### LAW OFFICES

### **BRODSKY SMITH**

9595 WILSHIRE BLVD., STE. 900 BEVERLY HILLS, CA 90212 877.534.2590 www.brodskysmith.com

NEW JERSEY OFFICE 1310 NORTH KINGS HIGHWAY CHERRY HILL, NJ 08934 856.795.7250 NEW YORK OFFICE 240 MINEOLA BOULEVARD MINEOLA, NY 11501 516.741.4977

PENNSYLVANIA OFFICE TWO BALA PLAZA, STE. 805 BALA CYNWYD, PA 19004 610.667.6200

### January 23, 2024

Member/Manager Conimar Group, LLC c/o Eric Robinson 1724 NE 22 Avenue Ocala, FL 34470	President/CEO/Owner Thirstystone Resources, Inc. PO Box 1638 Gainsville, TX 76241-1638
President/CEO Homegoods, Inc. c/o The Corporation Trust Company Corporation Trust Center 1209 Orange Street Wilmington, DE 19801	President/CEO Homegoods, Inc. c/o CT Corporation System 330 N. Brand Blvd., Suite 700 Glendale, CA 91203
President/CEO The TJX Companies, Inc. dba Homegoods c/o The Corporation Trust Company Corporation Trust Center 1209 Orange Street Wilmington, DE 19801	Member/Manager CZOC Housewares, LLC c/o Laurie Leahy 1304 Corporate Dr., Gainesville, TX 76241
Member/Manager CZOC Housewares, LLC dba Thirstystone Resources c/o Laurie Leahy 1304 Corporate Dr., Gainesville, TX 76241	

### 60-Day Notice of Violation of California Safe Drinking Water and Toxic Enforcement Act1

To Whom It May Concern:

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

Brodsky Smith represents Ema Bell ("Bell"), a citizen of the State of California acting in the interest of the general public to promote awareness of exposures to toxic chemicals from use of consumer products sold in California and to improve human health and the environment by reducing hazardous substances.

With respect to the Product herein, Bell has identified a violation of California's Safe Drinking Water and Toxic Enforcement Act of 1986 ("Proposition 65") codified at Cal. Health & Safety Code § 25249.5, et seq. This violation has occurred and continues to occur because the alleged Violator(s) failed to

<sup>&</sup>lt;sup>1</sup> The public enforcement agencies that have been served with copies of this Notice are identified in the attached distribution list accompanying the Certificate of Service.

provide a clear and reasonable health hazard warning in connection with the sale or use of the Product in California. Health & Safety Code § 25249.6 provides that "[n]o person in the course of doing business shall knowingly and intentionally expose any individual to a chemical known to the State to cause cancer or reproductive toxicity without first providing a clear and reasonable warning to such individual ..." Without proper warnings regarding the toxic effects of exposures to the Listed Chemical resulting from use of the Product, California citizens lack the information necessary to make informed decisions on whether and/or how to eliminate (or reduce) the risk of exposure to the Listed Chemical from the reasonably foreseeable use of the Product.

### I. DESCRIPTION OF THE VIOLATION

- 1. Enforcer: Ema Bell, 222 S. Figueroa St. Apt. 1212, Los Angeles, CA 90012-2581; (Ph) 424-332-3817.
- 2. Alleged Violator(s): Conimar Group, LLC; Thirstystone Resources, Inc.; Homegoods, Inc.; The TJX Companies, Inc. dba Homegoods; CZOC Housewares, LLC; CZOC Housewares, LLC dba Thirstystone Resources
- 3. Time Period of Exposure: Violations have been occurring since at least January 23, 2024 and are continuing to this day.
- **4. Listed Chemical**: Lead. Lead is listed under Proposition 65 as a chemical known to the State to cause cancer and birth defects or other reproductive harm.

### 5. Product:

Product <sup>2</sup>	Non- Exclusive Examples of the Product
Salt & Pepper Shakers	Thirsty Stone Ceramic Stoneware Salt & Pepper Shakers
	UPC# 795785648751

6. Description of Exposure: The exposures that are the subject of this Notice result from the purchase, acquisition, handling and recommended use of the Product. The primary route of exposure to the Listed Chemical is through dermal absorption directly through the skin when consumers use, touch, or handle the Products. Some amount of exposure through ingestion can occur by touching the Product with subsequent touching of the user's hand to mouth. No clear and reasonable warning is provided with the Products regarding the health hazards of exposure to the Listed Chemical.

### II. PROPOSITION 65 INFORMATION

For the Violators' reference, enclosed is a copy of "Proposition 65: A Summary" that has been prepared by the Office of Environmental Health Hazard Assessment ("OEHHA"). For more information concerning the provisions of Proposition 65, contact OEHHA at 916.445.6900.

### III. RESOLUTION OF THE CLAIMS

<sup>&</sup>lt;sup>2</sup> The specifically identified example of the Product in this Notice is to assist the recipients' investigation of, among other things, the magnitude of potential exposures to the Listed Chemical from other items within the definition of Products. This example is not intended to be an exhaustive or comprehensive identification of each specific offending Product. It is Bell's position that the alleged Violators are obligated to conduct a good faith investigation into other Products that may have been manufactured, distributed, sold, shipped, stored (or otherwise within the alleged Violators' custody or control) during the relevant period to ensure that requisite health hazard warnings were and are provided to California citizens prior to purchase and use.

Based on the allegations set forth in this Notice, Brodsky Smith intends to file a citizen enforcement lawsuit on behalf of Bell against the alleged Violator(s) unless such Violator(s) agree in a binding written agreement to: (1) recall Products already sold; (2) provide Proposition 65 compliant exposure warnings for Products sold in the future or reformulate the Products to eliminate exposures to the Listed Chemical; and (3) pay an appropriate civil penalty based on the factors enumerated in Health & Safety Code § 25249.7(b). Consistent with the public interest goals of Proposition 65 and the desire to have these violations of California law quickly rectified, Bell is interested in seeking a constructive resolution of the claims in this Notice without engaging in costly and protracted litigation.

Bell has retained me as legal counsel in connection with this Notice. Please direct all communications regarding this Notice to my attention at Brodsky Smith, 9595 Wilshire Blvd., Ste. 900, Beverly Hills, CA 90212, (877) 534-2590, esmith@brodskysmith.com.

Sincerely,

Evan J. Smith

### Attachments

Certificate of Merit Certificate of Service

The Safe Drinking Water and Toxic Enforcement Action of 1986 (Proposition 65): A Summary

### **CERTIFICATE OF MERIT**

### Health & Safety Code Section 25249.7(d)

### I, Evan J. Smith, hereby declare:

- (1) This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged the parties identified in the notice have violated Health & Safety Code Section 25249.6 by failing to provide clear and reasonable warnings.
- (2) I am the attorney for the noticing party, Ema Bell.
- (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 alleged exposure to the listed chemicals that are the subject of the action.
- (4) Based on the information obtained through these 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 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(s) 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 information identified in Health & Safety Code Section 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: January 23, 2024

Evan J. Smith

Attorney for Ema Bell

### **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 action. My business address is 2 Bala Plaza, Suite 805, Bala Cynwyd, Pennsylvania. I am employed in Montgomery County where the mailing occurred.

On January 23, 2024 I served the following documents: Notice of Violation of California Health & Safety Code §25249.5, et seq.; Certificate of Merit; The Safe Drinking Water and Toxic Enforcement Action of 1986 (Proposition 65): A Summary on the following entities and individuals listed below by placing a true and correct copy thereof in a sealed envelope, addressed to the person or entity listed below and depositing it in a US Postal Service Office with postage fully prepaid for delivery by Certified Mail:

Member/Manager Conimar Group, LLC	President/CEO/Owner Thirstystone Resources, Inc.
c/o Eric Robinson	PO Box 1638
1724 NE 22 Avenue	Gainsville, TX 76241-1638
Ocala, FL 34470	,
President/CEO	President/CEO
Homegoods, Inc.	Homegoods, Inc.
c/o The Corporation Trust Company	c/o CT Corporation System
Corporation Trust Center	330 N. Brand Blvd., Suite 700
1209 Orange Street	Glendale, CA 91203
Wilmington, DE 19801	
President/CEO	Member/Manager
The TJX Companies, Inc. dba Homegoods	CZOC Housewares, LLC
c/o The Corporation Trust Company	c/o Laurie Leahy
Corporation Trust Center	1304 Corporate Dr.,
1209 Orange Street	Gainesville, TX 76241
Wilmington, DE 19801	
Member/Manager	
CZOC Housewares, LLC dba Thirstystone	
Resources	
c/o Laurie Leahy	
1304 Corporate Dr.,	
Gainesville, TX 76241	

On January 23, 2024, I served the following documents: Notice of Violation of California Health & Safety Code §25249.5, et seq.; Certificate of Merit; The Safe Drinking Water and Toxic Enforcement Action of 1986 (Proposition 65): A Summary on each of the individuals on the service list attached hereto as Appendix B by placing a true and correct copy thereof in a sealed envelope, addressed to the person or entity listed below and depositing it in a US Postal Service Office with postage fully prepaid for delivery by Priority Mail.

Executed January 23, 2024, in Bala Cynwyd, Pennsylvania.

Evan J. Smith

186 Honorable Nancy O'Malley	The Homenible Total Verbor Salzar	B
Palameda Coupty District A tropper	San Jaguin Councy District Automay	Honorable Anne Marie Schubert
Wakport Street Suite 650	222 E. Weber Assigner, Rooms 202	Sammento County District Attorney 901 G Street
Oakland, CA 94621	Stackion CA 95262	Sacramento, CA 95814
CEPDPmp65@aggiv.org	DACompiner Envisonemental@sjeda.org	Proph/3@sacda.org
The Honorable Allison Haley	The Honorable Jeffrey S. Rosell	The Honorable Summer Stephan
Napa County District Attorney	Sunta Cruz County District Attorney	San Diego County District Attorney
1127 First St., Suite C	10 Ocean Street	300 West Broadway
Napa, CA 94559	Sunts Cruz, CA 95060	San Diego, CA 92101
CEPD@countyofnaps.org	PrephsDA@suntquerezeounty.us	SanDiegoDAProp65@sdcda.org
The Honorable Jeff W. Reisig	Michelle Latimer, Program Coordinator	A
Tolo County District Attorney	Lassen County	Mark Ankcorn, Deputy City Attorney
pol Second Street	220 S. Lassen Street	City of San Diego
Woodland, CA 95695	Susarville, CA 96130	1200 Third Avenue
gread avolacounty ore	triosing CA 901 30	San Diego, CA 92101
Bud Porter	talatintanouso jassen ea us	CityAttyProp65@sandiego.gov
Supervising Deputy District Attorney	Aleibea M. Sargent	Christopher Dalbey,
Dania Clara Cormo	Assistant District Attorney	Deputy District Attorney
70 W Hedding Street	San Francisco District Attorney's Office	Sauta Barbara County
San Jose, CA 95110	350 Rhode Island Street	1112 Santa Barbara Street
EPUnda secgov org	San Francisco, CA 94103	Santa Barbora, CA 93101
The Homorable Gregory D. Totten,	alestus sargent@sfacev.org	DAProp65@go.senta-barbara.ca,us
Ventura Course Distriction	The Honorable Barbara Yook	Valerie Lopez, Deputy City Attorney
Ventura County District Attorney 800 S Victoria Avenue	Calcuss County District Attorney	Office of the City Attorney
Ventura, CA 93009	891 Mountain Ranch Road	1390 Market Street, 7th Floor
Harmonial - 3	Ban Andreas, CA 95249	Sen Francisco, CA 94102
daspecialons@ventura.org	Prophs Sav@co.dulavents.co.us	Value Laneza aforty atty org
Stacey Grassini	Brie J. Dobroth	Deannine M. Pacioni
Deputy District Attorney	Denity District Attorney	Deputy District Attorney
Contra Costa County	See Luis Obispo County	Monterey County
900 Ward Street	County Govt Center Annex, 4º Floor	
Martinez, CA 94553	San Luis Obispo, CA 93408	200 Aguajito Road
greenini@contracostada.org	scotrocholco sto ca, us	Monterey, CA 93940
The Honorable Thomas Hardy	The Paringable Phillip I. Char	Prop65DA@co.monterey.ca.us
County District Astornas	Lapon grant ST Fills	The Honosoble Clifford Newell
TO N. Edwards Street	Tribus County District Astorney	Nevada County District Attorney
Requesiones CA 03526	291 S Mooney Blvd	201 Commercial Street
nyoda@inyecounty.us	Visalia, CA 95370	Nevada City, CA 95959
he Honorable Paul E. Zellerbach	Prophilipo printe caus	DA.Prophi@oo.nevada.ca.us
Liverside County District Aftorney	The Honorable Stephan Passalacqua	The Honorable David Hollister
972 Orange Street	Buttoma County District Attorney	Plamas County District Attorney
iverside CA 92301	Administration Drive	520 Main Sirset, Room, 404
220 [	Sonoma, CA 95403	Quincy, CA 95971
engan venda org	innerestitisonomia-sequety org	pavideollisteri@countyofplumas.com
he Honorable Walter W. Wall	The Honombie Klimberly Lewis	The Honorable Morgan Briggs Gre
THE WAR COUNTY DISTINGT A HOME	Moreed County District Attorney	
DOX / XOQ	550 West Main Street	Placer County District Attorney
fariposa, CA 95338	Manual CA GET AG	10810 Justice Center Drive
Eda@wioringsageway over	Mercod, CA 95349	Roseville, CA 95678
ora V. Frimano, City Attorney	Prepas@esuntyoungiced.com	prop65@placer.ca.gov
DE Santa Class St.	Lisa A. Swiftcamp, District Attemey	
10 E. Santa Clara Street, 16th Floor in Jose, CA 96113	Miles Telace Steact	
MA 1000, CA 96113	Fresno, CA 93721	A.
reposition65notices@sanjeseca.gov	in treater ( by his life!	A

# ELECTRONIC UPLOAD SERVICE LIST

Office of the California Attorney General
Proposition 65 Enforcement Reporting
ATTN: Prop 65 Coordinator
P.O. Box 70550
Oakland, CA 94612-0550
https://oag.ca.gov/prop65/add-60-day-notice

# SERVICE LIST

The Honorable Nancy O'Malley			
Alamada County Ofester Ass	The Honorable Stacey Montgomery	The Honorable Candice Hooper	The Honorable Gragg Cohen
Alameda County District Attorney 1225 Fallon Street, Room 900	Cassen County Clattlet Alternay	San Banito County District Altomay	Tehame County District Attorney
Oakland, CA 94612	220 South Lassen Street, Ste. 8	419 4th Street, Second Floor	444 Oak Street, Room L
Outstill, 071 59512	Susaville, CA 95130	Hollister, CA 95203	Red Sluff, CA 96060
The Heaviet 7			
The Honorable Terese Orabac	The Honorable Jackie Lacey	The Honorable Michael Parnos	The Honorable Eric Herylord
Alpine County District Attorney	Los Angeles County District Attorney	San Bernardino County District Attorney	Trinity County District Altomay
270 Laramie Street, PO BOX 248	211 West Temple Street, Suite 1200	303 West 3rd Street, 8th Floor	P.O. Box 310
Markdeeville, CA 98120	Los Angeles, CA 90012	San Bernardino, CA 92415-0502	Weaverville, CA 96093
* /-			
The Honorable Todd Riebe	The Henorable David Linn	The Henerable Bonnie Dumanis	The Honorable Tim Ward
Amader County District Atlorney	Madera County District Attorney	San Olego County District Attorney	Tulare County District Attorney
708 Court Street	209 West Yosemite Avenue	330 W. Broadway Street	221 South Mooney Soulevard, Rm 224
Jackson, CA 95642	Madera, CA 98597	San Diego, CA 92101	Vigalia, CA 93291-4593
The Eignerable Wichsel Rantsay	The Hondrable Silvrard Belbesian		The Honorable Caura Krieg
Walle Walley Ulaine Attorney	Marin County Olstrict Attorney	The Hanorable George Gascon	Tuglumne County Olstrict Altorney
do County Cantar Oriva	3501 Civio Center Orive, Room 130	San Francisco County District Attorney	423 North Washington Street
Oroville, CA 95965	San Rafgel, CA 94903	850 Bryant Street, Room 322	Sonora, CA 95970
		San Francisco, CA 94109	Soutila' ov apaid
The Hondrable Barbera Yook	The Honerable Thomas Cooks	The Honorable Tori Verber Salazar	The Henerable Gragory Toltan
Calaveras County District Attorney	Mariposa County District Attorney	San Joaquin County District Afterney	Ventura County District Attorney
widumain Hanch Road	5101 Janes Street, P.O. Box 730	222 East Weber Avenue, Room 202	800 South Victoria Avenue
San Andreas, CA 95249	Maringsa, CA 95338	Stockton, CA 95201	Ventura, CA 93009
he Honorable John Poyner	The Honerable C. David Eyster		The Honorable Jeff Reisig
Colusa County District Attorney	Mandagino County Classics Associated	The Honorable Can Dow	Yolg County District Alterney
190 711h Street	Mendacina County District Attorney	San Luis Obispo County District Alty	
Colusa, CA 95932	100 North State Street, P.O. Box 1000	1035 Palm Street, 4th Floor	301 Second Street
he Hongrable Mark Peterson	Ukish, CA 95482	San Luis Obiseo, CA 93408	Woodland, QA 95695
Contra Costa County District Attorney	The Honorable Larry Morse II	The Honorable Stephen Wagstaffe	The Henerable Patrick McGrath
00 Ward Street	Merced County District Attorney	San Mateo County District Altomey	Yuba County District Attorney
farlinez, CA 94593	550 W Main Street	400 County Center, Third Floor	213 Filih Sirael
he Henerable Dale Trigg	Merced, CA 95340	Redwood City, CA 94083	Marusville, CA 95901
lei Nexte County District Attorney	The Honorable Jordan Funk	The Yongrabie Joyce Oudley	The Honorable Mike Feuer
50 H Street, Room 171	Madec County District Attorney	Santa Barbara County District Attorney	Office of the City Attorney, Los Angeles
recent Of	204 S. Court Street, Suite 202	1112 Santa Barbara Street	800 City Hall East
rescent City, CA 35531	Alturas, CA 95101	Santa Barbara, CA 93101	200 North Main Street
E-11			Las Angeles, CA 90012
he Honerable Vern Plerson	The Honerable Tim Kendall	The Ronorable Jeffrey Rosen	The Honerable James Sanchez
Udipedia Oncobe Dictales das-	Mono County Olstrict Attorney		Office of the City Attorney, Sacramento
O Castilla ditent	P.O. Box 617	Santa Clara County District Attorney	915   Street, 4th Floor
lacurville. CA 95667	Bridgeport, CA 93517	70 West Hedding Street, West Wing	Sacramento, CA 95814
ne responde Like Cartes	Cultural Aut 300 L	San Jose, CA 95110	
estile Lauring Digitalet Attachen	The Honorable Ocan Plippo	The Honorable Jeff Rosell	The Honorable Jan Goldsmith
	Monterey County District Altorney	Santa Cruz County District Attomey	Office of the City Attorney, San Diego
Turner Street Signo		701 Ocean Street; Room 200	1200 Third Avenue, Suite 1620
Turner Street Signo	P.O. Box 1131	Sania Cruz, CA 95060	
220 Turate Shreet, \$1000 Besto. OA 93791	Salines, CA 93502	I dania diuzi du danno	San Diego, CA 92101
Sente OA 93721	Salines, CA 98902 The Henorable Allison Haley		The Honerable Dennis Herrera
Rate: OA 93721 the Honorable Divayors Stewart lann County District Affordation	Salines, CA 98902 The Henorable Allison Haley	The Honorable Stephen Carlton	The Honerable Dennis Herrera Office of the City Attorney, San
20 fuaic Steat, #1000 ESTE OR 93721 In Honorable Divagne Stewart Ignn County District Attorney O. Box 450	Salines, CA 93302 The Henorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C	The Honorable Stephen Carlton Shasta County Ulstrict Attorney	The Honerable Dennis Herrera
Rate: OA 93721 the Honorable Divayors Stewart lann County District Affordation	Salinea, CA 93902 The Honorable Allison Haley Napa County District Attorney	The Honorable Stepfren Carlton Shasta County District Attorney 1955 Wast Street	The Honerable Dennis Herrera Office of the City Attorney, San
cents OA 93723 te Honoratte Chayne Stewart lenn County District Attorney O. Box 430 illows, CA 95988	Solines, CA 93902 The Henorable Allison Haley Napa Gounty District Attorney 1127 First Street, Suite C Napa, CA 34559	The Honorable Stephen Carlton Shasta County Ulstrict Attorney	The Honorable Dennia Herrera Office of the City Attorney, San Francisco
Easts Of 93721  te Honorable Dwayne Shewart  lann County District Attorney  O. Box 490  Mows, CA 95988	Salines, CA 93302 The Honorable Allison Haley Napa Geunty District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newsyl	The Honorable Blaphen Carlton Shasta County District Attorney 1955 West Street Redding, CA 95001	The Hanarable Dennis Herrera Office of the City Altomey, San Francisco 1 Dr. Carifun B. Goodleft Place San Francisco, CA \$4102 The Hongrable Richard Onyle
Easts AP 93721 te Honorable Drayne Stewart lann County District Attorney O. Box 430 illows, CA 95988 te Honorable Maggin Fleming	Salines, CA 93302 The Honorable Allison Haley Napa Geunty District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newsyl	The Honorable Stephen Cariton Shasta County Olstrict Attorney 1985 Wast Street Redding, CA 96001 The Honorable Lawrence Atlen	The Hanarable Dennis Herrera Office of the City Altomey, San Francisco 1 Dr. Carifun B. Goodleft Place San Francisco, CA \$4102 The Hongrable Richard Onyle
cents. OA 93723 he Honoratte Chayne Stewart leann County District Attorney O. Box 430 "Illows, CA 95998 he Honoratte Maggis Fleming unboild County District Afforney S 55 th Street	Salines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C Napa, CA 94559 The Honorable Clifford Newell Navada County District Attorney	The Honorable Stephen Cariton Shasta County District Attorney 1355 Wast Street Redding, CA 96001 The Honorable Lawrence Atlen Stera County District Attorney	The Hanerelite Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goodleit Place San Francisco, CA 34/102 The Honorable Flichard Doyle Office of the City Attorney, San Jose
20 Tuate Sheet, #1000 Ease Of 99721 te Honorable Dwayne Shewart tean County District Attorney O. Box 490 Illiows, CA 95998 te Honorable Maggile Fleming unibolist County District Attorney E 5th Street, Fourth Fleor reduce, CA 95991	Salines, CA 93902 The Handrable Allison Haley Napa Govinty District Attorney 1127 First Street, Suite C Napa, CA 94559 The Handrable Clifford Newell Newada County District Attorney 201 Commercial Street	The Honorable Staphen Cariton Shasta Gounty District Attorney 1355 West Street Redding, CA 96001  The Honorable Lawrence Atten Sterra County District Attorney 100 Counthouse Square	The Hancreble Dennis Herrera Office of the City Altomey, San Francisco 1 Dr. Garlton B. Gaodleit Place San Francisco. CA \$6102 The Honorable Richard Ocyle Office of the City Altomey, San Jose 200 East Santa Clara Street, 19th Floor
20 Tuate Sheet, #1000 Easts Of 93721 te Honodale Drawns Shewart tenn County District Attorney O. Box 430 illiows, CA 95988 te Honorable Maggin Fleming unitotal County District Afforney 55 5th Street, Fourth Fleor units, CA 95591	Salines, CA 93902 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 95659	The Honorable Stephen Carlton Shasta Gounty District Attorney 1355 West Street Redding, CA 96001  The Honorable Lawrence Aften Stera County District Attorney 100 Couthouse Square Downleytile, CA 95935	The Hanurable Dennis Herrea Office of the City Attorney, San Francisco 1 Dr. Carifun B. Goodleft Place San Francisco, CA 36102 The Honorable Richard Ooyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jese, CA 96113
20 Tuate Sheet, #1000 Easts OR 93721 te Honorable Dwayne Shewart tenn County District Attorney O. Box 430 illiows, CA 95938 te Honorable Maggive Fleming unbould County District Attorney to 5th Steek, Fourth Floor unke, CA 95991 te Frontestic Gibbert Chest	Sclines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 95959 The Honorable Tony Rackauckas	The Honorable Stephen Cariton Shasta County District Attorney 1365 West Street Redding, CA 96001  The Honorable Lawrence Aften Sterra County District Attorney 100 Counthouse Square Downleytile, CA 95936 The Honorable James Kirk Andrus	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton G. Goddleft Place San Francisco, CA \$4102 The Handrable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the California Attorney Gener.
220 Tudata Sheat, #1000 Easts AP 93721 te Honorable Dwayne Shewart lenn County District Attorney O. Box 430 Illows, CA 95988 In Honorable Maggive Fleming Inabolist County District Attorney 25 ath Steak, Fourth Fleor Inches CA 95991 In Programme Charles Chees In Programme Canada Chees	Sclines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C Nape, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93559 The Honorable Tony Rackauckes Orange County District Attorney	The Honorable Stephen Cariton Shasta County District Attorney 1355 Wast Street Redding, CA 95001  The Honorable Lawrence Allen Slerra County District Attorney 100 Counthouse Square Downieville, CA 95365 The Honorable James Kirk Andrus Slakiyou County District Attorney	The Honerable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton G. Goodleit Place San Francisco, CA 94/102 The Honerable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jess, CA 95113 Diffice of the Callfornia Attorney Ganer Proposition 65 Enforcement Reporting
Easts On Service Sheet Alloco Coats of Service Sheet S	Salines, CA 93302 The Handrable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Nape, CA 94559 The Handrable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93555 The Handrable Tony Rackauckes Oranga County District Attorney 401 Civile Center Drive West	The Honorable Staphen Carlton Shasta Gounty District Attorney 1355 West Street Redding, CA 96001  The Honorable Lawrence Atlen Slerra County District Attorney 100 Counthouse Square Downleyfile, CA 95935  The Honorable James Kirk Andrus Slaklyoù County District Attorney P. O. 80x 966	The Honorable Dennis Herrera Office of the City Attorney, San Francisco 1 Or. Carifun B. Goodlert Place San Francisco: CA 36102 The Honorable Richard Coyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA 961 I3 Citica of the California Attorney Ganer Proposition 65 Enforcement Reporting ATTN: Prop 85 Coerdinator
Easts An 93721 te Honorable Emayne Shewart lenn County District Attorney O. Box 430 Illiows, CA 95988 te Honorable Maggin Flenning unboild County District Afforney 55 5th Street, Fourth Fleor under, CA 95591	Sclines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C Nape, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93559 The Honorable Tony Rackauckes Orange County District Attorney	The Honorable Stephen Cariton Shasta County District Attorney 1355 Wast Street Redding, CA 95001  The Honorable Lawrence Allen Slerra County District Attorney 100 Counthouse Square Downieville, CA 95365 The Honorable James Kirk Andrus Slakiyou County District Attorney	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
Easts An 93721 the Honorable Emayne Shewart lean County District Attorney O. Box 430 Illiows, CA 95988 The Honorable Maggin Fleening unboild County District Attorney Es ath Street, Fourth Fleor under, CA 95591 The Phonorable Gibbed Obes postal County District Attorney To West Main Street, Suite 102 Centro, CA 92249	Sclines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 95959 The Honorable Tony Rackauckas Oranga County District Attorney 401 Civile Center Drive West Santa Ana, CA 92701	The Honorable Staphen Carlton Shasta Gounty District Attorney 1355 West Street Redding, CA 96001  The Honorable Lawrence Atlen Slerra County District Attorney 100 Counthouse Square Downleyfile, CA 95935  The Honorable James Kirk Andrus Slaklyoù County District Attorney P. O. 80x 966	The Honorable Dennis Herrera Office of the City Attorney, San Francisco 1 Or. Carifun B. Goodlert Place San Francisco: CA 36102 The Honorable Richard Coyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA 961 I3 Citica of the California Attorney Ganer Proposition 65 Enforcement Reporting ATTN: Prop 85 Coerdinator
20 Tuate Sheat, #1000 Easts AP 93721 te Honorable Dwayne Shewart lean County District Attorney O. Box 430 illows, CA 95988 te Honorable Maggist Fleming unboilst County District Attorney 25 5th Street, Fourth Fleor unker, CA 95591 te Flonorable Gibbat Obeg powers County District Attorney 10 West Main Street, Suite 102 Centro, CA 92243	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Napa, CA 94559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City. OA 95559 The Honorable Tony Rachauckas Orange County District Attorney 401 Civils Genter Drive West Santa Ana, CA 92701 The Honorable Fl. Sout Owens	The Honorable Staphen Carlton Shasta Gounty District Attorney 1355 West Street Redding, CA 96001  The Honorable Lawrence Atlen Slerra County District Attorney 100 Counthouse Square Downleyfile, CA 95935  The Honorable James Kirk Andrus Slaklyoù County District Attorney P. O. 80x 966	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
20 Tuate Sheet, #1000 Easts Of 93721 te Honorable Dwayne Shewart tean County District Attorney O. Box 490 Illiows, CA 95988 te Honorable Maggile Fleming unibolist County District Attorney E 5th Street, Fourth Fleor runks, CA 9591 Te Honorable Cabast Obes partial County District Attorney Illiows than Street, Suite 102 Centro, CA 92249 Te Honorable Thomas Hardy yo County District Attorney	Salines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 95959 The Honorable Tony Rackauckas Orange County District Attorney 401 Chite Center Drive West Santa Ana, CA 92701 The Honorable R. Scott Owens Placer County District Attorney	The Honorable Stephen Carlton Shasta County District Attorney 1355 Wast Street Redding, CA 95001  The Honorable Lawrence Allen Sterra County District Attorney 100 Counthouse Square Downieville, CA 95335  The Honorable James Kirk Andrus Stakiyou County District Attorney P. O. 8ex 966 Yrska, CA 95097  The Honorable Kirishna Abrems	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
Easts Of 93721  te Honorable Emayne Shewart  lean County District Attorney  O. Box 430  Illiows, CA 95988  The Honorable Maggie Fleming  unbold County District Attorney  5 5th Street, Fourth Fleor  uncks, CA 95391  The Proncettle Gibbert Obero  partial County District Attorney  West Main Street, Suite 102  Centro, CA 92243  The Honorable Thomas Hardy  yo County District Attorney  O. Drawer	Salines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 95959 The Honorable Tony Rackauckas Orange County District Attorney 401 Chite Center Drive West Santa Ana, CA 92701 The Honorable R. Scott Owens Placer County District Attorney	The Honorable Staphen Cariton Shasta County District Attorney 1365 West Street Redding, CA 96001  The Honorable Lawrence Aften Slerra County District Attorney 100 Counthouse Square Downise/file, CA 95936 The Hunorable James Kirk Andrus Siskiyou County District Attorney P.O. 8ex 966 Yraka, CA 96097  The Hunorable Kirishna Abrams Salano County District Attorney	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
22 Mater Sheet, #1000 22 Mater Sheet, #1000 22 Mater Sheet Shewart lean County District Attorney 0. Box 430 Mows, CA 95988  19 Morignable Maggin Pleaning unboild County District Attorney 15 3th Street, Fourth Flaor unks, CA 95591 19 Moristable Gibbed Obes 10 West Main Street, Suite 102 Centro, CA 92243  19 Honorable Thomas Hardy 19 County District Attorney 10 O Orawer D 10 O Orawer D 10 O One Sheet Obes 10 O Orawer D 10 O O Orawer D 10 O O Orawer D 10 O Orawer D 10 O O Orawer D 10 O O Orawer D 10 O O O O O O O O O O O O O O O O O O O	Sclines, CA 93902 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City. CA 95659 The Honorable Tony Flackauckas Oranga County District Attorney 401 Civic Genter Drive West Santa Ana, CA 92701 The Honorable F. Sout Owens Placer County District Attorney 10610 Justice Genter Orive. Suite 240	The Honorable Stephen Cariton Shasta County District Attorney 1365 Wast Street Redding, CA 96001  The Honorable Lawrence Alter Slerra County District Attorney 100 Counthouse Square Downieville, CA 95936 The Honorable James Kink Andrus Siskiyoù County District Attorney P.O. 80x 986 Yreka, CA 96097  The Honorable Krishna Abrems Salano County District Attorney 675 Towas Street, Sulte 4500	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
20 Tuate Sheet, #1000 Easts Of 93721 te Honorable Dwayne Shewart tean County District Attorney O. Box 49 illiows, CA 95988 te Plongrable Maggile Fleming unibolist County District Attorney E 5th Street, Fourth Fleor runks, CA 95911 te Honorable Gibbart Obes partial County District Attorney to West Main Street, Suite 102 Centro, CA 92249 te Honorable Thomas Hardy yo County District Attorney O. Drawer D days and Days 266 te Honorable CA 95266	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Suite C Napa, CA 94559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City. CA 95659 The Honorable Tony Rackauckas Oranga County District Attorney 401 Civile Center Drive West Santa Ana, CA 92701 The Honorable F. Scott Owens Placer County District Attorney 10810 Justice Center Orive, Suite 240 Resewille, CA 95678	The Honorable Stephen Cariton Shasta County District Attorney 1355 Wast Street Redding, CA 96001  The Honorable Lawrence Atlen Stera County District Attorney 100 Counthouse Square Downisville, CA 95936  The Honorable James Krist Andrus Steklyou County District Attorney P.O. Box 986 Yraka, CA 96097  The Honorable Kilishna Abrams Salano County District Attorney 975 Texas Street, Sulte 4500 Faltitald, CA 94538	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
22 Tuate Sheet, #1000 221s. Or 93721 1e Henoratile Dwayne Shewart tenn County District Attorney 0. Box 430 1illows, CA 95988 1e Horiorable Maggiet Fleming unboldt Caunty District Attorney 25 5th Street, Fourth Fleor unkla, CA 95910 1e Floriatable Gabest Class partial County District Attorney 10 West Main Street, Suite 102 Centro, CA 92243 1e Honorable Thomas Hardy yo County District Attorney 0. Drawer D dependence, CA 93526 1e Honorable Lisa Green 1m County District Attorney	Salines, CA 93302 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Nape, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93559 The Honorable Tony Rackauckas Orange County District Attorney 401 Chite Genter Drive West Santa Ana, CA 92701 The Honorable F. Scott Owens Placer County District Attorney 10610 Justice Genter Orive, Suite 240 Raswille, CA 95678 The Honorable Center Orive, Suite 240 Raswille, CA 95678	The Honorable Stephen Cariton Shasta County District Attorney 1355 Wast Street Redding, CA 95001  The Honorable Lawrence Atlen Steria County District Attorney 100 Counthouse Square Downieville, CA 95335  The Honorable James Kink Andrus Slakiyou County District Attorney P.O. 8ex 966 Yreka, CA 96097  The Honorable Kilshina Abrems Salano County District Attorney 675 Texas Street, Suite 4500 Faintiety, CA 94533  The Honorable IIII Faution	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
29 Yuara Sheat, 2000 2215 CA 93972 10 Henorable Dwayne Stewart enn County District Attorney 0. Box 430 10 Wos CA 95958 10 Honorable Maggie Fleming Intibolat County District Attorney 15 3th Street, Fourth Fleor ricks, CA 95551 10 Honorable Gibbart Obes 10 West Main Street, Suite 102 Centro, CA 92243 10 West Main Street, Suite 102 Centro, CA 92243 10 Honorable Thomas Hardy 10 County Obstict Attorney 10 Javen Description of Street 10 County Obstict Attorney 11 Honorable Lisa Green 12 County Obstict Attorney 13 Triestin bereins	Salines, CA 93302 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Nape, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93559 The Honorable Tony Rackauckas Orange County District Attorney 401 Chite Genter Drive West Santa Ana, CA 92701 The Honorable F. Scott Owens Placer County District Attorney 10610 Justice Genter Orive, Suite 240 Rosellle, CA 95678 The Honorable David Hollister Plymas County District Attorney	The Honorable Staphen Cariton Shasta County District Attorney 1365 West Street Redding, CA 96001  The Honorable Lawrence Aften Sterra County District Attorney 100 Counthouse Square Downise/life, CA 95936  The Honorable James Kirk Andrus Slakkyou County District Attorney P.O. 8ex 966 Yreka, CA 96097  The Honorable Kirkina Abrems Salano County District Attorney 675 Texas Street, Suite 4500 Faintald, CA 45533  The Honorable Jill Ravitch Sonoma County District Attorney	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
29 Yuara Sheat, 2000 2215 CA 93972 10 Henorable Dwayne Stewart enn County District Attorney 0. Box 430 10 Wos CA 95958 10 Honorable Maggie Fleming Intibolat County District Attorney 15 3th Street, Fourth Fleor ricks, CA 95551 10 Honorable Gibbart Obes 10 West Main Street, Suite 102 Centro, CA 92243 10 West Main Street, Suite 102 Centro, CA 92243 10 Honorable Thomas Hardy 10 County Obstict Attorney 10 Javen Description of Street 10 County Obstict Attorney 11 Honorable Lisa Green 12 County Obstict Attorney 13 Triestin bereins	Sclines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City. CA 95659 The Honorable Tony Flackauckas Oranga County District Attorney 401 Civic Genter Drive West Santa Ana, CA 92701 The Honorable F. Sout Owens Placer County District Attorney 10610 Justice Genter Orive, Suite 240 Rosaville, CA 95678 The Honorable David Hollister Plymas County District Attorney 320 Main Street, Room 404	The Honorable Stephen Cariton Shasta County District Attorney 1365 Wast Street Redding, CA 96001  The Honorable Lawrence Alter Sleria County District Attorney 100 Counthouse Square Downieville, CA 95936 The Honorable James Kink Andrus Slakiyoù County District Attorney P.O. 80x 986 Yreka, CA 96097  The Honorable Krishna Abrams Salano County District Attorney 975 Toxas Street, Sulte 4500 Falnield, CA \$4533  The Honorable Jill Pavitoh Sonoma County District Attorney 675 Toxas Carety District Attorney 675 Toxas Graet, Sulte 4500 Falnield, CA \$4533	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
Earts On 93721  te Honorable Dwayne Stewart  lean County District Attorney  O. Box 490  Blows, CA 95988  The Profignable Margille Fleming  unboilet Caunty District Attorney  25 5th Street, Fourth Fleor  unka, CA 9591  The Honorable Gibbad Obes  partial Charry Obstict Attorney  10 West Main Street, Suite 102  Centro, CA 92243  The Honorable Thomas Hardy  yo County Obstict Attorney  O. Drawer D  dependence, CA 93526  The Honorable Lisa Green  and County District Attorney  Honorable Lisa Green  Truston Avenue  atterfield, CA 9494	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Napa, CA 94559 The Honorable Clitiford Newell Nevada County District Attorney 201 Commarcial Street Nevada City. CA 93539 The Honorable Tony Rachauckas Orange County District Attorney 401 Civils Genter Drive West Santa Ana, CA 92701 The Honorable R. Soutt Owens Placer County District Attorney 10810 Justice Genter Drive, Suite 240 Rossville, CA 93671 The Honorable David Hollister Plymas County District Attorney 320 Main Street, Room 404 Quincy, CA 95971	The Honorable Stephen Cariton Shasta County District Attorney 1365 Wast Street Redding, CA 96001  The Honorable Lawrence Alter Sleria County District Attorney 100 Counthouse Square Downieville, CA 95936 The Honorable James Kink Andrus Slakiyoù County District Attorney P.O. 80x 986 Yreka, CA 96097  The Honorable Krishna Abrams Salano County District Attorney 975 Toxas Street, Sulte 4500 Falnield, CA \$4533  The Honorable Jill Pavitoh Sonoma County District Attorney 675 Toxas Carety District Attorney 675 Toxas Graet, Sulte 4500 Falnield, CA \$4533	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
zer trage sines, #1000  izans On 93721  te Honordille Dwayne Shewart  lean County Olstrict Attorney  O. Box 430  illiows, CA 95988  illiows, CA 95988  illiows, CA 95988  illiows, CA 95988  illiows, CA 95989  illiows, CA 95989  illiows, Fourth Flaor  unstalled County District Attorney  illiows, CA 95911  illiows Thomas Hardy  yo County Olstrict Attorney  O. Drawer D  discentiones, CA 95926  discentiones, CA 95926  illiows Truston Avenue  illiows Truston Avenu	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Napa, CA 94559 The Honorable Clitiford Newell Nevada County District Attorney 201 Commarcial Street Nevada City. CA 93539 The Honorable Tony Rachauckas Orange County District Attorney 401 Civils Genter Drive West Santa Ana, CA 92701 The Honorable R. Soutt Owens Placer County District Attorney 10810 Justice Genter Drive, Suite 240 Rossville, CA 93671 The Honorable David Hollister Plymas County District Attorney 320 Main Street, Room 404 Quincy, CA 95971	The Honorable Stephen Cariton Shasta County District Attorney 1356 Wast Street Redding, CA 96001  The Honorable Lawrence Atlen Stera County District Attorney 100 Couthouse Squere Downieville, CA 95936  The Honorable James Kink Andrus Stskiyou County District Attorney P.O. Box 966 Yraka, CA 96097  The Honorable Kilishna Abrams Salano County District Attorney 679 Towas Street, Sulte 4500 Faltitald, CA 94533  The Honorable Jill Paultch Sonoma County District Astorney 600 Administration Drive, Room 212J Sasta 6654, CA 95433	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
pages An Sarzai  te Henorable Dwayne Stewart  tenn County District Attorney  O. Box 430  illows, CA 95988  te Horignable Maggiet Flemting  unboldt County District Attorney  5 5th Street, Fourth Fleor  meka, CA 95991  fe Frontenatio General Cheso  powial County District Attorney  to West Main Street, Suite 102  Centro, CA 92249  te Honorable Thomas Hardy  yo County District Attorney  O. Drawer D  dependence, CA 93526  te Honorable Lisa Green  am County Olstrict Attorney  Pts Truxtun Avenue  likersfield, CA 9301  te Honorable Keith Fagundas  files Chenrable Kielth Fagundas	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Nape, CA 94559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City. CA 93959 The Honorable Tony Rackauckas Oranga County District Attorney 401 Citie Genter Drive West Santa Ana, CA 92701 The Honorable F. Scott Owens Placer County District Attorney 10810 Justice Genter Orive, Suite 240 Resettle CA 95978 The Honorable David Hollister Plymas County District Attorney 520 Main Street, Room 404 Quincy, CA 95971 The Honorable Mohael Hestin	The Honorable Staphen Carlton Shasta County District Attorney 1365 West Street Redding, CA 96001  The Honorable Lawrence Aften Slerra County District Attorney 100 Counthouse Square Downise/like, CA 95936  The Honorable James Kirk Andrus Slakiyou County District Attorney P.O. 8ex 966 Yreka, CA 96097  The Honorable Kirishna Abrams Salano County District Attorney 675 Texas Street, Sulte 4500 Falnials, CA 94533 The Honorable Jill Ravitoh Sunoma County District Attorney 600 Administration Drive, Room 212J Santa Rosa, CA 94543 The Honorable Jill Favitoh Santa Rosa, CA 95443 The Honorable Jill Fadager	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
Easts An 39721 the Honorable Emayne Shewart lean County District Attorney O. Box 430 Illiows, CA 95988 The Honorable Maggis Fleming unboild County District Attorney East Street, Fourth Fleor uneka, CA 95901 The Honorable Gabast Obeso upertal County District Attorney The West Main Street, Suite 102 Centro, CA 92249 The Honorable Thomas Hardy yo County District Attorney O. Drawer D dispendence, CA 93526 The Honorable Lisa Green am County District Attorney The Trusten Avenue alkersifeld, CA 93901 The Honorable Keith Fagundes	Salines, CA 93302 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Suite C Napa, CA 34559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 95959 The Honorable Tony Rackauckas Orange County District Attorney 401 Chite Center Drive West Santa Ana, CA 92701 The Honorable R. Scott Owens Placer County District Attorney 10610 Justice Center Orive, Suite 240 Rosawille, CA 95978 The Honorable David Hollister Plymas County District Attorney 320 Main Street, Room 404 Quincy, CA 95971 The Honorable Michael Hestrin Riverside County District Attorney	The Honorable Stephen Cariton Shasta County District Attorney 1365 West Street Redding, CA 96001  The Honorable Lawrence Aftern Sterra County District Attorney 100 Courthouse Square Downise/file, CA 959365 The Honorable James Kirk Andrus Slakkyoù County District Attorney P.O. Bex 966 Yraka, CA 96097  The Honorable Kirkinna Abrems Salano County District Attorney 675 Texas Street, Sulte 4500 Falifield, CA 45533 The Honorable Mill Ravitoh Sonoma County District Attorney 600 Administratio Jil Ravitoh Sonoma County District Attorney 600 Administration Drive, Room 212J Santa Rosa, CA 95403 The Honorable Birgit Fladager Stanislavis County Olstifict Attorney	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
Easts An 39721 the Honorable Emayne Shewart lean County District Attorney O. Box 430 Illiows, CA 95988 The Honorable Maggis Fleming unboild County District Attorney East Street, Fourth Fleor uneka, CA 95901 The Honorable Gabast Obeso upertal County District Attorney The West Main Street, Suite 102 Centro, CA 92249 The Honorable Thomas Hardy yo County District Attorney O. Drawer D dispendence, CA 93526 The Honorable Lisa Green am County District Attorney The Trusten Avenue alkersifeld, CA 93901 The Honorable Keith Fagundes	Salines, CA 93902 The Handrable Allison Haley Napa Gounty District Attorney 1127 First Street, Suite C Napa, CA 94859  The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City. CA 95959 The Honorable Tony Rackauckas Orange County District Attorney 401 Civic Genter Drive West Santa Ana, CA 92701  The Honorable R. Scott Owens Placer County District Attorney 10610 Justice Center Orive, Suite 240 Rosswille, CA 95978 The Honorable David Hollister Plumas County District Attorney 320 Main Street, Room 404 Quincy, CA 95971 The Honorable Mohael Hestrin Riverside County District Attorney 3950 Orange Street	The Honorable Stephen Cariton Shasta County District Attorney 1365 Wast Street Redding, CA 96001  The Honorable Lawrence Alten Slerra County District Attorney 100 Courthouse Square Downieville, CA 95936 The Honorable James Kink Andrus Slakiyoù County District Attorney P.O. 80x 986 Yreka, CA 96097  The Honorable Krishna Abrams Salano County District Attorney 975 Toxas Street, Sulte 4500 Falnield, CA 94533 The Honorable Jill Pavitch Sontoma County District Attorney 600 Administration Onive, Room 212J Santa Rosa, CA 95403 The Honorable Birgit Fladager Stanislave County Olstrict Attorney 802 12th Street, Sulte 400	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
Earth Of Street, #1000 Earth Of Street, #1000 Earth Of Street, #1000 Earth Of Street Attorney O. Box 49 Illiows, CA 95988 In Plongrable Maggin Fleming unboilet Caunty District Attorney 25 5th Street, Fourth Fleor uncka, CA 9591 In Programme Capacity District Attorney Obstact Carnty Obstact Attorney In West Main Street, Suite 102 Centro, CA 92243 In Honorable Thomas Hardy yo County Obstact Attorney O. Drawer D dependence, CA 93526 In Honorable Lisa Green In County District Attorney In County District A	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Napa, CA 94559  The Honorable Clifford Newell Nevada County District Attorney 201 Commarcial Street Nevada City, CA 93533 The Honorable Tony Rackauckes Oranga County District Attorney 401 Chile Genter Drive West Santa Ana, CA 92701  The Honorable F. Scott Owens Placer County District Attorney 10810 Justice Genter Drive, Suite 240 Rosswills, CA 95878 The Honorable David Hollister Plymas County District Attorney 320 Main Street, Room 404 Quincy, CA 95971 The Honorable Michael Hestrin Riverside County District Attorney 3960 Orange Street Riverside, CA 95501	The Honorable Staphen Carlton Shasta County District Attorney 1395 West Street Redding, CA 96001  The Honorable Lawrence Aften Sterra County District Attorney 100 Counthouse Square Downisyttle, CA 95936 The Honorable James Kirk Andrus Stakiyou County District Attorney P.O. 8ex 966 Yraka, CA 96097  The Honorable Kirkhna Abrams Salano County District Attorney 675 Texas Street, Sulte 4500 Falifield, CA 9553 The Honorable Jill Faultoh Sonona County District Attorney 600 Administration Drive, Floom 212J Sagta Essa, CA 95493 The Honorable Birgit Fladager Stanislaws County Olstrict Attorney 832 12th Street, Suite 300 Modesto, CA 95534	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
zer valet sinest, #1000  ceaus On 93721  te Honorable Ewayne Shewart  lean County District Attorney  O. Box 430  illiows, CA 95958  te Honorable Margile Fleming  unboldt Caunty District Attorney  25 5th Street, Fourth Fleor  unke, CA 95911  te Honorable Gibbat Obes  partial County District Attorney  10 West Main Street, Suite 102  Centro, CA 92249  te Honorable Thomas Hardy  yo County District Attorney  O. Drawer D  decented Section of Section  am County District Attorney  115 Truston Avenue  elsersfield, CA 9301  te Konorable Keith Fagundes  ngs County District Attorney  10 West Accept Goulavard  antord, CA 93230  e Honorable Decented attorney	Selines, CA 93902 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C Nape, CA 94559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93559 The Honorable Tony Rackauckas Oranga County District Attorney 401 Citie Genter Drive West Santa Ana, CA 92701 The Honorable F. Scott Owens Placer County District Attorney 10810 Justice Genter Orive, Suite 240 Resellle, CA 95978 The Honorable David Hollister Plymas County District Attorney 920 Main Street, Room 404 Quincy, CA 95971 The Honorable Mohael Hestrin Riverside County District Attorney 9360 Orange Street Riverside, CA 92501 The Honorable Mohael Hestrin Riverside, CA 92501 The Honorable Mohael Schubert	The Honorable Staphen Carlton Shasta County District Attorney 1395 West Street Redding, CA 96001  The Honorable Lawrence Aften Sterra County District Attorney 100 Counthouse Square Downisyttle, CA 95936 The Honorable James Kirk Andrus Stakiyou County District Attorney P.O. 8ex 966 Yraka, CA 96097  The Honorable Kirkhna Abrams Salano County District Attorney 675 Texas Street, Sulte 4500 Falifield, CA 9553 The Honorable Jill Faultoh Sonona County District Attorney 600 Administration Drive, Floom 212J Sagta Essa, CA 95493 The Honorable Birgit Fladager Stanislaws County Olstrict Attorney 832 12th Street, Suite 300 Modesto, CA 95534	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
20 Truster Sinest, #1000 Earts Or 93/23  te Honorable Ewayne Shewart lean County District Attorney O, Box 430  illiows, CA 95988  te Honorable Maggist Flemting unabolist County District Attorney Ea th Streak, Fourth Fleor uneka, CA 95901  fe Flonorable Capaci Cheso partial County District Attorney In West Main Street, Suite 102 Centro, CA 92243  te Honorable Thomas Hardy yo County District Attorney O, Drawer D dependence, CA 93526  te Honorable Lisa Green am County District Attorney Pts Trustan Avenue altersiletd, CA 9501  te Honorable Keith Fagundas rigs Caunty Eistrict Attorney the Maggister Struster  the Honorable Statist Attorney	Selines, CA 93902 The Honorable Allison Haley Napa County District Attorney 1127 First Street, Sulte C Nape, CA 94559 The Honorable Clifford Newell Nevada County District Attorney 201 Commercial Street Nevada City, CA 93559 The Honorable Tony Rackauckas Oranga County District Attorney 401 Citie Genter Drive West Santa Ana, CA 92701 The Honorable F. Scott Owens Placer County District Attorney 10810 Justice Genter Orive, Suite 240 Resellle, CA 95978 The Honorable David Hollister Plymas County District Attorney 920 Main Street, Room 404 Quincy, CA 95971 The Honorable Mohael Hestrin Riverside County District Attorney 9360 Orange Street Riverside, CA 92501 The Honorable Mohael Hestrin Riverside, CA 92501 The Honorable Mohael Schubert	The Honorable Stephen Cariton Shasta County District Attorney 1365 West Street Redding, CA 96001  The Honorable Lawrence Aften Slerra County District Attorney 100 Counthouse Square Downise/like, CA 95936  The Honorable James Kirk Andrus Slakiyou County District Attorney P.O. 8ex 966 Yrska, CA 96097  The Hundrable Kirshna Abrams Salano County District Attorney 679 Texas Street, Sulte 4500 Faltfield, CA 94533 The Honorable Jill Favitoh Sunoma County District Attorney 600 Administration Drive, Room 212J Santa Rissa, CA 95403 The Honorable Jill Fladager Stanislavis County District Attorney 821 12th Street, Sulte 300 Modesto, CA 953643 The Honorable Jill Stadager Stanislavis County District Attorney 821 12th Street, Sulte 300 Modesto, CA 953643 The Honorable Amanda Hopper	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000
zer valet sinest, #1000  ceaus On 93721  te Honorable Ewayne Shewart  lean County District Attorney  O. Box 430  illiows, CA 95958  te Honorable Margile Fleming  unboldt Caunty District Attorney  25 5th Street, Fourth Fleor  unke, CA 95911  te Honorable Gibbat Obes  partial County District Attorney  10 West Main Street, Suite 102  Centro, CA 92249  te Honorable Thomas Hardy  yo County District Attorney  O. Drawer D  decented Section of Section  am County District Attorney  115 Truston Avenue  elsersfield, CA 9301  te Konorable Keith Fagundes  ngs County District Attorney  10 West Accept Goulavard  antord, CA 93230  e Honorable Decented attorney	Salines, CA 93902 The Honorable Allison Haley Napa Gounty District Attorney 1127 First Street, Sulte C Napa, CA 94559  The Honorable Clifford Newell Nevada County District Attorney 201 Commarcial Street Nevada City, CA 93533 The Honorable Tony Rackauckes Oranga County District Attorney 401 Chile Genter Drive West Santa Ana, CA 92701  The Honorable F. Scott Owens Placer County District Attorney 10810 Justice Genter Drive, Suite 240 Rosswills, CA 95878 The Honorable David Hollister Plymas County District Attorney 320 Main Street, Room 404 Quincy, CA 95971 The Honorable Michael Hestrin Riverside County District Attorney 3960 Orange Street Riverside, CA 95501	The Honorable Staphen Carlton Shasta County District Attorney 1395 West Street Redding, CA 96001  The Honorable Lawrence Aften Sterra County District Attorney 100 Counthouse Square Downisyttle, CA 95936 The Honorable James Kirk Andrus Stakiyou County District Attorney P.O. 8ex 966 Yraka, CA 96097  The Honorable Kirkhna Abrams Salano County District Attorney 675 Texas Street, Sulte 4500 Falifield, CA 9553 The Honorable Jill Faultoh Sonona County District Attorney 600 Administration Drive, Floom 212J Sagta Essa, CA 95493 The Honorable Birgit Fladager Stanislaws County Olstrict Attorney 832 12th Street, Suite 300 Modesto, CA 95534	The Handrable Dennis Herrera Office of the City Attorney, San Francisco 1 Dr. Carlton B. Goadlert Place San Francisco, CA \$4102 The Honorable Richard Doyle Office of the City Attorney, San Jose 200 East Santa Clara Street, 19th Floor San Jose, CA \$5113 Office of the Cattlomia Attorney Gener, Proposition 68 Enforcement Reporting ATTN: Prop 65 Coordinator 1515 Clay Street, Suite 2000

### APPENDIX A

# OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY

The following summary has been prepared by the California Office of Environmental Health Hazard Assessment (OEHHA), the lead agency for the implementation of the Safe Drinking Water and Toxic Enforcement Act of 1986 (commonly known as "Proposition 65"). A copy of this summary must be included as an attachment to any notice of violation served upon an alleged violator of the Act. The summary provides basic information about the provisions of the law, and is intended to serve only as a convenient source of general information. It is not intended to provide authoritative guidance on the meaning or application of the law. The reader is directed to the statute and OEHHA implementing regulations (see citations below) for further information.

FOR INFORMATION CONCERNING THE BASIS FOR THE ALLEGATIONS IN THE NOTICE RELATED TO YOUR BUSINESS, CONTACT THE PERSON IDENTIFIED ON THE NOTICE.

The text of Proposition 65 (Health and Safety Code Sections 25249.5 through 25249.13) is available online at: http://oehha.ca.gov/prop65/law/P65law72003.html. Regulations that provide more specific guidance on compliance, and that specify procedures to be followed by the State in carrying out certain aspects of the law, are found in Title 27 of the California Code of Regulations, sections 25102 through 27001.1 These implementing regulations are available online at: http://oehha.ca.gov/prop65/law/P65Regs.html.

# WHAT DOES PROPOSITION 65 REQUIRE?

The "Proposition 65 List." Under Proposition 65, the lead agency (OEHHA) publishes a list of chemicals that are known to the State of California to cause cancer and/or reproductive toxicity. Chemicals are placed on the Proposition 65 list if they are known to cause cancer and/or birth defects or other reproductive harm, such as damage to

All further regulatory references are to sections of Title 27 of the California Code of Regulations unless otherwise indicated. The statute, regulations and relevant case law are available on the OEHHA website at: http://www.oehha.ca.gov/prop65/law/index.html.

female or male reproductive systems or to the developing fetus. This list must be updated at least once a year. The current Proposition 65 list of chemicals is available on the OEHHA website at: http://www.oehha.ca.gov/prop65/prop65\_list/Newlist.html.

Only those chemicals that are on the list are regulated under Proposition 65. Businesses that produce, use, release or otherwise engage in activities involving listed chemicals must comply with the following:

Clear and reasonable warnings. A business is required to warn a person before "knowingly and intentionally" exposing that person to a listed chemical unless an exemption applies. The warning given must be "clear and reasonable." This means that the warning must: (1) clearly make known that the chemical involved is known to cause cancer, or birth defects or other reproductive harm; and (2) be given in such a way that it will effectively reach the person before he or she is exposed to that chemical. Some exposures are exempt from the warning requirement under certain circumstances discussed below.

Prohibition from discharges into drinking water. A business must not knowingly discharge or release a listed chemical into water or onto land where it passes or probably will pass into a source of drinking water. Some discharges are exempt from this requirement under certain circumstances discussed below.

# DOES PROPOSITION 65 PROVIDE ANY EXEMPTIONS?

Yes. You should consult the current version of the statute and regulations (http://www.oehha.ca.gov/prop65/law/index.html) to determine all applicable exemptions, the most common of which are the following:

Grace Period. Proposition 65 warning requirements do not apply until 12 months after the chemical has been listed. The Proposition 65 discharge prohibition does not apply to a discharge or release of a chemical that takes place less than 20 months after the listing of the chemical.

Governmental agencies and public water utilities. All agencies of the federal, state or local government, as well as entities operating public water systems, are exempt.

Businesses with nine or fewer employees. Neither the warning requirement nor the discharge prohibition applies to a business that employes a total of nine or fewer employees. This includes all employees, not just those present in California.

Exposures that pose no significant risk of cancer. For chemicals that are listed under Proposition 65 as known to the State to cause cancer, a warning is not required if the business causing the exposure can demonstrate that the exposure occurs at a level that poses "no significant risk." This means that the exposure is calculated to result in not more than one excess case of cancer in 100,000 individuals exposed over a 70-year lifetime. The Proposition 65 regulations identify specific "No Significant Risk Levels" (NSRLs) for many listed carcinogens. Exposures below these levels are exempt from the warning requirement. See OEHHA's website at:

http://www.oehha.ca.gov/prop65/getNSRLs.html for a list of NSRLs, and Section 25701 et seq. of the regulations for information concerning how these levels are calculated.

Exposures that will produce no observable reproductive effect at 1,000 times the level in question. For chemicals known to the State to cause reproductive toxicity, a warning is not required if the business causing the exposure can demonstrate that the exposure will produce no observable effect, even at 1,000 times the level in question. In other words, the level of exposure must be below the "no observable effect level" divided by 1,000. This number is known as the Maximum Allowable Dose Level (MADL). See OEHHA's website at: http://www.oehha.ca.gov/prop65/getNSRLs.html for a list of MADLs, and Section 25801 et seq. of the regulations for information concerning how these levels are calculated.

Exposures to Naturally Occurring Chemicals in Food. Certain exposures to chemicals that naturally occur in foods (i.e., that do not result from any known human activity, including activity by someone other than the person causing the exposure) are exempt from the warning requirements of the law. If the chemical is a contaminant<sup>2</sup> it must be reduced to the lowest level feasible. Regulations explaining this exemption can be found in Section 25501.

Discharges that do not result in a "significant amount" of the listed chemical entering any source of drinking water. The prohibition from discharges into drinking water does not apply if the discharger is able to demonstrate that a "significant amount" of the listed chemical has not, does not, or will not pass into or probably pass into a source of drinking water, and that the discharge complies with all other applicable laws, regulations, permits, requirements, or orders. A "significant amount" means any detectable amount, except an amount that would meet the "no significant risk" level for chemicals that cause cancer or that is 1,000 times below the "no observable effect" level for chemicals that cause reproductive toxicity, if an individual were exposed to that amount in drinking water.

<sup>&</sup>lt;sup>2</sup> See Section 25501(a)(4)

### HOW IS PROPOSITION 65 ENFORCED?

Enforcement is carried out through civil lawsuits. These lawsuits may be brought by the Attorney General, any district attorney, or certain city attorneys. Lawsuits may also be brought by private parties acting in the public interest, but only after providing notice of the alleged violation to the Attorney General, the appropriate district attorney and city attorney, and the business accused of the violation. The notice must provide adequate information to allow the recipient to assess the nature of the alleged violation. The notice must comply with the information and procedural requirements specified in Section 25903 of Title 27 and sections 3100-3103 of Title 11. A private party may not pursue an independent enforcement action under Proposition 65 if one of the governmental officials noted above initiates an enforcement action within sixty days of the notice.

A business found to be in violation of Proposition 65 is subject to civil penalties of up to \$2,500 per day for each violation. In addition, the business may be ordered by a court to stop committing the violation.

A private party may not file an enforcement action based on certain exposures if the alleged violator meets specific conditions. For the following types of exposures, the Act provides an opportunity for the business to correct the alleged violation:

- An exposure to alcoholic beverages that are consumed on the alleged violator's premises to the extent onsite consumption is permitted by law;
- An exposure to a Proposition 65 listed chemical in a food or beverage prepared and sold on the alleged violator's premises that is primarily intended for immediate consumption on- or off-premises. This only applies if the chemical was not intentionally added to the food, and was formed by cooking or similar preparation of food or beverage components necessary to render the food or beverage palatable or to avoid microbiological contamination;
- An exposure to environmental tobacco smoke caused by entry of persons (other than employees) on premises owned or operated by the alleged violator where smoking is permitted at any location on the premises;
- An exposure to listed chemicals in engine exhaust, to the extent the exposure
  occurs inside a facility owned or operated by the alleged violator and primarily
  intended for parking non-commercial vehicles.

If a private party alleges that a violation occurred based on one of the exposures described above, the private party must first provide the alleged violator a notice of special compliance procedure and proof of compliance form.

A copy of the notice of special compliance procedure and proof of compliance form is included in Appendix B and can be downloaded from OEHHA's website at: http://oehha.ca.gov/prop65/law/p65law72003.html.

FOR FURTHER INFORMATION ABOUT THE LAW OR REGULATIONS...

Contact the Office of Environmental Health Hazard Assessment's Proposition 65 Implementation Office at (916) 445-6900 or via e-mail at P65Public.Comments@oehha.ca.gov.

Revised: May 2017

NOTE: Authority cited: Section 25249.12, Health and Safety Code. Reference: Sections 25249.5, 25249.6, 25249.7, 25249.9, 25249.10 and 25249.11, Health and Safety Code.

### APPENDIX B

# OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): SPECIAL COMPLIANCE PROCEDURE

This Appendix B contains the notice of special compliance procedure and proof of compliance form prepared by the California Office of Environmental Health Hazard Assessment (OEHHA), the lead agency for the implementation of the Safe Drinking Water and Toxic Enforcement Act of 1986 (commonly known as "Proposition 65"). Under the Act, a private party may not file an enforcement action based on certain exposures if the alleged violator meets specific conditions. These exposures are:

- An exposure to alcoholic beverages that are consumed on the alleged violator's premises to the extent onsite consumption is permitted by law;
- An exposure to a Proposition 65 listed chemical in a food or beverage prepared and sold on the alleged violator's premises that is primarily intended for immediate consumption on- or off-premises. This only applies if the chemical was not intentionally added to the food, and was formed by cooking or similar preparation of food or beverage components necessary to render the food or beverage palatable or to avoid microbiological contamination;
- An exposure to environmental tobacco smoke caused by entry of persons (other than employees) on premises owned or operated by the alleged violator where smoking is permitted at any location on the premises;
- An exposure to listed chemicals in engine exhaust, to the extent the exposure occurs inside a facility owned or operated by the alleged violator and primarily intended for parking non-commercial vehicles.

A private party may not file an action against the alleged violator for these exposures, or recover in a settlement any payment in lieu of penalties any reimbursement for costs and attorney's fees, if the alleged violator has done all of the following within 14 days of being served notice:

- Corrected the alleged violation;
- Agreed to pay a civil penalty of \$500 (subject to change in 2019 and every five years thereafter) to the private party within 30 days; and

Notified the private party serving the notice in writing that the violation has been corrected

An alleged violator may satisfy these conditions only one time for a violation arising from the same exposure in the same facility or on the same premises. The satisfaction of these conditions does not prevent the Attorney General, a district attorney, a city attorney of a city of greater than 750,000 population, or any full-time city prosecutor with the consent of the district attorney, from filing an enforcement action against an alleged violator.

When a private party sends a notice of alleged violation that alleges one or more of the exposures listed above, the notice must include a notice of special compliance procedure, and a proof of compliance form to be completed by the alleged violator as directed in the notice.

The notice and proof of compliance form is reproduced here:

Date:

Page 1

Name of Noticing Party or attorney for Noticing Party:

Address:

Phone number:

SPECIAL COMPLIANCE PROCEDURE PROOF OF COMPLIANCE

You are receiving this form because the Noticing Party listed above has alleged that you are violating California Health and Safety Code §25249.6 (Prop. 65).

The Noticing Party may not bring any legal proceedings against you for the alleged violation checked below if:

- (1) You have actually taken the corrective steps that you have certified in this form.
- (2) The Noticing Party has received this form at the address shown above, accurately completed by you, postmarked within 14 days of your receiving this notice.
- (3) The Noticing Party receives the required \$500 penalty payment from you at the address shown above postmarked within 30 days of your receiving this notice.
- (4) This is the first time you have submitted a Proof of Compliance for a violation arising from the same exposure in the same facility on the same premises.

## PART 1: TO BE COMPLETED BY THE NOTICING PARTY OR ATTORNEY FOR THE **NOTICING PARTY**

The alleged violation is for an exposure to: (check one)

Alcoho extent on-s	lic beverages that are consumed on the alleged violator's premises to the ite consumption is permitted by law.
consumptic added; and beverage c	rical known to the state to cause cancer or reproductive toxicity in a food or repared and sold on the alleged violator's premises for immediate on on or off premises to the extent: (1) the chemical was not intentionally (2) the chemical was formed by cooking or similar preparation of food or omponents necessary to render the food or beverage palatable or to avoid ical contamination.
ou breilings	mental tobacco smoke caused by entry of persons (other than employees) sowned or operated by the alleged violator where smoking is permitted at on the premises.

Chemicals known to the State to cause cancer or reproductive toxicity in engine exhaust, to the extent the exposure occurs inside a facility owned or operated by the alleged violator and primarily intended for parking noncommercial vehicles.

## IMPORTANT NOTES:

(1) You have no potential liability under California Health and Safety Code §25249.6 if your business has nine (9) or fewer employees.

(2) Using this form will NOT prevent the Attorney General, a district attorney, a city attorney, or a prosecutor in whose jurisdiction the violation is alleged to have occurred from filing an action over the same alleged violations, and that in any such action, the amount of civil penalty shall be reduced to reflect any payment made at this time.

Date:

Page 2

Name of Noticing Party or attorney for Noticing Party:

Address:

Phone number:

### PART 2; TO BE COMPLETED BY THE ALLEGED VIOLATOR OR AUTHORIZED REPRESENTATIVE

<u>Certification of Compliance</u>

Accurate completion of this form will demonstrate that you are now in compliance with California Health and Safety Code §25249.6 for the alleged violation listed above. You must complete and submit the form below to the Noticing Party at the address shown above, postmarked within 14 days of you receiving this notice.

I hereby agree to pay, within 30 days of completion of this notice, a civil penalty of \$500 to the Noticing Party only and certify that I have complied with Health and Safety Code §25249.6 by (check only one of the following):

[] Posting a warning or warnings about the alleged exposure and attaching a copy of that warning and a photograph accurate placement on my premises; [] Posting the warning or warnings demanded in writing by the attaching a copy of that warning and a photograph accurate my premises; OR [] Eliminating the alleged exposure, and attaching a statement how the alleged exposure has been eliminated.	rately showing its he Noticing Party, and y showing its placement on
My statements on this form, and on any attachments to it, as correct to the best of my knowledge and belief and are made carefully read the instructions to complete this form. I under statement on this form, I may be subject to additional penalt Water and Toxic Enforcement Act of 1986 (Proposition 65).	e in g <b>ood faith</b> . I have stand that if I make a false ries under the Safe Drinking
Signature of alleged violator or authorized representative  Name and title of signatory	Date

FOR FURTHER INFORMATION ABOUT THE LAW OR REGULATIONS...

Contact the Office of Environmental Health Hazard Assessment's Proposition 65 Implementation Office at (916) 445-6900 or via e-mail at P65Public.Comments@oehha.ca.gov.

Revised: May 2017

NOTE: Authority cited: Section 25249.12, Health and Safety Code. Reference: Sections 25249.5, 25249.6, 25249.7, 25249.9, 25249.10 and 25249.11, Health and Safety Code.