

CONSUMER DEFENSE GROUP ACTION

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Amended 60 Day Notice of Intent to Sue ConocoPhilips, a Delaware corporation, Conoco, Inc., a Delaware corporation and wholly owned subsidiary of ConocoPhilips, and Philips Petroleum, a Delaware corporation and wholly owned subsidiary of Conoco Philips Under Health & Safety Code Sections 25249.5 and 25249.7

Consumer Defense Group Action, a California corporation (hereinafter "CDG" or the "Noticing Party") hereby gives Notice of Intent to Sue Under Health & Safety Code Section 25249.5 (the "Notice") to J.J. Mulva, President and Chief Executive Officer of ConocoPhilips on behalf of ConocoPhilips, a Delaware corporation, Conoco, Inc., a Delaware corporation and wholly owned subsidiary of ConocoPhilips, and Philips Petroleum, a Delaware corporation and wholly owned subsidiary of ConocoPhilips (hereinafter referred to collectively as "CONOCO"), as well as the governmental entities on the attached proof of service. The Noticing Party must be contacted through its attorney, Anthony G. Graham, of Graham & Martin, LLP, 950 South Coast Drive, Suite 220, Costa Mesa, California 92626.

Summary of Violation

This Notice is intended to inform CONOCO that it is in violation of Proposition 65, the Safe Drinking Water and Toxic Enforcement Act (commencing with Health & Safety Code Section 25249.5) (hereinafter "Proposition 65"). Proposition 65 absolutely prohibits any business from contaminating the drinking water supplies of California. CONOCO is in violation of Proposition 65 because it has and is knowingly and intentionally threatening to "release chemicals known to the State of California to cause cancer or reproductive toxicity into water or onto or into land where such chemical passes or probably will pass into any source of drinking water," at each of the facilities listed on Exhibit A hereto (hereinafter "the Facilities"), which are CONOCO branded gasoline stations with underground storage tank systems. Health & Safety Code Section 25249.5 and 25249.7. Proposition 65 provides that when a party, such as CONOCO, an entity with more than ten employees, has been and is knowingly and intentionally threatening to "release chemicals known to the State of California to cause cancer or reproductive toxicity into water or onto or into land where such chemical passes or probably will pass into any source of drinking water," it is violating Health & Safety Code Section 25249.5 and may be enjoined from such conduct pursuant to Health & Safety Code Section 25249.7. The chemicals which CONOCO is threatening to release are benzene and toluene ("the Designated Chemicals"), which are contained in the gasoline and other refined petroleum products which CONOCO markets and stores within underground storage tank systems owned and/or operated by CONOCO located at the Facilities. In order to be in compliance with Proposition 65, CONOCO must effectively contain the Designated Chemicals in a UST system that is "product tight." For these purposes, "product tight" means that the operations must be impervious to the liquid and vapor of the substance ("the Designated Chemicals") that is or are contained or to be contained, in the underground storage tank systems so as to prevent seepage of the Designated Chemicals from the containment and in to or on to the ground where the Designated Chemicals will pass or probably will pass into any source of drinking water.

The Violation

CONOCO markets gasoline and other refined petroleum products (hereinafter referred to as "gasoline") to both consumers and retailers. Gasoline is marketed under the CONOCO trademark directly to motorists at CONOCO branded retail outlets in California and elsewhere. CONOCO owns and/or operates numerous underground storage tank systems located at the Facilities that are used for the storage of gasoline offered for sale by CONOCO to the general public. The operation by CONOCO of the underground storage tank systems located at the Facilities, as well as the delivery, storage and dispensing of gasoline at the Facilities, as currently controlled and managed by CONOCO, poses a substantial threat of discharge of gasoline and other refined petroleum products "into water or onto or into land where such chemical passes or probably will pass into any source of drinking water".

All water within the State, including groundwater, is the property of the people of the State of California. California Water Code §§ 102 and 104. As to all water, the Legislature of the State of California ("the Legislature") has determined that "the people of the State have a primary interest in the conservation, control and utilization of the water resources of the state, and that the quality of all waters of the State shall be protected for use and enjoyment of the people of the state." California Water Code § 13000. Under Proposition 65 a "source of drinking water" is not confined to existing drinking water supplies. Rather, a "[s]ource of drinking water means either a present source of drinking water or water which is identified or designated in a water quality control plan adopted by a regional board as being suitable for domestic or municipal uses [and] also includes water identified in a regional board" water quality control plan as being suitable for domestic or municipal uses." Health & Safety Code §25249.10 (d). The "source of drinking water" into which the Designated Chemicals "probably will pass" are identified on Exhibit A hereto as to each specific Facility.

Gasoline contains a number of constituents and additives each of which separately, as well as in combination, present a significant risk to human health, safety and the environment. The gasoline marketed by CONOCO contains the chemicals Benzene and Toluene. Benzene is a clear, colorless, highly reactive flammable liquid derived from petroleum and contained in gasoline. Benzene is a chemical known by the State of California to cause cancer and has been listed as such pursuant to Proposition 65. Toluene is a colorless flammable liquid obtained from coal tar or petroleum and contained in motor vehicle fuels. Toluene is a chemical known by the State of California to cause reproductive toxicity and has been listed as such pursuant to Proposition 65. Hereinafter benzene and toluene are referred to as the "Designated Chemicals".

The gasoline service station operations undertaken at the Facilities are not "product tight" (i.e. the operations are not impervious to the liquid and vapor of the substance that is contained, or is to be contained, in the underground storage tank systems so as to prevent seepage of the Designated Chemicals from the containment and into the ground) and thus are threatening to cause a discharge of Designated Chemicals. The following are the components of the gasoline service station operations that pose a threat of discharge of Designated Chemicals: the underground tank(s) and underground storage tank system(s); the pipes used in connection with the storage of the Designated Chemicals in the USTs, including connecting pipes, vapor recovery lines, vent lines and associated fittings as well as the associated secondary containment systems; the drainage systems which collect surface water run off from the petroleum dispensing and delivery areas; secondary containment and spill control systems, including but not limited to secondary containment for the underground tank system, pipe, connecting pipe, dispensers and dispenser piping and the petroleum delivery area, as well as for the drainage systems which collected surface water run off from the dispensing and delivery area.

At the Facilities, the gasoline containing Designated Chemicals is stored in one or more

underground storage tank(s) and an underground storage tank system (hereinafter referred to collectively as "the USTs"), which includes, but is not limited to, one or more tanks, including the piping connected thereto. The pipes used in connection with the storage of the Designated Chemicals in the USTs includes but is not limited to valves and other appurtenances connected to the pipe, pumping units, fabricated assemblies associated with the pumping units, and metering and delivery stations and fabricated assemblies therein. The pipes used in connection with the storage of the Designated Chemicals in the USTs include "connecting piping", such as pipe, valves elbows, joints, flanges and flexible connectors through which the Designated Chemicals flow. The UST system also includes the vapor recovery lines, vent lines and associated fittings as well as the associated secondary containment systems, the drainage systems which collect surface water run off from the petroleum dispensing and delivery areas. Finally, the UST systems include secondary containment and spill control systems including but not limited to secondary containment for the underground tank system, leak detection sensors, pipe, connecting pipe, dispensers and dispenser piping and the petroleum delivery area, as well as for the drainage systems which collect surface water run off from the dispensing and delivery area.

Investigations and reports conducted and prepared for the California State Water Resources Control Board ("SWRCB")(with the assistance and input of the Environmental Health Divisions and Departments for a number of California counties and Regional Water Quality Control Boards as well as various members of the oil industry), the California Environmental Protection Agency ("CEPA"), Department of Toxic Substances Control ("DTSC"), the Office of Pollution Prevention and Technology Department, as well as testing undertaken by the various city fire departments where the Facilities are located, demonstrate that discharges of petroleum products including the Designated Chemicals occur, and are expected to occur, from the gasoline service station operations at the Facilities on a regular and ongoing basis. The CWRQB Report concluded that 61% of all USTs in operation, at any given time, are discharging/releasing gasoline and other refined petroleum products including the Designated Chemicals into or on to the land. The CWRQB Report also found that the percentage of USTs found to be discharging/releasing gasoline and other refined petroleum products including the Designated Chemicals into or on to the land was not materially different whether the underground storage tank was single or double-walled. CONOCO, as well as the oil industry in general, know of these facts.

Because CONOCO, as well as the oil industry in general, is aware of these facts, CONOCO, along with the oil industry, have in place leak detection sensor systems. The fact that CONOCO uses such a system is an acknowledgement by CONOCO that it knows that the USTs it operates are likely to leak at any given time. The sensors do not inform CONOCO that the USTs are about to release product, only, at best that the USTs have leaked and/or are leaking product, including the Designated Chemicals. Further, the CWRQB Report noted that the leak detection systems in use by the industry only record a discharge from the USTs where the leak is **more** than 0.1 gallons/hour (2.4 gallons a day, or 876 gallons a year per sensor). That is, even under this extremely lax standard, CONOCO does not even record a discharge until an individual tank sensor (of which there are usually more than one in any UST) records a discharge **of greater than 876 gallons a year**. Naturally, the level of non-recorded discharge can be much higher for any individual UST since there may be four or more sensors in any given system **each of which** is failing to record a discharge of slightly less than 876 gallons a year. Finally, a report prepared by the SWRCB Underground Storage Tank Program entitled "Field Evaluation of Underground Storage Tank System Leak Detection Sensors" expressly found that the leak detection sensors systems used by the oil industry, including CONOCO, are not reliable where, as the report noted, the sensors have not been properly installed, programmed, maintained and operated, or when the secondary containment in which they are installed are not working properly. The SWRCB, in analyzing the use of leak detection sensor systems by the oil industry (including CONOCO), specifically noted a number of significant problems which greatly lessened the utility of such sensors including the following: "sensors were raised from the low point of the secondary containment, sensors fail[ed] to alarm when tested, and sensors fail[ed] to shut down the turbine pump in the event of an alarm." The report went on to note that almost a third of the secondary containment systems had water or product in one or more areas, a fact which would seriously

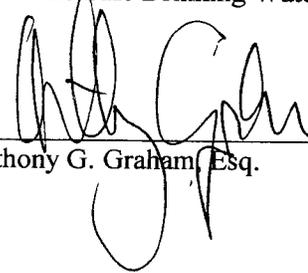
impact the operational effectiveness of the sensor detection systems. Under these circumstances, the sensors will simply not operate effectively, even at the lax warning level used by CONOCO. Further, since such sensors, even when working properly, do not prevent leaks but, at best, simply record them, they are ineffective to avoid liability under Health & Safety Code sections 25249.5 and 25249.7. In order to be in compliance with Proposition 65 CONOCO must therefore effectively contain the Designated Chemicals in a UST system which is "product tight", as defined above.

The gasoline service operations of CONOCO therefore pose and threaten to pose an imminent treat to human health or safety or the environment and therefore create a substantial probability of harm since there is a substantial likelihood that the majority of the USTs operated and maintained by CONOCO are either currently or likely will shortly discharge/release gasoline and other refined petroleum products into or on to the land. Such a discharge/release of the Designated Chemicals from the USTs at the Facilities "probably will pass into [a] source of drinking water." It is clear therefore that for the entire period of time that CONOCO has owned and/or controlled the USTs located at the Facilities, CONOCO has been and continues to be in violation of Proposition 65. Given that the maximum prior period of potential liability pursuant to Proposition 65, Business & Professions Code §17200 and Fish & Game Code §5650(which are the operative statutes pursuant to which a complaint will be filed against CONOCO) is four years, this Notice is intended to inform CONOCO that it has been in violation of Proposition 65 from the time period from four years prior to the date of this notice and continues to be in violation, for every day upon which CONOCO owns and/or controls the underground storage tank systems for any Facility listed on Exhibit A.

Proposition 65 requires that notice and intent to sue be given to CONOCO sixty days before a suit is filed. With this letter, CDG gives notice of the alleged violations to CONOCO and the appropriate governmental authorities. This notice covers all violations of Proposition 65 that are currently known to CDG from information now available to it. CDG reserves the right to amend this Notice to inform CONOCO of other violations and/or exposures as it gathers further information. With the copy of this amended notice submitted to CONOCO, a copy is provided of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary."

Dated: March 8, 2005

By:



Anthony G. Graham, Esq.

EXHIBIT A

<p>76 Service Station 1401 19th Avenue, San Francisco, CA 94122 (415) 681-3860 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>Arleta 76 Service Station 13235 Osborne Street, Pacoima, CA 91331 (818) 890-5621 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Alemanly and Ocean 76 Auto Care 1798 Alemany Boulevard, San Francisco, CA 94112 (415) 584-4719 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>Aydin's 76 8247 Reseda Boulevard, Reseda, CA 91335 (818) 993-5577 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Allan's 76 Inc 1855 Taraval Street, San Francisco, CA 94116 (415) 753-5897 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>Bob's 76 300 South Atlantic Boulevard, Los Angeles, CA 90022 (323) 266-1804 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Bay & Taylor 76 490 Bay Street, San Francisco, CA 94133 (415) 771-7730 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>Delek 76 Los Angeles, CA 90064 (310) 479-5101 (310) 479-5247 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>T 76 Self Serve No 2 975 Bayshore Boulevard San Francisco, CA 94124 (415) 467-9786</p>	<p>Downtown Service 1307 West 6th Street, Los Angeles, CA 90017 (213) 482-5075 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Divisadero 76 1301 Divisadero Street San Francisco, CA 94115 (415) 292-0746 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>George's 76 11305 Culver Bl, Los Angeles, CA 90066 (310) 397-5545 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Divisadero 76 Station 443 Divisadero Street San Francisco, CA 94117 (415) 552-6665 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>H & T 76 No 2 475 South Avenue 60, Los Angeles, CA 90042 (323) 256-7676 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Fung BROS Inc 76 Service Stations 390 1st Street, San Francisco, CA 94105 (415) 957-1754 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)</p>	<p>Han's Service 1300 North Western Avenue, Los Angeles, CA 90027 (323) 467-8774 SAN FERNANDO VALLEY</p>

	GROUNDWATER BASIN (Sub-basin 4-12)
Kent & John 999 Polk Street, San Francisco, CA 94109 (415) 441-5955 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Han's 3774 South Western Avenue, Los Angeles, CA 90018 (323) 735-1100 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Lincoln 1200 La Playa Street, San Francisco, CA 94122 (415) 665-1902 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Han's 5816 South Western Avenue, Los Angeles, CA 90047 (323) 291-3438 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Lombard 76 2498 Lombard Street, San Francisco, CA 94123 (415) 931-4040 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Jacob's Service 8755 West 3rd Street, Los Angeles, CA 90048 (310) 275-1213 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Mark's 76 1700 Noriega Street, San Francisco, CA 94122 (415) 566-0440 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Jin's 3477 West Olympic Boulevard, Los Angeles, CA 90019 (323) 735-1000 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Market 76 at 15th Street 2175 Market Street, San Francisco, CA 94114 (415) 863-1250 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	John Fawcett Service Station 13060 San Vicente Boulevard, Los Angeles, CA 90049 (310) 451-1818 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Market Street 76 1998 Market Street, San Francisco, CA 94102 (415) 626-4556 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Kim's 76 Self Serve 14216 Avalon Boulevard, Los Angeles, CA 90061 (310) 515-2273 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Ocean Avenue 76 1490 Ocean Avenue, San Francisco, CA 94112 (415) 586-0265 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Kim's 76 Self Serve 14216 Avalon Boulevard, Los Angeles, CA 90061 (310) 515-2273 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Park Presidio 76	Kim's 76

4850 Geary Boulevard, San Francisco, CA 94118 (415) 221-5164 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	3501 West 3rd Street, Los Angeles, CA 90020 (213) 386-7933 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Pete's Service 3701 Noriega Street, San Francisco, CA 94122 (415) 664-8727 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Kim's 76 Service Center 3860 East 3rd Street, Los Angeles, CA 90063 (323) 262-0204 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Potrero 401 Potrero Avenue, San Francisco, CA 94110 (415) 863-6043 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	L A Service 1900 South Broadway, Los Angeles, CA 90007 (213) 742-6899 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
R & W 76 800 Folsom Street, San Francisco, CA 94107 (415) 982-2836 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	LA Brea 76 Mart 1515 South La Brea Avenue, Los Angeles, CA 90019 (323) 933-5122 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Sam's 76 Service 2895 San Bruno Avenue, San Francisco, CA 94134 (415) 467-2878 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	LA Cienega 76 1004 South La Cienega Boulevard, Los Angeles, CA 90035 (310) 657-0315 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
T & R 76-3 3898 California Street, San Francisco, CA 94118 (415) 752-0646 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Lester Oil Service STN 5820 South Figueroa Street, Los Angeles, CA 90003 (323) 752-5466 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
T and R 76 Professional Service 3501 Geary Boulevard, San Francisco, CA 94118 (415) 752-3968 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	M & M 76 1031 West 2nd Street, Los Angeles, CA 90012 (213) 250-9321 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
76 at Fishermans Wharf 490 Bay Street, San Francisco, CA 94133 (415) 771-7730 SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	Markosian Steven H Service 7550 South Sepulveda Boulevard, Los Angeles, CA 90045 (310) 670-8187 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
76-Pacific Enterprise 999 Ocean Avenue, San Francisco, CA 94112 (415) 587-3628	Melrose 76 4600 Melrose Avenue, Los Angeles, CA 90029 (323) 660-3662

SAN FRANCISCO SAND DUNE AREA WATER BASIN (Sub-basin Sub-Basin 2-95)	SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Edinger 76 1502 East Edinger Avenue, Santa Ana, CA 92705 (714) 667-0207 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Midtown Seventy-Six 4176 Venice Boulevard, Los Angeles, CA 90019 (323) 732-0272 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
M & T 76 9020 Edinger Avenue, Fountain Valley, CA 92708 (714) 847-8876 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Nonos 76 11954 Santa Monica Boulevard Los Angeles, CA 90025 (310) 826-1855 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Anaheim 76 100 North Beach Boulevard, Anaheim, CA 92801 (714) 826-9999 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Norm's 76 Service 7979 West Sunset Boulevard, Los Angeles, CA 90046 (323) 654-8073 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Mike's 3731 East La Palma Avenue, Anaheim, CA 92806 (714) 630-3740 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Olympic 76 5200 East Olympic Boulevard, Los Angeles, CA 90022 (323) 264-5700 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
SAVY Ranch 76 Circle K 945 North Weir Canyon Boulevard, Anaheim, CA 92807 (714) 637-6340 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Playa Vista 8300 Lincoln Boulevard, Los Angeles, CA 90045 (310) 649-4683 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Sunkist 1200 North East Street, Anaheim, CA 92805 (714) 533-2130 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Rockys 76 4755 Eagle Rock Boulevard, Los Angeles, CA 90041 (323) 254-5106 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Superior 76 1200 North Euclid Street, Anaheim, CA 92801 (714) 635-9581 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Roubens 76 4755 Eagle Rock Boulevard, Los Angeles, CA 90041 (323) 254-5106 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Dealers Service STNS 2585 West La Palma Avenue, Anaheim, CA 92801 (714) 828-0222 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Sarkis 76 9779 West Pico Boulevard, Los Angeles, CA 90035 (310) 203-9509 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)

<p>Irvine 76 4760 Irvine Boulevard, Irvine, CA 92620 (714) 730-3600 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>Sarkis 76 9779 West Pico Boulevard, Los Angeles, CA 90035 (310) 203-9509 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Irvine 76 14886 Sand Canyon Avenue, Irvine, CA 92618 (949) 551-2837 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>Silverlake76 2580 Glendale Boulevard, Los Angeles, CA 90039 (323) 661-7329 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Jeffrey Road 76 5410 Walnut Avenue, Irvine, CA 92604 (949) 552-7686 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>Sunset 76 2035 West Sunset Boulevard, Los Angeles, CA 90026 (213) 484-9918 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Northwood 76 4760 Irvine Boulevard, Irvine, CA 92620 (949) 759-7601 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>76 Dealers Service Stations 11280 National Boulevard, Los Angeles, CA 90064 (310) 478-5783 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Cesar Service 76 1630 East Chapman Avenue, Orange, CA 92866 (714) 532-2823 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>76 Dealers Service Stations 11280 National Boulevard, Los Angeles, CA 90064 (310) 478-5783 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Orange Hill 76 5344 East Chapman Avenue, Orange, CA 92869 (714) 639-0242 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>8600 South Figueroa Street, Los Angeles, CA 90003 (323) 758-0688 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>Tom's 5344 East Chapman Avenue, Orange, CA 92869 (714) 639-0242 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>5436 West 6th Street, Los Angeles, CA 90036 (323) 938-3286 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)</p>
<p>2756 North Tustin Street, Orange, CA 92865 (714) 921-9976 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)</p>	<p>76 7400 La Tijera Boulevard, Los Angeles, CA 90045 (310) 670-3521 SAN FERNANDO VALLEY</p>

	GROUNDWATER BASIN (Sub-basin 4-12)
Dealers Service STNS 2345 West Chapman Avenue, Orange, CA 92868 (714) 978-6220 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	
Dealers Service STNS - Bedford & LA Veta 1650 West La Veta Avenue, Orange, CA 92868 (714) 953-7676 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	C Six Three Seven Seven 304 North Vermont Avenue, Los Angeles, CA 90004 (323) 665-8139 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Villa Park 76 Service 17771 Santiago Boulevard, Villa Park, CA 92861 (714) 637-0854 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	C Zero Eight Five Seven 2250 North Figueroa Street, Los Angeles, CA 90065 (323) 276-0415 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Fullerton 76 351 North Placentia Avenue, Fullerton, CA 92831 (714) 996-1221 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Bob's 76 1133 East Commonwealth Avenue, Fullerton, CA 92831 (562) 697-0109 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
El Camino No 2 2281 Newport Boulevard, Costa Mesa, CA 92627 (949) 642-2326 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Dealers Service STNS - Orange Bedford And, Los Angeles, CA 90001 (714) 953-7676 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Hanagan's 76 393 East 17th Street, Costa Mesa, CA 92627 (949) 851-2064 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	DLRS Service STNS 10389 Santa Monica Boulevard, Los Angeles, CA 90025 (310) 277-0488
Dealers Service STNS 393 East 17th Street, Costa Mesa, CA 92627 (949) 851-2064 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	DLRS Service STNS National Bl And Mannin, Los Angeles, CA 90001 (310) 204-5176 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Dealers Service STNS 2281 Newport Boulevard, Costa Mesa, CA 92627 (949) 642-2326 COASTAL PLAIN OF ORANGE COUNTY	DLRS Service STNS 1000 Elysian Park Avenue, Los Angeles, CA 90012 (323) 222-9391 SAN FERNANDO VALLEY

(Sub-basin 8-1)	GROUNDWATER BASIN (Sub-basin 4-12)
Dealers Service STNS - Orange 2281 Newport Boulevard, Costa Mesa, CA 92627 (714) 639-0242 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	DLRS Service STNS - Glendale BL & Fletcher 2580 Glendale Boulevard, Los Angeles, CA 90039 (323) 661-7329 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
5 Points 76 Repair Center 18742 Main Street, Huntington Beach, CA 92648 (714) 841-5775 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Service Station Cooperative 3692 19271 Sherman Way, Reseda, CA 91335 (818) 776-0540 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
76 Prolube Plus 16861 Beach Boulevard, Huntington Beach, CA 92647 (714) 841-7588 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Service Station at 26th Street 13060 San Vicente Boulevard, Los Angeles, CA 90049 (310) 451-1818 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Buck's Service 9002 Adams Avenue, Huntington Beach, CA 92646 (714) 964-3836 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Western Avenue 801 South Western Avenue, Los Angeles, CA 90005 (213) 738-7584 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
Huntington Beach 76 21471 Brookhurst Street, Huntington Beach, CA 92646 (714) 963-9336 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	YS 76 Auto Care 801 South Hoover Street, Los Angeles, CA 90005 (213) 738-7676 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)
R B 76 6502 Edinger Avenue, Huntington Beach, CA 92647 (714) 848-5948	Daly City 76 Junipero Serra Bl &, Daly City, CA 94014 (650) 992-5550 MERCED VALLEY GROUNDWATER BASIN (Sub-basin Sub-Basin 2-35)
Mission Viejo 76 27271 Trabuco Road, Mission Viejo, CA 92691 (949) 586-6776 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Mayfair 76 101 South Mayfair Avenue, Daly City, CA 94015 (650) 994-0181 MERCED VALLEY GROUNDWATER BASIN (Sub-basin Sub-Basin 2-35)
Oso Freeway 26282 Oso Parkway, Mission Viejo, CA 92691 (949) 582-9666 COASTAL PLAIN OF ORANGE COUNTY	Mission 6989 Mission Street, Daly City, CA 94014 (650) 991-2725 MERCED VALLEY GROUNDWATER BASIN

(Sub-basin 8-1)	(Sub-basin Sub-Basin 2-35)
76-Northwood 27271 Trabuco Road, Mission Viejo, CA 92691 (949) 586-6776 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Serramonte 76 137 Serramonte Centre, Daly City, CA 94015 (650) 755-5566 MERCED VALLEY GROUNDWATER BASIN (Sub-basin Sub-Basin 2-35)
Dealers Service Stations Oso Parkway And San Diego, Mission Viejo, CA 92691 (949) 582-9666 COASTAL PLAIN OF ORANGE COUNTY (Sub-basin 8-1)	Serramonte 137 Serramonte Centre, Daly City, CA 94015 (650) 755-8205 MERCED VALLEY GROUNDWATER BASIN (Sub-basin Sub-Basin 2-35)
A & A 9930 National Boulevard, Los Angeles, CA 90034 (310) 204-5176 SAN FERNANDO VALLEY GROUNDWATER BASIN (Sub-basin 4-12)	San Ramon 76 Service Center 2350 San Ramon Valley Blv, San Ramon, CA 94583 (925) 831-9304 LIVERMORE VALLEY GROUNDWATER BASIN (Sub-basin Sub-Basin 2-10)
A B C 76 1810 Hillsdale Avenue, San Jose, CA 95124 (408) 723-7072 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Blossom Hill & Snell 76 Blossom Hill Road & Sn, San Jose, CA 95101 (408) 227-7781 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Blossom Hill 76 968 Blossom Hill Road, San Jose, CA 95123 (408) 363-9020 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Blossom Valley 76 102 Poughkeepsie Road, San Jose, CA 95123 (408) 225-5960 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Branham 76 151 Branham Lane, San Jose, CA 95136 (408) 578-6873 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Circle K 76 2695 McKee Road, San Jose, CA 95116 (408) 251-7111 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Civic Plaza 1002 North 1st Street, San Jose, CA 95112 (408) 279-2270 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	
Dewey's 1501 Parkmoor Avenue, San Jose, CA 95128 (408) 275-8590 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Deweys Inc 265 Meridian Avenue, San Jose, CA 95126 (408) 975-0121 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
John Hifai's Service 6499 Camden Avenue, San Jose, CA 95120	John's 6499 Camden Avenue, San Jose, CA 95120

(408) 997-1221 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	(408) 997-1221 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Lobue's 76 Service Story Road & White Road, San Jose, CA 95101 (408) 272-1776 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Los Gatos 76 6211 Santa Teresa Boulevard, San Jose, CA 95119 (408) 399-7770 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Monterey Highway 4156 Monterey Highway, San Jose, CA 95111 (408) 227-0274 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	North First 2101 North 1st Street, San Jose, CA 95131 (408) 436-9443 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
San Jose 76 1605 Branham Lane, San Jose, CA 95118 (408) 723-3700 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Santa Teresa 76 6211 Santa Teresa Boulevard San Jose, CA 95119 (408) 227-6176 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Stevens Creek 5696 Stevens Creek Bl, San Jose, CA 95101 (408) 255-6849 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Sunrise 696 Blossom Hill Road, San Jose, CA 95123 (408) 629-0614 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
Trimble 76 2591 Seaboard Avenue, San Jose, CA 95131 (408) 435-8838 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	Tully 76 Service 1152 Tully Road, San Jose, CA 95122 (408) 293-6106 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)
76 Willow Glen 1104 Meridian Avenue, San Jose, CA 95125 (408) 267-1222 SANTA CLARA GROUNDWATER BASIN (Sub-basin Sub-Basin 2-95)	

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 950 South Coast Drive, Suite 220, Costa Mesa, California 92626.

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.*

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: March 8, 2005

Place of Mailing: Costa Mesa, California

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

J.J. Mulva, President and CEO ConcoPhilips Conoco Inc. Philips Petroleum Company 600 North Dairy Ashford Houston, Texas 77079	California Attorney General (Proposition 65 Enforcement Division) 1515 Clay Street, 20th Floor Oakland, CA
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San Francisco City Attorney
1390 Market Street
San Francisco, CA 94102

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

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

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

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

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

Dated: March 11, 2004

