

ATTORNEYS:

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GP LAW GROUP, APC

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June 3, 2014

**SIXTY-DAY NOTICE OF INTENT TO SUE FOR VIOLATION OF
HEALTH AND SAFETY CODE § 25249.5 ET SEQ. (Proposition "65")**

**ATTORNEY GENERAL COPY: CONTAINS OFFICIAL
INFORMATION PER EVIDENCE CODE § 1040**

Dear Public Enforcement Agencies:

GP Law Group, APC (hereinafter the "Firm") represents Mr. Ali Zargarbashi ("Zargarbashi"), a citizen of the State of California acting in the interest of the general public. Mr. Zargarbashi seeks to promote awareness of exposures to toxic chemicals in products sold in California and, if possible, to improve human health by reducing hazardous substances contained in such items. The Firm and Mr. Zargarbashi have documented violations of California's Safe Drinking Water & Toxic Enforcement Act of 1986 ("Proposition 65"), codified in *Health and Safety Code* Section 25249.5 et seq. This letter serves to provide the Firm's and Mr. Zargarbashi's notification of these violations to the public enforcement agencies. Notice is also being provided to the alleged violator, Wal-Mart Stores, Inc. (hereinafter the "Violator").

Pursuant to Section 25249.7(d) of the statute, the Firm intends to bring an enforcement action on behalf of Mr. Zargarbashi sixty (60) days after effective service of this notice unless the public enforcement agencies have commenced and are diligently prosecuting an action to rectify these violations. The violations covered by this Notice consist of the product exposures, routes of exposure, and type of harm potentially resulting from exposure to the toxic chemical at issue.

A summary of the statute and its implementing regulations, which was prepared by the lead agency designated under the statute, is enclosed with the copy of this notice served upon the violator. The specific details of the violations that are the subject of this notice are provided below.

Alleged Violator

The name of the violator covered by this notice is Wal-Mart Stores, Inc.

Chemicals

The violation in question involves exposure to lead from the product listed below. The State of California has official listed lead and lead compounds as a chemical known to cause cancer. The State of California has also listed lead as a chemical known to cause birth defects or reproductive

harm. See Chemicals Known to the State to Cause Cancer or Reproductive Toxicity, available at http://oehha.ca.gov/prop65/prop65_list/Newlist.html.

Consumer Product

The consumer product that is the subject of this notice is:

SNAP HOOK containing lead

Product No.: 007151488875

Bar Code: 7151488875

Consumer Product Exposure

California Consumers, through the act of buying, acquiring or utilizing the product, are exposed to the listed chemical. By way of example but not limitation, exposures occur when California citizens wear, use, display, clean, repair, pack, unpack, arrange, store, or otherwise handle the product. These tasks cause consumers to be exposed directly or indirectly through the routine touching of the parts or portions of the products containing readily available surface amounts of the listed chemical. Additionally, exposure can occur through the routine touching and ingesting of other materials that are contaminated with the listed chemical from the products as a result of these tasks. People likely to be exposed include children and adults.

Use of the product identified in this notice results in human exposure to lead. No clear and reasonable warning is provided with this product regarding the reproductive and carcinogenic hazards of lead. The packaging for the product contains no Proposition-65 compliant warning. Nor did the violator, with respect to the product, provide identification of the product at retail outlets in a manner that provided a warning through shelf labeling, signs, or a combination thereof.

Duration of Violations

This ongoing violation has occurred on every day since at least May 27, 2013, as well as every day since the products were introduced in the California marketplace, and will continue every day until clear and reasonable warnings are provided to product purchasers and users or until these toxic chemicals are removed from the products.

Pursuant to Title 11, Cal. Code Regs. section 3100, a certificate of merit is attached hereto.

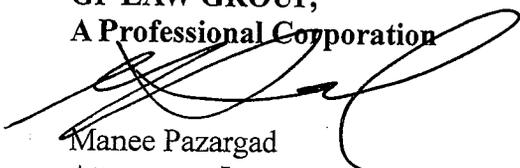
Proposition 65 requires that notice of intent to sue be given to the violator(s) sixty (60) days before the suit is filed. (See *Cal. Health & Safety Code* section 25249.7(d)(1).) With this letter, Mr. Zargarbashi gives notice of the alleged violation to the violator and the appropriate governmental authorities. In absence of any action by the appropriate governmental authorities within sixty (60) calendar days of the sending of this notice, Mr. Zargarbashi may file suit. In order to expeditiously rectify these ongoing violations of California law, Mr. Zargarbashi is interested in seeking a constructive resolution of this matter without engaging in costly and protracted litigation.

You may discuss an early resolution of this matter by contacting Mr. Zargarbashi's counsel as follows:

Manee Pazargad, Esq.
GP Law Group, APC
204 South Beverly Drive, Suite 115
Beverly Hills, CA 90212
Ph: 310.860.0600
Fax: 310.861.0506
Email: mp@gplitigation.com

Sincerely,

**GP LAW GROUP,
A Professional Corporation**



Manee Pazargad
Attorney at Law

Encl.: As Noted

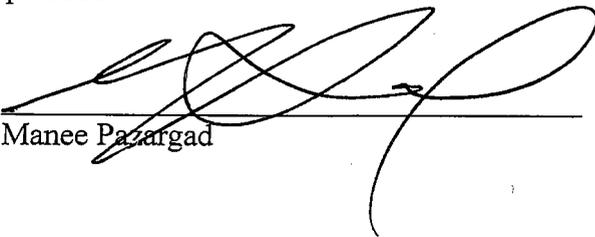
CERTIFICATE OF MERIT

Health and Safety Code Section 25249.7(d)

I, Manee Pazargad, hereby declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged that the party in the notice has violated section 25249.6 of the Health and Safety Code 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 exposure to the listed chemicals that are the subject of the action
4. Based on the information obtained through those consultations, and on all other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for the private action" means that the information provides a credible basis that all elements of the plaintiff's case can be established and that 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 has attached to it factual information sufficient to establish the basis for the certificate, including information identified in section 25249.7(h)(2) of the Health and Safety Code, 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.

Dated: 6-3-14



Manee Pazargad

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 204 South Beverly Drive, Suite 115, Beverly Hills, CA 90212.

ON THE DATE SHOWN BELOW, I SERVED THE FOLLOWING:

1. 60-Day Notice of Intent to Sue Under Health & Safety Code section 25249.6
2. Certificate of Merit; Health and Safety Code Section 25249.7(d)
3. Certificate of Merit (Attorney General Copy): Factual information sufficient to establish the basis of the certificate of merit (*only sent to Attorney General*)
4. The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary

by enclosing copies of the same in a sealed envelope, along with an unsigned copy of this declaration, addressed to each person below and depositing the envelope in the U.S. Mail with the postage fully prepaid. Place of Mailing: Beverly Hills, CA

Name and address of each party to whom documents were mailed:

Current President/CEO	Current President/CEO
Wal-Mart Stores, Inc.	Walmart
702 SW 8th Street	27470 Alicia Pkwy.
Bentonville, AZ 72716-6299	Laguna Niguel, CA 92677

Name and address of each public prosecutor to whom documents were mailed:

SEE ATTACHED DISTRIBUTION LIST

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

Date of Mailing: 6/3/14 By: David Gharakhanian
David Gharakhanian

Distribution List

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Glenn County District Attorney PO Box 430 Willows, CA 95988	San Luis Obispo County District Attorney County Government Center, Rm 450 San Luis Obispo, CA 93408	Siskiyou County District Attorney PO Box 986 Yreka, CA 96097
Humboldt County District Attorney 825 5th St., 4 th Floor Eureka, CA 95501	San Mateo County District Attorney 400 County Center Redwood City, CA 94063	Solano County District Attorney 600 Union Ave Fairfield, CA 94533
Imperial County District Attorney 939 W. Main St., 2 nd Floor El Centro, CA 92243-2860	Santa Barbara County District Attorney 1112 Santa Barbara St. Santa Barbara, CA 93101	Sonoma County District Attorney 600 Administration Dr., Rm 212-J Santa Rosa, CA 95403
Kern County District Attorney 1215 Truxtun Ave. Bakersfield, CA 93301	Santa Clara County District Attorney 70 W Hedding St. San Jose, CA 95110	Shasta County District Attorney 1525 Court St, 3rd Floor Redding, CA 96001-1632
Kings County District Attorney Gov't Ctr, 1400 W Lacey Blvd Hanford, CA 93230	Santa Cruz County District Attorney PO Box 1159 Santa Cruz, CA 95061	Sierra County District Attorney PO Box 457 Downieville, CA 95936-0457
Lake County District Attorney 255 N Forbes St Lakeport, CA 95453-4790	Stanislaus County District Attorney PO Box 442 Modesto, CA 95353	Trinity County District Attorney PO Box 310 Weaverville, CA 96093
Modoc County District Attorney 204 S. Court Street Alturas, CA 96101-4020	Sutter County District Attorney 446 Second Street Yuba City, CA 95991	Yuba County District Attorney 215 5th St Marysville, CA 95901
San Diego City Attorney City Center Plaza 1200 3rd Ave # 1100 San Diego, CA 92101	Lassen County District Attorney 200 S Lassen St, Suite 8 Susanville, CA 96130	Monterey County District Attorney PO Box 1131 Salinas, CA 93902
Tuolumne County District Attorney 2 S Green St Sonora, CA 95370	Tulare County District Attorney County Civic Center, Rm 224 Visalia, CA 93291	Yolo County District Attorney 310 Second St Woodland, CA 95695
Ventura County District Attorney 800 S Victoria Ave Ventura, CA 93009	Tehama County District Attorney P.O. Box 519 Red Bluff, CA 96080	San Jose City Attorney 151 W. Mission St. San Jose, CA 95110