

June 30, 2015

PROPOSITION 65 ENFORCEMENT REPORTING  
ATTENTION: PROP 65 COORDINATOR  
1515 CLAY STREET, SUITE 2000  
P.O. BOX 70550  
OAKLAND CA 94612-0550

Greetings:

This office and the Mateel Environmental Justice Foundation ("Mateel") give you notice that Six Flags Magic Mountain, Magic Mountain, LLC, and Six Flags Entertainment Corporation (collectively, "Magic Mountain") have been, are, will be and threaten to be in violation of Cal. Health & Safety Code § 25249.6. Both this office and Mateel are private enforcers of Proposition 65, both may be contacted at the below-listed address and telephone number, and I am a responsible individual at both Mateel and this office. The above referenced violations pertain to the areas in proximity to the go kart track at Six Flags Magic Mountain, located at 26101 Magic Mountain Parkway, Valencia, CA. This go kart track is commonly known as Cyclone 500 (please see the area circled in red on the attached map for Cyclone 500's location within the Six Flags Magic Mountain amusement park). The areas at Cyclone 500 to which this notice pertains include inside the go karts themselves, the areas where people wait in line to take their turn driving the go karts, the areas where people wait for their friends or family members to disembark from the go karts, and where people stand to watch or photograph their friends and family members drive the go karts. These areas are hereinafter referred to collectively as "Cyclone 500." The go karts at Cyclone 500 are powered by small gasoline engines. The gasoline engines from the Cyclone 500 go karts expose people at Cyclone 500 to gasoline engine exhaust (condensates/extracts), as well as many of the toxic components of gasoline engine exhaust. These toxic components are carbon monoxide, benzene, toluene, benzo(a)pyrene, formaldehyde, acetaldehyde, 1,3-butadiene, benz(a)anthracene, benzo(b)fluoranthene, benzo(k)fluoranthene, benzo(j)fluoranthene, chrysene and indeno[1,2,3-cd] pyrene (collectively hereinafter "engine exhaust components"). Gasoline engine exhaust and the listed components are all chemicals known to the State to cause cancer and/or reproductive toxicity. Because the small gasoline-engine powered products expel these chemicals as exhaust into the air, the people operating these devices, and those standing nearby, inhale these chemicals. Their skin also comes into contact with these chemicals, and they ingest the chemicals. Exposure to these chemicals thus comes via the inhalation, dermal exposure and ingestion routes. Magic Mountain did not and does not provide people with clear and reasonable warnings before it exposes them to engine exhaust components. Exposures that are the subject of this notice do not occur off the property of Six Flags Magic Mountain. These violations have occurred every day since June 30, 2012, and will continue every day until clear and reasonable warnings are provided to exposed people. The above-referenced violations are alleged for occupational exposures as well as for consumer and environmental exposures. This letter alleges environmental exposures that violate Section 25249.6. The common characteristic that all these sources of exposure share -- and which distinguishes these sources from other sources for which no violation is alleged -- is that the sources to which this letter pertains are the small gasoline-engines that power Cyclone 500 go karts and the operation of those go karts at Cyclone 500.

Cordially,

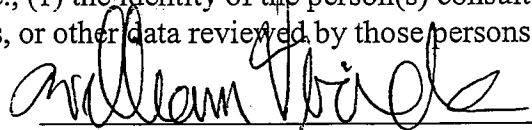
William Verick

424 First Street, Eureka, CA 95501 • 707.268.8900 (phone) 707.268.8901 (fax)

**CERTIFICATE OF MERIT**

I, William Verick, hereby declare: This Certificate of Merit accompanies the attached notice(s) of violation in which it is alleged the parties identified in the notices have violated Health and Safety Code section 25249.6 by failing to provide clear and reasonable warnings. I am the attorney for the noticing party. 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 that is the subject of the action. 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 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. 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 25249.7(h)(2), i.e., (1) the identity of the person(s) consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.

Dated: July 1, 2015

  
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William Verick

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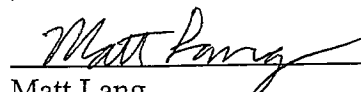
This notice alleges the violation of Proposition 65 with respect to occupational exposures governed by the California State Plan for Occupational Safety and Health. The State Plan incorporates the provisions of Proposition 65, as approved by Federal OSHA on June 6, 1997. This approval specifically placed certain conditions on Proposition 65, including that it does not apply to the conduct of manufacturers occurring outside the State of California. The approval also provides that an employer may use the means of compliances in the general hazard communication requirements to comply with Proposition 65. It also requires that supplemental enforcement is subject to the supervision of the California Occupational Safety and Health Administration. Accordingly, any settlement, civil complaint, or substantive court orders in this matter must be submitted to the Attorney General.

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**CERTIFICATE OF SERVICE**

I, Matt Lang, declare:

If called, I could and would testify as follows: I am over eighteen. My business address is 424 First Street, Eureka, California, 95501. On July 1, 2015, I caused the attached NOTICE OF VIOLATION LETTER, or a letter identical in substance, to be served by U.S. Mail on those public enforcement agencies listed on the attached SERVICE LIST; in addition on the same date and by U.S. Mail I caused the attached NOTICE OF VIOLATION and PROPOSITION 65: A SUMMARY to be sent by Certified U.S. Mail to the private business entities also listed on the attached SERVICE LIST. I deposited copies of these documents in envelopes, postage pre-paid, with the U.S. Postal Service on the day on which the mail is collected. 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 1, 2015, at Eureka, California.

  
\_\_\_\_\_  
Matt Lang

## SERVICE LIST

PROPOSITION 65 ENFORCEMENT REPORTING  
ATTENTION: PROP 65 COORDINATOR  
1515 CLAY STREET, SUITE 2000  
POST OFFICE BOX 70550  
OAKLAND, CA 94612-0550

OFFICE OF THE CITY ATTORNEY  
CITY OF LOS ANGELES  
200 N. MAIN ST.  
LOS ANGELES, CA 90012

OFFICE OF THE DISTRICT ATTORNEY  
COUNTY OF LOS ANGELES  
18000 CRIMINAL COURTS BUILDING  
210 W. TEMPLE ST.  
LOS ANGELES, CA 90012

BONNIE RABJOHN,  
PARK PRESIDENT  
SIX FLAGS MAGIC MOUNTAIN  
MAGIC MOUNTAIN, LLC  
26101 MAGIC MOUNTAIN PARKWAY  
VALENCIA, CA 91355

JAMES W.P. REID-ANDERSON, CEO  
SIX FLAGS ENTERTAINMENT CORP.  
924 AVENUE "J" EAST  
GRAND PRAIRIE, TX 75050

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Skip the line, save time with **THE FLASH PASS**.  
Passes Sold in Six Flags Plaza.



**SEASON DINING PASS**  
Play once, eat all season.



**HEALTHY OPTIONS**  
Six Flags Magic Mountain offers a variety of healthy meal options, including salads, grilled chicken sandwiches, fresh fruit and diet drinks.



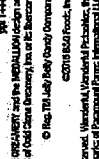
Gluten Free Items Available.



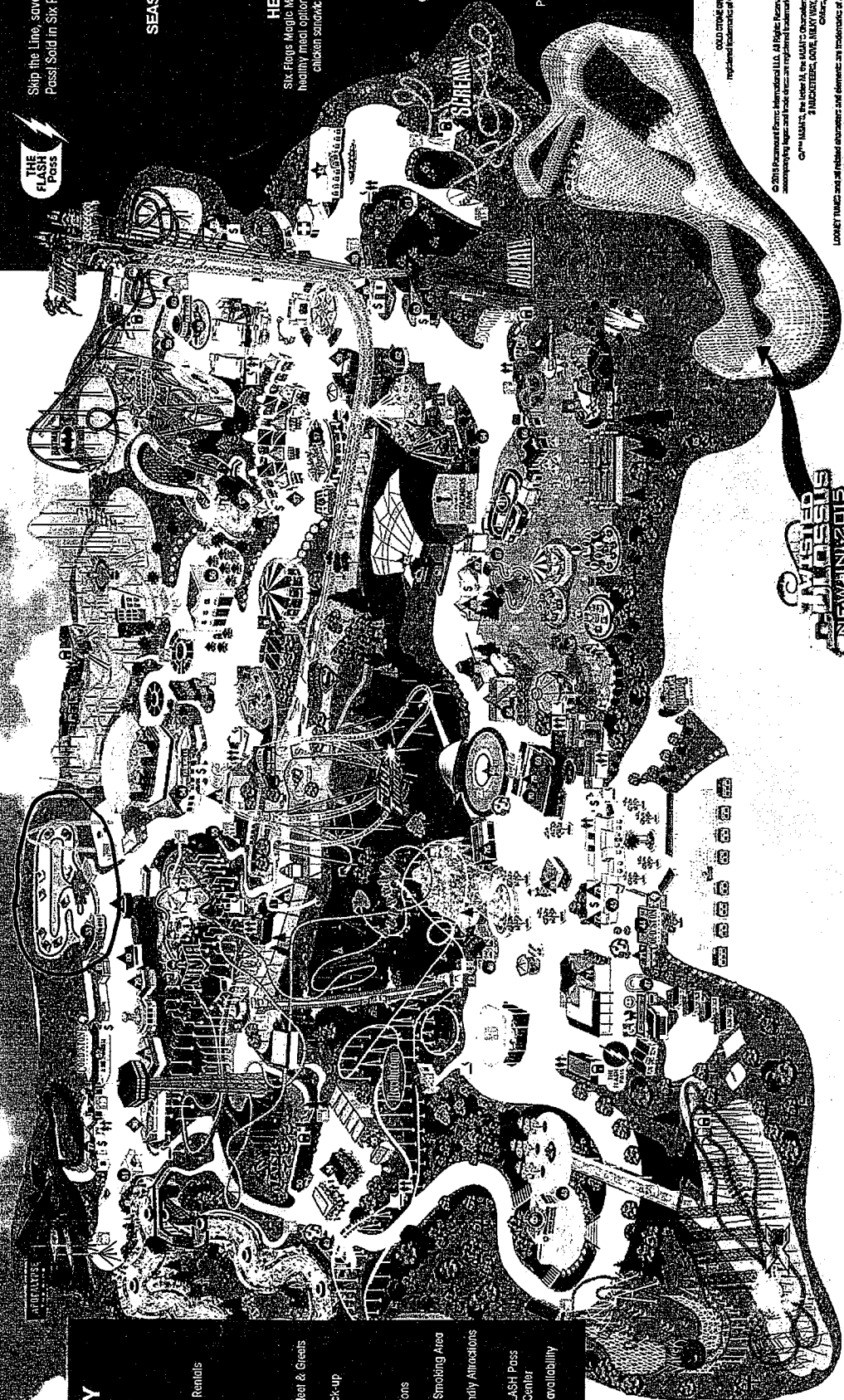
Show your 2015 Season Pass at any retail location to take advantage of special offers available only to Season Pass holders.



**PROUD PARTNER**



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**SIX FLAGS MAGIC MOUNTAIN**

**MAP KEY**

- First Aid
- Restrooms
- Wheelchair Rentals
- ATM
- Strollers
- Character Meet & Greets
- Package Pick-up
- Lockers
- Guest Relations
- Designated Smoking Area
- Family-Friendly Attractions
- THE FLASH PASS**  
Rides are subject to availability and may change.

**DINING**

44. **COBBSTONE** - Savor traditional hand-scooped ice cream in vanilla cones. Also serving shakes, smoothies, soft drinks, coffee and hot chocolate.
45. **Suzette's Bakery** - Delicious funnel cakes topped with powdered sugar and your choice of toppings, including seasonal favorites.
46. **Cyber Café** - Offering a variety of sandwiches, fresh fruits (seasonal), Dippin' Dots ice cream and other mouth-watering desserts. Try our new gluten free entrees and sweet treat offerings as well as our coffee, espressos, lattes, hot chocolate and soft drinks. \***Gluten-Free**
47. **Grande Oak Picnic Pavilion East and West** - Have your company picnic at tables. Served quickly and conveniently.
48. **Wok on up** for a mix of extraordinary traditional and unexpected Chinese food.
49. **Katy's Kettle** - Grilled burgers, turkey legs, hot dogs and chicken right off the barbecue. Chicken strips, salads, chili cheese fries, onion rings, giant baked potatoes, kids' meals and soft drinks available.
50. **Soda Springs** - Preheat, nachos, Dipin' Dots ice cream, **SLURPEES** and soft drinks.
51. **Totally Kickin' Chicken Boneless Wings** - Chicken with all the fixins.
52. **POPPSTONE** - Savor traditional hand-scooped ice cream in vanilla cones. Also serving soft drinks, coffee and hot chocolate.
53. **Los Cuates Mexican Grill** - Let your taste buds explode with authentic Mexican fare, including tacos, burritos, carne asada and soft drinks.
54. **Waterfront** - Choose from a selection of burgers, including the signature Monterey Grilled Burger on a bakery fresh bun or wrapped "protein style" with crisp lettuce.
57. **The place where every guest can enjoy all-American favorites**—hamburgers, shakes, chicken strips, kids meals and fries, served with a smile!
58. **TEEN TITANS Tower Pizza** - Hot, delicious pizza featuring **EXTRA!**
59. **KENT FARM Roasted Corn** - Fresh-roasted corn with many toppings to choose from.
60. **SMALLVILLE Soft Frozen Lemonade** - Quench your thirst with this delicious family favorite.
61. **Twisted "Wichies Street Deal"** - NEW! Try your sandwich "Twisted." Home of the "Cousin-wich," "Screen-wich" and other specialty sandwiches.
62. **Fresh Cut Fries** - French fries, popcorn, chicken strips, cotton candy and soft drinks.
63. **Food Etc.** - An indoor air-conditioned food court featuring loads, nachos and quesadillas stuffed with grilled carne asada or tina-cintra chicken with our house made salsas. Also, check out our hand-dipped fish n' chips or secret recipe jalepeño fish n' chips. For a healthier alternative, several different varieties of fresh are available.
64. **Frozen Delights** - Located inside Food Etc., cool off with some delicious frozen treats including Dole Whip with fresh fruit toppings or Dippin' Dots ice cream.
65. **Paradise Picnic Pavilion** - Have your company picnic at Six Flags Magic Mountain or Hurricane Harbor. (661-255-4500)
66. **Wascaul's** - Cheeseburger and chicken strip meal, fresh entree salads, fries and kids' meals.

**WATER RIDE RAIN**

31. **Roaring Rapids** - White-water adventure.
32. **Jet Stream** - Scenic adventure with 57-foot olivia finale.

**THRILL SEEKERS IN TRAINING**

1. **Grand Carousel** - A 103-year-old classic.
2. **Buccaneer** - Swinging pirate ship.
3. **Bugs Bunny World**  
Cayman Blaster - Family roller coaster.  
Duffy's Adventure Tours - Gently floating bar ride.  
Elmer's Weather Balloons - Soar and spin up high.  
Looney Tunes Lodge - Kids play palace.  
Merrie Melodies Carousel - Kid-sized carousel.  
Pope Le Pew's Tea Party - Whirling tea cups.  
Road Runner Express - Family roller coaster.  
Speedy Gonzales Hot Rod Racers - Pint-sized roller coaster.  
Slyvester's Pounce and Bounce - A miniature freestyle.  
Tex's Trucking Company - Little drivers, big trucks.  
Tweety's Escape - Swinging biplanes.  
Yosemite Sam's Flight School - A miniature airplane ride.
4. **Whistlestop Park**  
Maple Flyer - A pint-sized gentle coaster.  
Whistlestop Train - All aboard this scenic train ride.

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## OFFER TO SETTLE

Mateel is willing to settle this matter to the extent legally possible prior to the commencement of any enforcement action. Settlement terms would require that the unwarned exposures described in the accompanying 60 Day Notice Letter ("the Notice") be stopped. This would require that warnings be given to all future Magic Mountain patrons about exposures to engine exhaust at Cyclone 500, either by specifying Cyclone 500 by name or by posting warning signs in the "affected areas" in and around Cyclone 500, warning patrons that they are (or will be) exposed to chemicals that cause cancer, birth defects or other reproductive harm. In the alternative, the go karts at Cyclone 500 could be changed from gas-powered to electric-powered, or, finally, Cyclone 500 could be closed permanently so that no gas-powered go karts would be operated there. Settlement terms would also require that Six Flags locate and provide a warning compliant with 27 Cal. Code Regs section 25601 to every person who is and who was subject to unwarned exposures described in the Notice to the extent those exposures are caused by being in (and breathing in) the affected areas around Cyclone 500 during the past three years. In addition, given the information available to Mateel at present, a term of any settlement will require that Six Flags pay a civil penalty of up to \$2,500 per person who has been subject to an unwarned exposure for each day on which such person has been exposed to engine exhaust and its components at Cyclone 500 during the past year. To determine what that penalty amount should actually be, Mateel will need to receive Cyclone 500 attendance data (to the extent there is any), relevant demographic data about the people who work at, ride go karts at and stand around at Cyclone 500. Moreover, Mateel cannot actually settle this matter with Six Flags unless and until 70 days has elapsed since the sending of the accompanying Notice and unless no public enforcer has begun an enforcement action concerning the violations described in the Notice. Any settlement on behalf of the public interest must be approved by the California Superior Court on noticed motion with 45 days notice to the California Attorney General and the Attorney General may appear at any approval hearing and oppose a settlement if she believes the proposed settlement is not in the public interest. If you are interested in beginning settlement negotiations, please contact Mateel at the address and/or phone number provided in the Notice.