THE MCKENZIE GROUP

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PROPOSITION 65
60-DAY NOTICE OF INTENT TO SUE

Owner/Operator:	Cowper Square Partners, LLC/The Rim Corporation
Property Name and Location:	Garden Court Hotel, Palo Alto
Address:	520 Cowper Street, Palo Alto, CA 94301

This legal notice constitutes notification that Cowper Square Partners, LLC and The Rim Corporation (hereinafter referred to collectively as the "Violator") have violated Proposition 65, the Safe Drinking Water and Toxic Enforcement Act (Cal. Health and Safety Code § 252495 et seq.). This notice is given by The McKenzie Group which must be contacted through its legal representative Graham & Martin LLP, attn. Anthony G. Graham, Esq., 3 Park Plaza, Suite 2030, Irvine, CA 92614; (949) 474-1022.

Proposition 65 requires that a notice of violation and intent to sue be given to the Violator sixty (60) days prior to commencing a private enforcement proceeding pursuant to Health & Safety Code § 25249.7(d). With this letter, The McKenzie Group gives notice of the alleged violations to the Violator and the Attorney General and District Attorney and City Attorney of cities with a population of over 750,000, in each county and city in which the violation is alleged to have occurred. This notice covers all violations of Proposition 65 that are currently known to The McKenzie Group from information now available to it. With the copy of this notice submitted to the Violators, a copy of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary," is provided.

I. SUMMARY OF VIOLATIONS:

Proposition 65 requires that when a party, such as the Violator, has been or is knowingly and intentionally exposing its customers, the public and/or its employees to a detectable level of any chemical designated by the State of California to cause cancer or reproductive toxicity (the "Designated Chemicals") it has violated the statute unless, prior to such exposure, it provides clear and reasonable warning of that exposure to the potentially exposed persons (Health & Safety Code § 25249.6).

The Violator has chosen to allow its customers, visitors, guests and employees at each of its facilities to be exposed to Designated Chemicals associated with its operations.

The Violator, in the ordinary course of business, knows, controls and intends much of the conduct and actions of its customers, visitors, guests and employees at each of the facilities listed below (hereinafter, the "Properties"). The activities of the Violator including its employees and contractors, and the facilities and amenities provided at the Properties listed below, expose customers, visitors, guests, business invitees and employees to Designated Chemicals. The Property is the hotel listed above (hereinafter "the Property").

Therefore, the Violator has knowingly and intentionally exposed its customers, visitors, guests and employees at the Property to Designated Chemicals. Exposures to Designated Chemicals occur at the Violator's Property in a variety of ways as described in detail below, including inhalation (breathing of designated chemicals in gaseous, vapor or particulate form), dermal contact and absorption from skin and/or clothing and ingestion directly with respect to consumables but also indirectly due to touching of contaminated surfaces and subsequent hand-to-mouth contact. Despite knowledge of such exposures, the Violator has failed to provide clear and reasonable warnings as required by Proposition 65, so that its customers, visitors, guests and employees, who may not wish to be exposed, are warned prior to exposure that they may be exposed to Designated Chemicals.

A. Environmental Exposures

While in the course of doing business at the above address, from September 20, 1998 through the current date, the Violator has been and is knowingly and intentionally exposing customers, visitors, guests and employees to Designated Chemicals listed below and known to the State of California to cause cancer, birth defects or reproductive toxicity without first giving clear and reasonable warning of that fact to the exposed persons (Health & Safety Code Section 25249.6). The locations of the exposures are at and around the Properties and due to the facility activities (e.g. maintenance) and the amenities the properties provide.

B. Occupational Exposures

While in the course of doing business from September 20, 1998 through the current date, the Violator has been and is knowingly and intentionally exposing employees to Designated Chemicals listed below and designated by the State of California to cause cancer, birth defects or reproductive toxicity without first giving clear and reasonable warning of that fact to the exposed person (Health & Safety Code Section 25249.6). Employees include, and are not limited to: the property's bartenders, cashiers, hosts, waiters, waitresses, chefs, cooks, kitchen personnel, engineering staff, janitors, maids, housekeepers, concierge, bell staff, valets, security personnel, maintenance workers, service personnel, administrative personnel, and professional personnel and business invitees and contractors who are employees of others, in and around the Properties and their facilities and amenities.

C. Product Exposures

While in the course of doing business from September 20, 1998 through the current date, the Violator has been and is knowingly and intentionally exposing customers, visitors, guests and employees to products containing Designated Chemicals listed below and designated by the State of California to cause cancer, birth defects or reproductive toxicity without first giving clear

and reasonable warning of that fact to the exposed person (Health & Safety Code Section 25249.6). The product exposures include products commonly in use at hotels and lodging establishments. The customers, visitors, guests and employees who are exposed to such products, and the locations of such exposures, are more fully described in this notice.

II. DETAILS OF VIOLATIONS:

After appropriate due diligence and investigation of Violators, including review and verification of detailed information regarding exposure to customers, visitors, guests and employees and consultations with experts on such matters, such unlawful exposures occur in the following ways at the Properties identified.

III. DETAILS OF VIOLATIONS:

After appropriate due diligence and investigation of Violators, including review and verification of detailed information regarding exposure to customers, visitors, guests and employees and consultations with experts on such matters, such unlawful exposures occur in the following ways at the Properties identified.

A. Specific Violations

1. Alcoholic Beverages (bars, mini bars)
Short description: Alcoholic beverages are sold on the premises at bars, lounges, eating establishments and minibars.
Route(s) of exposures: Ingestion
General location or occupation of persons exposed: Bartenders, guests and visitors.
Location of the source of exposure: bars, lounges, eating establishments guest rooms and recreational facilities.
Names of Proposition 65-listed chemicals involved and reason for listing: Ethyl alcohol in alcoholic beverages (developmental toxicity).

2. Food and Beverage Operations
Short description: Restaurants located on the premises serving a variety of foods, water, and other beverages, as well as the glassware and tableware on which the food is served, and brass faucets or leaded plumbing fixtures from which water is served, contain chemicals known to be harmful.
Route(s) of exposure: Ingestion.
General location or occupation of person(s) exposed: Guests, visitors and employees (including kitchen staff, waiters, busboys, and other service, administrative, and professional staff).
Location of the source of exposure: Restaurants, cafes, room service and other locations where food and beverages are found and consumed.
Names of Proposition 65-listed chemicals involved and reasons for listing: Food ingredients, including but not limited to meat, fish and produce, as acquired by lodging facilities may contain detectable levels of designated

chemicals. Meats contain anabolic steroids (female, male reproductive toxicity), testosterone and its esters (cancer), streptomycin sulfate (developmental toxicity), and other chemicals (cancer and developmental and male/female reproductive toxicity). Fish and shellfish contain mercury and its compounds (developmental toxicity), methyl mercury (developmental toxicity), methyl mercury compounds (cancer), DDT and its isomers (cancer, developmental and male/female reproductive toxicity), and poly-chlorinated biphenyls (cancer and developmental toxicity) and other chemicals (cancer and developmental and male/female reproductive toxicity). Produce contains chloroform (cancer) due to processing water disinfection and pesticide and fertilizer residues that contain designated chemicals (cancer and developmental and male/female reproductive toxicity). Certain grains, cereals, nuts and peanut butter contain alfatoxins (cancer) as a naturally-occurring fungal toxin. Prepared food, in particular, pan fried and grilled meats and fish contain benzo(a)pyrene (cancer) and other related polycyclic aromatic organic compounds (cancer).

3. Automobile Parking Facilities
Short description: The hotel contains automobile parking facilities which expose hotel guests, visitors and employees to automobile emissions which are known to be harmful.
Route(s) of exposure: Inhalation.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, administrative, and professional staff).
Location of the source of exposure: Parking facilities.
Names of Proposition 65-listed chemicals involved and reason for listing: Vehicle parking facilities contain diesel engine exhaust (cancer) and gasoline engine exhaust (cancer) and other designated chemicals (cancer, developmental and male/female reproductive toxicity).

4. Hotel Transportation Vehicles
Short description: Transportation shuttles and limousines(for hire and courtesy) are used on and off the premises to shuttle guests and baggage to and from the hotel. Smoking is permitted in these vehicles and cleaners and air fresheners may be also be used.
Route(s) of exposure: Inhalation and dermal.
General location or occupation of person(s) exposed: Employees, Guests and Visitors
Location of the source of exposure: In and around vehicles.
Names of Proposition 65-listed chemicals involved and reason for listing: Transportation vehicles emit diesel engine exhaust (cancer) or gasoline engine exhaust (cancer) and other chemicals (cancer, developmental and male/female reproductive toxicity). Second hand exposure to smoking contains tobacco smoke (cancer), carbon monoxide (developmental toxicity) and other designated chemicals (cancer and developmental and male/female reproductive toxicity).

5. Kitchen
Short description: In order to clean, sanitize, and maintain kitchens, utensils, dishware and silverware, products such as floor strippers, polishes, drain cleaners, and dishwasher detergents are used to enhance the health, safety and welfare of guests, visitors and employees (including service, administrative, and professional staff).
Route(s) of exposure: Inhalation, dermal and ingestion.
General location or occupation of person(s) exposed: Kitchen employees and guests exposed to residues of cleaning compounds on dishes, silverware, and utensils.
Location of the source of exposure: Kitchen areas.
Names of Proposition 65-listed chemicals involved and reason for listing: Chemicals used are generally the same as cleaning supplies/ janitorial in Paragraph A.2. Dishwashing detergents contain arsenic compounds including arsenic oxide (cancer and developmental toxicity) and lead (cancer and developmental and male/female reproductive toxicity).

6. Fireplaces and Patio Heaters
Short description: Fireplaces are a source of exposures to gas and wood combustion by-products.
Route(s) of exposure: Inhalation and dermal contact.
General location or occupation of person(s) exposed: Guests and employees in areas with fireplaces or in vicinity of fireplace chimneys, and cleaning of fireplaces.
Location of the source of exposure: Areas near fireplaces and fireplace vents.
Names of Proposition 65-listed chemicals involved and reason for listing: Natural gas or fuel gas operated fireplaces emit carbon monoxide (developmental toxicity), formaldehyde (cancer), soots and tars (cancer) and other chemicals (cancer, developmental and male/female reproductive toxicity). Fireplaces which use wood fuel emit carbon monoxide (developmental toxicity), soots and tar (cancer), benzene (cancer), creosotes (cancer) and other chemicals (cancer and developmental, and male/female reproductive toxicity).

7. Valet (shoeshine and dry cleaning delivery)
Short description: The hotel intentionally allows or provides shoe shining services. Polishes and cleaners contain designated chemicals. Valets also carry dry cleaning.
Route(s) of exposure: Dermal, inhalation and ingestion.
General location or occupation of person(s) exposed: Valet employees and guests.
Location of the source of exposure: In areas where the shoe shining occurs and freshly shined shoes and contact with freshly dry-cleaned garments.
Names of Proposition 65-listed chemicals involved and reason for listing: Shoe polish contains lead and lead compounds (cancer and developmental

and male/female reproductive toxicity), toluene (developmental toxicity) and soots, tars and mineral oils (cancer). Dry cleaned clothing contains chemicals listed in Paragraph 10, especially tetrachloroethylene (cancer) and benzene (cancer).

8. Candles Short description: Candles are uses throughout the hotel in dining rooms, guest rooms, and outdoor locations. When lit, candles emit Designated Chemicals.
Route(s) of exposure: Inhalation.
General location or occupation of person(s) exposed: Employees and guests.
Location of the source of exposure and for reason for listing: Areas near burning candles.
Names of Proposition 65-listed chemicals involved: Some candlewicks contain lead and emit lead compounds (cancer and developmental male/ female reproductive toxicity.) Candle wax upon combustion generates soots (cancer and developmental and male/female reproductive toxicity).

9. Matches
Short description: Matches are available and used on the premises.
Route(s) of exposure: Inhalation
General location or occupation of person(s) exposed: Employees and guests.
Location of the source of exposure: Near use of matches for smoking or to light candles and other purposes.
Names of Proposition 65-listed chemicals involved and reason for listing: Matches contain and their ignition emits arsenic and its compounds (cancer and developmental toxicity), lead and lead compounds (cancer, developmental and male/female reproductive toxicity), and carbon monoxide (developmental toxicity).

10. Arts & Crafts Supplies and Classes
Short description: Ceramics, glues, crayons, marking pens, glazes, paints and solvents, coatings are commonly used at the arts and crafts facilities. These products contain Designated Chemicals.
Route(s) of exposure: Dermal, Ingestion and Inhalation
General location or occupation of person(s) exposed: Employees and guests.
Location of the source of exposure: Arts and crafts facilities.
Names of Proposition 65-listed chemicals involved and reason for listing: Ceramic glazes and clays contain crystalline silica (cancer), ceramic glazes and paints, depending on color, contain lead and lead compounds (cancer and developmental male/female reproductive toxicity), cadmium and cadmium compounds (cancer, developmental and male reproductive toxicity), cobalt metal and cobalt oxide (cancer). Crayons contain asbestos (cancer) and ceramic fibers (cancer). Oil and solvent-based paints, thinners and marking pens contain toluene (developmental toxicity) and

benzene (cancer).

11. Sterno Cans
Short description: Sterno cans are used to heat foods prior to serving.
Route(s) of exposure: Dermal and Inhalation.
General location or occupation of person(s) exposed: Employees and hotel guests and visitors.
Location of the source of exposure: Anywhere sterno is used in food service operations.
Names of Proposition 65-listed chemicals involved and reason for listing: Sterno cans contain alcohol and when ignited emit soots and other chemicals.

B. General Violations

1. Second-hand Tobacco Smoke and Smokeless Tobacco Products
Short description: Tobacco smoke and its by-products contain many chemicals that may be harmful if inhaled. Smoking is allowed at areas designated by the property manager including designated rooms and some outdoor areas.
Route(s) of exposure: Breathing second-hand smoke and contact with skin and clothing.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, administrative, and professional staff), which enter designated smoking areas.
Location of the source of exposure: Various designated smoking areas, including guest rooms, open areas, pool areas and parking lots.
Names of Proposition 65-listed chemicals involved and reason for listing: Tobacco smoke (cancer) and associated chemicals including but not limited to nicotine (developmental toxicity) and carbon monoxide (developmental toxicity).

2. Cleaning Supplies/Janitorial
Short description: In order to clean, sanitize, and maintain the hotel, products such as floor strippers, polishes, drain cleaners, waxes, silica, glass wool fibers, cleaners and sanitizes, are used to enhance the health, safety and welfare of guests, visitors and employees (including maintenance service, administrative, and professional staff).
Route(s) of exposure: Dermal, inhalation and ingestion through hand-to-mouth contact.
General location or occupation of person(s) exposed: Guests, visitors and employees (including maintenance, maids, janitorial, cooks and kitchen personnel, as well as other personnel using cleaning supplies service, administrative, and professional staff).
Location of the source of exposure: All fixtures and surfaces which require the use of cleaning/janitorial supplies to be maintained and hotel vehicles.
Names of Proposition 65-listed chemicals involved and reason for listing:

Include but are not limited to floor polishing compounds contain and surfaces polished generate crystalline silica (cancer). Metal polishing compounds contain crystalline silica (cancer) and ceramic fibers (cancer) and generates aerosol and surface contamination from metals polished; for example, brass which contains lead (cancer, developmental and male/female reproductive toxicity). Wood polish and refinishing materials contain toluene (developmental toxicity) and petroleum distillates and xylenes that contain benzene (cancer). Spot removers used on carpets and furniture, and chewing gum removers contain solvents, including methylene chloride (cancer), tetrachloroethylene (cancer), toluene (developmental toxicity) and benzene (cancer). General purpose cleaners contain ethylene glycol monoethyl and monoethyl ether and ether acetate (developmental and male reproductive toxicity). Disinfectants and bleaches containing chlorine compounds generate chloroform (cancer) when in contact with organic compounds.

3. Maintenance/Power Tools
Short description: In order to maintain finishes and shape surfaces power tools are periodically used on the premises which create dust.
Route(s) of exposure: Dermal, inhalation and ingestion through hand-to-mouth contact.
General location or occupation of person(s) exposed: Guests, visitors and employees (including maintenance, handymen, janitorial, craftsmen, engineering staff, and other service, administrative, and professional staff).
Location of the source of exposure: Any locations, including public and employee only areas, where power tools may be used.
Names of Proposition 65-listed chemicals involved and reason for listing: Dust generated by maintenance and power tools can contain any designated chemical contained on or in the construction material, surface coating and paints being shaped or sanded or from any abrasive material used. The most common designated chemicals include: crystalline silica (cancer), lead (cancer, developmental and male/female reproductive toxicity), cadmium (cancer), asbestos (cancer and developmental and male reproductive toxicity), arsenic and its inorganic oxides (cancer and developmental toxicity), hexavalent chromium compounds (cancer), and cobalt and cobalt oxide (cancer) and nickel and certain nickel compounds (cancer).

4. Furniture/Furnishings/Window Treatments
Short description: Hotels contains furniture, furnishings and window treatments in common areas, guest rooms, administrative offices. Construction materials including foams, metals, treated wood, carpets and carpet padding, fabrics, coatings, rubber parts and plastics and vinyl are used to construct such furniture contain chemicals that may cause cancer or constitute reproductive toxins.
Route(s) of exposure: Inhalation, dermal and ingestion through hand-to-mouth contact.

General location or occupation of person(s) exposed: Guests, visitors and employees (including service, administrative, and professional staff).
Location of the source of exposure: All locations where furniture, furnishings and window treatments are located including guest rooms, common areas and employee only areas.
Names of Proposition 65-listed chemicals involved and reason for listing: Organic compounds emitted or present on the surface of furnishings include: Foams used in couches, seat cushions, carpet pads contain and emit methylene chloride (cancer), urethane (cancer and developmental toxicity), toluene diisocyanate (cancer), and soots, tars and mineral oils (cancer). Metal fixtures and furniture hardware including brass and zinc, chrome, or cadmium-plated metal contain lead (cancer, developmental and male/female reproductive toxicity), cadmium (cancer), and hexavalent chromium compounds (cancer) and nickel and certain nickel compounds (cancer). Plastic and rubber components of furniture and fixtures contain: 1,3 butadiene (cancer), Di(2-ethylhexyl) phthalate (cancer), vinyl chloride (cancer), lead and lead compounds (cancer, developmental and male/female reproductive toxicity), cadmium (cancer), and hexavalent chromium compounds (cancer). Window treatments, including window blinds and painted trim that contain lead and lead compounds (cancer, developmental and male/female reproductive toxicity).

5. Public and Guest Bathrooms
Short description: In addition to cleaners and sanitizes, bathrooms contain odor cakes, air fresheners, soaps, shampoos, conditioners, mouthwash and paper products.
Route(s) of exposure: Inhalation, ingestion and dermal.
General location or occupation of person(s) exposed: Guests, visitors and employees.
Location of the source of exposure: Guest bathrooms and public restrooms.
Names of Proposition 65-listed chemicals involved and reason for listing: Cleaners and sanitizes used in public and guest bathrooms contain the same designated chemicals identified in Paragraph 2 with respect to cleaning and janitorial supplies. Public restroom odor cakes and air fresheners contain p-dichlorobenzene (cancer) and formaldehyde (cancer). Mouthwash contains sodium saccharine (cancer) and ethyl alcohol (developmental toxicity). Soaps, shampoos and conditioners contain soots, tars, and mineral oils (cancer). Paper products contain detectable amounts of lead and lead compounds (cancer, developmental and male/female reproductive toxicity).

6. Medical/First Aid Supplies
Short description: Hotels contain first aid kits and medical supplies, such as aspirin, anti-bacterial ointments and creams, spray treatments, and other medicines as may be required by worker safety laws and regulations.
Route(s) of exposure: Dermal, ingestion and inhalation.

General location or occupation of person(s) exposed: Guests, visitors and employees who are in need of first-aid (including service, administrative, and professional staff).
Location of the source of exposure: At treatment location
Names of Proposition 65-listed chemicals involved and reason for listing: Analgesic aspirin contains aspirin (developmental and female reproductive toxicity). Antiseptic solutions contain ethyl alcohol (developmental toxicity). Ointments contain soots, tars, and mineral oils (cancer) and plastic wound dressings like bandages contain di (2-ethylhexyl) phthalte (cancer) and ethylene oxide (cancer and female reproductive toxicity). Neosporin ointments contain neomycin sulfate (developmental toxicity).

7. Internal Combustion ("IC") Engines, Boilers and other Gas Burning Devices, and Fireplaces
Short description: IC engines, boilers, gas burning engines, and fireplaces producing emissions are used in and around hotels for a variety of purposes including emergency generators, fire fighting equipment, gardening equipment, vehicles used for transportation, heating and water heaters.
Route(s) of exposure: Inhalation.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, gardening, landscaping, chauffeurs, administrative, and professional staff) who are exposed to emissions.
Location of the source of exposure: Boiler rooms, guest rooms and common areas where fireplaces are located and recreation and maintenance areas where IC engines (stationary and mobile or portable) are used.
Names of Proposition 65-listed chemicals involved and reason for listing: Internal combustion engines used in emergency generators; vehicles; powered mowers, weed-eaters and other landscaping equipment emit diesel engine exhaust (cancer) or gasoline engine exhaust (cancer) and other chemicals (cancer, developmental and male/female reproductive toxicity). Natural gas or fuel gas burning boilers, water heaters, space heaters, kitchen appliances and gas-operated fireplaces emit carbon monoxide (developmental toxicity), formaldehyde (cancer), soots and tars (cancer) and other chemicals (cancer, developmental and male/female reproductive toxicity). Fireplaces which use wood fuel emit carbon monoxide (developmental toxicity), soots and tar (cancer), benzene (cancer), creosotes (cancer) and other chemicals (cancer and developmental, and male/female reproductive toxicity).

8. Electronic Equipment, Electric Equipment and Associated Cables Wires and Batteries
Short description: Electronic equipment, electric equipment and cables, and batteries are located throughout hotels the touching of which exposes persons to chemicals which are carcinogens or reproductive toxicants.
Route(s) of exposure: Dermal and ingestion through hand-to-mouth

contact.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, engineers, administrative, and professional staff).
Location of the source of exposure: Universal
Names of Proposition 65-listed chemicals involved and reason for listing: Electronic equipment, including computer housings, keyboards, mouse devices, connecting cables, and insulated electrical wires are made from pigmented, plasticized polyvinyl chloride which contains vinyl chloride (cancer), lead (cancer, developmental and male/female reproductive toxicity), di(2-ethylhexyl) phthalate (cancer), and other chemicals (cancer, developmental and male/female reproductive toxicity). Batteries used to power security lights and other back-up power systems and light bulbs, fluorescent lamps and other lighting devices, have lead terminals or soldered terminals or wires which contains lead (cancer, developmental and male/female reproductive toxicity). Tiffany-style lampshades contain lead (cancer, developmental and male/female reproductive toxicity).

9. Office Supplies and Office Equipment
Short description: Office supplies and equipment including carbonless paper, marking pens, correction fluids, copier machine chemicals contain chemicals which are designated as subject to Proposition 65.
Route(s) of exposure: Dermal, inhalation and ingestion.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, administrative, and professional staff).
Location of the source of exposure: In and around properties, their facilities, and amenities.
Names of Proposition 65-listed chemicals involved and reason for listing: Carbonless copy paper contains formaldehyde (cancer), benzene (cancer), toluene diisocyanate (cancer), and toluene (developmental toxicity). Marking pens contain toluene (developmental toxicity), creosote (cancer), and ethylene glycol monoethyl ether (developmental and male reproductive toxicity). Correction fluids are known to have contained trichloroethylene (cancer) and contain toluene (developmental toxicity) and benzene (cancer). Copier machine toner contains carbon black (carbon black extracts cause cancer).

10. Hand Tools, Hardware and Brass Keys
Short description: Hand tools, hardware and brass keys located at the hotel contain chemicals that may cause cancer or reproductive harm.
Route(s) of exposure: Dermal and ingestion through hand-to-mouth contact.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, administrative, and professional staff).
Location of the source of exposure: In and around properties, their facilities and amenities.
Names of Proposition 65-listed chemicals involved and reason for listing:

Hand tools contain metals or are plated with metals which contain lead (cancer, developmental and male/female reproductive toxicity), hexavalent chromium (cancer), nickel and certain nickel compounds (cancer), cadmium and cadmium compounds (cancer, developmental and male reproductive toxicity). Hand tools that have plastic handles are made with pigmented, plasticized PVC which contains: di(2-ethylhexyl) phthalate (cancer), vinyl chloride (cancer), lead and lead compounds (cancer, developmental and male/female reproductive toxicity), cadmium (cancer) and hexavalent chromium compounds (cancer).

11. Fertilizers, Soil Amendments, Pesticides and Herbicides
Short description: Fertilizers and soil amendments are used frequently in both outdoor and indoor plantings and other vegetative areas to promote growth and appearance. Pesticides and herbicides are used to eradicate pests in occupied areas and maintain plants and landscaping areas from infestation.
Route(s) of exposure: Inhalation, dermal and ingestion through hand-to-mouth contact.
General location or occupation of person(s) exposed: Guests, visitors and employees (including service, administrative, and professional staff).
Location of the source of exposure: In landscaped areas, plants, baseboards, and any potentially infested areas.
Names of Proposition 65-listed chemicals involved and reason for listing: Mineral-based fertilizers and soil amendments contain sewage sludge, lead (cancer and developmental, and male/female reproductive toxicity), cadmium and cadmium compounds (cancer, developmental and male reproductive toxicity), arsenic and its inorganic oxides (cancer and developmental toxicity), hexavalent chromium compounds (cancer) and other chemicals (cancer and developmental, and male/female reproductive toxicity). Pesticides used include arsenicals which contain inorganic arsenic compounds, including arsenic oxide (cancer and developmental toxicity), benomyl fungicide (developmental and male reproductive toxicity), captan (cancer), metham sodium (cancer), methyl bromide (developmental toxicity), and warfarin (developmental toxicity) and other chemicals (cancer, developmental and male/female reproductive toxicity).

Proposition 65 requires that notice and intent to sue be given to the violators (60) days before the suit is filed. With this letter, The McKenzie Group gives notice of the alleged violations to the violator and the appropriate governmental authorities. This notice covers all violations of Proposition 65 that are currently known to The McKenzie Group from information now available to them. With the copy of this notice submitted to the Violators, a copy of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary," is provided.

Dated: January 17, 2003

CERTIFICATE OF SERVICE

I am over the age of 18 and not a party to this case. I am a resident of or employed in the county where the mailing occurred. My business address is 2010 Main Street, Suite 1230, Irvine, California 92614.

I SERVED THE FOLLOWING:

1.) 60-Day Notice of Intent to Sue Under Health & Safety Code Section 24249.6;

2.) The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary *(only sent to violators);*

3.) Certificate of Merit (sent only to Office of the Attorney General).

by enclosing a true copy of the same in a sealed envelope addressed to each person whose name and address is shown below and deposing the envelope in the United States mail with the postage fully prepaid:

Date of Mailing: June 2, 2002
Place of Mailing: Irvine, California

NAME AND ADDRESS OF EACH PERSON TO WHOM DOCUMENTS WERE MAILED:

1.) Amendments to 60-Day Notices of Intent to Sue The Rim Corporation; Rim Property One LLC; Rim Hotel LLC; Rim Pacific Santa Rosa LLC; Rim Pacific Calabasas, LLC; Rim Pacific Properties, LLC; Rim Pacific Ventura, LLC; The Vallejo Hotel Group, LLC; Castlehill Properties, Inc.; Discovery Inn Group; Cowper Square Partners, LLC; and, Inn at Union Square Under Health & Safety Code Section 24249.6;

2.) The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary *(only sent to violators)*;

3.) Certificate of Merit and supporting documents *(only sent to Office of Attorney General).*

by enclosing a true copy of the same in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid:

Date of Mailing: January 17, 2003
Place of Mailing: Irvine, California

NAME AND ADDRESS OF EACH PERSON TO WHOM DOCUMENTS WERE MAILED:

Paul Draper and Mark Burden
The Rim Corporation; Rim Property One LLC;
Rim Hotel LLC; Rim Pacific Santa Rosa LLC;
Rim Pacific Calabasas, LLC; Rim Pacific

California Attorney General
1515 Clay Street, 20th Floor
Oakland, CA

Properties, LLC; Rim Pacific Ventura, LLC;
The Vallejo Hotel Group, LLC;
Castlehill Properties, Inc.; Discovery Inn Group;
Cowper Square Partners, LLC; and,
Inn at Union Square
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Modesto, CA 95354

Counsel for All Violators:

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David Waite, Esq.
Jeffer Mangels, et al
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San Francisco, CA 94102

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Riverside, CA 92501

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Santa Barbara, CA 93101

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Shasta County District Attorney
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Marin County DA
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San Rafael, CA 94903

Ventura County DA
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Ventura, CA 95695

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San Jose, CA 95110

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Woodland, CA 95695

El Dorado County DA
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South Lake Tahoe, CA 96150

Napa County DA
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Napa, CA 94559

Inyo County DA
386 W. Line Street
Bishop, CA 93514

Lake County DA
255 N. Forbes St.
Lakeport, CA 95453

Yuba County DA
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Marysville, CA 95901

Stanislaus County DA
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Turlock, CA 95380

District Attorney
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Madera, CA 93638

Santa Clara County DA
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San Jose, CA 95134

Mariposa County DA
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Mariposa, CA 95338

Nevada County DA
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Nevada City, CA 95959

Contra Costa County DA
727 Court Street
Martinez, CA 94553

District Attorney
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Watsonville, CA 95076

Kern County DA
2100 College Avenue
Bakersfield, CA 93305

Sonoma County DA
600 Administrative Dr.
Santa Rosa, CA 95403

San Joaquin DA
225 W. Elm Street #C
Lodi, CA 95240

Mendocino County DA
700 S. Franklin St.
Forst Bragg, CA 94537

Solano County DA
321 Tuolomne Street
Valejo, CA 94590

Butte County DA
25 County Center Drive
Oroville, CA 95695

Mono County DA
P.O. Box 617
Bridgeport, CA 93517

Sutter County DA
446 Second Street
Yuba City, CA 95991

Santa Cruz County DA
701 Ocean Street
Santa Cruz, CA 95061

Alameda County DA
1225 Fallon Street
Oakland, CA 94612

San Luis Obispo County DA
1050 Monterey Street, Rm.
San Luis Obispo, CA 93408

Merced County DA
445 I Street
Los Banos CA 93635

Mondoc County DA
204 S Court Street
Alturas CA 96101

Siskyou County DA
P.O. Box 986
Yreka, CA 96097

Solano County DA
321 Tuolumne St
Valejo CA 94590

Del Norte County DA
450 H Street
Crescent City, CA 95531

Kings County DA
1400 W Lacey Blvd
Hanford CA 93230

Glenn County DA
540 W Sycamore St
Willows CA 95988

Lake County District Atty
6850 Old Highway 53
Clearlake CA 95422

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: January 17, 2003

_____

CERTIFICATE OF SERVICE

I am over the age of 18 and not a party to this case. I am a resident of or employed in the county where the mailing occurred. My business address is 2010 Main Street, Suite 1230, Irvine, California 92614.

I SERVED THE FOLLOWING:

1.) Amendments to 60-Day Notices of Intent to Sue The Rim Corporation; Rim Property One LLC; Rim Hotel LLC; Rim Pacific Santa Rosa LLC; Rim Pacific Calabasas, LLC; Rim Pacific Properties, LLC; Rim Pacific Ventura, LLC; The Vallejo Hotel Group, LLC; Castlehill Properties, Inc.; Discovery Inn Group; Cowper Square Partners, LLC; and, Inn at Union Square Under Health & Safety Code Section 24249.6;

2.) The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary *(only sent to violators)*;

3.) Certificate of Merit and supporting documents *(only sent to Office of Attorney General)*.

by enclosing a true copy of the same in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid:

Date of Mailing: January 17, 2003
Place of Mailing: Irvine, California

NAME AND ADDRESS OF EACH PERSON TO WHOM DOCUMENTS WERE MAILED:

Paul Draper and Mark Burden
The Rim Corporation; Rim Property One LLC;
Rim Hotel LLC; Rim Pacific Santa Rosa LLC;
Rim Pacific Calabasas, LLC; Rim Pacific
Properties, LLC; Rim Pacific Ventura, LLC;
The Vallejo Hotel Group, LLC;
Castlehill Properties, Inc.; Discovery Inn Group;
Cowper Square Partners, LLC; and,
Inn at Union Square
1020 10th Street, Suite 300
Modesto, CA 95354

California Attorney General
1515 Clay Street, 20th Floor
Oakland, CA

Counsel for All Violators:

Malcom Weiss, Esq.
David Waite, Esq.
Jeffer Mangels, et al
1900 Avenue of the Stars, Seventh Floor
Los Angeles, CA 90067

Los Angeles County DA
210 W. Temple Street, 18th Floor
Los Angeles, CA 90012

San Diego County DA
330 Broadway
San Diego, CA 92101

San Francisco City Attorney
1390 Market Street
San Francisco, CA 94102

Riverside County DA
4075 Main St., 1st Fl.
Riverside, CA 92501

Sacramento County DA
P.O. Box 749
Sacramento, CA 95812

Humboldt County DA
825 5th Street
Eureka, CA 95501

San Mateo DA
1050 Mission Road
South San Francisco, CA 94080

Santa Barbara County DA
1105 Santa Barbara St.
Santa Barbara, CA 93101

San Jose City Attorney
151 W. Mission St.
San Jose, CA 95110

Yolo County D A
301 2nd Street
Woodland, CA 95695

El Dorado County DA
1360 Johnson Blvd. #105
South Lake Tahoe, CA 96150

Napa County DA
931 Parkway Mall
Napa, CA 94559

Inyo County DA
386 W. Line Street
Bishop, CA 93514

Los Angeles City Attorney
200 N. Main St. N.E.
Los Angeles, CA 90012

San Diego City Attorney
1200 3rd Ave. Ste. 1620
San Diego, CA 92101

San Francisco County DA
880 Bryant Street
San Francisco, CA 94103

San Bernardino County DA
316 N. Mountain View Av.
San Bernardino, CA 92415

Orange County District Attorney
700 Civic Center Dr. W., 2nd Fl.
Santa Ana, CA 92701

Shasta County District Attorney
1525 Court Street
Redding, CA 96001-1632

Marin County DA
3501 Civic Center Dr. #130
San Rafael, CA 94903

Ventura County DA
800 South Victoria Avenue
Ventura, CA 95695

Contra Costa County DA
727 Court Street
Martinez, CA 94553

District Attorney
1430 Freedom Blvd.
Watsonville, CA 95076

Kern County DA
2100 College Avenue
Bakersfield, CA 93305

Sonoma County DA
600 Administrative Dr.
Santa Rosa, CA 95403

San Joaquin DA
225 W. Elm Street #C
Lodi, CA 95240

Lake County DA
255 N. Forbes St.
Lakeport, CA 95453

Yuba County DA
215 5th Street
Marysville, CA 95901

Stanislaus County DA
300 Starr Avenue
Turlock, CA 95380

District Attorney
14227 Road 28
Madera, CA 93638

Santa Clara County DA
2645 Zanker Road
San Jose, CA 95134

Mariposa County DA
P.O. Box 748
Mariposa, CA 95338

Nevada County DA
201 Church Street, Suite 8
Nevada City, CA 95959

San Luis Obispo County DA
1050 Monterey Street, Rm.
San Luis Obispo, CA 93408

Merced County DA
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Dated: January 17, 2003