

## NOTICE OF VIOLATION

### California Safe Drinking Water and Toxic Enforcement Act

#### Lead in Wallets, Handbags, Purses, Clutches and Totes Made With Leather, Vinyl or Imitation Leather Materials

September 25, 2009

This Notice of Violation is provided to you pursuant to and in compliance with California Health and Safety Code Section 25249.7(d).

- For general information regarding the California Safe Drinking Water and Toxic Enforcement Act, see the attached summary provided by the California EPA (copies not provided to public enforcement agencies).
- This Notice of Violation is provided by the Center for Environmental Health ("CEH"), 2201 Broadway, Suite 302, Oakland, CA 94612, (510) 655-3900. CEH is a nonprofit corporation dedicated to protecting the environment, improving human health and supporting environmentally sound practices. Michael Green is the Executive Director of and a responsible individual within CEH.

#### **Description of Violation:**

- Violators: The names and addresses of the violators are listed on the attached Exhibit 1.
- Time Period of Exposure: The violations have been occurring since at least September 25, 2006, and are continuing to this day.
- Provision of Proposition 65: This Notice of Violation covers the "warning provision" of Proposition 65, which is found at California Health and Safety Code Section 25249.6.
- Chemical(s) Involved: The names of the listed chemicals involved in these violations are lead and lead compounds ("Lead"). Exposures to Lead occur from use of the products identified in this Notice.
- Types of Product: The specific types of product causing this violation are wallets, handbags, purses, clutches and totes made with leather, vinyl or imitation leather materials. The leather, vinyl or imitation leather materials in these products contain Lead. Non-exclusive examples of these specific types of products are listed on the attached Exhibit 1.
- Description of Exposure: This Notice addresses consumer exposures to Lead. Use of the products identified in this Notice results in human exposures to Lead. Lead is found in the products as a stabilizer in the vinyl or imitation leather materials, as a chemical ingredient in some of the dyes, paints and other coloring agents used in the products and in the chemicals used in the leather tanning process. Lead is also found in the metallic components such as zippers and zipper pulls used on the products. The route of exposure for the violations is direct ingestion when consumers (including children) place the products or items that have been stored in the products in their mouths; ingestion via hand to

mouth contact after consumers touch or handle the products or items that have been stored in the products; and dermal absorption directly through the skin when consumers touch or handle the products or items that have been stored in the products. No clear and reasonable warning is provided with these products regarding the carcinogenic or reproductive hazards of Lead.

**Resolution of Noticed Claims:**

- Based on the allegations set forth in this Notice, CEH intends to file a citizen enforcement lawsuit against each of the alleged violators unless such violator agrees in a binding written instrument to: (1) recall products already sold; (2) provide clear and reasonable warnings for products sold in the future or reformulate such products to eliminate the Lead exposures; and (3) pay an appropriate civil penalty based on the factors enumerated in California Health and Safety Code Section 25249.7(b). If any of the alleged violators is interested in resolving this dispute without resort to expensive and time-consuming litigation, please feel free to contact CEH through its counsel identified below. It should be noted that CEH cannot: (1) finalize any settlement until after the 60-day notice period has expired; nor (2) speak for the Attorney General or any District or City Attorney who received CEH's 60-day Notice. Therefore, while reaching an agreement with CEH will resolve its claims, such agreement may not satisfy the public prosecutors.

Please direct any inquiries regarding this Notice to CEH and its counsel Eric S. Somers (esomers at [lexlawgroup.com](mailto:lexlawgroup.com)) or Howard Hirsch (hhirsch at [lexlawgroup.com](mailto:lexlawgroup.com)) at Lexington Law Group, 1627 Irving Street, San Francisco, CA 94122, (415) 759-4111.

**EXHIBIT 1**  
**September 25, 2009 Notice of Violation**  
**Lead in Wallets, Handbags, Purses, Clutches, and Totes**  
**Non-Exclusive Examples of the Products**

Names and Addresses of Responsible Parties	Non-Exclusive Examples of the Products	Item or SKU # or Further Description
<p><b>Accessory Exchange LLC</b>  1 E. 33<sup>rd</sup> Street, Floor 6  New York, NY 10016</p> <p><b>Bag Bazaar, Ltd.</b>  1 E. 33<sup>rd</sup> Street, Floor 6  New York, NY 10016</p> <p><b>Wal-Mart Stores, Inc.</b>  702 S.W. 8<sup>th</sup> Street,  Bentonville, AR 72716-8611</p>	<p>No Boundaries  Pink Tote  Handbag</p>	<p>SKU No.  0-47417-17685-0  Item No. 31000376</p>
	<p>No Boundaries  "I Love Boys"  Bitsy Handbag</p>	<p>SKU No.  0-47417-22670-8  Item No. 31000021</p>
<p><b>Acme Accessories, Inc.</b>  4201 Baldwin Avenue  El Monte, CA 91731</p>	<p>Red Hot  Fluff Wallet</p>	<p>SKU No.  7-194955-00141-9</p>
	<p>Black &amp; White  Fluff Purse</p>	<p>Item ID: WF-G  SKU No.  7-94955-00537-0</p>
	<p>Pink Fluff Purse</p>	<p>Item ID: WF-G  SKU No.  7-94955-00537-0</p>
	<p>Black &amp; White  Fluff Accessory  Handbag</p>	<p>Item ID: FC602MOD</p>
	<p>Black &amp; Brown  Fluff Coin Purse</p>	<p>Item ID: FC610BL3</p>

<p><b>A.I.J.J. Enterprises, Inc.</b> 1000 Pennsylvania Avenue Brooklyn, NY 11207</p> <p><b>Rainbow Apparel Distribution Center Corp.</b> 1000 Pennsylvania Avenue Brooklyn, NY 11207</p> <p><b>Rainbow USA, Inc.</b> 1000 Pennsylvania Avenue Brooklyn, NY 11207</p> <p><b>The New 5-7-9 And Beyond, Inc.</b> 1000 Pennsylvania Avenue Brooklyn, NY 11207</p>	Orange Purse	SKU No. 0-00131-73158-3
	Yellow Purse	SKU No. 0-00131-74024-0
<p><b>Aldo US Inc.</b> 2300 Emile-Belanger Montreal, Quebec H42 3J4 Canada</p> <p><b>Aldo Group, Inc.</b> 2300 Emile-Belanger Montreal, Quebec H42 3J4 Canada</p>	Bibbiena Wallet	SKU No. 68832612
	Offanengo Wallet	SKU No. 68264811
	Nomaglio Wallet	SKU No. 68601056
	Berbenno Handbag	SKU No. 72988580
<p><b>American Eagle Outfitters, Inc.</b> 77 Hot Metal St Pittsburgh, PA 15203</p> <p><b>AE Retail West LLC</b> 77 Hot Metal St Pittsburgh, PA 15203</p>	Orange & White Striped Beach Tote Handbag	SKU No. 4-00158-56321-9 Style No. 7115 Vendor No. 03443
<p><b>Ashley Stewart Ltd.</b> 100 Metro Way Secaucus, NJ 07094-1906</p> <p><b>Urban Brands, Inc.</b> 100 Metro Way Secaucus, NJ 07094-1906</p>	Olive Tote Handbag	SKU No. 4-02005-94691-6

<p><b>Bakers Footwear Group, Inc.</b> 2815 Scott Avenue St. Louis, MO 63103</p>	<p>Zen Handbag</p>	<p>Item No. 2025005</p>
<p><b>Benetton USA Corporation dba United Colors of Benetton</b> 601 5th Ave 4th Floor New York, NY 10017</p>	<p>United Colors of Benetton Yellow Handbag</p>	<p>Receipt ID 9P6QC5D1A87 SKU No. 8-032592-401011 Item No. 6QC5D1A87 BEN</p>
<p><b>Bloomingdale's, Inc.</b> 1000 3rd Avenue New York, NY 10022</p> <p><b>Ray Enterprises Of Chesapeake Walk, Inc. dba Hobo International</b> 3436 Chesapeake Walk Annapolis, MD 21403</p>	<p>Hobo International Wallet</p>	<p>SKU No. 6-04599-08401-6</p>
<p><b>Cels Enterprises, Inc. dba Chinese Laundry</b> 3485 S. La Cienega Blvd. Los Angeles, CA 90016</p> <p><b>Macy's, Inc. dba Macy's Stores of California</b> 7 West 7<sup>th</sup> Street Cincinnati, OH 45202</p> <p><b>Macy's Department Stores, Inc.</b> 7 West 7<sup>th</sup> Street Cincinnati, OH 45202</p> <p><b>Viewmark USA, Inc.</b> 40 Cotters Lane, Suite B East Brunswick, NJ 08816</p>	<p>Chinese Laundry Yellow Purse</p>	<p>SKU No. 0-62159-227265-1</p>

<p><b>Charming Shoppes, Inc.</b> 450 Winks Lane Bensalem, PA 19020</p> <p><b>Lane Bryant, Inc.</b> 13344 Morse Crossing Columbus, OH 43219</p>	<p>Yellow Handbag</p>	<p>SKU No. 94328905</p>
<p><b>Claire's Boutiques, Inc.</b> 3 SW 129th Avenue Pembroke Pines, FL 33027</p> <p><b>Claire's Stores, Inc.</b> 3 SW 129th Avenue Pembroke Pines, FL 33027</p> <p><b>CBI Distributing Corp.</b> 2400 W. Central Rd. Hoffman Estates, IL 60192</p>	<p>Icing by Claire's Orange Tote Handbag</p>	<p>SKU No. 75397-0</p>
	<p>Brown Purse</p>	<p>SKU No. 74169-4</p>
<p><b>Coldwater Creek, Inc.</b> One Coldwater Creek Drive Sandpoint, ID 83864</p> <p><b>Coldwater Creek U.S. Inc.</b> One Coldwater Creek Drive Sandpoint, ID 83864</p>	<p>Green Slouchy Leather Hobo Handbag</p>	<p>SKU No. 019091784-090</p>
<p><b>Distex, Inc.</b> 529 Fifth Avenue New York, NY 10017</p> <p><b>Mango NY, Inc.</b> 529 Fifth Avenue New York, NY 10017</p>	<p>Chartreuse MNG Handbag</p>	<p>SKU No. 8-427907-454408 ID No. 84601046</p>
<p><b>DSW Shoe Warehouse, Inc.</b> 3241 Westerville Road Columbus, OH 43224</p>	<p>Urban Expressions Large Orange Tote Handbag</p>	<p>SKU No. 4-04900-13828-1</p>
<p><b>Express, LLC</b> 1 Limited Parkway Columbus, OH 43230</p>	<p>Express Brown Handbag</p>	<p>SKU No. 09069259 Style No. 1907</p>

<p><b>Fantasia Accessories, Ltd.</b> 31 West 34<sup>th</sup> Street New York, NY 10001</p> <p><b>Kohl's Corporation</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Kohl's Department Stores, Inc.</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p>	Red Handbag	SKU No. 0-43834-75646-0
	Mustard Handbag	SKU No. 0-43834-78074-8
<p><b>Forever 21 Retail, Inc.</b> 2001 S. Alameda St. Los Angeles, CA 90058</p>	Orange Wallet	SKU No. 4-9258-40204-1
	Small Structured Handbag	SKU No. 5-79809-9502-1
<p><b>Fossil, Inc.</b> 2280 N. Greenville Ave. Richardson, TX 75082</p> <p><b>Fossil Stores I, Inc.</b> 2280 N. Greenville Ave. Richardson, TX 75082</p> <p><b>Kohl's Corporation</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Kohl's Department Stores, Inc.</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p>	Relic SPR Breeze Checkbook Green Wallet	SKU No. 7-23765-09737-4 Item No. RLS8850300
	Relic Multi Meg Stripe Wallet	SKU No. 7-23765-06582-3 Item No. RLS4737998
<p><b>French Connection Group, Inc.</b> 184-10 Jamaica Ave 3rd Floor Hollis, NY 11423</p> <p><b>French Connection Group PLC</b> Centro 1 39 Camden St. London NW1 0DX United Kingdom</p>	Yellow Open Tote Handbag	SKU No. 8-83494-55018-9 Style No. SBAM13103

<p><b>Guess?, Inc.</b> 1444 South Alameda Street Los Angeles, CA 90021</p> <p><b>Guess? Retail, Inc.</b> 1444 South Alameda Street Los Angeles, CA 90021</p>	<p>GUESS by Marciano Atomic Beach Mustard Handbag</p>	<p>SKU No. 758193053623 Style No. NL079604</p>
<p><b>The Haddad Apparel Group, Ltd.</b> 90 East 5th Street Bayonne, NJ 07002</p>	<p>Mighty Mac Sports NBA Detroit Pistons Bi-Fold Wallet</p>	<p>SKU No. 6-78634-24407-9 Item ID: PIWL-Z</p>
<p><b>H&amp;M Hennes &amp; Mauritz, L.P.</b> 215 Park Avenue S. Floor 15 New York, NY 10003-1612</p>	<p>Red Wallet</p>	<p>SKU No. 042035-8-0000-48-4</p>
<p><b>Hot Topic, Inc.</b> 18305 E. San Jose Avenue City of Industry, CA 91748</p> <p><b>Hot Topic Merchandising, Inc.</b> 18305 E. San Jose Avenue City of Industry, CA 91748</p>	<p>Black &amp; Red Patent Quilted Handbag</p>	<p>SKU No. 544580-000</p>
<p><b>J.C. Penney Corporation, Inc.</b> 6501 Legacy Drive Plano, TX 75024-3698</p>	<p>St. Johns Bay Yellow Hobo Handbag</p>	<p>SKU No. 1-03338-40501-01</p>
	<p>Worthington Pirate Gold Double Pocket Tote Handbag</p>	<p>SKU No. 1-03381-20503-01</p>
<p><b>J.C. Penney Corporation, Inc.</b> 6501 Legacy Drive Plano, TX 75024-3698</p> <p><b>Liz Claiborne, Inc.</b> 1441 Broadway New York, NY 10018</p>	<p>Liz &amp; Co. Maize Astor Handbag</p>	<p>SKU No. 0-98687-45420-9</p>



<p><b>J.C. Penney Corporation, Inc.</b> 6501 Legacy Drive Plano, TX 75024-3698</p> <p><b>Rosetti Handbags and Accessories, Ltd.</b> 10 West 33<sup>rd</sup> Street, Rm 312 New York, NY 10001-3306</p>	<p>Rosetti Yellow Clutch</p>	<p>Style No. 1277005 SKU No. 7-91439-67524-1</p>
<p><b>Jest Jewels, Inc.</b> 1869 Union Street San Francisco, CA 94123</p> <p><b>Lovely Bag Inc.</b> 1177 Broadway New York, NY 10001</p>	<p>Lovely N.Y. Yellow Wide Pleated Handbag</p>	<p>Item No. 4556 Receipt ID No. 06A 000888LOV</p>
<p><b>Jill Stuart, Inc.</b> 550 Seventh Avenue Floor 24 New York, NY 10018</p> <p><b>Jill Stuart International, LLC</b> 550 Seventh Avenue Floor 24 New York, NY 10018</p>	<p>Lemon Dorothea Handbag</p>	<p>SKU No. 8-42902-03440-6 Style No. 7321M</p>
<p><b>Jones Apparel Group, Inc.</b> 180 Rittenhouse Circle Bristol, PA 19007</p> <p><b>Jones Retail Corporation</b> 180 Rittenhouse Circle Bristol, PA 19007</p> <p><b>Kohl's Corporation</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Kohl's Department Stores, Inc.</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Nine West Footwear Corporation</b> 1129 Westchester Ave White Plains, NY 10604</p>	<p>Nine &amp; Co. Banana Glory Handbag</p>	<p>SKU No. 6-53872-11117-8 Item No. 3803111</p>
<p>Nine &amp; Co. Stem Glory Handbag</p>	<p>SKU No. 6-53872-11120-8 Item No. 3803145</p>	

<p><b>Jones Apparel Group, Inc.</b> 180 Rittenhouse Circle Bristol, PA 19007</p> <p><b>Jones Retail Corporation</b> 180 Rittenhouse Circle Bristol, PA 19007</p> <p><b>Macy's, Inc. dba Macy's Stores of California</b> 7 West 7<sup>th</sup> Street Cincinnati, OH 45202</p> <p><b>Macy's Department Stores, Inc.</b> 7 West 7<sup>th</sup> Street Cincinnati, OH 45202</p> <p><b>Nine West Footwear Corporation</b> 1129 Westchester Ave White Plains, NY 10604</p>	<p>Nine West Splash Yellow Uniquely Yours Handbag</p>	<p>SKU No. 7-86130-52899-6 Item No. 2829869</p>
<p><b>Jones Apparel Group, Inc.</b> 180 Rittenhouse Circle Bristol, PA 19007</p> <p><b>Jones Retail Corporation</b> 180 Rittenhouse Circle Bristol, PA 19007</p> <p><b>Nine West Footwear Corporation</b> 1129 Westchester Ave White Plains, NY 10604</p> <p><b>Ross Stores, Inc.</b> 4440 Rosewood Drive Bldg 4 Pleasanton, CA 94588-3050</p>	<p>Nine West Large Moss Clutch</p>	<p>SKU No. 7-86130-27667-5</p>
<p><b>Kmart Corporation</b> 3333 Beverly Road Hoffman Estates, IL 60179</p>	<p>Attention Hobo Handbag</p>	<p>SKU No. 7-62670-67633-5 KSN No. 0-09334111-3</p>
	<p>Piper &amp; Blue Hobo Handbag</p>	<p>SKU No. 8-84536-00203-1 KSN No. 0-13898911-6</p>

<p><b>Kohl's Corporation</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Kohl's Department Stores, Inc.</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p>	<p>Apt. 9 Magnetized Handbag</p>	<p>SKU No. 4-00898-36487-9</p>
	<p>Apt. 9 Coral Trapezoid Handbag</p>	<p>SKU No. 4-00899-90940-6</p>
	<p>Daisy Fuentes Foldover Handbag</p>	<p>SKU No. 7-62670-64485-3 Style ID: DFH-605 Color ID: SFRN/PLUM</p>
<p><b>Kohl's Corporation</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Kohl's Department Stores, Inc.</b> N56 W17000 Ridgewood Dr. Menomonee Falls, WI 53051</p> <p><b>Liz Claiborne, Inc.</b> 1441 Broadway New York, NY 10018</p>	<p>Dana Bedford Hobo Handbag</p>	<p>SKU No. 4-00899-33643-1</p>
<p><b>Lerner New York, Inc.</b> 450 West 33<sup>rd</sup> Street New York, NY 10001</p>	<p>Yellow Tote Handbag</p>	<p>SKU No. 84215633 Style No. 7135</p>
<p><b>Lodis Accessories, Inc.</b> 10455 Jefferson Blvd Culver City, CA 90232</p>	<p>Yellow Ballet Wallet</p>	<p>SKU No. 7-36301-23952-7</p>

<p><b>Macy's, Inc. dba Macy's Stores of California</b> 7 West 7<sup>th</sup> Street Cincinnati, OH 45202</p> <p><b>Macy's Department Stores, Inc.</b> 7 West 7<sup>th</sup> Street Cincinnati, OH 45202</p> <p><b>Steve Madden Ltd.</b> 52-16 Barnett Avenue Long Island City, NY 11104</p> <p><b>Steve Madden Retail, Inc.</b> 52-16 Barnett Avenue Long Island City, NY 11104</p>	<p>Yellow Bunny Hobo Handbag</p>	<p>SKU No. 0-62159-22726-50</p>
<p><b>Melie Bianco Accessories, Inc.</b> 9545 Brasher Street Pico Rivera, CA 90660</p>	<p>Yellow &amp; Black Purse</p>	<p>Style No. S8-158#YW</p>
<p><b>Metropark USA, Inc.</b> 5750 Grace Place Los Angeles, CA 90022</p>	<p>Grey / Red / Black Hobo Handbag</p>	<p>SKU No. 4-02501-01143-9 Style No. 02501-0783 Item No. 2622200005</p>
<p><b>Michael Kors (USA), Inc.</b> 333 Meadowlands Parkway 4<sup>th</sup> Floor Secaucus, NJ 07094</p> <p><b>Michael Kors Stores (California), Inc.</b> 333 Meadowlands Parkway 4<sup>th</sup> Floor Secaucus, NJ 07094</p>	<p>MICHAEL Michael Kors Yellow Clutch</p>	<p>SKU No. 8-84485-17284-7 Item No. 30S91RNC1A</p>

<p><b>Mondani Handbags &amp; Accessories, Inc.</b> 320 Fifth Avenue Floor 9 New York, NY 10001</p> <p><b>T.J. Maxx of CA, LLC</b> 770 Cochituate Road Framingham, MA 01701</p> <p><b>The TJX Companies, Inc.</b> 770 Cochituate Road Framingham, MA 01701</p>	<p>Emilie M. Orange Purse</p>	<p>SKU No. 6-05398-18561-4 TJ Maxx Style No. 098992 Style No. EMX1815F</p>
<p><b>Nakajima USA, Inc.</b> 6053 W. Century Blvd Los Angeles, CA 90045</p> <p><b>Sanrio, Inc.</b> 570 Eccles Ave South San Francisco, CA 94080</p>	<p>Hello Kitty Gold Wallet</p>	<p>SKU No. 4-901610-198353 Item No. 19835-8</p>
<p><b>Nordstrom, Inc.</b> 1700 Seventh Avenue Seattle, WA 98101</p>	<p>Yellow Hobo Handbag</p>	<p>SKU No. 8-44267-00561-9 ID No. 1108041NS</p>
<p><b>Pacific Sunwear of California, Inc.</b> P.O. Box 68042 Anaheim, CA 92817-0842</p> <p><b>Pacific Sunwear Stores Corp.</b> P.O. Box 68042 Anaheim, CA 92817-0842</p>	<p>The California Native Yellow Purse</p>	<p>SKU No. 05281696 Style No. 9000 Vendor No. 20596</p>

<p><b>Quiksilver, Inc.</b> 15202 Graham Street Huntington Beach, CA 92649</p> <p><b>Quiksilver Americas, Inc.</b> 15208 Graham Street Huntington Beach, CA 92649</p> <p><b>QS Wholesale, Inc.</b> 15208 Graham Street Huntington Beach, CA 92649</p> <p><b>Ross Stores, Inc.</b> 4440 Rosewood Drive, Bldg 4 Pleasanton, CA 94588-3050</p>	<p>Roxy Green Hawaiian Print Tote Handbag</p>	<p>SKU No. 8-83861-87035-3</p>
<p><b>Rosetti Handbags and Accessories, Ltd.</b> 10 West 33<sup>rd</sup> Street, Rm 312 New York, NY 10001-3306</p> <p><b>Sears, Roebuck and Co.</b> 3333 Beverly Road, B2-130B Hoffman Estates, IL 602179</p>	<p>Rosetti Womens Orange Handbag</p>	<p>SKU No. 7-91439-67552-4 KSN No. 80235552-9</p>
<p><b>San Diego Hat Company</b> 2793 Loker Avenue West Carlsbad, CA 92010</p>	<p>Red Handbag</p>	<p>SKU No. 8-07928-04600-0 Item ID: VNB80020SRED</p>
<p><b>Sears, Roebuck and Co.</b> 3333 Beverly Road, B2-130B Hoffman Estates, IL 60179</p> <p><b>Tri-Coastal Design Group Inc.</b> 905 Murray Road East Hanover, NJ 07936</p>	<p>Cul-de-Sac Yellow Front Zip Handbag</p>	<p>SKU No. 767014636648</p>
<p><b>Shiraleah LLC</b> 222 N. Maplewood Ave Chicago, IL 60612</p>	<p>Shiraleah Sunflower Clutch</p>	<p>Item No. 1-27-049</p>
<p><b>Straw Studios LLC</b> 9 Chris Court, Suite A Dayton, NJ 08810-1538</p>	<p>Madison Cristin Tall Tote - Yellow</p>	<p>Item No. MH84192B</p>

<p><b>Super Trader, Inc.</b> 1111 S. Hill Street Third Floor Los Angeles, CA 90015</p>	<p>Yellow Bowling Ball Handbag</p>	<p>SKU No. 400004797980 ID No. 102432182</p>
<p><b>Target Corporation</b> 1000 Nicollet Mall Minneapolis, MN 55403</p>	<p>Xhilation Yellow Clutch</p>	<p>SKU No. 4-90420-90859-2 Item No. 10416</p>
	<p>Xhilation Yellow Handbag</p>	<p>SKU No. 4-90240-92726-5</p>
	<p>Xhilation Green Wallet</p>	<p>SKU No. 4-90240-93302-0</p>
	<p>Xhilation Yellow Tote Handbag</p>	<p>SKU No. 4-90240-91002-1</p>
	<p>Xhilation Yellow Wallet</p>	<p>SKU No. 4-90240-81406-0 Item No. 024-08-14061</p>
<p><b>T.J. Maxx of CA, LLC</b> 770 Cochituate Road Framingham, MA 01701</p> <p><b>The TJX Companies, Inc.</b> 770 Cochituate Road Framingham, MA 01701</p>	<p>Bonita Bags Yellow Purse</p>	<p>SKU No. 6-11566-88723-5 ID No. 19-0195- 294687-001499-12-2 Style No. 27-1275-011</p>
	<p>Mirror Mirror Green Tote Handbag</p>	<p>SKU No. 7-67014-11747-5 ID No. 19-0145- 997912-001699-18-7</p>
	<p>LineaR Green Purse</p>	<p>SKU No. 7-91439-74661-3 TJ Maxx Style No. 184529 Style No. 11LAA63MX</p>
<p><b>Tokyo Bay, Inc.</b> 1809 Lyon Street San Francisco, CA 94115</p>	<p>Red Tango Brown Accessory Handbag</p>	<p>Item ID No. RT286</p>
	<p>Red Tango Cosmetic Clutch</p>	<p>SKU No. 7-86380-70001-2</p>

<p><b>Tory Burch LLC</b>  11 West 19<sup>th</sup> Street  Floor 7  New York, NY 10011</p>	<p>Yellow SM Patent  Cosmetic Handbag</p>	<p>SKU No.  8-84089-82224-7  Style No. 21095034</p>
<p><b>Tumi, Inc.</b>  1001 Durham Ave  South Plainfield, NJ 07080</p> <p><b>Tumi Stores, Inc.</b>  1001 Durham Avenue  South Plainfield, NJ 07080</p>	<p>Cosmo Roll  Cylindrical Purse</p>	<p>SKU No.  7-42315-80642-6  Item No. 7759  Retail ID: 041313TG</p>
<p><b>Victoria's Secret  Stores, LLC</b>  4 Limited Parkway  Reynoldsburg, OH 43068</p> <p><b>Victoria's Secret  Direct Brand  Management, LLC</b>  3 Limited Parkway  Columbus, OH 43230</p>	<p>PINK Accessories  Handbag in  Yellow / Green</p>	<p>Item No. 09285858</p>
<p><b>Wal-Mart Stores, Inc.</b>  702 S.W. 8<sup>th</sup> Street,  Bentonville, AR 72716-8611</p>	<p>No Boundaries  Green Wristlet Handbag</p>	<p>SKU No.  8-84536-00090-7</p>
<p><b>With You, Inc.</b>  200 West 57<sup>th</sup> Street, #1101  New York, NY 10019</p>	<p>Jessica Simpson  Lemon Handbag</p>	<p>SKU No.  639470-209158  Style ID No.  JS2131  Retailer SKU No.  4-04100-07314-6</p>
<p><b>Zumiez, Inc.</b>  6300 Merrill Creek Pkwy  Suite B  Everett, WA 98203</p>	<p>Roxy  Orange Coast Purse</p>	<p>Retail SKU No.  15101800070018</p>



**CERTIFICATE OF MERIT**  
**Health & Safety Code § 25249.7(d)**

I, Howard Hirsch, hereby declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged that the parties identified in the notice have violated Health & Safety Code § 25249.6 by failing to provide clear and reasonable warnings.


2. I am an attorney with the Lexington Law Group, and I represent the noticing party, the Center for Environmental Health.

3. Members of my firm and 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 exposures to the listed chemical that is the subject of the action.

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

5. The copy of the 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 & Safety Code § 25249.7(h)(2), i.e. (1) the identity of the persons consulted with and relied on by the certifier, and (2) the facts, studies or other data reviewed by those persons.

September 25, 2009

  
\_\_\_\_\_  
Howard Hirsch  
Attorney for CENTER FOR  
ENVIRONMENTAL HEALTH

## PROOF OF SERVICE BY MAIL

I declare that:

I am employed in San Francisco County, California; my business address is 1627 Irving Street, San Francisco, California 94122. I am over the age of 18 years and not a party to the within cause.

On September 25, 2009, I served true copies of the following documents:

**NOTICE OF VIOLATION OF CALIFORNIA SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT;**

**CERTIFICATE OF MERIT;** and

**THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY** (only sent to those on service list marked with an asterisks).

On this date, I deposited fully prepaid and sealed envelopes containing the above-mentioned documents with the United States Postal Service, addressed to the following individuals:

***Please see attached service list.***

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on September 25, 2009, at San Francisco, California.

Signed: \_\_\_\_\_  
Ellen Reed

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