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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF SAN FRANCISCO  
UNLIMITED CIVIL JURISDICTION

ANTHONY E. HELD, Ph.D., P.E.,

Plaintiff,

v.

HMS HOST CORPORATION, HMS HOST  
USA, INC.; and DOES 1-150, inclusive,

Defendants.

Case No. CGC-09-491784

**[PROPOSED] ORDER APPROVING  
CONSENT JUDGMENT**

Date: January 5, 2010

Time: 9:30 A.M.

Dept.: 302

Judge: Hon. Charlotte Walter Woolard

1 Plaintiff ANTHONY E. HELD, Ph.D., P.E. and Defendant HMS HOST CORPORATION,  
2 HMS HOST USA INC., have agreed through their respective counsel that judgment be entered  
3 pursuant to the terms of the Consent Judgment entered into by the above-referenced parties and  
4 attached to the Judgment Pursuant to Terms of the Consent Judgment as Exhibit 1. After  
5 consideration of the papers submitted and the arguments presented, the Court finds that the  
6 settlement agreement set out in the attached Consent Judgment meets the criteria established by  
7 Health and Safety Code section 25249.7, in that:

- 8 1. the reformulation commitment required by the Consent Judgment eliminates the  
9 need for health hazard warnings pursuant to Health & Safety Code section 25249.7;
- 10 2. the reimbursement of fees and costs to be paid pursuant to the parties' Consent  
11 Judgment is reasonable under California law; and
- 12 3. the civil penalty amount to be paid pursuant to the parties' Consent Judgment is  
13 reasonable.

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15 IT IS SO ORDERED.

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18 Dated: FEB 05 2010 \_\_\_\_\_

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20 Judge of the Superior Court