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ENDORSED  
 FILED  
 San Francisco County Superior Court  
 JAN 22 2007  
 GORDON PARK-LI, Clerk  
 BY: JOCELYN C. ROQUE  
 Deputy Clerk

8 Attorneys for Plaintiff  
 MATEEL ENVIRONMENTAL JUSTICE FOUNDATION  
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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
 11 COUNTY OF SAN FRANCISCO

13 MATEEL ENVIRONMENTAL JUSTICE )  
 14 FOUNDATION )  
 15 Plaintiff, )  
 16 v. )  
 17 COST PLUS, INC.; SEARS, ROEBUCK )  
 AND CO.; VARIFLEX, INC., and Defendant )  
 18 DOES 1 through 100, inclusive, )  
 19 Defendants. )  
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No. CGC-06-456750  
 STIPULATION FOR ENTRY OF  
 INTERIM INJUNCTIVE ORDER  
 and  
 ORDER ENJOINING CERTAIN  
 SALES WITHOUT CLEAR  
 WARNINGS

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 22 Plaintiff Mateel Environmental Justice Foundation, through its attorney of record, and  
 23 defendant Sears Roebuck and Company, through its attorney of record, stipulate and agree to  
 24 the entry by the Court of an interim injunctive order, as set forth in the Order below,  
 25 prohibiting the sales in California by Sears of the following: Item No. 7698 14.2 QT  
 26 IMUSA ROASTER; Item No. 7827 22 CM CALDERO, Item No. 7828 26 CM CALDERO;  
 27 Item No. 7829 30 CM CALDERO; and Item No. 7842 36 CM CALDERO, without first  
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1 providing the purchaser with a clear and reasonable warning that foods cooked in the  
2 IMUSA calderos will expose the consumer to a chemical known to the State of California to  
3 cause birth defects.

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IT IS SO STIPULATED AND AGREED:

Dated: Jan. 19, 2007

Pillsbury Winthrop Shaw Pittman, LLP

By Michael J. Steel  
Michael J. Steel  
Attorney for Defendant  
Sears Roebuck and Company

IT IS SO STIPULATED AND AGREED:

Dated: Jan 21, 2007

David H. Williams  
David H. Williams, Esq.  
Attorney for Plaintiff  
Matecl Environmental Justice Foundation

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**ORDER**

Pursuant to the stipulation of the parties, as set forth above, and for good cause shown, the Court orders that until the conclusion of any trial in this action, including any appeals of any final judgment, defendant Sears, Roebuck and Company shall be prohibited from selling at retail in California any of the following: Item No. 7698 14.2 QT IMUSA ROASTER; Item No. 7827 22 CM CALDERO, Item No. 7828 26 CM CALDERO; Item No. 7829 30 CM CALDERO; and Item No. 7842 36 CM CALDERO, without first providing the purchaser with a clear and reasonable warning that food cooked in the above identified cooking vessel will expose a consumer to a chemical known to the State of California to cause birth defects.

**IT IS SO ORDERED.**

**PATRICK J. MAHONEY**

*Dated :* JAN 22 2007

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Judge, California Superior Court