

ANTHONY G. GRAHAM

GRAHAM & MARTIN, LLP

3 Park Plaza, Suite 2030

Irvine, CA 92614

Telephone: (949) 474 - 1022

Facsimile: (949) 474 - 1217

AnthonyGGraham@msn.com

60 Day Notice of Intent to Sue Advantica Restaurant Group, Inc., Carrows Restaurants, Inc., Carrows California Family Restaurants, Inc. and Coco's Restaurants, Inc. Under Health & Safety Code Section 25249.6

This letter constitutes notification that Advantica Restaurant Group, Inc., Carrows Restaurants, Inc., Carrows California Family Restaurants, Inc. and Coco's Restaurants, Inc. (hereinafter referred to collectively as "the Violator") has violated Proposition 65, the Safe Drinking Water and Toxic Enforcement Act (commencing with Health & Safety Code Section 25249.5). This notice is given by the Consumer Defense Group Action, Inc. (hereinafter "Consumer Defense Group"), which may be contacted through the following entity: Law Offices of Graham & Martin, LLP, 3 Park Plaza, Suite 2030, Irvine, California 92614.

Summary of Violation:

Proposition 65 requires that when a party, such as the Violator, has been and is knowingly and intentionally exposing its customers, the public and/or its employees to chemicals designated by the State of California to cause cancer and reproductive toxicity ("the Designated Chemicals") it has violated the statute unless, prior to such exposure, it provides clear and reasonable warning of that potential exposure to the potentially exposed persons (Health & Safety Code Section 24249.6). Mercury, mercury compounds, methyl mercury and methyl mercury compounds are Designated Chemicals. Methyl mercury compounds were listed under Proposition 65 as a chemical known to the State of California to cause cancer on May 1, 1996. Methyl mercury was listed as a chemical known to the State of California to cause reproductive toxicity on July 1, 1987. Mercury and mercury compounds were listed as chemicals known to the State of California to cause reproductive toxicity on July 1, 1987. 22 CCR § 12000.

The Violator owns and/or operates (1) the "Carrows" chain of restaurants which operate at each of the facilities listed on Exhibit A to this Notice and (2) the "Coco's" chain of restaurants which operate at each of the facilities listed on Exhibit B to this Notice (hereinafter referred to collectively as "the Facilities"). In the ordinary course of business, the Violator sells food for consumption by its customers. One of the foods it sells and serves is fish, specifically albacore tuna, salmon, cod, sole and halibut (hereinafter referred to collectively as "Fish"). Albacore tuna, salmon, sole and halibut contain mercury, mercury compounds, methyl mercury and methyl mercury compounds.

At the "Carrows" restaurants listed on Exhibit A the Violator serves albacore tuna in the form of a "tuna salad sandwich" and a "tuna melt sandwich", salmon in the form of "broiled salmon" and sole in the form of "filet of sole", and cod in the form of "fish and chips." Albacore tuna, salmon, cod and sole contain mercury, mercury compounds, methyl mercury and methyl mercury compounds. Customers and

employees are exposed to these Designated Chemicals when they ingest the albacore tuna, salmon and/or sole by eating the meals noted above.

At the “Coco’s” restaurants listed on Exhibit B the Violator serves albacore tuna in the form of a “tuna melt sandwich”, halibut in the form of “beer battered halibut and chips“ and cod in the form of “fish and chips.” Albacore tuna, cod and halibut contain mercury, mercury compounds, methyl mercury and methyl mercury compounds. Customers and employees are exposed to these Designated Chemicals when they ingest the albacore tuna, cod and/or halibut by eating the meals noted above.

The Violator knows or has known since at least July 1, 1988 that the Fish served at the restaurants it owns and/or operates contain methyl mercury; since May 1, 1997 that the Fish contains methyl mercury compounds; and since July 1, 1991 that the Fish contains mercury and mercury compounds, and that persons eating the albacore tuna are exposed to these chemicals.

Although the Violator has chosen to allow its customers and employees to be exposed to mercury, mercury compounds, methyl mercury and methyl mercury compounds by serving its customers and employees Fish, the Violator has specifically chosen to ignore the requirements of Proposition 65 and has failed to post clear and reasonable warnings at the entrances to the Facilities, inside the Facilities or on its menus so that its customers and employees, who may not wish to be exposed, can be warned that, upon eating (ingesting) the Fish offered at the Facilities, they may be exposed to mercury, mercury compounds, methyl mercury and methyl mercury compounds.

Investigators for the Consumer Defense Group have conducted an investigation of the Facilities between December 12, 2002 and February 5, 2003 (the “Investigation Period”). During those investigations the Consumer Defense Group discovered that the properties are owned and/or operated by the Violator. Further, the Consumer Defense Group discovered that the Violator has more than nine employees, and not only permits but requires the preparation and sale of Fish at each of the Facilities. Finally, the investigators for the Consumer Defense Group saw that at none of the Facilities during the Investigation Period was there a clear and reasonable warning sign at the front entrances, inside the Facilities at the reception area, or on the menus in use at the Facilities.

Product Exposures:

While in the course of doing business, at the locations in the attached Exhibits A and B, from at least the period between December 12, 2002 and February 5, 2003, the Violator has been and is knowingly and intentionally exposing its customers and employees to mercury, mercury compounds, methyl mercury and methyl mercury compounds by serving its customers and employees Fish in the form as delineated above, without providing a clear and reasonable warning at the entrances to the Facilities, inside the Facilities or on its menus so that its customers and employees, who may not wish to be exposed, can be warned that, upon eating (ingesting) the Fish offered at the Facilities, they may be exposed to mercury, mercury compounds, methyl mercury and methyl mercury compounds. The source of exposures is the Fish prepared and offered for sale at each of the Facilities. The exposure takes place when the customers and/or employees ingest the Fish at the Facilities.

Environmental Exposures:

While in the course of doing business, at the locations in the attached Exhibit A, from at least the period between December 12, 2002 and February 5, 2003, the Violator has been and is knowingly and intentionally exposing its customers and employees to mercury, mercury compounds, methyl mercury and methyl mercury compounds by serving its customers and employees Fish in the form as delineated

above, without providing a clear and reasonable warning at the entrances to the Facilities, inside the Facilities or on its menus so that its customers and employees, who may not wish to be exposed, can be warned that, upon eating (ingesting) the Fish offered at the Facilities, they may be exposed to mercury, mercury compounds, methyl mercury and methyl mercury compounds. The source of exposures is the Fish prepared and offered for sale at each of the Facilities. The exposure takes place when the customers and/or employees ingest the Fish at the Facilities.

Occupational Exposures:

While in the course of doing business, at the locations in the attached Exhibits A and B, from at least the period between December 12, 2002 and February 5, 2003, the Violator has been and is knowingly and intentionally exposing its employees to mercury, mercury compounds, methyl mercury and methyl mercury compounds by serving its customers and employees Fish in the form as delineated above, without providing a clear and reasonable warning at the entrances to the Facilities, inside the Facilities or on its menus so that its customers and employees, who may not wish to be exposed, can be warned that, upon eating (ingesting) the Fish offered at the Facilities, they may be exposed to mercury, mercury compounds, methyl mercury and methyl mercury compounds. The source of exposures is the Fish prepared and offered for sale at each of the Facilities. The exposure takes place when the employees ingest the Fish at the Facilities. Employees include and are not limited to bartenders, cashiers, waiters, waitresses, cooks, service personnel and administrative personnel. Such exposures take place inside the Facilities when and where meals containing Fish are consumed.

The route of exposure for Product, Occupational and Environmental Exposures to the Designated Chemicals has been ingestion, that is via the eating of the Fish contained in the meals delineated above.

Proposition 65 requires that notice and intent to sue be given to the violators (60) days before the suit is filed. With this letter, Consumer Defense 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 Consumer Defense Group from information now available to them. With the copy of this notice submitted to the violations, a copy is provided of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary."

Dated: February 9, 2003

By: _____

Exhibit A

Carrows Family Restaurants:

- ✓1. 2191 S. Harbor Blvd. Anaheim
2. 915 S. Harbor Blvd. Anaheim
3. 100 N. State College Anaheim
4. 2430 Mahogany Way Antioch
5. 7300 El Camino Real Atascadero
6. 1300 Easton Drive Bakersfield
7. 2673 Mt. Vernon Avenue Bakersfield
8. 955 Oak Street Bakersfield
9. 2034 W. Ramsey Street Banning
10. 1200 E. Main Street Barstow
11. 8650 Beach Blvd. Buena Park
12. 3301 N. Glenoaks Blvd. Burbank
13. 118 E. Cole Rd. Calexico
14. 301 E. Daily Drive Camarillo
15. 1228 Camden Avenue Campbell
16. 150 E. Hamilton Campbell
17. 4405 Via Real Carpinteria
18. 2723 Castro Valley Blvd. Castro Valley
19. 19011 Bloomfield Avenue Cerritos
20. 20557 Devonshire Street Chatsworth
21. 12325 Mountain Avenue Chino
22. 598 H Street Chula Vista
23. 2100 Clovis Avenue Clovis
24. 201 E. Valley Blvd. Colton
25. 493 North Main Street Corona
26. 7900 Florence Avenue Downey
27. 7505 Dublin Blvd. Dublin
28. 368 Broadway El Cajon
29. 002 N. Imperial Avenue El Centro
30. 6120 Potrero Avenue El Cerrito
31. 510 W. Valley Pkwy Escondido
32. 531 Foster City Blvd. Foster City
33. 4280 N. Blackstone Fresno
34. 1484 East Shaw Fresno
35. 1101 N. Harbor Blvd. Fullerton
36. 1638 W. Redondo Beach Gardena
37. 5677 Calle Real Goleta
38. 20413 Hesperian Blvd. Hayward
39. 17398 Main Street Hesperia
40. 6040 York Blvd. Highland Park

41. 16931 Magnolia Avenue Huntington Beach
42. 1000 Beach Blvd. La Habra
43. 23952 Avenue De La Carlotta Laguna Hills
44. 1650 W. Avenue "K" Lancaster
45. 612 E. Kettleman Lane Lodi
46. 1129 North H Street Lompoc
47. 251 E. Willow Long Beach
48. 500 Center Avenue Martinez
49. 720 Motel Drive Merced
50. 28502 Marguerite Pkwy Mission Viejo
51. 2501 W. Via Campo Montebello
52. 300 David Avenue Monterey
53. 2271 S. Atlantic Blvd Monterey Park
54. 23911 W. Calgrove Blvd. Newhall
55. 4601 Watt Avenue North Highlands
56. 18505 Devonshire Street Northridge
57. 10640 Rosecrans Avenue Norwalk
58. 405 Hegenberger Road Oakland
59. 936 North Coast Oceanside
60. 211 W. Ojai Avenue Ojai
61. 636 N. Euclid Avenue Ontario
62. 2810 E. Chapman Avenue Orange
63. 1601 N. Oxnard Blvd. Oxnard
64. 1243 E. Palm Canyon Palm Springs
65. 120 W. Palmdale Blvd. Palmdale
66. 14651 Roscoe Blvd. Panorama City
67. 100 S. McDowell Blvd. Petaluma
68. 209 Main Street Placerville
69. 624 Contra Costa Blvd. Pleasant Hill
70. 401 E. Foothill Blvd. Pomona
71. 360 W. Montgomery Porterville
72. 298 W. Baseline Road Rialto
73. 6390 Van Buren Blvd. Riverside
74. 8800 Limonite Avenue Riverside
75. 11120 Magnolia Avenue Riverside
76. 1021 San Gabriel Blvd. Rosemead
77. 100 North Sunrise Blvd. Roseville
78. 2800 "J" Street Sacramento
79. 1825 10th Street Sacramento
80. 620 Avenida Pico San Clemente
81. 615 Saturn Blvd. San Diego
82. 5580 Clairmont Mesa Blvd. San Diego
83. 1696 Tully Road San Jose
84. 910 Saratoga Avenue San Jose
85. 15011 Hesperian Blvd. San Leandro

86. 28200 S. Western Avenue San Pedro
87. 210 West Carrillo Street Santa Barbara
88. 3180 El Camino Real Santa Clara
89. 1635 S. Broadway Santa Maria
90. 3040 Ocean Park Blvd. Santa Monica
91. 327 S. Palm Santa Paula
92. 3441 Cleveland Avenue Santa Rosa
93. 815 Fremont Avenue South Pasadena
94. 2397 Lake Tahoe Blvd. So. Lake Tahoe
95. 733 Charter Way Stockton
96. 2716 W. March Lane Stockton
97. 595 E. El Camino Real Sunnyvale
98. 3967 Lake Tahoe Blvd. S. Lake Tahoe
99. 3355 S. Bristol Avenue S. Santa Ana
100. 18355 Ventura Blvd. Tarzana
101. 20535 Hawthorne Blvd. Torrance
102. 24021 Hawthorne Blvd. Torrance
103. 425 N. Mountain Avenue Upland
104. 227 S. California Street Ventura
105. 4095 E. Telegraph Road Ventura
106. 2401 Harbor Blvd. Ventura
107. 900 S. Mooney Blvd. Visalia
108. 945 S. Santa Fe Avenue Vista
109. 21130 E. Golden Springs Walnut
110. 101 S. Azusa Avenue West Covina
111. 5704 29 Palms Hwy Yucca Valley

EXHIBIT B

1. Coco's Bakery & Restaurant
7311 Edinger Ave, Huntington Beach, CA 92647
2. Coco's Bakery Restaurant
18872 Beach Blvd, Huntington Beach, CA 92648
3. Coco's Bakery Restaurant
5350 Sepulveda Blvd, Culver City, CA 90230
4. Coco's Bakery & Restaurant
18380 Brookhurst St, Fountain Valley, CA 92708
5. Coco's Bakery Restaurant
10521 Sunland Blvd, Sunland, CA 91040
6. Coco's Bakery Restaurant
8188 E Santa Ana Canyon Rd, Anaheim, CA 92808
7. Coco's Bakery Restaurant
10841 Sepulveda Blvd, Mission Hills, CA 91345
8. Coco's Bakery Restaurants
4895 Las Virgenes Rd, Calabasas, CA 91302
9. Coco's Bakery & Restaurant
14971 Holt Ave, Tustin, CA 92780
10. Coco's Bakery Restaurant
1140 W Colton Ave, Redlands, CA 92374
11. Coco's Bakery Restaurants
55 Rolling Oaks Dr, Thousand Oaks, CA 91361
12. Coco's Bakery Restaurant
4610 Carpinteria Ave, Carpinteria, CA 93013
13. Coco's Bakery Restaurant
242 E Hospitality Ln, San Bernardino, CA 92408
14. Coco's Bakery Restaurant
1440 S Baldwin Ave, Arcadia, CA 91007
15. Coco's Bakery Restaurant
1300 El Sobrante Rd, Corona, CA 92879
16. Coco's Bakery Restaurant
1810 University Dr, Vista, CA 92083
17. Coco's Bakery Restaurant
990 N Walton Ave, Yuba City, CA 95993
18. Coco's Bakery Restaurant
4360 Mills Cir, Ontario, CA 91764
19. Coco's Bakery Restaurant
1795 Hillsdale Ave, San Jose, CA 95124
20. Coco's Bakery Cafe
3401 Mission St, San Francisco, CA 94110
21. Coco's Bakery Restaurant
1901 E Palm Canyon Dr, Palm Springs, CA 92264

22. Coco's Bakery Restaurant
411 Five Cities Dr, Pismo Beach, CA 93449
23. Coco's Bakery Restaurant
6601 Lankershim Blvd, North Hollywood, CA 91606
24. Coco's Bakery Restaurant
5809 Lakewood Blvd, Lakewood, CA 90712
25. Coco's Bakery Restaurant
23710 Valencia Blvd, Santa Clarita, CA 91355
26. Coco's Bakery Restaurant
7944 Dublin Blvd, Dublin, CA 94568
27. Coco's Bakery Restaurant
981 Blossom Hill Rd, San Jose, CA 95123
28. Coco's Family Restaurant
3640 Central Ave, Riverside, CA 92506
29. Coco's Family Restaurant
10098 Magnolia Ave, Riverside, CA 92503
30. Coco's Family Restaurant
8898 Navajo Rd, San Diego, CA 92119
31. Coco's Family Restaurant
1100 W Katella Ave, Anaheim, CA 92802
32. Coco's Family Restaurant
150 E 7th St, Upland, CA 91786
33. Coco's Family Restaurant
13110 Yale Ave, Irvine, CA 92620
34. Coco's Family Restaurant
5550 Lake Murray Blvd, La Mesa, CA 91942
35. Coco's Family Restaurant
4391 Treat Blvd, Concord, CA 94521
36. Coco's Family Restaurant
1324 E Main St, El Cajon, CA 92021
37. Coco's Family Restaurant
20955 Goldn Spgs Dr, Diamond Bar, CA 91765
38. Coco's Family Restaurant
15344 Whittier Blvd, Whittier, CA 90603
39. Coco's Family Restaurant
4647 Macarthur Blvd, Newport Beach, CA 92660
40. Coco's Family Restaurant
900 Bristol St N, Newport Beach, CA 92660
41. Coco's Family Restaurant
3446 E Coast Hwy, Corona Del Mar, CA 92625
42. Coco's Family Restaurant
2131 Westcliff Dr, Newport Beach, CA 92660
43. Coco's Family Restaurant
151 Newport Center Dr, Newport Beach, CA 92660

44. Coco's Family Restaurant
2347 W Kettleman Ln, Lodi, CA 95242
45. Coco's Family Restaurant
3401 Dale Rd, Modesto, CA 95356
46. Coco's Family Restaurant
1501 Farmers Ln, Santa Rosa, CA 95405
47. Coco's Family Restaurant
1525 W Avenue K, Lancaster, CA 93534
48. Coco's Family Restaurant
2750 Harbor Blvd, Costa Mesa, CA 92626
49. Coco's Family Restaurant
3811 S Bristol St, Santa Ana, CA 92704
50. Coco's Family Restaurant
4714 Green River Rd, Corona, CA 91722
51. Coco's Family Restaurant
1150 W Colorado Blvd, Arcadia, CA 91007
52. Coco's Family Restaurant
132 N Grand Ave, West Covina, CA 91791
53. Coco's Family Restaurant
1695 S Azusa Ave, Hacienda Heights, CA 91745
54. Coco's Family Restaurant
27750 Crown Valley Pkwy, Mission Viejo, CA 92691
55. Coco's Family Restaurant
2644 El Cajon Blvd, San Diego, CA 92104
56. Coco's Family Restaurant
3821 Sports Arena Blvd, San Diego, CA 92110
57. Coco's Family Restaurant
2515 El Camino Real, Carlsbad, CA 92008
58. Coco's Family Restaurant
3246 W Florida Ave, Hemet, CA 92545
59. Coco's Family Restaurant
1051 S Green Valley Rd, Watsonville, CA 95076
60. Coco's Family Restaurant
513 E Chapman Ave, Orange, CA 92866
61. Coco's Family Restaurant
4280 Nobel Dr, San Diego, CA 92122
62. Coco's Family Restaurant
27360 Alicia Pkwy, Laguna Niguel, CA 92677
63. Coco's Family Restaurant
16759 Bernardo Center Dr, San Diego, CA 92128
64. Coco's Family Restaurant
5955 Balboa Ave, San Diego, CA 92111
- ✓ 65. Coco's Family Restaurant
11510 South St, Artesia, CA 90703

66. Coco's Family Restaurant
284 E Highland Ave, San Bernardino, CA 92404
67. Coco's Family Restaurant
2322 S Mountain Ave, Ontario, CA 91762
68. Coco's Family Restaurants
3440 Ocean Park Blvd, Santa Monica, CA 90405
69. Coco's Family Restaurant
60 W Foothill Blvd, Upland, CA 91786
70. Coco's Family Restaurant
16835 Sherman Way, Van Nuys, CA 91406
71. Coco's Family Restaurant
605 W Vista Way, Vista, CA 92083
72. Coco's Family Restaurant
698 E Los Angeles Ave, Simi Valley, CA 93065
73. Coco's Family Restaurant
2809 Agoura Rd, Westlake Village, CA 91361
74. Coco's Family Restaurant
13733 Roscoe Blvd, Van Nuys, CA 91402
75. Coco's Family Restaurant
59 Las Tunas Dr, Arcadia, CA 91007
76. Coco's Family Restaurant
2620 N Sepulveda Blvd, Manhattan Beach, CA 90266
77. Coco's Family Restaurant
7887 Madison Ave, Citrus Heights, CA 95610
78. Coco's Family Restaurant
10430 Friars Rd, San Diego, CA 92120
79. Coco's Family Restaurant
1025 Fletcher Pkwy, El Cajon, CA 92020
80. Coco's Family Restaurant
2200 N Harbor Blvd, Fullerton, CA 92835
81. Coco's Family Restaurant
1209 Oakmead Pkwy, Sunnyvale, CA 94085
82. Coco's Family Restaurant
3444 College Ave, San Diego, CA 92115
83. Coco's Family Restaurant
330 E Hamilton Ave, Campbell, CA 95008
- ✓ 84. Coco's Family Restaurant
12032 Harbor Blvd, Garden Grove, CA 92840
85. Coco's Family Restaurant
12582 Valley View St, Garden Grove, CA 92845
86. Coco's Family Restaurant
73397 US Highway 111, Palm Desert, CA 92260
87. Coco's Family Restaurant
15570 Park Ave E, Victorville, CA 92392

88. Coco's Family Restaurant
15720 Imperial Hwy, La Mirada, CA 90638
89. Coco's Family Restaurant
1340 E Valley Pkwy, Escondido, CA 92027
90. Coco's Family Restaurant
28300 S Western Ave, Rncho Pls Vrd, CA 90275
91. Coco's Family Restaurant
4595 Barranca Pkwy, Irvine, CA 92604
92. Coco's Family Restaurant
26495 Ynez Rd, Temecula, CA 92591
93. Coco's Family Restaurant
3905 Mission Ave, Oceanside, CA 92054
94. Coco's Family Restaurants
407 Encinitas Blvd, Encinitas, CA 92024
95. Coco's Family Restaurant
1150 W Colorado Blvd, Arcadia, CA 91007
96. Coco's Family Restaurant
18120 Hawthorne Blvd, Torrance, CA 90504
97. Coco's Family Restaurant
306 N Azusa Ave, Covina, CA 91722
98. Coco's Family Restaurants
16526 Soledad Canyon Rd, Canyon Country, CA 91351
99. Coco's Family Restaurant
15701 Roscoe Blvd, Sepulveda, CA 91343
100. Coco's Family Restaurant
21815 Hawthorne Blvd, Torrance, CA 90503
101. Coco's Family Restaurant
1918 W Artesia Blvd, Compton, CA 90220
102. Coco's Family Restaurant
501 N State College Blvd, Fullerton, CA 92831
103. Coco's Family Restaurant
1250 E Imperial Hwy, Brea, CA 92821
104. Coco's Family Restaurant
27990 Bradley Rd, Sun City, CA 92586
105. Coco's Family Restaurant
1830 Arden Way, Sacramento, CA 95815
106. Coco's Family Restaurant
24042 Alicia Pkwy, Mission Viejo, CA 92691
107. Coco's Family Restaurant
1305 S Mary Ave, Sunnyvale, CA 94087
108. Coco's Family Restaurant
1753 N 1st St, San Jose, CA 95112
109. Coco's Family Restaurant
370 Kiely Blvd, San Jose, CA 95129

110. Coco's Family Restaurant
8373 Mira Mesa Blvd, San Diego, CA 92126
111. Coco's Family Restaurant
1311 E Main St, Barstow, CA 92311
112. Coco's Family Restaurant
2920 Nutwood Ave, Fullerton, CA 92831
113. Coco's Family Restaurant
2350 S El Camino Real, San Clemente, CA 92672
114. Coco's Family Restaurant
6886 Bolsa Ave, Huntington Beach, CA 92647
115. Coco's Family Restaurant
303 Broadway, Chula Vista, CA 91910
116. Coco's Family Restaurant
42560 Bob Hope Dr, Rancho Mirage, CA 92270
117. Coco's Family Restaurant
21844 Victory Blvd, Woodland Hills, CA 91367
118. Coco's Family Restaurant
1280 W Valley Pkwy, Escondido, CA 92029
119. Coco's Family Restaurants
10161 Sierra Ave, Fontana, CA 92335
120. Coco's Family Restaurant
7398 Clairemont Mesa Blvd, San Diego, CA 92111
121. Coco's Family Restaurant
825 W San Ysidro Blvd, San Ysidro, CA 92173
122. Coco's Family Restaurant
4750 E Los Coyotes Diagonal, Long Beach, CA 90815
123. Coco's Family Restaurant
17271 Brookhurst St, Fountain Valley, CA 92708
124. Coco's Family Restaurant
3202 Buskirk Ave, Pleasant Hill, CA 94523
125. Coco's Family Restaurant
3615 Pacific Coast Hwy, Torrance, CA 90505
126. Coco's Family Restaurant
1301 University Ave, Riverside, CA 92507

CERTIFICATE OF MERIT

I, Anthony G. Graham, declare as follows:

1. I am a member of the State Bar of California, a partner of the law firm of Graham & Martin LLP, and one of the attorneys principally responsible for representing plaintiff Consumer Defense Group Action, Inc. (hereinafter "Consumer Defense Group", the "noticing party" as to the "60 Day Notice of Intent to Sue" (the "Notice") served concurrently herewith. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify competently thereto.

2. I have consulted with Andrew Brach and other toxicologists with Komex International, which is an international, full-service environmental consulting company providing leading-edge technology and innovative solutions to industries and governments worldwide. Komex has more than twenty years of industry experience and a depth of professional expertise in every aspect of environmental sciences and provides economical solutions to environmental problems worldwide. The clients of Komex range from small independent owners to multinational corporations, governments and international development agencies. The toxicologists at Komex, including Dr. Brach, have relevant and appropriate experience and expertise, and have reviewed the facts as set forth below regarding the exposure to the listed chemicals (mercury, mercury compounds, methyl mercury and methyl mercury compounds) set forth in the attached Notice.

3. Based on the information obtained through those consultations, and on all 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 plaintiffs' case can be established and the information did not prove that the alleged violator will be able to establish any of the affirmative defenses set forth in the statute.

4. The information referred to in paragraph 3 is as follows; by investigation of the locations referenced in the Notice plaintiff discovered that:

- (1) the violator owns and/or operates the specific subject property (“operate” in this context means controls the use of the property, and/or its management, and/or the decision as to whether to permit the serving of the specified food at that facility);
- (2) the violator has more than nine employees;
- (3) the violator permits the serving of the specified food at the locations referenced in the Notice;
- (4) as to the locations referenced in the Notice, Plaintiff examined the major entrances to the facilities, the reception area and the menus in use at the facilities;
- (5) at none of the locations did Plaintiff see any sign purporting to comply with the requirements of Proposition 65.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Irvine, California on February 7, 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 3 Park Plaza, Suite 2030, Irvine, California 92614.

I SERVED THE FOLLOWING:

- 1.) 60-Day Notice of Intent to Sue Under Health & Safety Code Section 24249.6 and Certificate of Merit;
- 2.) The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary (*only sent to Violator*);
- 3.) Supporting documents for Certificate of Merit (only sent to Office of Attorney General, Office of Proposition 65 Enforcement).;

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: February 10, 2003

Place of Mailing: Irvine, California

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

Nelson J. Marchioli
Chief Executive Officer and President
Advantica Restaurant Group, Inc.
203 East Main St. Box P-10-10
Spartanburg, SC 29319

Jeff Campbell Chairman, CEO & President
Carrows Restaurants, Inc. and
Carrows California Family Restaurants, Inc.
Coco's Restaurants, Inc.
203 East Main St., Ste. P11-1
Spartanburg, SC 29319

Nelson J. Marchioli
Chief Executive Officer and President
Advantica Restaurant Group, Inc.
3355 Michelson Drive, Suite 350
Irvine, CA 92612

Jeff Campbell Chairman, CEO & President
Coco's Restaurants, Inc.
Carrows Restaurants, Inc.
Carrows California Family Restaurants, Inc.
3355 Michelson Drive, Suite 350
Irvine, CA 92612

California Attorney General
Office of Proposition 65 Enforcement
1515 Clay Street, 20th Floor
Oakland, CA

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

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

San Diego County DA
330 Broadway

San Diego City Attorney
1200 3rd Ave. Ste. 1620

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
S. 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
31 Parkway Mall
Napa, CA 94559

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

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

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

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

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 95333

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
445 I Street
Los Banos CA 93635

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

Solano County DA
321 Tuolumne St
Valejo CA 94590

Solano County DA
321 Tuolumne 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

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

Kings County DA
1400 W Lacey Blvd
Hanford CA 93230

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: February 10, 2003

