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Oakland, Ca 94607

www.lozeaudrury.com
richard@lozeaudrury.com

VIA CERTIFIED MAIL

Current CEO or President
Weider Global Nutrition, LLC
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

Current CEO or President
Weider Global Nutrition, LLC
2002 South 5070 West
Salt Lake City, UT 84104

Current CEO or President
Weider Global Nutrition, LLC
1235 269th Avenue Southeast
Sammamish, WA 98075

Current CEO or President
Weider Global Nutrition II, LLC
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

Current CEO or President
Weider Health and Fitness
20750 Ventura Boulevard, Suite 310
Woodland Hills, CA 91364

Current CEO or President
Weider Health and Fitness
21100 Erwin Street
Woodland Hills, CA 91367

Current CEO or President
Weider Health and Fitness
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

VIA CERTIFIED MAIL

Current CEO or President
Weider Health and Fitness, LLC
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

Current CEO or President
Weider Nutrition International Holdings, Inc.
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

Current CEO or President
Weider Nutrition International Holdings, Inc.
2002 South 5070 West
Salt Lake City, UT 84104

David Neeley
(Weider Global Nutrition, LLC's
Registered Agent for Service of Process)
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

The Corporation Trust Company of Nevada
(Weider Global Nutrition, LLC's
Registered Agent for Service of Process)
311 South Division Street
Carson City, NV 89703

GKL Registered Agents/Filings, Inc.
(Weider Global Nutrition II, LLC's
Registered Agent for Service of Process)
3064 Silver Sage Drive, Suite 150
Carson City, NV 89701

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

April 10, 2015

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Bernard Cartoon
(Weider Health and Fitness' Registered
Agent for Service of Process)
20750 Ventura Boulevard, Suite 310
Woodland Hills, CA 91364

VIA ONLINE SUBMISSION

Office of the California Attorney General

VIA PRIORITY MAIL

National Registered Agents, Inc.
(Weider Health and Fitness, LLC's
Registered Agent for Service of Process)
160 Greentree Drive, Suite 101
Dover, DE 19904

District Attorneys of All California Counties
and Select City Attorneys
(See Attached Certificate of Service)

The Prentice-Hall Corporation System, Inc.
(Weider Nutrition International Holdings,
Inc.'s Registered Agent for Service of Process)
2711 Centerville Road, Suite 400
Wilmington, DE 19808

The Corporation Trust Company of Nevada
(Weider Health and Fitness' Registered Agent
for Service of Process)
311 South Division Street
Carson City, NV 89703

Re: Notice of Violations of California Health & Safety Code Section 25249.5 *et seq.*

Dear Addressees:

I represent Environmental Research Center, Inc. ("ERC") in connection with this Notice of Violations of California's Safe Drinking Water and Toxic Enforcement Act of 1986, which is codified at California Health & Safety Code Section 25249.5 *et seq.* and also referred to as Proposition 65.

ERC is a California non-profit corporation dedicated to, among other causes, helping safeguard the public from health hazards by bringing about a reduction in the use and misuse of hazardous and toxic chemicals, facilitating a safe environment for consumers and employees, and encouraging corporate responsibility.

The names of the Companies covered by this notice that violated Proposition 65 (hereinafter the "Violators") are:

**Weider Global Nutrition, LLC
Weider Health and Fitness, LLC
Weider Health and Fitness**

Weider Nutrition International Holdings, Inc.
Weider Global Nutrition II, LLC

The products that are the subject of this notice and the chemicals in those products identified as exceeding allowable levels are:

1. **Weider Global Nutrition LLC WFit Nutrition VO2-100 - Lead**
2. **Weider Global Nutrition LLC 100% Whey Double Chocolate - Lead**
3. **Weider Global Nutrition LLC Dynamic Weight Gainer Smooth Chocolate – Lead, Cadmium**
4. **Weider Global Nutrition LLC Anabolic Mass Gainer Mega Mass 2000 Creamy Vanilla - Lead**
5. **Weider Global Nutrition LLC Red Yeast Rice Plus - Lead**
6. **Weider Global Nutrition LLC Garcinia Cambogia - Lead**
7. **Weider Global Nutrition LLC Dynamic Muscle Builder Smooth Chocolate - Lead**
8. **Weider Global Nutrition LLC Dynamic Muscle Builder Creamy Vanilla - Lead**
9. **Weider Global Nutrition LLC Anabolic Mass Gainer Mega Mass 2000 Smooth Chocolate - Lead**
10. **Weider Global Nutrition LLC Anabolic Mass Gainer Mega Mass 4000 Creamy Vanilla - Lead**
11. **Weider Global Nutrition LLC Anabolic Mass Gainer Mega Mass 4000 Smooth Chocolate - Lead**
12. **Weider Global Nutrition LLC 100% Whey Chocolate Caramel Coconut- Lead**

On February 27, 1987, the State of California officially listed lead as a chemical known to cause developmental toxicity, and male and female reproductive toxicity. On October 1, 1992, the State of California officially listed lead and lead compounds as chemicals known to cause cancer. Cadmium was officially listed as a chemical known to cause developmental toxicity and male reproductive toxicity on May 1, 1997 while Cadmium and Cadmium Compounds were listed as chemicals known to the State of California to cause cancer on October 1, 1987.

This letter is a notice to each of the Violators and the appropriate governmental authorities of the Proposition 65 violations concerning the listed products. This notice covers all violations of Proposition 65 involving the Violators currently known to ERC from the information now available. ERC may continue to investigate other products that may reveal further violations. A summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is enclosed with the copy of this letter to each of the Violators.

Each of the Violators has manufactured, marketed, distributed, and/or sold the listed products, which have exposed and continue to expose numerous individuals within California to the identified chemicals, lead and cadmium. The consumer exposures that are the subject of this notice result from the purchase, acquisition, handling and/or recommended use of these products by consumers. The primary route of exposure to lead and cadmium has been through ingestion, but may have also occurred through inhalation and/or dermal contact. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to lead and cadmium. The method of warning should be a warning that appears on the product's label. Each of the

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

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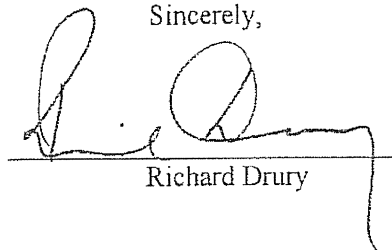
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Violators violated Proposition 65 because they failed to provide an appropriate warning to persons using and/or handling these products that they are being exposed to lead and cadmium. Each of these ongoing violations has occurred on every day since April 10, 2012, 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.

Pursuant to Section 25249.7(d) of the statute, ERC intends to file a citizen enforcement action sixty days after effective service of this notice unless each of the Violators agrees in an enforceable written instrument to: (1) reformulate the listed products so as to eliminate further exposures to the identified chemicals; (2) pay an appropriate civil penalty; and (3) provide clear and reasonable warnings compliant with Proposition 65 to all persons located in California who purchased the above products in the last three years. Consistent with the public interest goals of Proposition 65 and my client's objectives in pursuing this notice, ERC is interested in seeking a constructive resolution to this matter. Such resolution will avoid both further unwarned consumer exposures to the identified chemicals and expensive and time consuming litigation.

ERC's Executive Director is Chris Heptinstall, and is located at 3111 Camino Del Rio North, Suite 400, San Diego, CA 92108; Tel. 619-500-3090. ERC has retained me in connection with this matter. We suggest that communications regarding this Notice of Violations should be directed to my attention at the above listed law office address and telephone number.

Sincerely,



Richard Drury

Attachments

Certificate of Merit
Certificate of Service
OEHHA Summary (to Weider Global Nutrition, LLC; Weider Health and Fitness, LLC;
Weider Health and Fitness; Weider Nutrition International Holdings, Inc.; Weider Global
Nutrition II, LLC and their Registered Agents for Service of Process only)
Additional Supporting Information for Certificate of Merit (to AG only)

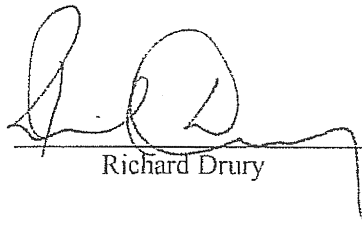
CERTIFICATE OF MERIT

Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations by Weider Global Nutrition, LLC; Weider Health and Fitness, LLC; Weider Health and Fitness; Weider Nutrition International Holdings, Inc.; and Weider Global Nutrition II, LLC

I, Richard Drury, declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged the parties identified in the notice violated California Health & Safety Code Section 25249.6 by failing to provide clear and reasonable warnings.
2. I am an attorney for the noticing party.
3. I have consulted with one or more persons with relevant and appropriate experience or expertise who have reviewed facts, studies, or other data regarding the exposure to the listed chemicals that are the subject of the notice.
4. Based on the information obtained through those consultants, 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 that 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. Along with the copy of this Certificate of Merit served on the Attorney General is attached additional factual information sufficient to establish the basis for this certificate, including the information identified in California 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.

Dated: April 10, 2015


Richard Drury

CERTIFICATE OF SERVICE

I, the undersigned, declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am a citizen of the United States, over the age of 18 years of age, and am not a party to the within entitled action. My business address is 306 Joy Street, Fort Oglethorpe, Georgia 30742. I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at Fort Oglethorpe, Georgia.

On April 10, 2015, I served the following documents: **NOTICE OF VIOLATIONS OF CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; "THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY"** on the following parties by placing a true and correct copy thereof in a sealed envelope, addressed to the party listed below and depositing it in a U.S. Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Current CEO or President
Weider Global Nutrition, LLC
2212 East Williams Field Road
Suite 230
Gilbert, AZ 85295

Bernard Cartoon
(Weider Health and Fitness' Registered
Agent for Service of Process)
20750 Ventura Boulevard, Suite 310
Woodland Hills, CA 91364

Current CEO or President
Weider Global Nutrition, LLC
2002 South 5070 West
Salt Lake City, UT 84104

National Registered Agents, Inc.
(Weider Health and Fitness, LLC's
Registered Agent for Service of Process)
160 Greentree Drive, Suite 101
Dover, DE 19904

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Weider Global Nutrition, LLC
1235 269th Avenue Southeast
Sammamish, WA 98075

The Prentice-Hall Corporation System, Inc.
(Weider Nutrition International Holdings,
Inc.'s Registered Agent for Service of Process)
2711 Centerville Road, Suite 400
Wilmington, DE 19808

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Gilbert, AZ 85295

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Weider Health and Fitness
21100 Erwin Street
Woodland Hills, CA 91367

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Gilbert, AZ 85295

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

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The Corporation Trust Company of
Nevada
(Weider Global Nutrition, LLC's
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311 South Division Street
Carson City, NV 89703

David Neeley
(Weider Global Nutrition, LLC's
Registered Agent for Service of Process)
2212 East Williams Field Road, Suite 230
Gilbert, AZ 85295

GKL Registered Agents/Filings, Inc.
(Weider Global Nutrition II, LLC's
Registered Agent for Service of
Process)
3064 Silver Sage Drive, Suite 150
Carson City, NV 89701

On April 10, 2015, I verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; ADDITIONAL SUPPORTING INFORMATION FOR CERTIFICATE OF MERIT AS REQUIRED BY CALIFORNIA HEALTH & SAFETY CODE §25249.7(d)(1)** were served on the following party when a true and correct copy thereof was uploaded on the California Attorney General's website, which can be accessed at <https://oag.ca.gov/prop65/add-60-day-notice> :

Office of the California Attorney General
Prop 65 Enforcement Reporting
1515 Clay Street, Suite 2000
Oakland, CA 94612-0550

On April 10, 2015, I served the following documents: **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** on each of the parties on the Service List attached hereto by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties **on the Service List attached hereto**, and depositing it with the U.S. Postal Service with the postage fully prepaid for delivery by Priority Mail.

Executed on April 10, 2015, in Fort Oglethorpe, Georgia.



Tiffany Capehart

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

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Service List

District Attorney, Alameda County
1225 Fallon Street, Suite 900
Oakland, CA 94612

District Attorney, Los Angeles County
210 West Temple Street, Suite 18000
Los Angeles, CA 90012

District Attorney, San Diego County
330 West Broadway, Suite 1300
San Diego, CA 92101

District Attorney, Tuolumne County
423 N. Washington Street
Sonora, CA 95370

District Attorney, Alpine County
P.O. Box 248
Markleeville, CA 96120

District Attorney, Madera County
209 West Yosemite Avenue
Madera, CA 93637

District Attorney, San Francisco County
850 Bryant Street, Suite 322
San Francisco, CA 94103

District Attorney, Ventura County
800 South Victoria Ave, Suite 314
Ventura, CA 93009

District Attorney, Amador County
708 Court Street
Jackson, CA 95642

District Attorney, Marin County
3501 Civic Center Drive, Room 130
San Rafael, CA 94903

District Attorney, San Joaquin County
222 E. Weber Ave. Rm. 202
Stockton, CA 95202

District Attorney, Yolo County
301 2nd Street
Woodland, CA 95695

District Attorney, Butte County
25 County Center Drive, Suite 245
Oroville, CA 95965

District Attorney, Mariposa County
Post Office Box 730
Mariposa, CA 95338

District Attorney, San Luis Obispo County
1035 Palm St, Room 450
San Luis Obispo, CA 93408

District Attorney, Yuba County
215 Fifth Street, Suite 152
Marysville, CA 95901

District Attorney, Calaveras County
891 Mountain Ranch Road
San Andreas, CA 95249

District Attorney, Mendocino County
Post Office Box 1000
Ukiah, CA 95482

District Attorney, San Mateo County
400 County Ctr., 3rd Floor
Redwood City, CA 94063

Los Angeles City Attorney's Office
City Hall East
200 N. Main Street, Suite 800
Los Angeles, CA 90012

District Attorney, Colusa County
346 Fifth Street Suite 101
Colusa, CA 95932

District Attorney, Merced County
550 W. Main Street
Merced, CA 95340

District Attorney, Santa Barbara County
1112 Santa Barbara Street
Santa Barbara, CA 93101

San Diego City Attorney's Office
1200 3rd Avenue, Ste 1620
San Diego, CA 92101

District Attorney, Contra Costa County
900 Ward Street
Martinez, CA 94553

District Attorney, Modoc County
204 S Court Street, Room 202
Alturas, CA 96101-4020

District Attorney, Santa Clara County
70 West Hedding Street
San Jose, CA 95110

San Francisco, City Attorney
City Hall, Room 234
1 Dr Carlton B Goodlett PL
San Francisco, CA 94102

District Attorney, Del Norte County
450 H Street, Room 171
Crescent City, CA 95531

District Attorney, Mono County
Post Office Box 617
Bridgeport, CA 93517

District Attorney, Santa Cruz County
701 Ocean Street, Room 200
Santa Cruz, CA 95060

San Jose City Attorney's Office
200 East Santa Clara Street,
16th Floor
San Jose, CA 95113

District Attorney, El Dorado County
515 Main Street
Placerville, CA 95667

District Attorney, Monterey County
Post Office Box 1131
Salinas, CA 93902

District Attorney, Shasta County
1355 West Street
Redding, CA 96001

District Attorney, Fresno County
2220 Tulare Street, Suite 1000
Fresno, CA 93721

District Attorney, Napa County
Post Office Box 720
Napa, CA 94559

District Attorney, Sierra County
PO Box 457
Downieville, CA 95936

District Attorney, Glenn County
Post Office Box 430
Willows, CA 95988

District Attorney, Nevada County
201 Commercial Street
Nevada City, CA 95959

District Attorney, Siskiyou County
Post Office Box 986
Yreka, CA 96097

District Attorney, Humboldt County
825 5th Street 4th Floor
Eureka, CA 95501

District Attorney, Orange County
401 West Civic Center Drive
Santa Ana, CA 92701

District Attorney, Solano County
675 Texas Street, Ste 4500
Fairfield, CA 94533

District Attorney, Imperial County
940 West Main Street, Ste 102
El Centro, CA 92243

District Attorney, Placer County
10810 Justice Center Drive, Ste 240
Roseville, CA 95678

District Attorney, Sonoma County
600 Administration Drive,
Room 212J
Santa Rosa, CA 95403

District Attorney, Inyo County
230 W. Line Street
Bishop, CA 93514

District Attorney, Plumas County
520 Main Street, Room 404
Quincy, CA 95971

District Attorney, Stanislaus County
832 12th Street, Ste 300
Modesto, CA 95354

District Attorney, Kern County
1215 Truxtun Avenue
Bakersfield, CA 93301

District Attorney, Riverside County
3960 Orange Street
Riverside, CA 92501

District Attorney, Sutter County
446 Second Street
Yuba City, CA 95991

District Attorney, Kings County
1400 West Lacey Boulevard
Hanford, CA 93230

District Attorney, Sacramento County
901 "G" Street
Sacramento, CA 95814

District Attorney, Tehama County
Post Office Box 519
Red Bluff, CA 96080

District Attorney, Lake County
255 N. Forbes Street
Lakeport, CA 95453

District Attorney, San Benito County
419 Fourth Street, 2nd Floor
Hollister, CA 95023

District Attorney, Trinity County
Post Office Box 310
Weaverville, CA 96093

District Attorney, Lassen County
220 South Lassen Street, Ste. 8
Susanville, CA 96130

District Attorney, San Bernardino County
316 N. Mountain View Avenue
San Bernardino, CA 92415-0004

District Attorney, Tulare County
221 S. Mooney Blvd., Room 224
Visalia, CA 93291