

1 Jarrett S. Charo, Esq. (State Bar No. 224001)
2 **JARRETT CHARO, APC**
3 4079 Governor Dr., No. 1018
4 San Diego, California 92122
5 P: (619) 350-3334
6 jcharo@charolaw.com

7 Michael Manning, Esq. (State Bar No. 286879)
8 **MANNING LAW, APC**
9 26100 Towne Centre Drive
10 Foothill Ranch, CA 92610
11 Office: (949) 200-8755
12 Fax: (866) 843-8308
13 GasVaporProp65@manninglawoffice.com

14 Attorneys for Plaintiff
15 **RAMY KAUFLEDER EDEN**

16
17
18
19
20
21
22
23
24
25
26
27
28
SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF CONTRA COSTA

RAMY KAUFLEDER EDEN

Plaintiff,

v.

AU ENERGY, LLC, and DOES 1 through
50, inclusive,

Defendants.

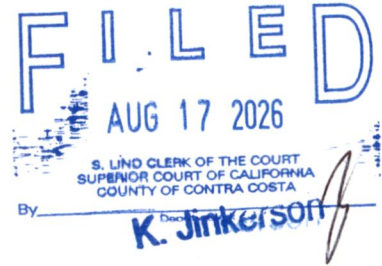
Case No.: C24-01704

**[PROPOSED] ORDER ENTERING
JUDGMENT**

Date: **8/12/26**
Time: **9:00 A.M.**
Dept. 16

Complaint Filed: June 28, 2024

****PER THE ATTACHED TENTATIVE RULING**



1 After consideration of the papers submitted and arguments presented, this Court finds that the
2 terms of the Proposed Stipulated Consent Judgment attached as Exhibit A hereto meet the criteria
3 established by California Health & Safety Code section 25249.7.

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that the terms of the Proposed
5 Stipulated Consent Judgment attached as Exhibit A hereto are approved and, pursuant to California
6 Code of Civil Procedure section 664.6, judgment is hereby entered in accordance with such terms. By
7 written request of the parties, the Court will retain jurisdiction pursuant to California Code of Civil
8 Procedure section 664.6 to enforce the settlement.

9 **IT IS SO ORDERED.**

10
11 Dated: AUG 13 2026



JUDGE OF THE SUPERIOR COURT
Benjamin T. Reyes II

EXHIBIT A

9. 9:00 AM

CASE NUMBER: C24-01704

CASE NAME: RAMY EDEN VS. AU ENERGY, LLC

ENTRY OF CONSENT JUDGMENT FILED BY: EDEN, RAMY KAUFLE

TENTATIVE RULING:

Summary

On March 6, 2026, Plaintiff Ramy Eden ("Plaintiff") filed an unopposed Motion for Entry of Consent Judgment seeking approval of the parties' Stipulated Consent Judgment against Defendant AU Energy, LLC ("Defendant"). The motion is granted. No appearance is required at the hearing on August 12, 2026.

Background

This action was brought pursuant to California Health and Safety Code section 25249.5 et seq. ("Proposition 65") alleging that Defendant violated Proposition 65 by exposing individuals to unleaded gasoline vapors at its service stations located at 3621 San Pablo Dam Road, El Sobrante, California and 2876 El Portal Drive, San Pablo, California without providing clear and reasonable warnings as required by law. Following arm's length negotiations between parties separately represented by counsel, the parties reached a settlement that resolves all claims in this action. The settlement requires Defendant to provide compliant warnings at the subject stations, pay a civil penalty as a deterrent to future violations, and pay Plaintiff's reasonable attorneys' fees and costs.

The motion was duly served upon the California Attorney General and Defendant's counsel, with the hearing noticed for August 12, 2026, which is more than forty-five days after service upon the Attorney General as required by California Code of Regulations title 11, section 3008. As of the filing of the Declaration of Compliance, neither Defendant, the Attorney General, nor any other party has filed opposition to the motion or objection to the stipulated settlement. Plaintiff has further advised the Court, pursuant to section 3008(a)(2) of Title 11 of the California Code of Regulations, that the Attorney General's failure to comment shall not be construed as endorsement of or concurrence in the settlement.

Analysis

The Court finds that the settlement complies with all statutory requirements set forth in Health and Safety Code section 25249.7, subdivision (f)(4). The warning provisions satisfy Proposition 65's mandate for "clear and reasonable" warnings prior to exposure to known carcinogens. The civil penalty amount is reasonable based upon the criteria set forth in Health and Safety Code section 25249.7(b)(2).

The award of \$15,000 in attorneys' fees and costs is reasonable under California law and authorized pursuant to Health and Safety Code sections 25249.7(b) and 25249.12(c)(1) and Code of Civil Procedure section 1021.5.

Voluntary conciliation and settlement are the preferred means of dispute resolution, reducing the expense and persistency of litigation while promoting peace and goodwill in the community. The settlement serves the public interest by ensuring that California consumers receive proper

warnings about exposure to gasoline, a chemical listed by the State as known to cause cancer, t hereby fulfilling the animating purpose of Proposition 65: to protect the people of California ag ainst carcinogenic chemicals and to inform them about exposures to such chemicals. The settle ment is fair, reasonable, and in the interest of the public. Accordingly, the Court finds good caus e to approve the settlement and enter and judgment entered in accordance with its terms.

Ruling

1. The Motion is **granted**.
2. The Court will execute the proposed order and judgment lodged on March 6, 2026.
3. Plaintiff's Counsel is directed to enter the judgment.
4. No appearance is required at the August 12, 2026 hearing.