

CALIFORNIA WOMEN'S LAW CENTER  
3460 WILSHIRE BOULEVARD, SUITE 1102  
LOS ANGELES, CALIFORNIA 90010

JULY 28, 2005

NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND  
TOXIC ENFORCEMENT ACT OF 1986  
(California Health and Safety Code § 25249.5 *et seq.*)

**Via First Class Mail – Proof of Service Attached**

TO THE PARTIES LISTED ON THE  
ATTACHED DISTRIBUTION LIST (See Page 9)

**Re: Consumer Progesterone and Testosterone Creams, Gels and/or Lotion Products**

Dear Sir or Madam:

The California Women's Law Center serves this Notice of Violation ("Notice") individually upon each company set forth above (hereinafter together "the Companies") pursuant to and in compliance with California Health and Safety Code ("H&S Code") § 25249.7(d) and 22 California Code of Regulations ("CCR") § 12903. This Notice satisfies a prerequisite for the Noticing Party to commence an action against the Companies to enforce the Safe Drinking Water and Toxic Enforcement Act of 1986 (California H&S Code § 25249.5 *et seq.* On information and belief, the violations addressed by this Notice occur in every county and city in California. This Notice is being served upon each violator, the California Attorney General, the district attorney of every California county and the city attorney of every California city with a population (according to the most recent decennial census) of over 750,000. If the Companies have a current registration with the California Secretary of State that identifies a Chief Executive Officer, President, or General Counsel, this Notice is being addressed to, and served upon, one of those persons.

Attached as Exhibit A to this Notice is a copy of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary." The attached Summary was prepared by the California Environmental Protection Agency and provides general information about the Safe Drinking Water and Toxic Enforcement Act of 1986. Copies of the Summary are not required to be, and are not being, provided to the public enforcement agencies.

A description of the Noticing Party, the Alleged Violator, and the Alleged Violations Addressed by this Notice follows:

- ◆ The California Women's Law Center provides this Notice. The California Women's Law Center (hereinafter "CWLC") is a California corporation and is acting in the public interest pursuant to California Health and Safety Code Section 25249.7(d). The CWLC's business address is 3460 Wilshire Boulevard, Suite 1102, Los Angeles, California 90010. Katie Buckland, Executive Director of the CWLC, is the responsible individual within the CWLC.

NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND  
TOXIC ENFORCEMENT ACT OF 1986

(California Health and Safety Code § 25249.5 et seq.)

July 28, 2005

Page 2

- ◆ The violator names and addresses are:

<b>Manufacturer</b>	<b>Corporate Address(es)</b>
AllVia Integrative Pharmaceuticals, Inc.	11202 North 24 <sup>th</sup> Avenue, Phoenix, AZ 85029
Alternative Medicine Network / Creativision, Inc.	30520 Rancho California Road, Suite 107-149, Temecula, CA 92591 - and - 601 16 <sup>th</sup> Street., #C - #105 ,Golden, CO 80401
At Last Naturals, Inc.	401 Columbus Avenue, Valhalla, NY 10595
Before & After Cosmetics, LLC	233 West Parkway, Pompton Plains, NJ 07444
Better Health Naturally, Inc. / Helen Pensanti M.D., Inc.	PO Box 5033, Irvine, CA 92616 - and - PO Box 7530, Newport Beach, CA 92658
BioCentric Labs, Inc.	10749 Owens Street, Westminster, CO 80021
Bio-Health, a Division of Zlabs LLC	70 South Val Vista Drive, Suite A3, PMB 442, Gilbert, AZ 85296
Biotech International Corporation	107 Oakwood Drive, Galstonbury, CT 06033
Botanical Alternatives, Inc.	PO Box 563, Yamhill, OR 97148
Botanical Laboratories d/b/a Zand Herbal Formulas	1441 West Smith Road, Ferndale, WA 98248
Cannon Medical Clinic, Inc.	13000 N. 103 <sup>rd</sup> Avenue, Suite 97, Sun City, AZ 85351
Canyon Group Corporation	Highway 187, Vanderpool, TX 78885 - and - PO Box 158, Vanderpool, TX 78885
Dr. Donsbach's Health Care Products (The Rockland Corp)	3441 Main Street, Suite 104, Chula Vista, CA 91911 - and - 12320 East Skelly Drive, Tulsa, OK 74128
Ecological Formulas / Cardiovascular Research	1061-B Shary Circle, Concord, CA 94518
Elation Therapy, Inc.	825 Jamerson Road, Suite 206, Marietta, GA 30066
Fountain of Youth Marketing, LLC / Fountain of Youth Technologies, Inc.	PO Box 608, Millersport, OH 43046
Gentle Pharmacy / Texpol Enterprises, LLC	6003 Lockhill Road, San Antonio, TX 78240-2012
Harvest Moon Health Foods / Harvest Moon Natural Foods, Inc.	2113-A East 151 <sup>st</sup> Street, Olathe, KS 66062
Health4her.Com LLC	16601 North 90 <sup>th</sup> Street, Suite 100, Scottsdale, AZ 85260
Kenogen, Inc.	1430 Willamette, Suite 521, Eugene, OR 97401
M.R.M. / Metabolic Response Modifiers, Inc.	236 Calle Pintoresco, San Clemente, CA 92673 - and - 2633 W. Pacific Coast Highway, Suite B, Newport Beach, CA 92663
Matol Botanical International Ltd., Inc.	290 Labrosse Avenue, Pointe-Claire, Quebec, CANADA H9R 6R6
Maximum Living, Inc.	20071 Soulsbyville Road, Soulsbyville, CA 95372

NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND  
TOXIC ENFORCEMENT ACT OF 1986

(California Health and Safety Code § 25249.5 et seq.)

July 28, 2005

Page 3

<b>Manufacturer</b>	<b>Corporate Address(es)</b>
Mead Labs, LLC	4444 SW Corbett Avenue, Portland, OR 97239
Natural Pause	8665 W. Flamingo Road, Suite 131-413, Las Vegas, NV 89147
Naturally Eden, Inc.	PO Box 1565, Fort Walton Beach, FL 32549
Nature's Bounty, Inc.	90 Orville Drive, Bohemia, NY 11716
Nature's Light, Inc.	PO Box 443, Bennett, CO 80102 - and - 40269 E. Arizona Avenue, Bennett, CO 80102
NOW Foods / NOW Health Group, Inc.	395 S. Glen Ellyn Road, Bloomingdale, IL 60108
Nutricology, Inc. / Allergy Research Group, Inc.	2300 North Loop Road, Alameda, CA 94502
Optimum Solutions, LLC	210 Elmwood Drive, Lafayette, LA 70503
Organic Excellence	4727 E. Bell Road, Suite 45-125, Phoenix, AZ 85032-2312
Preventative Concept	8819 118 <sup>th</sup> Street East, Puyallup, WA 98373
Pure Essence Laboratories, Inc.	PO Box 95397, Las Vegas, NV 89193
Radiant Life Systems, LLC	PO Box 20310, Albuquerque, NM 87154 - and - 13612 Deer Trail NE, Albuquerque, NM 87111
ResQ Labs	PO Box 396, Port Isabel, TX 78578
Restored Balance, Inc.	42 Meadowbridge Drive, Cartersville, GA 30120
Sayge Biosciences, LLC	11202 N. 24 <sup>th</sup> Avenue, Phoenix, AZ 85029
SuperNutrition / SuperNutrition Life-Extension Research, Inc.	1925 Brush Street, Oakland, CA 94612
Swanson Health Products, Inc.	4075 40 <sup>th</sup> Avenue SW, PO Box 2803, Fargo, ND 58104
The Vitamin Shoppe	2101 91 <sup>st</sup> Street, North Bergen, NJ 07047
Threshold Enterprises, Ltd., The Parent Company of Source Naturals® and Planetary Formulas	23 Janis Way, Scotts Valley, CA 95066 - and - 19 Janis Way, Scotts Valley, CA 95066
Vitamin Power, Inc.	199 Union Avenue, Lynbrook, NY 11563
Women's Health America / Madison Pharmacy Associates, Inc.	1289 Deming Way, Madison, WI 53717
Women's Medicine, Inc. / The Natural Hormone Institute of America	1891 Beach Boulevard, Suite 100, Jacksonville, FL 32250
Young Again Nutrients, LLC	The Woodlands Center, P.O. Box 8234, Spring, TX 77387-8234

- ◆ The violations addressed by this Notice began on or after January 1, 1989, have occurred on numerous occasions each and every day since January 1, 1989, and are ongoing and continuing.
- ◆ This Notice of Violation covers the “warning provision” of Proposition 65, which is found at H&S Code § 25249.6.
- ◆ The names of each chemical that is listed pursuant to the Safe Drinking Water and Toxic Enforcement Act of 1986 involved in the violations addressed by this Notice are Progesterone (listed as a carcinogen); Medroxyprogesterone acetate (listed as a

NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND  
TOXIC ENFORCEMENT ACT OF 1986

(California Health and Safety Code § 25249.5 et seq.)

July 28, 2005

Page 4

carcinogen and reproductive toxin); Testosterone and its esters (listed as a carcinogen); Methyltestosterone (listed as a reproductive toxin); Testosterone cypionate (listed as a reproductive toxin); and Testosterone enanthate (listed as a reproductive toxin) (collectively the "Listed Chemicals"). The Listed Chemicals are listed (and have been so listed for more than twelve months) by the Governor of the State of California as being a chemical known to the State of California to cause cancer or reproductive toxicity, or both cancer and reproductive toxicity. See Exhibit B attached hereto.

- ◆ The routes of exposure for the violations addressed by this Notice are dermal contact during use of the Product(s).
- ◆ The type of consumer products causing the exposures addressed by this Notice are progesterone and testosterone consumer creams, gels and/or lotion products ("Products"), including but not limited to the following illustrative product(s):

<b>TABEL A</b>
<b>ALLVIA INTEGRATIVE PHARMACEUTICALS, INC.</b>
Progensa 20™ - For Women Superior Natural Progesterone Cream
Progensa Plus™ Superior Natural Progesterone Cream
Progensa 10™ - For Men Superior Natural Progesterone Cream
<b>ALTERNATIVE MEDICINE NETWORK / CREATIVISION, INC.</b>
Awakening Woman Natural Progesterone Cream
Healthy Prostate Gel™
Satisfaction™ - Women's Pleasure Enhancer Cream
<b>AT LAST NATURALS, INC.</b>
Born Again Brand Equigest™ Progesterone Balancing Cream
<b>BEFORE &amp; AFTER COSMETICS, LLC</b>
Meno Cream™
<b>BETTER HEALTH NATURALLY, INC. / HELEN PENSANTI M.D., INC.</b>
Prohelp™ Natural Progesterone Crème
Prohelp™ Moisture Treatment Crème
Menopause Relief Crème with Red Clover Extract
Menopause Relief Crème
Menopause Relief Cream with Soy
Bio-Identical Phyto-Progesterone
Bio-Identical Phyto-Progesterone For Men
Bio-Identical Phyto-Progesterone With Red Clove
<b>BIOCENTRIC LABS, INC.</b>
BioEntopic Natural Progesterone Crème
BioEntopic Testosterone Crème For Women
BioEntopic Testosterone Crème For Men
<b>BIO-HEALTH, A DIVISION OF ZLABS LLC</b>
Bio-Health Natural Progesterone Cream

<b>BIOTECH INTERNATIONAL CORPORATION</b>
Nu Hair™ Extra-Strength Thinning Hair Serum For Men & Women Topical Formula
Shen Min® Activator With Progestoplex™
<b>BOTANICAL ALTERNATIVES, INC.</b>
Bioidentical Progesterone Cream
<b>BOTANICAL LABORATORIES, INC. D/B/A ZAND HERBAL FORMULAS</b>
Zand® Progesterone Menopause Cream
<b>CANNON MEDICAL CLINIC, INC.</b>
Naturezone Gel Formula
<b>CANYON GROUP CORPORATION</b>
Premugest™ Natural Progesterone Cream
<b>DR. DONSBACH'S HEALTH CARE PRODUCTS (THE ROCKLAND CORP)</b>
Progesterone Cream
<b>ECOLOGICAL FORMULAS / CARDIOVASCULAR RESEARCH</b>
Novagest Progesterone Cream
<b>ELATION THERAPY, INC.</b>
Elation Therapy Natural Progesterone Cream
<b>FOUNTAIN OF YOUTH MARKETING, LLC / FOUNTAIN OF YOUTH TECHNOLOGIES, INC</b>
Fountain of Youth Brand Natural Progesterone Crème Plus Herbs
<b>GENTLE PHARMACY / TEXPOL ENTERPRISES, LLC</b>
Clearpatch® Natural Progesterone Lotion
Clearpatch® Natural Estriol and Progesterone Lotion
<b>HARVEST MOON HEALTH FOODS / HARVEST MOON NATURAL FOODS, INC.</b>
Classic Angel Progesterone Cream
Harvest Moon Pro-G Progesterone Cream
SupraGest™ Natural Progesterone Cream
<b>HEALTH4HER.COM LLC</b>
Progesta-Eze Natural Progesterone Cream
<b>KENOGEN, INC.</b>
Progest-E Complex™ Replenishing Oil
<b>M.R.M. / METABOLIC RESPONSE MODIFIERS, INC.</b>
Projuvine
<b>MATOL BOTANICAL INTERNATIONAL LTD., INC.</b>
Botanelle® Progesterone Crème
<b>MAXIMUM LIVING, INC.</b>
Maximum Living Progestimax Cream
<b>MEAD LABS, LLC</b>
Androxin Gel™
Androxin Gel for Women™
DHEA Pro Gel for Women™
DHEA Pro for Men™
Pro EST Cream for Women™
Pro 25 Cream™
Fem Essence Gel for Women™

<b>NATURAL PAUSE</b>
Natural Pause Natural Progesterone Cream
<b>NATURALLY EDEN, INC.</b>
Naturally Eden Natural Progesterone Cream
<b>NATURE'S BOUNTY, INC.</b>
Nature's Bounty Menopause Formula Progesterone Cream
<b>NATURE'S LIGHT, INC.</b>
Original Natural Progesterone Cream
Unscented Natural Progesterone Cream
Improved! Natural progesterone cream
Natural Prostate Cream
<b>NOW FOODS / NOW HEALTH GROUP, INC.</b>
Progesterone Liposomal Skin Cream
<b>NUTRICOLOGY, INC. / ALLERGY RESEARCH GROUP, INC.</b>
Progestex
Progestex Plus
<b>OPTIMUM SOLUTIONS, LLC</b>
Optimum Solutions Holistic Health Pro-Crème™
<b>ORGANIC EXCELLENCE</b>
Organic Excellence Metered Dose Natural Progesterone Pump
Organic Excellence Natural Progesterone Cream
Organic Excellence Natural Progesterone Cream with Phytoestrogens
Organic Excellence Natural Progesterone Pump with Phytoestrogens
<b>PREVENTATIVE CONCEPT</b>
Resolve Wild Yam Emollient
Balance Wild Yam Roll-On Emollient
<b>PURE ESSENCE LABORATORIES, INC.</b>
FemCreme™
<b>RADIANT LIFE SYSTEMS, LLC</b>
Feminine Balance Plus® Revitalizing Body Gel
<b>ResQ LABS</b>
Male Rescue
Prostate Rescue Natural Progesterone Gel For Men
Female Rescue
NPC Rescue Natural Progesterone Cream For Women
Estro-All™ Menopausal Solution
Essential Plus Rescue
<b>RESTORED BALANCE, INC.</b>
Restored Balance Natural Progesterone Cream
Restored Balance Prostate Care Natural Progesterone for Men
<b>SAYGE BIOSCIENCES, LLC</b>
Balance™ Progesterone Naturally, All Natural Body Cream, Pump™
Balance™ Hrt Naturally Progesterone and Phytoestrogen Cream, Pump™
<b>SUPERNUTRITION / SUPERNUTRITION LIFE-EXTENSION RESEARCH, INC.</b>
Wild Yam & Flowers Crème

NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND  
TOXIC ENFORCEMENT ACT OF 1986

(California Health and Safety Code § 25249.5 et seq.)

July 28, 2005

Page 7

<b>SWANSON HEALTH PRODUCTS, INC.</b>
Swanson Menogest Cream
<b>THE VITAMIN SHOPPE</b>
Progesterone Cream
<b>THRESHOLD ENTERPRISES, LTD., THE PARENT COMPANY OF SOURCE NATURALS® AND PLANETARY FORMULAS</b>
Source Naturals Eternal Woman™ Natural Progesterone Cream
<b>VITAMIN POWER, INC.</b>
Natural Soothe Crème Feminine Herbal Body Crème
<b>WOMEN'S HEALTH AMERICA / MADISON PHARMACY ASSOCIATES, INC.</b>
Restore Natural Progesterone Cream
<b>WOMEN'S MEDICINE, INC. / THE NATURAL HORMONE INSTITUTE OF AMERICA</b>
Dr. Randolph Natural Progesterone For Men
Dr. Randolph Women's Progesterone Cream
<b>YOUNG AGAIN NUTRIENTS, LLC</b>
Healthy Prostate Cream™
Healthy Progesterone Cream™
Progesterone Gel
Natural Progesterone Cream with Vitamin E

- ◆ There are numerous sources of the exposures addressed in this Notice. On information and belief, these exposures occur in homes, the workplace and everywhere else in California where these products are used. These exposures occur principally off the property of the Noticed Company.
- ◆ In the course of doing business, the Companies knowingly and intentionally have exposed, and continues to expose, individuals (especially women) to the Listed Chemicals in the Products. No clear and reasonable warning is or has been provided by the Companies to individuals regarding exposure to the Listed Chemicals or regarding the fact that the Listed Chemicals are known to the State of California to be a carcinogen and/or reproductive toxin.
- ◆ These exposures are ongoing and continuing, with some continuing from 1989. The CWLC believes and so alleges that each Company has tolled any applicable statute of limitations by failing at any time in the past to disclose the presence of the Listed Chemicals in their Products to those persons that required a warning when they purchased the Products in the stores or over the internet where the Companies' Products are sold for consumer use in California. The labels on these Products do not include any warning that would meet the definition set forth at 22 CCR § 12601(b)(1)(A) or comply with 22 CCR § 12601(b)(3) and (b)(4)(B).
- ◆ The chemicals contained in the ingredients of the Products, and subject to the warning requirements of H&S Code § 25249.6 and more specifically 22 CCR § 12601(b) *et seq.*, are listed below:
  1. Progesterone (listed as a carcinogen)
  2. Medroxyprogesterone acetate (listed as a carcinogen and reproductive toxin)
  3. Testosterone and its esters (listed as a carcinogen)
  4. Methyltestosterone (listed as a reproductive toxin)

NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND  
TOXIC ENFORCEMENT ACT OF 1986

(California Health and Safety Code § 25249.5 et seq.)

July 28, 2005

Page 8

5. Testosterone cypionate (listed as a reproductive toxin)
6. Testosterone enanthate (listed as a reproductive toxin)

- ◆ The aforementioned carcinogen and reproductive toxins are on the Governor's list ("Prop 65 List") as set forth at 22 CCR § 12000. These chemicals are known to the State of California to cause carcinogenic and/or reproductive toxicity harm to humans requiring special warning labels and care in handling and use. The concentrations of these toxins in the Products require a warning of the existence of this chemical danger by the Product's manufacturer, distributor and retailer.
- ◆ The principal route of exposure is through a "consumer products exposure" via dermal contact. These exposures have gone on since January 1, 1989, and are ongoing and continuing at every place in California that the Products listed in TABLE A are offered for sale and use. All references to "exposure" in this notice shall be understood to be exposures to the Products, including but not limited to the specific Product brands in said TABLE and the ingredients of those Products. The sale of these Products constitutes a transfer of a known reproductive and/or carcinogenic chemical to the purchaser as well as the ultimate consuming individual from the normal use of the Products, causing the exposure to occur without a clear and reasonable warning regarding the Listed Chemicals.
- ◆ The location of these alleged exposures are many and varied, and on information and belief occur within the 58 counties of the state of California, as evidenced by the District Attorneys addressed in the enclosed distribution list. The CWLC believes and so alleges that at least one of each Companies' Products were sold within each county by the Companies' wholesale or retail distributor, and that sale caused the utilization of the Products and consumption and subsequent exposure. This purchase and consumption caused exposures in that jurisdiction to the Listed Chemicals in the Products as identified herein, and those exposures by the Companies were allowed to take place without the prerequisite warnings as delineated by the applicable statutes specified in this notice.

Please direct any inquiries regarding this notice to counsel for the California Women's Law Center:

Roger Lane Carrick, Esq.  
The Carrick Law Group, P.C.  
350 S. Grand Avenue, Suite 2930  
Los Angeles, CA 90071  
Tel.: (213) 346-7930  
Fax: (213) 346-7931  
E-mail: roger@carricklawgroup.com

**NOTICED PARTIES DISTRIBUTION LIST:**

- ◆ ALLVIA INTEGRATIVE PHARMACEUTICALS, INC.
- ◆ ALTERNATIVE MEDICINE NETWORK / CREATIVISION, INC.
- ◆ AT LAST NATURALS, INC.
- ◆ BEFORE & AFTER COSMETICS, LLC
- ◆ BETTER HEALTH NATURALLY, INC. / HELEN PENSANTI M.D., INC.
- ◆ BIOCENTRIC LABS, INC.
- ◆ BIO-HEALTH, A DIVISION OF ZLABS LLC
- ◆ BIOTECH INTERNATIONAL CORPORATION
- ◆ BOTANICAL ALTERNATIVES, INC.
- ◆ BOTANICAL LABORATORIES, INC. D/B/A ZAND HERBAL FORMULAS
- ◆ CANNON MEDICAL CLINIC, INC.
- ◆ CANYON GROUP CORPORATION
- ◆ DR. DONSBACH'S HEALTH CARE PRODUCTS (THE ROCKLAND CORP)
- ◆ ECOLOGICAL FORMULAS / CARDIOVASCULAR RESEARCH
- ◆ ELATION THERAPY, INC.
- ◆ FOUNTAIN OF YOUTH MARKETING, LLC / FOUNTAIN OF YOUTH TECHNOLOGIES, INC.
- ◆ GENTLE PHARMACY / TEXPOL ENTERPRISES, LLC
- ◆ HARVEST MOON HEALTH FOODS / HARVEST MOON NATURAL FOODS, INC.
- ◆ HEALTH4HER.COM LLC
- ◆ KENOGEN, INC.
- ◆ M.R.M. / METABOLIC RESPONSE MODIFIERS, INC.
- ◆ MATOL BOTANICAL INTERNATIONAL LTD., INC.
- ◆ MAXIMUM LIVING, INC.
- ◆ MEAD LABS, LLC
- ◆ NATURAL PAUSE
- ◆ NATURALLY EDEN, INC.
- ◆ NATURE'S BOUNTY, INC.
- ◆ NATURE'S LIGHT, INC.
- ◆ NOW FOODS / NOW HEALTH GROUP, INC.
- ◆ NUTRICOLOGY, INC. / ALLERGY RESEARCH GROUP, INC.
- ◆ OPTIMUM SOLUTIONS, LLC
- ◆ ORGANIC EXCELLENCE
- ◆ PREVENTATIVE CONCEPT
- ◆ PURE ESSENCE LABORATORIES, INC.
- ◆ RADIANT LIFE SYSTEMS, LLC
- ◆ ResQ LABS
- ◆ RESTORED BALANCE, INC.
- ◆ SAYGE BIOSCIENCES, LLC
- ◆ SUPERNUTRITION / SUPERNUTRITION LIFE-EXTENSION RESEARCH, INC.
- ◆ SWANSON HEALTH PRODUCTS, INC.
- ◆ THE VITAMIN SHOPPE
- ◆ THRESHOLD ENTERPRISES, LTD., THE PARENT COMPANY OF SOURCE NATURALS® AND PLANETARY FORMULAS
- ◆ VITAMIN POWER, INC.
- ◆ WOMEN'S HEALTH AMERICA / MADISON PHARMACY ASSOCIATES, INC.
- ◆ WOMEN'S MEDICINE, INC. / THE NATURAL HORMONE INSTITUTE OF AMERICA
- ◆ YOUNG AGAIN NUTRIENTS, LLC



## EXHIBIT B

### NOTICED PARTIES:

- ◆ ALLVIA INTEGRATIVE PHARMACEUTICALS, INC.
- ◆ ALTERNATIVE MEDICINE NETWORK / CREATIVISION, INC.
- ◆ AT LAST NATURALS, INC.
- ◆ BEFORE & AFTER COSMETICS, LLC
- ◆ BETTER HEALTH NATURALLY, INC. / HELEN PENSANTI M.D., INC.
- ◆ BIOCENTRIC LABS, INC.
- ◆ BIO-HEALTH, A DIVISION OF ZLABS LLC
- ◆ BIOTECH INTERNATIONAL CORPORATION
- ◆ BOTANICAL ALTERNATIVES, INC.
- ◆ BOTANICAL LABORATORIES, INC. D/B/A ZAND HERBAL FORMULAS
- ◆ CANNON MEDICAL CLINIC, INC.
- ◆ CANYON GROUP CORPORATION
- ◆ DR. DONSBACH'S HEALTH CARE PRODUCTS (THE ROCKLAND CORP)
- ◆ ECOLOGICAL FORMULAS / CARDIOVASCULAR RESEARCH
- ◆ ELATION THERAPY, INC.
- ◆ FOUNTAIN OF YOUTH MARKETING, LLC / FOUNTAIN OF YOUTH TECHNOLOGIES, INC.
- ◆ GENTLE PHARMACY / TEXPOL ENTERPRISES, LLC
- ◆ HARVEST MOON HEALTH FOODS / HARVEST MOON NATURAL FOODS, INC.
- ◆ HEALTH4HER.COM LLC
- ◆ KENOGEN, INC.
- ◆ M.R.M. / METABOLIC RESPONSE MODIFIERS, INC.
- ◆ MATOL BOTANICAL INTERNATIONAL LTD., INC.
- ◆ MAXIMUM LIVING, INC.
- ◆ MEAD LABS, LLC
- ◆ NATURAL PAUSE
- ◆ NATURALLY EDEN, INC.
- ◆ NATURE'S BOUNTY, INC.
- ◆ NATURE'S LIGHT, INC.
- ◆ NOW FOODS / NOW HEALTH GROUP, INC.
- ◆ NUTRICOLOGY, INC. / ALLERGY RESEARCH GROUP, INC.
- ◆ OPTIMUM SOLUTIONS, LLC
- ◆ ORGANIC EXCELLENCE
- ◆ PREVENTATIVE CONCEPT
- ◆ PURE ESSENCE LABORATORIES, INC.
- ◆ RADIANT LIFE SYSTEMS, LLC
- ◆ ResQ LABS
- ◆ RESTORED BALANCE, INC.
- ◆ SAYGE BIOSCIENCES, LLC
- ◆ SUPERNUTRITION / SUPERNUTRITION LIFE-EXTENSION RESEARCH, INC.
- ◆ SWANSON HEALTH PRODUCTS, INC.
- ◆ THE VITAMIN SHOPPE
- ◆ THRESHOLD ENTERPRISES, LTD., THE PARENT COMPANY OF SOURCE NATURALS® AND PLANETARY FORMULAS
- ◆ VITAMIN POWER, INC.
- ◆ WOMEN'S HEALTH AMERICA / MADISON PHARMACY ASSOCIATES, INC.
- ◆ WOMEN'S MEDICINE, INC. / THE NATURAL HORMONE INSTITUTE OF AMERICA
- ◆ YOUNG AGAIN NUTRIENTS, LLC

List Of Chemicals Contained In The Attached 60-Day Notice of Violation That Are Listed By The Governor Of The State Of California As Being Known To The State Of California To Cause Cancer Or Reproductive Toxicity

#### CARCINOGENS

<u>Chemical</u>	<u>CAS No.</u>	<u>Date Added to List</u>
Progesterone	57830	January 1, 1988
Medroxyprogesterone acetate	71589	January 1, 1990
Testosterone and its esters	58220	April 1, 1988

## REPRODUCTIVE TOXINS

<u>Chemical</u>	<u>CAS No.</u>	<u>Date Added to List</u>
Medroxyprogesterone acetate	71589	April 1, 1990
Methyltestosterone	58184	April 1, 1990
Testosterone cypionate	58208	October 1, 1991
Testosterone enanthate	315377	April 1, 1990

**CERTIFICATE OF MERIT**  
**HEALTH AND SAFETY CODE SECTION 25249.7(d)**

**NOTICED PARTIES:**

- ◆ ALLVIA INTEGRATIVE PHARMACEUTICALS, INC.
- ◆ ALTERNATIVE MEDICINE NETWORK / CREATIVISION, INC.
- ◆ AT LAST NATURALS, INC.
- ◆ BEFORE & AFTER COSMETICS, LLC
- ◆ BETTER HEALTH NATURALLY, INC. / HELEN PENSANTI M.D., INC.
- ◆ BIOCENTRIC LABS, INC.
- ◆ BIO-HEALTH, A DIVISION OF ZLABS LLC
- ◆ BIOTECH INTERNATIONAL CORPORATION
- ◆ BOTANICAL ALTERNATIVES, INC.
- ◆ BOTANICAL LABORATORIES, INC. D/B/A ZAND HERBAL FORMULAS
- ◆ CANNON MEDICAL CLINIC, INC.
- ◆ CANYON GROUP CORPORATION
- ◆ DR. DONSBACH'S HEALTH CARE PRODUCTS (THE ROCKLAND CORP)
- ◆ ECOLOGICAL FORMULAS / CARDIOVASCULAR RESEARCH
- ◆ ELATION THERAPY, INC.
- ◆ FOUNTAIN OF YOUTH MARKETING, LLC ./ FOUNTAIN OF YOUTH TECHNOLOGIES, INC.
- ◆ GENTLE PHARMACY / TEXPOL ENTERPRISES, LLC
- ◆ HARVEST MOON HEALTH FOODS / HARVEST MOON NATURAL FOODS, INC.
- ◆ HEALTH4HER.COM LLC
- ◆ KENOGEN, INC.
- ◆ M.R.M. / METABOLIC RESPONSE MODIFIERS, INC.
- ◆ MATOL BOTANICAL INTERNATIONAL LTD., INC.
- ◆ MAXIMUM LIVING, INC.
- ◆ MEAD LABS, LLC
- ◆ NATURAL PAUSE
- ◆ NATURALLY EDEN, INC.
- ◆ NATURE'S BOUNTY, INC.
- ◆ NATURE'S LIGHT, INC.
- ◆ NOW FOODS / NOW HEALTH GROUP, INC.
- ◆ NUTRICOLOGY, INC. / ALLERGY RESEARCH GROUP, INC.
- ◆ OPTIMUM SOLUTIONS, LLC
- ◆ ORGANIC EXCELLENCE
- ◆ PREVENTATIVE CONCEPT
- ◆ PURE ESSENCE LABORATORIES, INC.
- ◆ RADIANT LIFE SYSTEMS, LLC
- ◆ RESQ LABS
- ◆ RESTORED BALANCE, INC.
- ◆ SAYGE BIOSCIENCES, LLC
- ◆ SUPERNUTRITION / SUPERNUTRITION LIFE-EXTENSION RESEARCH, INC.
- ◆ SWANSON HEALTH PRODUCTS, INC.
- ◆ THE VITAMIN SHOPPE
- ◆ THRESHOLD ENTERPRISES, LTD., THE PARENT COMPANY OF SOURCE NATURALS® AND PLANETARY FORMULAS
- ◆ VITAMIN POWER, INC.
- ◆ WOMEN'S HEALTH AMERICA / MADISON PHARMACY ASSOCIATES, INC.
- ◆ WOMEN'S MEDICINE, INC. / THE NATURAL HORMONE INSTITUTE OF AMERICA
- ◆ YOUNG AGAIN NUTRIENTS, LLC

I, Roger Lane Carrick, on behalf of the California Women's Law Center hereby declare:

1. This Certificate of Merit accompanies the attached sixty-day notice(s) in which it is alleged that the parties identified in the notices have violated California Health and Safety Code section 25249.6 by failing to provide clear and reasonable warnings.
2. I am the attorney for the noticing party.
3. I have consulted with one or more persons with relevant and appropriate experience or expertise who has reviewed facts, studies, or other data regarding the exposure to the listed chemical(s) that is the subject of this action.

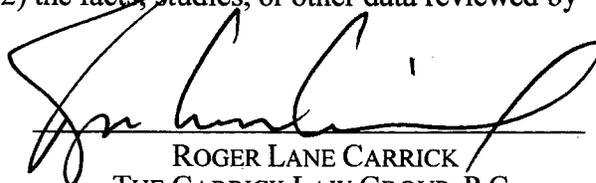
**CERTIFICATE OF MERIT**  
**HEALTH AND SAFETY CODE SECTION 25249.7(d)**

Page 2

4. Based upon the information obtained through those consultations, and 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 private action" means that the information provides a credible basis that all the 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.

5. The copy of this Certificate of Merit served on the Attorney General attaches to it factual information sufficient to establish the basis for this certificate, including the information identified in Health and safety Code section 24249.7(h)(2), *i.e.*, (1) the identity of the person consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.

Date: July 28, 2005



ROGER LANE CARRICK  
THE CARRICK LAW GROUP, P.C.  
ATTORNEYS FOR  
CALIFORNIA WOMEN'S LAW CENTER

**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 350 S. Grand Avenue, Suite 2930, Los Angeles, CA 90071-3406.

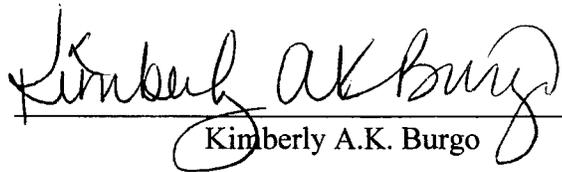
On July 28, 2005, I served copies of the documents listed immediately hereafter by first class mail by placing same in sealed envelopes, fully preparing postage thereon, and depositing said envelopes in the U.S. Mail at Los Angeles, California. Said envelopes were addressed as follows:

**SEE ATTACHED DISTRIBUTION LISTS**

Documents mailed:

1. **NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (California Health and Safety Code § 25249.5 et seq.)**
2. **Exhibit A - THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY (Government Entities excluded)**
3. **Exhibit B - Details of Relevant Proposition 65 Chemical Listing**
4. **CERTIFICATE OF MERIT – (attachments only sent to California Attorney General's Office)**

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct, and that this declaration was executed on July 28, 2005, at Los Angeles, California.

  
\_\_\_\_\_  
Kimberly A.K. Burgo



**DISTRIBUTION LIST – NOTICED PARTIES**  
**VIA FIRST CLASS U.S. MAIL – Documents Mailed:**  
**(1) 60-Day Notice of Violation; (2) Exhibit A - Summary of Prop. 65;**  
**(3) Exhibit B - Details of Relevant Proposition 65 Chemical Listing;**  
**(4) Certificate of Merit; and (5) Certificate of Service**

<p>John Rose, President &amp; CEO  or Current President / CEO / Gen. Counsel  <b>AllVia Integrative Pharmaceuticals, Inc.</b>  11202 North 24<sup>th</sup> Avenue  Phoenix, AZ 85029</p>	<p>Karen Cherniack, Principal  or Current President / CEO / Gen. Counsel  <b>Alternative Medicine Network / Creativision, Inc.</b>  30520 Rancho California Road  Suite 107-149  Temecula, CA 92591</p> <p style="text-align: center;">- and -</p> <p><b>Alternative Medicine Network / Creativision, Inc.</b>  Current President / CEO/ Gen. Counsel  601 16th Street, #C - #105  Golden, CO 80401</p>	<p>Andrew I. Telsey  <b>Registered Agent For Service of Process</b>  12835 East Arapahoe Road  Tower 1 PT  Englewood, CO 80112</p> <p><b>On Behalf Of:</b>  1. Alternative Medicine Network /  Creativision, Inc.</p>
<p>Bruce M. Last, CEO  or Current President / CEO / Gen. Counsel  <b>At Last Naturals, Inc.</b>  401 Columbus Avenue.  Valhalla, NY 10595</p>	<p>Nixon Peabody, LLP  <b>DOS Process</b>  Attn: Jean M. Williams  Clinton Square  Suite 1300  Rochester, NY 14604</p> <p><b>On Behalf Of:</b>  1. At Last Naturals, Inc.</p>	<p>Keith Traub, President  or Current President / CEO / Gen. Counsel  <b>Before &amp; After Cosmetics, LLC</b>  233 West Parkway  Pompton Plains, NJ 07444</p>
<p>Barbara Hoffman, President  or Current President / CEO / Gen. Counsel  <b>Better Health Naturally, Inc.</b>  PO BOX 5033  Irvine, CA 92616</p> <p style="text-align: center;">- and -</p> <p>Helen Pensanti, President  or Current President / CEO / Gen. Counsel  <b>Helen Pensanti M.D., Inc.</b>  PO BOX 7530  Newport Beach, CA 92658</p>	<p>David Hoffman  <b>Registered Agent For Service of Process</b>  2070 North Turstin Avenue  Santa Ana, CA 92705</p> <p><b>On Behalf Of:</b>  1. Better Health Naturally, Inc.</p> <p style="text-align: center;">- and -</p> <p>Helen Pensanti  <b>Registered Agent For Service of Process</b>  25 Ambroise  Newport Coast, CA 92657</p> <p><b>On Behalf Of:</b>  1. Helen Pensanti M.D., Inc.</p>	<p><b>BioCentric Labs, Inc.</b>  Current President / CEO/ Gen. Counsel  10749 Owens Street  Westminster, CO 80021</p>
<p>Margaret Turek  <b>Registered Agent For Service of Process</b>  11023 West Zephr  Broomfield, CO 80021</p> <p><b>On Behalf Of:</b>  1. Biocentric Labs, Inc.</p>	<p><b>Bio-Health, A Division of Zlabs LLC</b>  Current President / CEO/ Gen. Counsel  70 S. Val Vista Drive, Suite A3  PMB 442  Gilbert, AZ 85296</p>	<p>Jonathan Winton  <b>Registered Agent For Service of Process</b>  2076 E. Pinto Drive  Gilbert, AZ 85296</p> <p><b>On Behalf Of:</b>  1. Bio-Health, A Division Of Zlabs, LLC</p>

<p>Greg Kelly, President or Current President / CEO / Gen. Counsel <b>Biotech International Corporation</b> 107 Oakwood Drive Galstonbury, CT 06033</p>	<p>Levy &amp; Droney, P.C. <b>Registered Agent For Service of Process</b> Pondview Corporate Center 74 Batterson Park Road Farmington, CT 06032</p> <p><b>On Behalf Of:</b> 1. Biotech International Corporation</p>	<p>Marilyn Blen, President or Current President / CEO / Gen. Counsel <b>Botanical Alternatives, Inc.</b> PO BOX 563 Yamhill, OR 97148</p>
<p>Marilyn Blen <b>Registered Agent For Service of Process</b> 14665 NW Oakridge Road Yamhill, OR 97148</p> <p><b>On Behalf Of:</b> 1. Botanical Alternatives, Inc.</p>	<p>Jim Coyne, President/CEO or Current President / CEO / Gen. Counsel <b>Botanical Laboratories, Inc.</b> 1441 West Smith Road Ferndale, WA 98248</p>	<p>George L. Cannon, M.D., President/CEO or Current President / CEO / Gen. Counsel <b>Cannon Medical Clinic, Inc.</b> 13000 N. 103<sup>RD</sup> Avenue Suite 97 Sun City, AZ 85351</p>
<p>Ardell H. Nelson, President or Current President / CEO / Gen. Counsel <b>Canyon Group Corporation</b> Highway 187 Vanderpool, TX 78885</p> <p>- and -</p> <p><b>Canyon Group Corporation</b> Current President / CEO/ Gen. Counsel PO BOX 158 Vanderpool, TX 78885</p>	<p>CT Corporation System <b>Registered Agent For Service of Process</b> 350 North ST. Paul Dallas, TX 75201</p> <p><b>On Behalf Of:</b> 1. Canyon Group Corporation</p>	<p>Kurt W. Donsbach, Principal or Current President / CEO / Gen. Counsel <b>Dr. Donsbach's Health Care Products</b> 3441 Main Street Suite 104 Chula Vista, CA 91911</p> <p>- and -</p> <p>Rocky Heinrich, President or Current President / CEO / Gen. Counsel <b>The Rockland Corporation</b> 12320 East Skelly Drive Tulsa, OK 74128</p>
<p>Elmer G. Heinrich <b>Registered Agent For Service of Process</b> 12320 East Skelly Drive Tulsa, OK 74128</p> <p><b>On Behalf Of:</b> 1. The Rockland Corporation</p>	<p><b>Ecological Formulas / Cardiovascular Research</b> Current President / CEO/ Gen. Counsel 1061-B Shary Circle Concord, CA 94518</p>	<p>Robert E. Rutledge, CEO or Current President / CEO / Gen. Counsel <b>Elation Therapy, Inc.</b> 825 Jamerson Road Suite 206 Marietta, GA 30066</p>
<p>Robert E. Rutledge <b>Registered Agent For Service of Process</b> 2912 Perrington Way Marietta, GA 30066</p> <p><b>On Behalf Of:</b> 1. Elation Therapy, Inc.</p>	<p>Chuck Mesko, N.D., President / CEO or Current President / CEO / Gen. Counsel <b>Fountain of Youth Marketing, LLC / Fountain of Youth Technologies, Inc.</b> PO BOX 608 Millersport, OH 43046</p>	<p>Charles A. Mesko <b>Registered Agent For Service of Process</b> 12395 Lancaster Street Millersport, OH 43046</p> <p><b>On Behalf Of:</b> 1. Fountain of Youth Marketing, LLC / Fountain Of Youth Technologies, Inc.</p>
<p><b>Gentle Pharmacy / Texpol Enterprises, LLC</b> Current President / CEO/ Gen. Counsel 6003 Lockhill Road. San Antonio, TX 78240-2012</p>	<p>Wojciech A. Kosiba <b>Registered Agent For Service of Process</b> 6003 Lockhill Road San Antonio, TX 78240</p> <p><b>On Behalf Of:</b> 1. Gentle Pharmacy / Texpol Enterprises, LLC</p>	<p>Paul Bennet, Principal or Current President / CEO / Gen. Counsel <b>Harvest Moon Health Foods / Harvest Moon Natural Foods, Inc.</b> 2113-A East 151<sup>ST</sup> Street Olathe, KS 66062</p>

<p>Louis Jay, President or Current President / CEO / Gen. Counsel <b>HEALTH4HER.com LLC</b> 16601 North 90<sup>TH</sup> Street Suite 100 Scottsdale, AZ. 85260</p>	<p>Katherine Raaum, President or Current President / CEO / Gen. Counsel <b>Kenogen, Inc. (Ray Peat's)</b> 1430 Willamette Suite 521 Eugene, OR 97401</p>	<p>Mark Olson, President &amp; CEO or Current President / CEO / Gen. Counsel <b>M.R.M. / Metabolic Response Modifiers, Inc.</b> 236 Calle Pinteroesco San Clemente, CA 92673</p> <p>- and -</p> <p><b>M.R.M. / Metabolic Response Modifiers, Inc.</b> Current President / CEO/ Gen. Counsel 2633 W. Pacific Coast Highway Suite B Newport Beach, CA 92663</p>
<p>J.F. Robert Bolduc, Chairman &amp; CEO or Current President / CEO / Gen. Counsel <b>Matol Botanical International Ltd., Inc.</b> 290 Labrosse Avenue Pointe-Claire, Quebec, Canada H9R 6R6</p>	<p>Current President / CEO / Gen. Counsel <b>Maximum Living, Inc.</b> 20071 Soulsbyville Road Soulsbyville, CA 95372</p>	<p>Jerry W. Roberts <b>Registered Agent For Service of Process</b> 20071 Soulsbyville Road Soulsbyville, CA 95372</p> <p><b>On Behalf Of:</b> 1. Maxium Living, Inc.</p>
<p>Jay H. Mead, MD FASCP, Director or Current President / CEO / Gen. Counsel <b>Mead Labs, LLC</b> 4444 SW Corbett Avenue Portland, OR 97239</p>	<p>Warren Nelson <b>Registered Agent For Service of Process</b> 4444 SW Corbett Avenue Portland OR 97239</p> <p><b>On Behalf Of:</b> 1. Mead Labs, LLC</p>	<p><b>Natural Pause</b> Current President / CEO/ Gen. Counsel 8665 W. Flamingo Road, Suite 131-413 Las Vegas, NV 89147</p>
<p>Pam Dowling, President or Current President / CEO / Gen. Counsel <b>Naturally Eden, Inc.</b> PO BOX 1565 Fort Walton Beach, FL 32549</p>	<p>Richard P. Peterman <b>Registered Agent For Service of Process</b> 25 NE Walter Martin Road Fort Walton Beach, FL 32548</p> <p><b>On Behalf Of:</b> 1. Naturally Eden, Inc.</p>	<p>Scott Rudolph, CEO or Current President / CEO / Gen. Counsel <b>Nature's Bounty, Inc.</b> 90 Orville Drive Bohemia, NY 11716</p>
<p>Corporation Service Company <b>Registered Agent For Service of Process</b> 80 State Street Albany, NY 12207-2543</p> <p><b>On Behalf Of:</b> 1. Nature's Bounty, Inc.</p>	<p><b>Nature's Light, Inc.</b> Current President / CEO/ Gen. Counsel PO BOX 443 Bennett, CO 80102</p> <p>- and -</p> <p><b>Nature's Light, Inc.</b> Current President / CEO/ Gen. Counsel 40269 E. Arizona Avenue Bennett, CO 80102</p>	<p>Laurie A. Nitchman <b>Registered Agent For Service of Process</b> PO BOX 443 Bennett, CO 80102</p> <p><b>On behalf of:</b> 1. Nature's Light, Inc.</p>
<p>Elwood Richard, President or Current President / CEO / Gen. Counsel <b>NOW Foods / NOW Health Group, Inc.</b> 395 S. Glen Ellyn Road Bloomington, IL 60108</p>	<p>Albert P. Powers <b>Registered Agent For Service of Process</b> 395 S. Glen Ellyn Road Bloomington, IL 60108</p> <p><b>On Behalf Of:</b> 1. NOW Foods / NOW Health Group, Inc.</p>	<p>Stephen Levine, Ph.D., CEO or Current President / CEO / Gen. Counsel <b>Nutricology, Inc. / Allergy Research Group, Inc.</b> 2300 North Loop Road Alameda, CA 94502</p>

<p>Marie Pace, Principal or Current President / CEO / Gen. Counsel <b>Optimum Solutions, LLC</b> 210 Elmwood Drive Lafayette, LA 70503</p>	<p>Cynthia Drasler, President or Current President / CEO / Gen. Counsel <b>Organic Excellence</b> 4727 E. Bell Road Suite 45-125 Phoenix, AZ 85032-2312</p>	<p><b>Preventative Concept</b> Current President / CEO/ Gen. Counsel 8819 118<sup>th</sup> Street East Puyallup, WA 98373</p>
<p>Jery K. Cochern, Principal or Current President / CEO / Gen. Counsel <b>Pure Essence Laboratories, Inc.</b> PO BOX 95397 Las Vegas, NV 89193</p>	<p>Alan P. Rubeinstein <b>Registered Agent For Service of Process</b> 8860 Aurora Light Way Las Vegas, NV 89123</p> <p><b>ON BEHALF OF:</b> 1. Pure Essence Laboratories, Inc.</p>	<p>George Dietrich, Principal or Current President / CEO / Gen. Counsel <b>Radiant Life Systems LLC</b> PO BOX 20310 Albuquerque, NM 87154</p> <p>- and -</p> <p><b>Radiant Life Systems LLC</b> Current President / CEO/ Gen. Counsel 13612 Deer Trail NE Albuquerque, NM 87111</p>
<p>Tim Chapman, M.D., Principal or Current President / CEO / Gen. Counsel <b>ResQ Labs</b> PO BOX 396 Port Isabel, TX 78578</p>	<p>Michael &amp; Teresa Campbell, Principals or Current President / CEO / Gen. Counsel <b>Restored Balance, Inc.</b> 42 Meadowbridge Drive Cartersville, GA 30120</p>	<p>John Rose, Principal or Current President / CEO / Gen. Counsel <b>Sayge Biosciences, LLC</b> 11202 N. 24<sup>th</sup> Avenue Phoenix, AZ 85029</p>
<p>Patrick Mooney, President or Current President / CEO / Gen. Counsel <b>SuperNutrition / SuperNutrition Life-Extension Research, Inc.</b> 1925 Brush Street Oakland, CA 94612</p>	<p>Patrick Mooney <b>Registered Agent For Service of Process</b> 100 Santa Rosa Avenue Pacifica, CA 94044</p> <p><b>On Behalf Of:</b> 1. SuperNutrition / SuperNutrition Life-Extension Research, Inc.</p>	<p>Lee Swanson, President or Current President / CEO / Gen. Counsel <b>Swanson Health Products, Inc.</b> 4075 40<sup>th</sup> Avenue SW PO Box 2803 Fargo, ND 58104-2803</p>
<p>Douglas J. Anderson <b>Registered Agent For Service of Process</b> 4075 40<sup>th</sup> Avenue SW PO Box 2803 Fargo, ND 58108-2803</p> <p><b>On Behalf Of:</b> 1. Swanson Health Products, Inc.</p>	<p><b>The Vitamin Shoppe</b> Current President / CEO/ Gen. Counsel 2101 91<sup>st</sup> Street North Bergen, NJ 07047</p> <p>- and -</p> <p><b>The Vitamin Shoppe</b> Current President / CEO/ Gen. Counsel 4700 Westside Avenue North Bergen, NJ 07047</p>	<p><b>Threshold Enterprises, LTD., The Parent Company of Source Naturals® and Planetary Formulas</b> Current President / CEO/ Gen. Counsel 23 Janis Way Scotts Valley, CA 95066</p> <p>- and -</p> <p>Ira Goldberg, CEO or Current President / CEO / Gen. Counsel <b>Source Naturals, Inc.</b> 19 Janis Way Scotts Valley, CA 95066</p>

<p>Ira L. Goldberg  <b>Registered Agent For Service of Process</b>  23 Janis Way  Scotts Valley, CA 95066</p> <p><b>On Behalf Of:</b>  1. Threshold Enterprises, LTD., The Parent Company of Source Naturals® and Planetary Formulas</p>	<p><b>Vitamin Power, Inc.</b>  Current President / CEO/ Gen. Counsel  199 Union Avenue  Lynbrook, NY 11563</p>	<p>Marla J. Ahlgrimm, CEO  or Current President / CEO / Gen. Counsel  <b>Women's Health America / Madison Pharmacy Associates</b>  1289 Deming Way  Madison, WI 53717</p>
<p>C. W. Randolph, JR., M.D., Principal  or Current President / CEO / Gen. Counsel  <b>Women's Medicine, Inc. / The Natural Hormone Institute of America</b>  1891 Beach Boulevard, Suite 100  Jacksonville, FL 32250</p>	<p>T. Geoffrey Heekin, Esq.  <b>Registered Agent For Service of Process</b>  One Independent Drive, Suite 2200  Jacksonville, FL 32202</p> <p><b>On Behalf Of:</b>  1. Women's Medicine, Inc. / The Natural Hormone Institute Of America</p>	<p><b>Young Again Nutrients, LLC</b>  Current President / CEO/ Gen. Counsel  The Woodlands Center  P.O. BOX 8234  Spring, TX 77387-8234</p>
<p>Preston L. Dodson  <b>Registered Agent For Service of Process</b>  500 West Main Street  Tomball, TX 77375</p> <p><b>On Behalf Of:</b>  1. Young Again Nutrients, LLC</p>		



**DISTRIBUTION LIST – GOVERNMENT ENTITIES**  
**VIA FIRST CLASS U.S. MAIL – Documents Mailed:**  
**(1) 60-Day Notice of Violation; (2) Exhibit B - Details of Relevant Proposition 65**  
**Chemical Listing; (3) Certificate of Merit (w/atts. AG's office only); and**  
**(4) Certificate of Service**

	<p><b>CALIFORNIA ATTORNEY GENERAL</b>  CA Department of Justice  <b>PROP. 65 ENFORCEMENT REPORTING</b>  Attn: Prop 65 Coordinator  1515 Clay Street, Suite 2000  Post Office Box 70550  Oakland, CA 94612-0550</p> <p><b>** Via Overnight Mail</b></p>	
<p>San Francisco City Attorney's Office  City Hall, Room 234  San Francisco, CA 94102</p>	<p>Los Angeles City Attorney's Office  1800 City Hall East  200 N. Main Street  Los Angeles, CA 90012</p>	<p>San Diego City Attorney's Office  Civic Center Plaza  1200 Third Avenue, 3<sup>rd</sup> Floor  San Diego, CA 92101</p>
<p>Office of the District Attorney of  Alameda County  1225 Fallon Street, Room 900  Oakland, CA 94612</p>	<p>San Jose City Attorney's Office  151 West Mission Street  San Jose, CA 95110</p>	<p>Office of the District Attorney of  Amador County  708 Court Street, Room 202  Jackson, CA 95642</p>
<p>Office of the District Attorney of  Butte County  Administration Building  25 County Center Drive  Oroville, CA 95965</p>	<p>Office of the District Attorney of  Alpine County  P.O. Box 248  Markleeville, CA 96120</p>	<p>Office of the District Attorney of  Colusa County  547 Market Street  Colusa, CA 95932</p>
<p>Office of the District Attorney of  Contra Costa County  PO Box 670  Martinez, CA 94553</p>	<p>Office of the District Attorney of  Calaveras County  County Government Center  891 Mountain Ranch Road  San Andreas, CA 95249</p>	<p>Office of the District Attorney of  El Dorado County  515 Main Street  Placerville, CA 95667</p>
<p>Office of the District Attorney of  Fresno County  2220 Tulare Street, Suite 1000  Fresno, CA 93721</p>	<p>Office of the District Attorney of  Del Norte County  County Courthouse  450 H Street, Suite 171  Crescent City, CA 95531</p>	<p>Office of the District Attorney of  Humboldt County  825 Fifth Street  Eureka, CA 95501</p>
<p>Office of the District Attorney of  Imperial County  County Courthouse, Rm. 202  939 W. Main Street  El Centro, CA 92243</p>	<p>Office of the District Attorney of  Glenn County  P.O. Box 430  Willows, CA 95988</p>	<p>Office of the District Attorney of  Kern County  1215 Truxtun Avenue, 4<sup>th</sup> Floor  Bakersfield, CA 93301</p>

<p>Office of the District Attorney of Kings County Government Center 1400 West Lacey Boulevard Hanford, CA 93230</p>	<p>Office of the District Attorney of Inyo County 168 N. Edwards Street P.O. Drawer D Independence, CA 93526</p>	<p>Office of the District Attorney of Lassen County County Courthouse 220 S. Lassen Street, Ste. 8 Susanville, CA 96130</p>
<p>Office of the District Attorney of Los Angeles County 18000 Criminal Courts Building 210 W. Temple Street Los Angeles, CA 90012</p>	<p>Office of the District Attorney of Lake County 255 N. Forbes Street, Ste. 424 Lakeport, CA 95453</p>	<p>Office of the District Attorney of Marin County 3501 Civic Center Drive, Room 130 San Rafael, CA 94903</p>
<p>Office of the District Attorney of Mariposa County 5089 Bullion Street P.O. Box 730 Mariposa, CA 95338</p>	<p>Office of the District Attorney of Madera County 209 W. Yosemite Avenue Madera, CA 93637</p>	<p>Office of the District Attorney of Merced County 2222 "M" Street Merced, CA 95340</p>
<p>Office of the District Attorney of Modoc County County Courthouse 204 S. Court Street, Room 202 Alturas, CA 96101</p>	<p>Office of the District Attorney of Mendocino County County Courthouse P.O. Box 1000 Ukiah, CA 95482</p>	<p>Office of the District Attorney of Monterey County 240 Church Street, Room 101 Salinas, CA 93902</p>
<p>Office of the District Attorney of Napa County 931 Parkway Mall Napa, CA 94559</p>	<p>Office of the District Attorney of Mono County County Courthouse P.O. Box 617 Bridgeport, CA 93517</p>	<p>Office of the District Attorney of Orange County 401 Civic Center Drive West Santa Ana, CA 92701</p>
<p>Office of the District Attorney of Placer County 11562 "B" Avenue, DeWitt Center Auburn, CA 95603</p>	<p>Office of the District Attorney of Nevada County Courthouse Annex 201 Church Street, Suite 8 Nevada City, CA 95959-2504</p>	<p>Office of the District Attorney of Riverside County 4075 Main Street, 1st Floor Riverside, CA 92501</p>
<p>Office of the District Attorney of Sacramento County 901 "G" Street P.O. Box 749 Sacramento, CA 95814</p>	<p>Office of the District Attorney of Plumas County 520 Main Street, Room 404 P.O. Box 10716 Quincy, CA 95971</p>	<p>Office of the District Attorney of San Bernardino County 316 N. Mountain View Avenue San Bernardino, CA 92415-0004</p>
<p>Office of the District Attorney of San Diego County 330 West Broadway, Ste. 1320 San Diego, CA 92101</p>	<p>Office of the District Attorney of San Benito County 419 4th Street, 2<sup>nd</sup> Floor Hollister, CA 95023-3801</p>	<p>Office of the District Attorney of San Joaquin County 222 E. Weber, Room 202 P.O. Box 990 Stockton, CA 95201</p>

Office of the District Attorney of San Luis Obispo County 1050 Monterey Street, Room 450 San Luis Obispo, CA 93408	Office of the District Attorney of San Francisco County Hall of Justice 880 Bryant Street, Room 325 San Francisco, CA 94103	Office of the District Attorney of Santa Barbara County 1105 Santa Barbara Street Santa Barbara, CA 93101
Office of the District Attorney of Santa Clara County 70 West Hedding Street, West Wing San Jose, CA 95110	Office of the District Attorney of San Mateo County 400 County Center, 3rd Floor Redwood City, CA 94063	Office of the District Attorney of Shasta County 1525 Court Street, Third Floor P.O. Box 1320 Redding, CA 96001-1632
Office of the District Attorney of Sierra County County Courthouse P.O. Box 457 Downieville, CA 95936	Office of the District Attorney of Santa Cruz County 701 Ocean Street, Ste. 200 Santa Cruz, CA 95060	Office of the District Attorney of Solano County 600 Union Avenue Fairfield, CA 94533
Office of the District Attorney of Sonoma County Hall of Justice 600 Administration Drive, Room 212-J Santa Rosa, CA 95403	Office of the District Attorney of Siskiyou County P.O. Box 986 Yreka, CA 96097	Office of the District Attorney of Sutter County Courthouse Annex Box 1555 446 Second Street Yuba City, CA 95991
Office of the District Attorney of Tehama County County Courthouse P.O. Box 519 Red Bluff, CA 96080-0519	Office of the District Attorney of Stanislaus County 800 11 <sup>th</sup> Street, Room 200 P.O. Box 442 Modesto, CA 95354	Office of the District Attorney of Tulare County County Civic Center 221 S. Mooney Boulevard, Room 224 Visalia, CA 93291
Office of the District Attorney of Tuolumne County 423 N. Washington Street Sonora, CA 95370	Office of the District Attorney of Trinity County P.O. Box 1310 Weaverville, CA 96093	Office of the District Attorney of Ventura County 800 South Victoria Avenue, Rm. 314 Ventura, CA 93009
	Office of the District Attorney of Yolo County 301 Second Street Woodland, CA 95695	Office of the District Attorney of Yuba County County Courthouse 215 Fifth Street Marysville, CA 95901

2005 JUL 29 A 9: 21