

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Andrew L. Packard (Bar No. 168690) 294 Page Street San Francisco, CA 94102	TELEPHONE NO.: 415-431-2970 Fax 415-431-0410	FOR COURT USE ONLY MAY 11 2005 CLERK Deputy Clerk
ATTORNEY FOR (Name): As You Sow		
Insert name of court and name of judicial district and branch court, if any: <p style="text-align: center;">Superior Court of California, Co. of San Francisco</p>		
PLAINTIFF/PETITIONER: As You Sow		CASE NUMBER: <p style="text-align: center;">CGC-04-437195</p>
DEFENDANT/RESPONDENT: Naturalife Eco-Vite Laboratories, Inc., et al.		
<p style="text-align: center;">REQUEST FOR DISMISSAL</p> <input type="checkbox"/> Personal Injury, Property Damage, or Wrongful Death <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other <input type="checkbox"/> Family Law <input type="checkbox"/> Eminent Domain <input checked="" type="checkbox"/> Other (specify): H&S Code s. 25249.5		

— A conformed copy will not be returned by the clerk unless a method of return is provided with the document. —

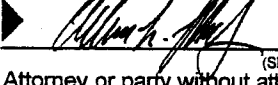
- 1. TO THE CLERK:** Please dismiss this action as follows:
- a. (1) With prejudice (2) Without prejudice
- b. (1) Complaint (2) Petition
 (3) Cross-complaint filed by (name): _____ on (date): _____
 (4) Cross-complaint filed by (name): _____ on (date): _____
 (5) Entire action of all parties and all causes of action
 (6) Other (specify):* Dismiss all causes of action as to Pacific Nutritional, Inc. as set forth in Atts. A & B.
 All remaining causes of action as to Pacific Nutritional, Inc. are dismissed without prejudice.

Date: 5/26/2005

Andrew L. Packard

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

* If dismissal requested is of specified parties only, of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.


 _____ (SIGNATURE)
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross-complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date: _____

(TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)

** If a cross-complaint—or Response (Family Law) seeking affirmative relief—is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581(i) or (j).

_____ (SIGNATURE)
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross-complainant

- (To be completed by clerk)
3. Dismissal entered as requested on (date): _____
4. Dismissal entered on (date): _____ as to only (name): _____
5. Dismissal **not entered** as requested for the following reasons (specify): _____
6. a. Attorney or party without attorney notified on (date): _____
 b. Attorney or party without attorney not notified. Filing party failed to provide
 a copy to conform means to return conformed copy

Date: _____ Clerk, by _____, Deputy

REQUEST FOR DISMISSAL – ATTACHMENT A

As You Sow v. Naturalife Eco-Vite Laboratories, Inc., et al.
(Case No. CGC-04-437195, consolidated into Case No. CGC-04-429563)

As You Sow (“AYS”) and Botanical Laboratories, Inc., have entered into a Consent Judgment that was approved by the Superior Court on May 23, 2005. Pursuant to Paragraph 7.3 of the Consent Judgment, AYS agreed to dismiss with prejudice all causes of action in the Complaint as to Defendant Pacific Nutritional, Inc. relating to Botanical Laboratories, Inc.’s products listed in Exhibit A of the Consent Judgment, which is attached hereto as Attachment B.

ATTACHMENT B

**Exhibit A Final
Botanical Laboratories, Inc.
Zand Solid Dose Products
February 14, 2005**

- ZAND Astragalus Formula Tablets
- ZAND Decongest Herbal Capsules
- ZAND PMS Herbal Formula Capsules
- ZAND Cleansing Fiber Capsules and Powder
- ZAND Allergy Season Formula Capsules
- ZAND Insure Herbal Tablets
- ZAND Active Herbal Capsules
- ZAND Saw Palmetto Formula Capsules
- ZAND Cleansing Laxative Tablets
- ZAND Thistle Cleanse Capsules