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2 WRAITH LAW
3 16485 Laguna Canyon Rd., Suite 250
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5 Tel: (949) 251-9977
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8 Attorneys for Plaintiff
9 Environmental Research Center

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

ENVIRONMENTAL RESEARCH
CENTER, a California non-profit
corporation,

Plaintiff,

vs.

ATRIUM, INC., FULL GREEN CIRCLE
CORPORATION, FULL GREEN
CIRCLE LLC, PUREFORMULAS.COM,
and DOES 1-50, Inclusive,

Defendants.

Case No.: 30-2012-00606444-CU-MC-CJC

**NOTICE OF ENTRY OF JUDGMENT
REGARDING FULL GREEN CIRCLE
DBA PUREFORMULAS.COM**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN that the Court has entered Judgment and approved the Settlement between Plaintiff ENVIRONMENTAL RESEARCH CENTER and Defendant FULL GREEN CIRCLE CORPORATION, successor-in-interest to Full Green Circle, LLC and doing business as PureFormulas.com. A true and correct copy of the Stipulated Consent Judgment and Order is attached hereto as Exhibit A.

Dated: July 23, 2014

WRAITH LAW



By: _____

WILLIAM F. WRAITH
Attorney for Plaintiff

EXHIBIT “A”


1 WILLIAM F. WRAITH, SBN 185927
2 WRAITH LAW
16485 Laguna Canyon Rd., Suite 250
3 Irvine, California 92618
Tel: (949) 251-9977
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4 Attorney for Plaintiff
5 Environmental Research Center

FILED
ORANGE COUNTY SUPERIOR COURT

JUL 8 2014

ALAN CARLSON, EXECUTIVE OFFICER/CLERK

BY:  L. SILVA, DEPUTY
ELECTRONICALLY RECEIVED
Superior Court of California,
County of Orange

04/12/2014 at 08:56:27 PM
Clerk of the Superior Court
By Marlene Diaz, Deputy Clerk

8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

10
11 ENVIRONMENTAL RESEARCH
12 CENTER, a California non-profit
13 corporation.

14 Plaintiff,

15 vs.

16 ATRIUM, INC., FULL GREEN CIRCLE
17 CORPORATION, FULL GREEN
CIRCLE LLC, PUREFORMULAS.COM,
and DOES 1-50, Inclusive,

18 Defendants.

) Case No.: 30-2012-00606444-CU-MC-CJC

) ~~PROPOSED~~ STIPULATED CONSENT
JUDGMENT; ~~PROPOSED~~ ORDER
AS TO Full Green Circle DBA Pure Formulas.com
[Health & Safety Code § 25249.5, et seq.]

) C-17

23 **I. INTRODUCTION**

24 1. This Action arises out of the alleged violations of California's Safe Drinking
25 Water and Toxic Enforcement Act of 1986, California Health and Safety Code Section 25249.5
26 *et seq.* (also known as and herein after referred to as "Proposition 65") regarding the following
27 products:

28 a. Atrium Inc. atri-res

- 1 b. Atrium Inc. garcinia cambogia plus
- 2 c. Atrium Inc. atri-thy-kelp
- 3 d. Atrium Inc. comfrey b&p
- 4 e. Atrium Inc. atri-cleanse
- 5 f. Atrium Inc. Parasit-X
- 6 g. Atrium Inc. Chitosan HD Plus
- 7 h. Atrium Inc. spirulina
- 8 i. Atrium Inc. fibertime
- 9 j. Atrium Inc. Val-Tran
- 10 k. Atrium Inc. Atri-Nerve

11 **1.1** Plaintiff Environmental Research Center, Inc. (“ERC”) is a California non-profit
12 corporation acting as a private enforcer of Proposition 65 that is dedicated to, among other
13 causes, helping safeguard the public from health hazards by reducing the use and misuse of
14 hazardous and toxic chemicals, facilitating a safe environment for consumers and employees,
15 and encouraging corporate responsibility. ERC brings this Action in the public interest pursuant
16 to California Health and Safety Code Section 25249.7.

17 **1.2** Defendant FULL GREEN CIRCLE CORPORATION is a Florida corporation, is
18 successor-in-interest to Full Green Circle, LLC, and does business as PureFormulas.com
19 (collectively “PURE FORMULAS”). At all relevant times, for purposes of this Consent
20 Judgment, PURE FORMULAS employed ten or more persons, was a “person in the course of
21 doing business” within the meaning of Proposition 65, and sold one or more of the Covered
22 Products.

23 **1.3** Only ERC and PURE FORMULAS, and no other person, entity, or business, are
24 hereinafter sometimes referred to individually as a “Party” or collectively as the “Parties.”

25 **1.4** On March 8, 2012, pursuant to California Health and Safety Code Section
26 25249.7(d)(1), ERC served a Notice of Violations of Proposition 65 on the California Attorney
27 General, other public enforcers, and PURE FORMULAS (“Notice of Violations”). The Notice of
28 Violations, which is attached hereto as Exhibit “A”, pertained to the following products

1 (hereinafter collectively the "Covered Products" or "Covered Product" to refer to a single
2 product):

- 3 1. Atrium Inc. atri-cleanse
- 4 2. Atrium Inc. Parasit-X
- 5 3. Atrium Inc. Chitosan HD Plus
- 6 4. Atrium Inc. fibertime
- 7 5. Atrium Inc. Val-Tran
- 8 6. Atrium Inc. Atri-Nerve

9 1.5 After more than sixty (60) days passed since service of the Notice of Violations,
10 and no designated governmental agency filed a complaint against PURE FORMULAS with
11 regard to the Covered Products or the alleged violations, ERC filed the Complaint in this Action
12 (the "Complaint") for injunctive relief and civil penalties against PURE FORMULAS and other
13 Defendants. The allegations in the Complaint against PURE FORMULAS are based on the
14 allegations in the Notice of Violations.

15 1.6 The Complaint and the Notice of Violations allege that PURE FORMULAS
16 manufactured, distributed, and/or sold in California Covered Products, which contain lead, a
17 chemical listed under Proposition 65 as a carcinogen and reproductive toxin, and expose
18 consumers at a level requiring a Proposition 65 warning. They further allege that use of the
19 Covered Products exposes persons in California to lead without first providing clear and
20 reasonable warnings, in violation of California Health and Safety Code Section 25249.6. PURE
21 FORMULAS denies all material allegations of the Notices of Violation and the Complaint,
22 asserts numerous affirmative defenses, and specifically denies that the Covered Products require
23 a Proposition 65 warning or otherwise cause harm to any person.

24 1.7 This Consent Judgment is only between ERC and PURE FORMULAS and is not
25 intended to apply to, and has no affect on, any other Defendant in this or any other case,
26 including, including but not limited to Atrium, Inc. or Aspen Group, Inc.

27 1.8 The Parties enter into this Consent Judgment in order to settle, compromise and
28 resolve disputed claims and avoid prolonged and costly litigation. Nothing in this Consent

1 Judgment, nor compliance with its terms, shall constitute or be construed as an admission by any
2 of the Parties, or by any of their respective officers, directors, shareholders, employees, agents,
3 parent companies, subsidiaries, divisions, affiliates, suppliers, franchisees, licensees, distributors,
4 wholesalers, or retailers, of any fact, conclusion of law, issue of law, violation of law, fault,
5 wrongdoing, or liability, including without limitation, any admission concerning any alleged
6 violation of Proposition 65. Except as expressly set forth herein, nothing in this Consent
7 Judgment shall prejudice, waive, or impair any right, remedy, argument, or defense the Parties
8 may have in any other or future legal proceeding unrelated to these proceedings. However,
9 nothing in this Section shall affect the enforceability of this Consent Judgment.

10 1.9 The "Effective Date" of this Consent Judgment shall be the date this Consent
11 Judgment is entered by the Court.

12 2. JURISDICTION AND VENUE

13 For purposes of this Consent Judgment only, the Parties stipulate that this Court has
14 jurisdiction over the subject matter of this Action and personal jurisdiction over the Parties, that
15 venue is proper in this Court, and that this Court has jurisdiction to enter this Consent Judgment
16 pursuant to the terms set forth herein.

17 3. INJUNCTIVE RELIEF, REFORMULATION, TESTING, AND WARNINGS

18 3.1 Effective immediately PURE FORMULAS will not offer for sale in California,
19 directly sell to a consumer in California, or "Distribute into California" any of the Covered
20 Products.

21 4. SETTLEMENT PAYMENT

22 4.1 PURE FORMULAS shall make a total payment of \$15,000.00 within 10 business
23 days of the Effective Date, which shall be in full and final satisfaction of all potential civil
24 penalties, and attorney's fees and costs. The payment will be made by separate checks to the
25 following parties, and the payments shall be apportioned as follows:

26 4.2 \$500.00 as civil penalties pursuant to California Health and Safety Code Section
27 25249.7(b)(1). Of this amount, 75% [\$375.00] shall be payable to the Office of Environmental
28 Health Hazard Assessment ("OEHHA"), and 25% [\$125.00] shall be payable to ERC. ERC's

1 counsel will forward the civil penalty to OEHHA.

2 **4.3** \$7,115.00 as reimbursement for reasonable costs associated with the enforcement
3 of Proposition 65 and other costs incurred as a result of work in bringing this Action. (Cal.
4 Health & Safety Code § 25249.12(c)(1) & (d)).

5 **4.4** \$7,385.00 payable to William F. Wraith as reimbursement of ERC's attorney's
6 fees and costs.

7 Except as provided herein, the Parties shall otherwise be responsible for their own costs,
8 expenses, and attorneys' fees.

9 **5. MODIFICATION OF CONSENT JUDGMENT**

10 This Consent Judgment may be modified only (i) by written stipulation of the Parties and
11 (ii) upon entry by the Court of a modified consent judgment. ERC is entitled to reimbursement of
12 all reasonable attorney's fees and costs regarding any modification requested or initiated by
13 PURE FORMULAS.

14 **6. RETENTION OF JURISDICTION, ENFORCEMENT OF CONSENT JUDGMENT**

15 **6.1** This Court shall retain jurisdiction of this matter to enforce, modify or terminate
16 this Consent Judgment.

17 **6.2** Any Party may, by motion or application for an order to show cause filed with
18 this Court, enforce the terms and conditions contained in this Consent Judgment. The prevailing
19 party in any such motion or application may request that the Court award its reasonable
20 attorneys' fees and costs associated with such motion or application.

21 **7. APPLICATION OF CONSENT JUDGMENT**

22 This Consent Judgment shall apply to, be binding upon, and benefit the Parties and their
23 respective officers, directors, shareholders, employees, agents, parent companies, subsidiaries,
24 divisions, affiliates, franchisees, licensees, customers (excluding private labelers), distributors,
25 wholesalers, retailers, predecessors, successors, and assigns, though it is not intended to apply to,
26 and has no affect on, any other Defendant in this or any other case, including but not limited to
27 Atrium, Inc. or Aspen Group, Inc.

28 ///

1 **7. BINDING EFFECT, CLAIMS COVERED AND RELEASED**

2 **8.1** ERC, acting on its own behalf and in the public interest, releases only PURE
3 FORMULAS and its respective officers, directors, shareholders, employees, agents, parent
4 companies, subsidiaries, divisions, and predecessors, successors and assigns, from all claims for
5 violations of Proposition 65 up through the Effective Date based on exposure to lead from the
6 Covered Products as set forth in the Notices of Violations and the Complaint. Notwithstanding
7 the above, this Release is not intended to apply to, and has no affect on, any other Defendant in
8 this case, including but not limited to Atrium, Inc. or Aspen Group, Inc.

9 **8.2** Compliance with the terms of this Consent Judgment by PURE FORMULAS
10 shall be deemed to constitute compliance with Proposition 65 regarding alleged exposures to
11 lead in the Covered Products as set forth in the Notice of Violations and Complaint.

12 **8.3 Unknown Claims**

13 It is possible that other claims not known to the Parties arising out of the facts alleged in
14 the Notices of Violations or the Complaint and relating to lead in the Covered Products that were
15 manufactured before the Effective Date will develop or be discovered. ERC, on behalf of itself
16 only, acknowledges that this Consent Judgment acknowledges the claims released herein may
17 include unknown claims against PURE FORMULAS, and nevertheless waives California Civil
18 Code Section 1542 only as to PURE FORMULAS as to any such unknown claims. California
19 Civil Code Section 1542 reads as follows:

20 **“A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE**
21 **CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER**
22 **FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN**
23 **BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER**
24 **SETTLEMENT WITH THE DEBTOR.”**

25 **8.4** ERC, on one hand, and PURE FORMULAS, on the other hand, each release and
26 waive all claims they may have against each other for any statements or actions made or
27 undertaken by them in connection with the Notices of Violations or the Complaint. However,
28 this shall not affect or limit any Party’s right to seek to enforce the terms of this Consent

1 Judgment.

2 **9. CONSTRUCTION AND SEVERABILITY**

3 **9.1** The terms and conditions of this Consent Judgment have been reviewed by the
4 respective counsel for the Parties prior to its signing, and each Party has had an opportunity to
5 fully discuss the terms and conditions with its counsel. In any subsequent interpretation or
6 construction of this Consent Judgment, the terms and conditions shall not be construed against
7 any Party.

8 **9.2** In the event that any of the provisions of this Consent Judgment is held by a court
9 to be unenforceable, the validity of the remaining enforceable provisions shall not be adversely
10 affected.

11 **9.3** The terms and conditions of this Consent Judgment shall be governed by and
12 construed in accordance with the laws of the State of California.

13 **10. PROVISION OF NOTICE**

14 All notices required to be given to either Party to this Consent Judgment by the other
15 shall be in writing and sent to the following agents listed below by: (a) first-class, registered. (b)
16 certified mail, (b) overnight courier, or (c) personal delivery to the following

17 **For Environmental Research Center**
18 Chris Heptinstall, Executive Director
19 Environmental Research Center
3111 Camino Del Rio North, Suite 400
San Diego, CA 92108

20 With a copy to -

21 William F. Wraith, Esq.
22 Wraith Law
16485 Laguna Canyon Road, Suite 250
23 Irvine, CA 92618

24 **For FULL GREEN CIRCLE CORPORATION, successor in interest to Full Green Circle,
LLC. and doing business as PureFormulas.com (collectively, "PURE FORMULAS")**

25 Jose L. Prendes
26 CEO
Full Green Circle Corporation
27 c/o PureFormulas.com
11800 NW 102 Road
Suite 2
28 Medley, Florida 33718

1 With a copy to --

2 Michael T. Hornak, Esq.
3 Rutan & Tucker
4 611 Anton Blvd., Ste. 1400
5 Costa Mesa, CA 92626

5 **11. COURT APPROVAL**

6 **11.1** Upon execution of this Consent Judgment by the Parties, ERC shall file a Motion
7 for Court Approval. The Parties shall use their best efforts to support entry of this Consent
8 Judgment.

9 **11.2** If the California Attorney General objects to any term in this Consent Judgment,
10 the Parties shall use their best efforts to resolve the concern in a timely manner, and if possible
11 prior to the hearing on the motion.

12 **11.3** If the Court, despite the Parties' best efforts, does not approve this Stipulated
13 Consent Judgment, it shall be null and void and have no force or effect.

14 **12. EXECUTION AND COUNTERPARTS**

15 This Stipulated Consent Judgment may be executed in counterparts, which taken together
16 shall be deemed one document. A facsimile or pdf signature shall be construed as valid and as
17 the original signature.

18 **13. ENTIRE AGREEMENT, AUTHORIZATION**

19 **13.1** This Consent Judgment contains the sole and entire agreement and understanding
20 of the Parties with respect to the entire subject matter herein, and any and all prior discussions,
21 negotiations, commitments and understandings related hereto. No representations, oral or
22 otherwise, express or implied, other than those contained herein have been made by any Party.
23 No other agreements, oral or otherwise, unless specifically referred to herein, shall be deemed to
24 exist or to bind any Party.

25 **13.2** Each signatory to this Consent Judgment certifies that he or she is fully authorized
26 by the Party he or she represents to stipulate to this Consent Judgment. Except as explicitly
27 provided herein, each Party shall bear its own fees and costs.

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1 **14. REQUEST FOR FINDINGS AND FOR APPROVAL**

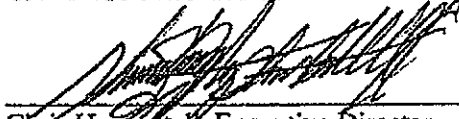
2 **14.1** This Consent Judgment has come before the Court upon the request of the Parties.
3 The Parties request the Court to fully review this Consent Judgment and, being fully informed
4 regarding the matters which are the subject of this action, to:

5 (a) Find that the terms and provisions of this Consent Judgment represent a good
6 faith settlement of all matters raised by the allegations of the Complaint, that the matter has been
7 diligently prosecuted, and that the public interest is served by such settlement; and

8 (b) Make the findings pursuant to California Health and Safety Code Section
9 25249.7(f)(4) and approve the settlement and this Consent Judgment.

10 **IT IS SO STIPULATED:**

11 **ENVIRONMENTAL RESEARCH CENTER**

12 
13 _____
14 Chris Hepanstat, Executive Director

Dated: 10/2/2013

15 **FULL GREEN CIRCLE CORPORATION, for itself, as successor in interest to Full Green**
16 **Circle, LLC, and doing business as PureFormulas.com**

17 _____
18 Jose L. Prendes, Chief Executive Officer

Dated: _____

19 **APPROVED AS TO FORM:**

20 **WRAITH LAW**

21 _____
22 William F. Wraith
23 Counsel for Environmental Research Center
24

Dated: _____

25 **RUTAN & TUCKER LLP**

26 _____
27 By Michael T. Hornak
28 Counsel for Full Green Circle Corporation

Dated: _____

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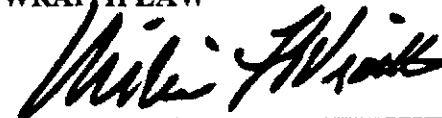
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13 _____ Dated: _____
14 Chris Heptinstall, Executive Director

15 **FULL GREEN CIRCLE CORPORATION, for itself, as successor in interest to Full Green**
16 **Circle, LLC, and doing business as PureFormulas.com**

17
18 _____ Dated: _____
19 Jose L. Prendes, Chief Executive Officer

20 **APPROVED AS TO FORM:**

21 **WRAITH LAW**

22  Dated: October 3, 2013
23 _____
24 William F. Wraith
25 Counsel for Environmental Research Center

26 **RUTAN & TUCKER LLP**

27 _____ Dated: _____
28 By Michael T. Hornak
Counsel for Full Green Circle Corporation

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3 The Parties request the Court to fully review this Consent Judgment and, being fully informed
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6 faith settlement of all matters raised by the allegations of the Complaint, that the matter has been
7 diligently prosecuted, and that the public interest is served by such settlement; and

8 (b) Make the findings pursuant to California Health and Safety Code Section
9 25249.7(f)(4) and approve the settlement and this Consent Judgment.

10 **IT IS SO STIPULATED:**

11 **ENVIRONMENTAL RESEARCH CENTER**

12
13 _____ Dated: _____
14 Chris Heptinstall, Executive Director

15 **FULL GREEN CIRCLE CORPORATION, for itself, as successor in interest to Full Green**
16 **Circle, LLC, and doing business as PureFormulas.com**

17
18 _____ Dated: 10-3-13
19 Jose L. Prendes, Chief Executive Officer

19 **APPROVED AS TO FORM:**

20 **WRAITH LAW**

21
22 _____ Dated: _____
23 William F. Wraith
24 Counsel for Environmental Research Center

25 **RUTAN & TUCKER LLP**

26
27 _____ Dated: 10-4-13
28 By Michael T. Hornak
Counsel for Full Green Circle Corporation

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ORDER AND JUDGMENT

Based upon the Parties' Stipulation, and good cause appearing therefor, this Consent Judgment is approved and judgment is hereby entered according to its terms.

IT IS SO ORDERED, ADJUDGED AND DECREED.

Dated: 2/8/14



Judge, Superior Court of the State of California
CRAIG L. GRIFFIN

EXHIBIT "A"

LAW OFFICE OF
KAREN A. EVANS

4218 Biona Place
San Diego, CA 92116
Tel: (619) 640-8100
E-Mail: karen.erc@cox.net

March 8, 2012

**NOTICE OF VIOLATIONS OF
CALIFORNIA HEALTH & SAFETY CODE SECTION 25249.5 ET SEQ.
(PROPOSITION 65)**

Dear Alleged Violator and the Appropriate Public Enforcement Agencies:

I represent Environmental Research Center ("ERC"), 3111 Camino Del Rio North, Suite 400, San Diego, CA 92108. ERC's Executive Director is Chris Heptinstall. ERC is a California non-profit corporation dedicated to, among other causes, helping safeguard the public from health hazards by bringing about a reduction in the use and misuse of hazardous and toxic chemicals, facilitating a safe environment for consumers and employees, and encouraging corporate responsibility.

ERC has identified violations of California's Safe Drinking Water and Toxic Enforcement Act of 1986 ("Proposition 65"), which is codified at California Health & Safety Code §25249.5 *et seq.*, with respect to the products identified below. These violations have occurred and continue to occur because the alleged Violator identified below failed to provide required clear and reasonable warnings with these products. This letter serves as a notice of these violations to the alleged Violator and the appropriate public enforcement agencies. Pursuant to Section 25249.7(d) of the statute, ERC intends to file a private enforcement action in the public interest 60 days after effective service of this notice unless the public enforcement agencies have commenced and are diligently prosecuting an action to rectify these violations.

General Information about Proposition 65. A copy of a summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is an attachment with the copy of this letter served to the alleged Violator identified below.

Alleged Violator. The name of the company covered by this notice that violated Proposition 65 (hereinafter "the Violator") is:

**Full Green Circle Corporation
Full Green Circle LLC
Pureformulas.com**

Consumer Products and Listed Chemicals. The products that are the subject of this notice and the chemicals in those products identified as exceeding allowable levels are:

Atrium Inc. atri-cleanse - Lead
Atrium Inc. Parasit-X - Lead
Atrium Inc. Chitosan HD Plus - Lead
Atrium Inc. fibertime - Lead
Atrium Inc. Val-Tran - Lead
Atrium Inc. Atri-Nerve - Lead

On February 27, 1987, the State of California officially listed lead as a chemical known to cause developmental toxicity, and male and female reproductive toxicity. On October 1, 1992, the State of California officially listed lead and lead compounds as chemicals known to cause cancer.

It should be noted that ERC may continue to investigate other products that may reveal further violations and result in subsequent notices of violations.


Route of Exposure. The consumer exposures that are the subject of this notice result from the purchase, acquisition, handling and recommended use of these products. Consequently, the primary route of exposure to these chemicals has been and continues to be through ingestion, but may have also occurred and may continue to occur through inhalation and/or dermal contact.

Approximate Time Period of Violations. Ongoing violations have occurred every day since at least March 8, 2010, as well as every day since the products were introduced into the California marketplace, and will continue every day until clear and reasonable warnings are provided to product purchasers and users or until these known toxic chemicals are either removed from or reduced to allowable levels in the products. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to the identified chemicals. The method of warning should be a warning that appears on the product label. The Violator violated Proposition 65 because it failed to provide persons handling and/or using these products with appropriate warnings that they are being exposed to these chemicals.

Consistent with the public interest goals of Proposition 65 and a desire to have these ongoing violations of California law quickly rectified, ERC is interested in seeking a constructive resolution of this matter that includes an enforceable written agreement by the Violator to: (1) reformulate the identified products so as to eliminate further exposures to the identified chemicals, or provide appropriate warnings on the labels of these products; and (2) pay an appropriate civil penalty. Such a resolution will prevent further unwarned consumer exposures to the identified chemicals, as well as an expensive and time consuming litigation.

ERC has retained me as legal counsel in connection with this matter. **Please direct all communications regarding this Notice of Violations to my attention at the law office address and telephone number indicated on the letterhead.**

Sincerely,



Karen A. Evans

Attachments

Certificate of Merit

Certificate of Service

OEHHA Summary (to Full Green Circle Corporation, Full Green Circle LLC, and Pureformulas.com and its Registered Agent for Service of Process only)

Additional Supporting Information for Certificate of Merit (to AG only)

CERTIFICATE OF MERIT

Re: Environmental Research Center's Notice of Proposition 65 Violations by Full Green Circle Corporation, Full Green Circle LLC, and Pureformulas.com

I, Karen A. Evans, declare:

1. This Certificate of Merit accompanies the attached 60-day notice in which it is alleged the parties identified in the notice violated California Health & Safety Code Section 25249.6 by failing to provide clear and reasonable warnings.

2. I am an attorney for the noticing party.

3. I have consulted with one or more persons with relevant and appropriate experience or expertise who have reviewed facts, studies, or other data regarding the exposure to the listed chemicals that are the subject of the notice.

4. Based on the information obtained through those consultants, and on other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for the private action" means that the information provides a credible basis that all elements of the plaintiff's case can be established and that the information did not prove that the alleged Violator will be able to establish any of the affirmative defenses set forth in the statute.

5. Along with the copy of this Certificate of Merit served on the Attorney General is attached additional factual information sufficient to establish the basis for this certificate, including the information identified in California Health & Safety Code §25249.7(h)(2), i.e., (1) the identity of the persons consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.

Karen A. Evans

Dated: March 8, 2012

Karen A. Evans

CERTIFICATE OF SERVICE

I, the undersigned, declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am a citizen of the United States, over the age of 18 years of age, and am not a party to the within entitled action. My business address is 306 Joy Street, Fort Oglethorpe, Georgia 30742. I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at Fort Oglethorpe, Georgia.

On March 8, 2012, I served the following documents: **NOTICE OF VIOLATIONS OF CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; "THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY"** on the following parties by placing a true and correct copy thereof in a sealed envelope, addressed to the party listed below and depositing it in a US Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Full Green Circle, Corporation
PureFormulas.com
11800 NW 102 Road Suite 2
Medley, FL 33178

Jose L. Prendes
(Registered Agent of Full Green Circle Corporation)
11800 NW 102 Road Suite 2
Medley, FL 33178

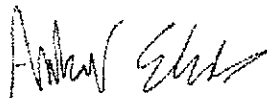
Full Green Circle, LLC
9737 NW 41 Street, #609
Doral, FL 33178

On March 8, 2012, I served the following documents: **NOTICE OF VIOLATION, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; ADDITIONAL SUPPORTING INFORMATION FOR CERTIFICATE OF MERIT AS REQUIRED BY CALIFORNIA HEALTH & SAFETY CODE §25249.7(d)(1)** on the following parties by placing a true and correct copy thereof in a sealed envelope, addressed to the party listed below and depositing it in a US Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Office of the California Attorney General
Prop 65 Enforcement Reporting
1515 Clay Street, Suite 2000
Post Office Box 70550
Oakland, CA 94612-0550

On March 8, 2012, I served the following documents: **NOTICE OF VIOLATION, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** on each of the parties on the Service List attached hereto by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties **on the Service List attached hereto**, and depositing it with the U.S. Postal Service with the postage fully prepaid for delivery by Priority Mail.

Executed on March 8, 2012, in Fort Oglethorpe, Georgia.



Amber Schaub

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

March 8, 2012

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Service List

District Attorney, Alameda County
1225 Fallon Street, Room 900
Oakland, CA 94612

District Attorney, Alpine County
P.O. Box 248
Markleeville, CA 96120

District Attorney, Amador County
708 Court Street, #202
Jackson, CA 95642

District Attorney, Butte County
25 County Center Drive
Oroville, CA 95965

District Attorney, Calaveras County
891 Mountain Ranch Road
San Andreas, CA 95249

District Attorney, Colusa County
547 Market Street
Colusa, CA 95932

District Attorney, Contra Costa County
900 Ward Street
Martinez, CA 94553

District Attorney, Del Norte County
450 H Street, Ste. 171
Crescent City, CA 95531

District Attorney, El Dorado County
515 Main Street
Placerville, CA 95667

District Attorney, Fresno County
2220 Tulare Street, #1000
Fresno, CA 93721

District Attorney, Glenn County
Post Office Box 430
Willows, CA 95988

District Attorney, Humboldt County
825 5th Street
Eureka, CA 95501

District Attorney, Imperial County
940 West Main Street, Ste 102
El Centro, CA 92243

District Attorney, Inyo County
230 W. Line Street
Bishop, CA 93514

District Attorney, Kern County
1215 Truxtun Avenue
Bakersfield, CA 93301

District Attorney, Kings County
1400 West Lacey Boulevard
Hanford, CA 93230

District Attorney, Lake County
255 N. Forbes Street
Lakeport, CA 95453

District Attorney, Lassen County
220 South Lassen Street, Ste. 8
Susanville, CA 96130

District Attorney, Los Angeles County
210 West Temple Street, Suite 18000
Los Angeles, CA 90012

District Attorney, Madera County
209 West Yosemite Avenue
Madera, CA 93637

District Attorney, Marin County
3501 Civic Center Drive, Room 130
San Rafael, CA 94903

District Attorney, Mariposa County
Post Office Box 730
Mariposa, CA 95338

District Attorney, Mendocino County
Post Office Box 1000
Ukiah, CA 95482

District Attorney, Merced County
2222 M Street
Merced, CA 95340

District Attorney, Modoc County
204 S Court Street, Room 202
Alturas, CA 96101-4020

District Attorney, Mono County
Post Office Box 617
Bridgeport, CA 93517

District Attorney, Monterey County
Post Office Box 1131
Salinas, CA 93902

District Attorney, Napa County
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Napa, CA 94559

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110 Union Street
Nevada City, CA 95959

District Attorney, Orange County
401 Civic Center Drive West
Santa Ana, CA 92701

District Attorney, Placer County
10810 Justice Center Drive, Ste 240
Roseville, CA 95678

District Attorney, Plumas County
520 Main Street, Room 404
Quincy, CA 95971

District Attorney, Riverside County
3960 Orange Street
Riverside, CA 92501

District Attorney, Sacramento County
901 "G" Street
Sacramento, CA 95814

District Attorney, San Benito County
419 Fourth Street, 2nd Floor
Hollister, CA 95023

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316 N. Mountain View Avenue
San Bernardino, CA 92415-0004

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330 West Broadway, Room 1300
San Diego, CA 92101

District Attorney, San Francisco County
850 Bryant Street, Room 322
San Francisco, CA 94103

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Post Office Box 990
Stockton, CA 95201

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1035 Palm St, Room 450
San Luis Obispo, CA 93408

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400 County Ctr., 3rd Floor
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1112 Santa Barbara Street
Santa Barbara, CA 93101

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San Jose, CA 95110

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701 Ocean Street, Room 200
Santa Cruz, CA 95060

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PO Box 457
Downieville, CA 95936

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Post Office Box 986
Yreka, CA 96097

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Santa Rosa, CA 95403

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Modesto, CA 95353

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221 S. Mooney Avenue, Room 224
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Sonora, CA 95370

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Ventura, CA 93009

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301 2nd Street
Woodland, CA 95695

District Attorney, Yuba County
215 Fifth Street, Suite 152
Marysville, CA 95901

Los Angeles City Attorney's Office
City Hall East
200 N. Main Street, Rm 800
Los Angeles, CA 90012

San Diego City Attorney's Office
1200 3rd Avenue, Ste 1620
San Diego, CA 92101

San Francisco City Attorney's Office
City Hall, Room 234
1 Drive Carlton B Goodlett Place
San Francisco, CA 94102

San Jose City Attorney's Office
200 East Santa Clara Street,
16th Floor
San Jose, CA 95113