and City Attorneys for each city with a population greater than 750,000 persons wherein the herein violations allegedly occurred. The exposures that are the subject of the Notices result from the purchase, acquisition, handling and recommended use of the Products. The primary route of exposure to DEHP and/or lead is through dermal absorption directly through the skin when consumers use, touch, or handle the Products. Exposure through ingestion will occur by touching the Products with subsequent touching of the user’s hand to mouth. No clear and reasonable warning is provided with the Products regarding the health hazards of exposure. See attached at Exhibits A – C a true and correct copy of each Notice.

1 26. At all times relevant to this action, Defendant has knowingly and intentionally
2 exposed users of the Products to lead and/or DEHP without first giving a clear and reasonable
3 exposure warning to such individuals.

4 27. As a proximate result of acts by Defendant, as a person in the course of doing
5 business within the meaning of H&S Code § 25249.11, individuals throughout the State of
6 California, including in San Francisco County, have been exposed to lead and/or DEHP without a
7 clear and reasonable warning on the Products. The individuals subject to the violative exposures
8 include normal and foreseeable users and consumers that use the Products, as well as all others
9 exposed to the Products.

10 **SATISFACTION OF NOTICE REQUIREMENTS**

11 28. Plaintiffs purchased the Products from Defendant in California. At the time of
12 purchase, Sanrio did not provide a Proposition 65 exposure warning for lead and/or DEHP or any
13 other Proposition 65 listed chemical in a manner consistent with H&S Code § 25603.1 as described
14 *supra*.

15 29. The Sanrio character toiletry kits were sent to a testing laboratory for phthalate
16 testing to determine the phthalate content of the Products.

17 30. The Kuromi bowls and Sanrio Pom Pom Purin mugs were sent to a testing
18 laboratory to determine if, and what amount of, lead would migrate and/or leach from the Product.

19 31. The laboratory provided the results of its analysis. Results of these tests determined
20 the Products exposes users and/or consumers to lead and/or DEHP (collectively, the “Chemical
21 Test Reports” and each a “Chemical Test Report”).

22 32. Plaintiffs provided the Chemical Test Reports and Products to an analytical chemist
23 to determine if, based on the findings of the Chemical Test Reports and the reasonable and
24 foreseeable use of the Products, exposure to lead and/or DEHP will occur at levels that require
25 Proposition 65 warnings under the Clear and Reasonable Warnings section 25601 of Title 27 of
26 the California Code of Regulations.

27 33. On May 21, 2025 (Kuromi bowls), May 22, 2025 (Sanrio Pom Pom Purin mugs),
28 and March 2, 2026 (Sanrio character toiletry kits), Plaintiffs received from the analytical chemist

1 exposure assessment reports which concluded that persons in California who use the Products will
2 be exposed to levels of lead and/or DEHP that require a Proposition 65 exposure warning.

3 34. On May 21, 2025 (Kuromi bowls), May 22, 2025 (Sanrio Pom Pom Purin mugs),
4 and March 2, 2026 (Sanrio character toiletry kits), Plaintiffs served the Notices on Defendant
5 concerning the exposure of California citizens to lead and/or DEHP from use of the Products
6 without proper warning, subject to a private action to Defendant and to the California Attorney
7 General's office and the offices of the County District attorneys and City Attorneys for each city
8 with a population greater than 750,000 persons wherein the herein violations allegedly occurred.

9 35. The Notices complied with all procedural requirements of Proposition 65 including
10 the attachment of a Certificate of Merit affirming that Plaintiffs' counsel had consulted with at
11 least one person with relevant and appropriate expertise who reviewed relevant data regarding lead
12 and/or DEHP exposure, and that counsel believed there was meritorious and reasonable cause for
13 a private action.

14 36. After receiving the Notices, and to Plaintiffs' best information and belief, none of
15 the noticed appropriate public enforcement agencies have commenced and diligently prosecuted a
16 cause of action against Defendant under Proposition 65 to enforce the alleged violations which are
17 the subject of the Notices.

18 37. Plaintiffs commence this action more than sixty (60) days from the date of each
19 Notice to Defendant, as required by law.

20 **FIRST CAUSE OF ACTION**

21 **(By Plaintiffs against Defendant for the Violation of Proposition 65)**

22 38. Plaintiffs hereby repeat and incorporate by reference paragraphs 1 through 37 of
23 this Complaint as though fully set forth herein.

24 39. On May 21, 2025 (Kuromi bowls), May 22, 2025 (Sanrio Pom Pom Purin mugs),
25 and March 2, 2026 (Sanrio character toiletry kits), Plaintiffs served the Notices on Defendant
26 concerning the exposure of California citizens to lead and/or DEHP from use of the Products
27 without proper warning, subject to a private action to Defendant and to the California Attorney
28

1 General's office and the offices of the County District attorneys and City Attorneys for each city
2 with a population greater than 750,000 persons wherein the herein violations allegedly occurred.

3 40. The Notices give Defendant actual knowledge of the potential consumer product
4 exposure requiring the warning pursuant to Cal. Code Regs, Tit. 27, § 25600.2. Use of the Products
5 will expose users and consumers thereof to lead and/or DEHP, hazardous chemicals found on the
6 Proposition 65 list of chemicals known to be hazardous to human health.

7 41. The Products do not comply with the Proposition 65 warning requirements.

8 42. Plaintiffs, based on their best information and belief, aver that at all relevant times
9 herein, and since at least May 21, 2025 with respect to the Kuromi bowls; May 22, 2025 with
10 respect to the Sanrio Pom Pom Purin mugs, and March 2, 2026 with respect to the Sanrio character
11 toiletry kits, continuing until the present, that Defendant has continued to knowingly and
12 intentionally expose California users and consumers of the Products to lead and/or DEHP without
13 providing required warnings under Proposition 65.

14 43. The exposures that are the subject of the Notices result from the purchase,
15 acquisition, handling and recommended use of the Products. The primary route of exposure to
16 DEHP and/or lead is through dermal absorption directly through the skin when consumers use,
17 touch, or handle the Products. Exposure through ingestion will occur by touching the Product with
18 subsequent touching of the user's hand to mouth. No clear and reasonable warning is provided
19 with the Products regarding the health hazards of exposure.

20 44. Plaintiffs, based on their best information and belief, aver that such exposures will
21 continue every day until clear and reasonable warnings are provided to purchasers and users or
22 until these known toxic chemicals are removed from the Products.

23 45. Defendant has knowledge that the normal and reasonably foreseeable use of the
24 Products exposes individuals to lead and/or DEHP, and Defendant intends that exposures to lead
25 and/or DEHP will occur by their deliberate, non-accidental participation in the importation,
26 distribution, sale and offering of the Products to consumers in California.

27 46. Plaintiffs have engaged in good faith efforts to resolve the herein claims prior to
28 this Complaint.

EXHIBIT “A”

LAW OFFICES
BRODSKY SMITH

9465 WILSHIRE BLVD., STE. 300
BEVERLY HILLS, CA 90212
877.534.2590
www.brodskysmith.com

NEW JERSEY OFFICE
20 BRACE RD., STE. 350
CHERRY HILL, NJ 08034
856.795.7250

NEW YORK OFFICE
240 MINEOLA BOULEVARD
MINEOLA, NY 11501
516.741.4977

PENNSYLVANIA OFFICE
TWO BALA PLAZA, STE. 805
BALA CYNWYD, PA 19004
610.667.6200

May 21, 2025

President/CEO Sanrio, Inc. c/o CSC – Lawyers Incorporating Service 2710 Gateway Oaks Drive, Suite 150N Sacramento, CA 95833	Member/Manager Sanrio Stores LLC c/o Wendy C. Hus 302 E. Foothill Blvd. Monrovia, CA 91016
President/CEO Sanrio Company, Ltd. 1-6-1 Osaki, Shinagaway-ku Tokyo JAPAN 141	President/CEO K Wave Inc. c/o Ga Young Lee 2512 Mayfield Ave. Montrose, CA 91020
President/CEO K Wave Inc. dba Koneko Kafe c/o Ga Young Lee 2512 Mayfield Ave. Montrose, CA 91020	President/CEO/Owner Koneko Kafe 6000 Sepulveda Blvd., #1110 Culver City, CA 90230

60-Day Notice of Violation of California Safe Drinking Water and Toxic Enforcement Act¹

To Whom It May Concern:

This Notice of Violation (the “Notice”) is provided to you pursuant to and in compliance with California Health & Safety Code § 25249.7(d).

Brodsky Smith represents Gabriel Espinoza (“Espinoza”), a citizen of the State of California acting in the interest of the general public to promote awareness of exposures to toxic chemicals from use of consumer products sold in California and to improve human health and the environment by reducing hazardous substances.

With respect to the Product herein, Espinoza has identified a violation of California’s Safe Drinking Water and Toxic Enforcement Act of 1986 (“Proposition 65”) codified at Cal. Health & Safety Code § 25249.5, et seq. This violation has occurred and continues to occur because the alleged Violator(s) failed to provide a clear and reasonable health hazard warning in connection with the sale or use of the Product in California. Health & Safety Code § 25249.6 provides that “[n]o person in the course of doing business shall knowingly and intentionally expose any individual to a chemical known to the State to cause cancer or reproductive toxicity without first providing a clear and reasonable warning to such individual ...” Without proper warnings regarding the toxic effects of exposures to the Listed Chemical resulting from use of the Product, California citizens lack the information necessary to make informed decisions on

¹ The public enforcement agencies that have been served with copies of this Notice are identified in the attached distribution list accompanying the Certificate of Service.

whether and/or how to eliminate (or reduce) the risk of exposure to the Listed Chemical from the reasonably foreseeable use of the Product.

I. DESCRIPTION OF THE VIOLATION

1. **Enforcer:** Gabriel Espinoza, 3924 Carlin Ave., Lynwood, CA 90262-5204; (Ph) 310.863.2852.
2. **Alleged Violator(s):** Sanrio, Inc.; Sanrio Stores LLC; Sanrio Company, Ltd.; K Wave Inc.; K Wave Inc. dba Koneko Kafe; Koneko Kafe
3. **Time Period of Exposure:** Violations have been occurring since at least May 21, 2025 and are continuing to this day.
4. **Listed Chemical:** Lead. Lead is listed under Proposition 65 as a chemical known to the State to cause cancer and birth defects or other reproductive harm.
5. **Product:**

Product ²	Non- Exclusive Examples of the Product
Bowl	Kuromi Bowl UPC# 6 925070 823776

6. **Description of Exposure:** The exposures that are the subject of this Notice result from the purchase and recommended use of the Product. The primary route of exposure to the Listed Chemical is through dermal absorption directly through the skin when consumers use, touch, or handle the Products. Some amount of exposure through ingestion can occur by touching the Product with subsequent touching of the user's hand to mouth. No clear and reasonable warning is provided with the Products regarding the health hazards of exposure to the Listed Chemical.

II. PROPOSITION 65 INFORMATION

For the Violators' reference, enclosed is a copy of "Proposition 65: A Summary" that has been prepared by the Office of Environmental Health Hazard Assessment ("OEHHA"). For more information concerning the provisions of Proposition 65, contact OEHHA at 916.445.6900.

III. RESOLUTION OF THE CLAIMS

Based on the allegations set forth in this Notice, Brodsky Smith intends to file a citizen enforcement lawsuit on behalf of Espinoza against the alleged Violator(s) unless such Violator(s) agree in a binding written agreement to: (1) recall Products already sold; (2) provide Proposition 65 compliant exposure warnings for Products sold in the future or reformulate the Products to eliminate exposures to the Listed Chemical; and (3) pay an appropriate civil penalty based on the factors enumerated in Health & Safety Code § 25249.7(b). Consistent with the public interest goals of Proposition 65 and the desire to have

² The specifically identified example of the Product in this Notice is to assist the recipients' investigation of, among other things, the magnitude of potential exposures to the Listed Chemical from other items within the definition of Products. This example is not intended to be an exhaustive or comprehensive identification of each specific offending Product. It is Espinoza's position that the alleged Violators are obligated to conduct a good faith investigation into other Products that may have been manufactured, distributed, sold, shipped, stored (or otherwise within the alleged Violators' custody or control) during the relevant period to ensure that requisite health hazard warnings were and are provided to California citizens prior to purchase and use.

these violations of California law quickly rectified, Espinoza is interested in seeking a constructive resolution of the claims in this Notice without engaging in costly and protracted litigation.

Espinoza has retained me as legal counsel in connection with this Notice. **Please direct all communications regarding this Notice to my attention at Brodsky Smith, 9465 Wilshire Blvd., Ste. 300, Beverly Hills, CA 90212, (877) 534-2590, esmith@brodskysmith.com.**

Sincerely,

A handwritten signature in black ink, appearing to be 'EJ Smith', written over a horizontal line.

Evan J. Smith

Attachments

Certificate of Merit

Certificate of Service

The Safe Drinking Water and Toxic Enforcement Action of 1986 (Proposition 65): A Summary

EXHIBIT “B”

LAW OFFICES
BRODSKY SMITH

9465 WILSHIRE BLVD., STE. 300
BEVERLY HILLS, CA 90212
877.534.2590
www.brodskysmith.com

NEW JERSEY OFFICE
20 BRACE RD., STE. 350
CHERRY HILL, NJ 08034
856.795.7250

NEW YORK OFFICE
240 MINEOLA BOULEVARD
MINEOLA, NY 11501
516.741.4977

PENNSYLVANIA OFFICE
TWO BALA PLAZA, STE. 805
BALA CYNWYD, PA 19004
610.667.6200

May 22, 2025

President/CEO Sanrio, Inc. c/o CSC – Lawyers Incorporating Service 2710 Gateway Oaks Drive, Suite 150N Sacramento, CA 95833	Member/Manager Sanrio Stores LLC c/o Wendy C. Hus 302 E. Foothill Blvd. Monrovia, CA 91016
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With respect to the Product herein, Espinoza has identified a violation of California’s Safe Drinking Water and Toxic Enforcement Act of 1986 (“Proposition 65”) codified at Cal. Health & Safety Code § 25249.5, et seq. This violation has occurred and continues to occur because the alleged Violator(s) failed to provide a clear and reasonable health hazard warning in connection with the sale or use of the Product in California. Health & Safety Code § 25249.6 provides that “[n]o person in the course of doing business shall knowingly and intentionally expose any individual to a chemical known to the State to cause cancer or reproductive toxicity without first providing a clear and reasonable warning to such individual ...” Without proper warnings regarding the toxic effects of exposures to the Listed Chemical resulting from use of the Product, California citizens lack the information necessary to make informed decisions on

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whether and/or how to eliminate (or reduce) the risk of exposure to the Listed Chemical from the reasonably foreseeable use of the Product.

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2. **Alleged Violator(s):** Sanrio, Inc.; Sanrio Stores LLC; Sanrio Company, Ltd.; K Wave Inc.; K Wave Inc. dba Koneko Kafe; Koneko Kafe
3. **Time Period of Exposure:** Violations have been occurring since at least May 22, 2025 and are continuing to this day.
4. **Listed Chemical:** Lead. Lead is listed under Proposition 65 as a chemical known to the State to cause cancer and birth defects or other reproductive harm.
5. **Product:**

Product ²	Non- Exclusive Examples of the Product
Ceramicware	Pom Pom Purin Mug with Lid UPC# 6 925070 822397

6. **Description of Exposure:** The exposures that are the subject of this Notice result from the purchase and recommended use of the Product. The primary route of exposure to the Listed Chemical is through dermal absorption directly through the skin when consumers use, touch, or handle the Products. Some amount of exposure through ingestion can occur by touching the Product with subsequent touching of the user's hand to mouth. No clear and reasonable warning is provided with the Products regarding the health hazards of exposure to the Listed Chemical.

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III. RESOLUTION OF THE CLAIMS

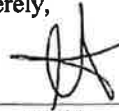
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Evan J. Smith

Attachments

Certificate of Merit

Certificate of Service

The Safe Drinking Water and Toxic Enforcement Action of 1986 (Proposition 65): A Summary

EXHIBIT “C”

LAW OFFICES
BRODSKY SMITH

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March 2, 2026

President/CEO Sanrio Company, Ltd. 1-6-1 Osaki Shinagawa-ku Tokyo Japan	President/CEO Sanrio, Inc. c/o CSC-Lawyers Incorporating Service 2710 Gateway Oaks Drive, Suite 150N Sacramento, CA 95833
President/CEO Miniso Depot CA, Inc. c/o Bobby Choy 1050 Lakes Drive, Suite 260 West Covina, CA 91790	President/CEO Miniso Hong Kong Limited Unit D, 16F, One Capital Place 18 Luard Road, Wanchai Hong Kong CHINA 999077
Member/Manager Miniso Winky Store Holdings LLC c/o A Registered Agent, Inc. 8 The Green, Suite A Dover, DE 19901	President/CEO Miniso Hong Kong Limited 8 Ng Fong Street, SAN PO KONG Room 32, 11/F, Lee Ka Industrial Bldg. KL HONG KONG 999077

60-Day Notice of Violation of California Safe Drinking Water and Toxic Enforcement Act¹

To Whom It May Concern:

This Notice of Violation (the "Notice") is provided to you pursuant to and in compliance with California Health & Safety Code § 25249.7(d).

Brodsky Smith represents Precila Balabbo ("Balabbo"), a citizen of the State of California acting in the interest of the general public to promote awareness of exposures to toxic chemicals from use of consumer products sold in California and to improve human health and the environment by reducing hazardous substances.

With respect to the Product herein, Balabbo has identified a violation of California's Safe Drinking Water and Toxic Enforcement Act of 1986 ("Proposition 65") codified at Cal. Health & Safety Code § 25249.5, et seq. This violation has occurred and continues to occur because the alleged Violator(s) failed to provide a clear and reasonable health hazard warning in connection with the sale or use of the Product in California. Health & Safety Code § 25249.6 provides that "[n]o person in the course of doing business shall knowingly and intentionally expose any individual to a chemical known to the State to cause cancer or reproductive toxicity without first providing a clear and reasonable warning to such individual ..." Without proper warnings regarding the toxic effects of exposures to the Listed Chemical resulting from

¹ The public enforcement agencies that have been served with copies of this Notice are identified in the attached distribution list accompanying the Certificate of Service.

use of the Product, California citizens lack the information necessary to make informed decisions on whether and/or how to eliminate (or reduce) the risk of exposure to the Listed Chemical from the reasonably foreseeable use of the Product.

I. DESCRIPTION OF THE VIOLATION

1. **Enforcer:** Precila Balabbo, 285 W. 6th Street, Unit 209, San Pedro, CA 90731; (Ph) 818-434-4023.
2. **Alleged Violator(s):** Sanrio Company, Ltd.; Sanrio, Inc.; Miniso Depot CA, Inc.; Miniso Hong Kong Limited; Miniso Winky Store Holdings LLC
3. **Time Period of Exposure:** Violations have been occurring since at least March 2, 2026 and are continuing to this day.
4. **Listed Chemical:** Di(2-ethylhexyl) phthalate (DEHP). DEHP is listed under Proposition 65 as a chemical known to the State to cause cancer and birth defects or other reproductive harm.
5. **Product:**

Product ²	Non- Exclusive Examples of the Product
Sanrio® bag that are offered for sale and/or sold in California by Miniso Depot CA, Inc.	Sanrio Characters Toiletry Kit UPC# 6 936906 772502

6. **Description of Exposure:** The exposures that are the subject of this Notice result from the purchase, acquisition, handling and recommended use of the Product. The primary route of exposure to the Listed Chemical is through dermal absorption directly through the skin when consumers use, touch, or handle the Products. Some amount of exposure through ingestion can occur by touching the Product with subsequent touching of the user's hand to mouth. No clear and reasonable warning is provided with the Products regarding the health hazards of exposure to the Listed Chemical.

II. PROPOSITION 65 INFORMATION

For the Violators' reference, enclosed is a copy of "Proposition 65: A Summary" that has been prepared by the Office of Environmental Health Hazard Assessment ("OEHHA"). For more information concerning the provisions of Proposition 65, contact OEHHA at 916.445.6900.

III. RESOLUTION OF THE CLAIMS

Based on the allegations set forth in this Notice, Brodsky Smith intends to file a citizen enforcement lawsuit on behalf of Balabbo against the alleged Violator(s) unless such Violator(s) agree in a binding written agreement to: (1) recall Products already sold; (2) provide Proposition 65 compliant exposure warnings for Products sold in the future or reformulate the Products to eliminate exposures to the

² The specifically identified example of the Product in this Notice is to assist the recipients' investigation of, among other things, the magnitude of potential exposures to the Listed Chemical from other items within the definition of Products. This example is not intended to be an exhaustive or comprehensive identification of each specific offending Product. It is Balabbo's position that the alleged Violators are obligated to conduct a good faith investigation into other Products that may have been manufactured, distributed, sold, shipped, stored (or otherwise within the alleged Violators' custody or control) during the relevant period to ensure that requisite health hazard warnings were and are provided to California citizens prior to purchase and use.

Listed Chemical; and (3) pay an appropriate civil penalty based on the factors enumerated in Health & Safety Code § 25249.7(b). Consistent with the public interest goals of Proposition 65 and the desire to have these violations of California law quickly rectified, Balabbo is interested in seeking a constructive resolution of the claims in this Notice without engaging in costly and protracted litigation.

Balabbo has retained me as legal counsel in connection with this Notice. **Please direct all communications regarding this Notice to my attention at Brodsky Smith, 9465 Wilshire Blvd., Ste. 300, Beverly Hills, CA 90212, (877) 534-2590, esmith@brodskysmith.com.**

Sincerely,



Evan J. Smith

Attachments

Certificate of Merit

Certificate of Service

The Safe Drinking Water and Toxic Enforcement Action of 1986 (Proposition 65): A Summary