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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  
FOUNDATION,  
14 Plaintiff,

15 vs.

17 BRIEL INDUSTRIA de  
ELECTRODOMESTICOS SA, et al.,,  
18 Defendants.

CASE NO. ~~07-468856~~ <sup>S.R.J.</sup> 07-468856  
[PROPOSED] DEFAULT JUDGMENT AS  
TO DEFENDANTS BRIEL INDUSTRIA de  
ELECTRODOMESTICOS SA and LA  
PAVONI SpA

Date: October 1, 2009  
Time: 9:00 a.m.  
Dept. No.: 218

21 Pursuant to California Code of Civil Procedure § 585 ("CCP § 585"), the Court hereby  
22 enters final judgment in favor of Plaintiff Mateel Environmental Justice Foudnation ("Mateel")  
23 against Defendants Briel-Industria de Electrodomesticos SA ("Briel") and La Pavoni SpA as  
24 follows:

- 25 1. Briel-Industria de Electrodomesticos SA and all of its agents are permanently  
26 enjoined from offering espresso machines that utilize leaded brass plumbing, including without  
27 limitation, BRIEL CADIZ ESPRESSO, BRIEL MULTI-PRO SERIES, or BRIEL DOMUS  
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**FILED**  
San Francisco County Superior Court  
OCT - 9 2009  
GORDON PARK LI, Clerk  
By: *S.R.J.*  
SAJJA PAVINANTAPPIA, Deputy Clerk

1 espresso machines, or similar, without providing, pursuant to Health & Safety Code  
2 § 25247.7(a), clear and reasonable warnings of the carcinogenic and reproductive harm caused  
3 by lead and lead compounds.

4 2. Within 90 days of the entry of this Judgment, Briel-Industria de  
5 Electrodomesticos SA shall contact any California consumer that purchased an espresso  
6 machine that utilized leaded brass plumbing, including those identified in paragraph 1 above, at  
7 any time, beginning one year before the complaint was filed in this action and provide to that  
8 purchaser a clear and reasonable warning of the carcinogenic and reproductive harm caused by  
9 exposure to lead and lead compounds caused by the product.

10 3. Briel-Industria de Electrodomesticos SA is ordered to pay \$460,000 in civil  
11 penalties, pursuant to Health and Safety Code § 25249.7(b).

12 4. Briel-Industria de Electrodomesticos SA is ordered to pay \$37,814.00 in attorneys  
13 fees and costs to Mateel Environmental Justice Foundation pursuant to CCP 1021.5.

14 5. La Pavoni SpA and all of its agents are permanently enjoined from offering  
15 espresso machines that utilize leaded brass plumbing, including without limitation, LA PAVONI  
16 EUROPICCOLA or LA PAVONI ROMANTICA MODEL EPG-8 espresso machines, or  
17 similar, without providing, pursuant to Health & Safety Code § 25247.7(a), clear and reasonable  
18 warnings of the carcinogenic and reproductive harm caused by lead and lead compounds.

19 6. Within 90 days of the entry of this Judgment, La Pavoni SpA shall contact any  
20 California consumer that purchased an espresso machine that utilized leaded brass plumbing,  
21 including those identified in paragraph 1 above, at any time, beginning one year before the  
22 complaint was filed in this action and provide to that purchaser a clear and reasonable warning of  
23 the carcinogenic and reproductive harm caused by exposure to lead and lead compounds caused  
24 by the product.

25 7. La Pavoni SpA is ordered to pay \$4,780,000 in civil penalties, pursuant to Health  
26 and Safety Code § 25249.7(b).

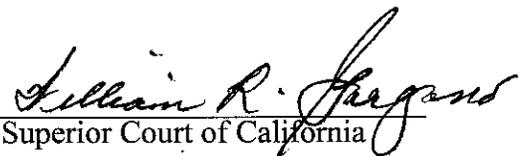
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1           8.       La Pavoni SpA is ordered to pay \$36,907.00 in attorneys fees and costs to Mateel  
2 Environmental Justice Foundation pursuant to CCP 1021.5.

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IT IS SO ORDERED

Dated: 10-9-09

  
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Superior Court of California