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5 Attorney for Plaintiff  
AMERICAN ENVIRONMENTAL SAFETY INSTITUTE

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF LOS ANGELES

11 AMERICAN ENVIRONMENTAL SAFETY  
INSTITUTE, a non-profit California corporation,

12 Plaintiff,

13 v.

14 THE PROCTER & GAMBLE DISTRIBUTING  
15 COMPANY, a Ohio corporation, et al.,

16 Defendants.

Case No. BC334309

[Hon. Mary Thornton House]

**NOTICE OF ENTRY OF  
STIPULATION AND ~~{PROPOSED}~~  
ORDER AMENDING RULING ON  
ENTRY OF REVISED CONSENT  
JUDGMENT**

Complaint Filed: June 1, 2005

Hearing: N/A

Date: N/A

Location: Dept. 17, Room 313

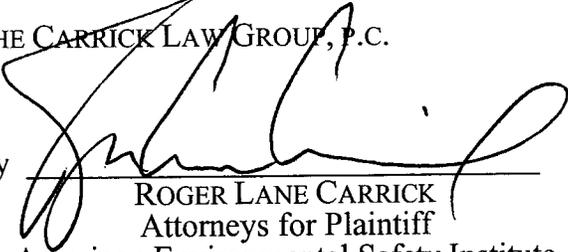
1 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on August 22, 2005, the Los Angeles County Superior  
3 Court, the Honorable Mary Thornton House, presiding, entered the following order with regard  
4 to the Stipulation and [Proposed] Order Amending Ruling on Entry of Revised Consent  
5 Judgment in the action entitled *AESI v. Procter & Gamble Distributing Company, et al.*,  
6 L.A. Sup. Ct. Case No. BC334309. A file stamped copy of the Court's Order entered and filed  
7 on August 22, 2005, is attached hereto as Exhibit A and incorporated herein by this reference.

8  
9 Date: August 23, 2005

Respectfully submitted,

10 THE CARRICK LAW GROUP, P.C.

11  
12 By 

13 ROGER LANE CARRICK  
14 Attorneys for Plaintiff

American Environmental Safety Institute

# EXHIBIT A

1 NORMAN C. HILE (STATE BAR NO. 57299)  
2 MARGARET CAREW TOLEDO (STATE BAR NO. 181227)  
3 ORRICK, HERRINGTON & SUTCLIFFE LLP  
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5 Sacramento, CA 95814-4497  
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7 Facsimile: 916-329-4900

8 Attorneys for Defendants  
9 The Procter & Gamble Distributing Company; and The Procter  
10 & Gamble Manufacturing Company

ORIGINAL FILED

AUG 22 2005

LOS ANGELES  
SUPERIOR COURT

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 COUNTY OF LOS ANGELES

13 AMERICAN ENVIRONMENTAL SAFETY  
14 INSTITUTE, a non-profit California  
15 corporation,

16 Plaintiff,

17 v.

18 THE PROCTER & GAMBLE  
19 DISTRIBUTING COMPANY, a Ohio  
20 corporation; THE PROCTER & GAMBLE  
21 MANUFACTURING COMPANY, a Ohio  
22 corporation, and DOES 1-100,

23 Defendants.

CASE NO. BC334309

STIPULATION AND ~~[PROPOSED]~~  
ORDER AMENDING RULING ON  
ENTRY OF REVISED CONSENT  
JUDGMENT (CCP §473(d))

Date: August 9, 2005

Time: 8:30 a.m.

Dept: 17

Judge: Honorable Mary Thornton House

Complaint Filed: June 1, 2005

24 WHEREAS, on August 9, 2005 the Court granted plaintiff American  
25 Environmental Safety Institute's motion to approve consent judgment and entered judgment; and

26 WHEREAS, the Court's tentative ruling, which with minor revisions became the  
27 order of the Court, contains certain language that could be misinterpreted with respect to the  
28 finality of the judgment;

NOW, THEREFORE, the parties hereby stipulate that, pursuant to Code of Civil  
Procedure section 473(d), the first sentence of the second paragraph of the order shall be amended  
to read:

///

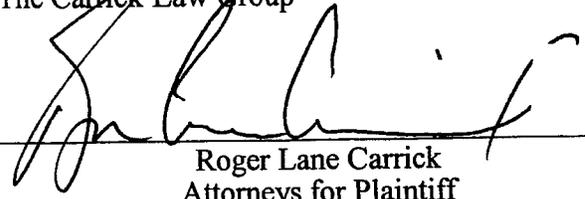
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"It should be further noted that the settlement is between the parties and has no impact upon whether or not the People of the State of California or any organization may bring another action to obtain relief against the settling defendants for claims not adjudicated pursuant to paragraph 5 of the Consent Judgment."

Dated: August 12, 2005

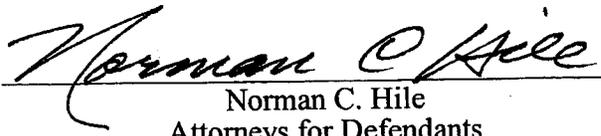
ROGER LANE CARRICK  
The Carrick Law Group



Roger Lane Carrick  
Attorneys for Plaintiff  
American Environmental Safety Institute

Dated: August 12, 2005

NORMAN C. HILE  
MARGARET CAREW TOLEDO  
Orrick, Herrington & Sutcliffe LLP



Norman C. Hile  
Attorneys for Defendants  
The Procter & Gamble Distributing Company and  
The Procter & Gamble Manufacturing Company

IT IS SO ORDERED.

DATED: AUG 22 2005

Mary Thornton House

Judge of the Superior Court

**PROOF OF SERVICE**  
(CCP §1013, et seq.; CCP §2015.5)

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I, Kimberly A.K. Burgo, declare as follows:

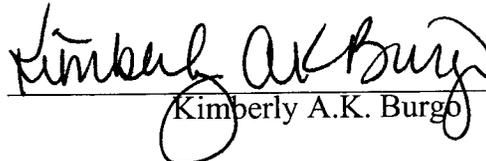
I am a citizen of the United States and a resident of the County of Los Angeles; I am over the age of 18 years and am not a party to the within action or proceeding. I am employed by the law firm of The Carrick Law Group, a Professional Corporation, located at 350 S. Grand Avenue, Suite 2930, Los Angeles, California 90071.

On August 23, 2005, I served the foregoing document(s) described as **NOTICE OF ENTRY OF STIPULATION AND ~~PROPOSED~~ ORDER AMENDING RULING ON ENTRY OF REVISED CONSENT JUDGMENT** upon the interested parties in said cause, by placing a true and correct copy thereof in a envelope(s) addressed as follows:

|  |  |
|--|--|
| State of California – Department of Justice<br>Attorney General’s Office<br><b>Proposition 65 Enforcement Reporting</b><br>1515 Clay Street, Suite 2000<br>Oakland, California 94612<br>Attn: Prop 65 Coordinator  | California State Attorney General’s Office   |
| Norman C. Hile, Esq.<br>Margaret Carew Toledo, Esq.<br><b>Orrick, Herrington &amp; Sutcliffe LLP</b><br>400 Capitol Mall, Suite 3000<br>Sacramento, CA 95814<br>Tel: (916) 329-7900 / Fax: (916) 329-4900<br>E-mail: nhile@orrick.com<br>mctoledo@orrick.com | Defendants:<br><br>The Procter & Gamble Distributing Company<br>The Procter & Gamble Manufacturing Company<br><br><b>Courtesy copy by E-mail</b> |

**X BY MAIL:** I am “readily familiar” with The Carrick Law Group’s business practice for collection and processing correspondence for mailing. Under that practice envelopes will be deposited with the United States Postal Service on the same day, with first-class postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business.

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct. Executed on August 23, 2005, at Los Angeles, California.

  
\_\_\_\_\_  
Kimberly A.K. Burgo