## 60-DAY NOTICE OF VIOLATION

### OF CALIFORNIA HEALTH & SAFETY CODE § 25249.7(d) (PROPOSITION 65)

Date: August 18, 2025

To: Robert Dill, Chief Executive Officer, His Company, Inc.;

J. Bryan King, Chief Executive Officer, Distribution Solutions Group, Inc.;

California Attorney General's Office;

District Attorney's Office for 58 Counties; and

City Attorneys for San Francisco, San Diego, San Jose, Sacramento & Los Angeles

From: Keep America Safe and Beautiful

## I. <u>INTRODUCTION</u>

Keep America Safe and Beautiful is a California nonprofit corporation acting in the interest of the general public, pursuant to California Health & Safety Code § 25249.7(d). Keep America Safe and Beautiful seeks to promote awareness of exposures to toxic chemicals in products sold in California and, if possible, to improve human health by eliminating hazardous substances contained in such items, promoting corporate responsibility.

This 60-Day Notice of Violation ("Notice") is being provided to the alleged violators, His Company, Inc. and Distribution Solutions Group, Inc. ("Notice Recipients"), as well as the California Attorney General's Office, the District Attorney's Offices for 58 Counties, and City Attorneys for San Francisco, San Diego, San Jose, Sacramento, and Los Angeles.

Keep America Safe and Beautiful provides this Notice after identifying violations of California's Safe Drinking Water and Toxic Enforcement Act of 1986, codified at California Health & Safety Code § 25249.5 et seq. ("Proposition 65"), based on the failure to provide a clear and reasonable health hazard warning in connection with the sale or use of the products, listed below, in the State of California. The Notice Recipients are hereby given notice they violated and continue to violate Proposition 65 with respect to the warning requirement, codified at California's Health & Safety Code § 25249.6: "No 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 giving a clear and reasonable warning to such individual." Without proper warnings about the toxic effects of exposures to listed chemicals, citizens in California lack the information necessary to make an informed decision as to whether or how to eliminate or reduce their risk of exposure from the reasonably foreseeable use of products containing listed chemicals.

### II. NATURE OF ALLEGED VIOLATIONS

**<u>Product.</u>** The specific type or category of products ("**Products**") that are the subject of this Notice are as follows:

Exemplar Product	Category/Type	Retailer	Manufacturer/Distributor
All-Spec Quad Swivet for w/Strap	Brass Grounding	Hisco.com	His Company, Inc.;
Surface Mount Solid Bras,	Accessories		Distribution Solutions
SKU 471-421			Group, Inc.

Identified above is a specific example of Products recently purchased and witnessed as being available for sale or use in the State of California, within the *category* of offending products covered by this Notice. The identified retailers, manufacturers and/or distributors of the Products are based on publicly available information.

The Exemplar Product is identified for the Notice Recipients' benefit to assist in their investigation into the alleged violations that are the subject of this Notice. The specific identified Exemplar Product is not intended to be an exhaustive list of all such products potentially in violation of Proposition 65. The Notice Recipients are now obligated to conduct a good faith investigation into other products within the category or of the type, identified above, that were manufactured, imported, sold or distributed for sale, or that have otherwise been in the Notice Recipients' custody or control during the relevant period, identified below, to ensure the requisite health hazard warnings are provided to individuals in California prior to purchase.

<u>Listed Chemical</u>. The chemical that is the subject of this Notice is the heavy metal, Lead. The State of California listed Lead as a chemical known to cause developmental toxicity, male reproductive toxicity, and female reproductive toxicity on February 27, 1987, and as a chemical known to cause cancer on October 1, 1992.

Routes of Exposure. The exposures subject to this Notice result from the purchase, acquisition and handling of Products containing Lead. Exposures occur when individuals handle, touch, or otherwise utilize brass grounding accessories containing Lead in accordance with the Products' reasonably foreseeable and intended uses, resulting in exposures through ingestion and dermal absorption. Individuals ingest Lead when they touch or handle the Products, transferring the chemical from their fingers or hands to their mouths. Dermal absorption of Lead occurs when individuals handle, touch, or utilize the Products in accordance with their reasonably foreseeable and intended uses.

The California State Plan for Occupational Safety and Health incorporates the provisions of Proposition 65, as approved by Federal OSHA on June 6, 1997. This approval specifically placed certain conditions with regard to occupational exposures 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 compliance 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.

<u>Violations and Time Period of Exposure.</u> Keep America Safe and Beautiful alleges the Notice Recipients knowingly and intentionally exposed, and continue to knowingly and intentionally expose, individuals within the State of California to Lead, without first giving a health hazard warning regarding the chemical's toxic effects, as required by Proposition 65, by failing to provide clear and reasonable warnings to consumers and users advising the Products can expose users to Lead.

Exposures caused by the use of the Products have occurred each day since the Products were introduced into the California marketplace, but, at a minimum, since August 18, 2024, and, potentially, as far back as August 18, 2022. Because the Products lack clear and reasonable warnings regarding the toxic effects of exposures to Lead, each Product sold during this period and not accompanied by a warning constitutes a violation by the Notice Recipients and/or other sellers of the Products, whether sold directly through retailers located in, or with locations in, California, via the internet, or through catalog purchases by customers and individuals located in California. Moreover, these exposures are ongoing and will continue either until clear and reasonable warnings are provided to protect consumers and users or until this known toxic chemical is removed from the Products or reduced to allowable levels.

#### III. RESOLUTION OF NOTICED CLAIMS

Consistent with the public interest goals of Proposition 65, Keep America Safe and Beautiful seeks to pursue a constructive resolution of this matter to quickly rectify ongoing violations of

California law. To that end, based on the allegations set forth in this Notice and pursuant to Health & Safety Code § 25249.7(d), Keep America Safe and Beautiful intends to file a private enforcement action in the public interest sixty (60) days after effective service of this Notice, unless the appropriate public enforcement agencies have commenced and are diligently prosecuting an action to rectify these allegations. If the Notice Recipients seek to resolve the claims alleged in this Notice without litigation, they may contact Keep America Safe and Beautiful's counsel at the address listed below.

Neither Keep America Safe and Beautiful or its counsel can: (1) finalize any settlement until after the expiration of the 60-day Notice period; or (2) speak for the California Attorney General or any District or City attorney in receipt of this Notice. Therefore, while reaching an agreement with Keep America Safe and Beautiful will satisfy its claims, the agreement may not satisfy any public prosecutors.

## IV. GENERAL INFORMATION AND SUMMARY OF PROPOSITION 65

A copy of a summary of Proposition 65's provisions, prepared by the Office of Environmental Health Hazard Assessment ("**OEHHA**") is enclosed with the copy of the Notice served on the Notice Recipients for their reference. For further general information concerning Proposition 65, contact OEHHA's Proposition 65 Implementation Office at (916) 445-6900.

#### V. CERTIFICATE OF MERIT

Pursuant to Health & Safety Code § 25249.7(d) and Cal. Code. Regs. tit 11, § 3100, a Certificate of Merit is attached hereto. A copy of the Notice and Certificate of Merit is served on the California Attorney General and marked "Attorney General Copy: Contains Official Information Pursuant to Evidence Code Section 1040" with all supporting documentation, as required by Cal. Code. Regs. tit 11, § 3102, attached thereto.

#### VI. CONTACT INFORMATION

Please direct all questions, issues or communications regarding this 60-Day Notice of Violation and its potential resolution to Keep America Safe and Beautiful's counsel at the following address:

Keep America Safe and Beautiful c/o Laralei Paras, Esq. Seven Hills LLP 1 Embarcadero Center, Suite 1200 San Francisco, California 94111 Telephone: (415) 926-7247

Email: laralei@sevenhillsllp.com

Represented private enforcer's contact information:
Lance Nguyen, CEO
Keep America Safe and Beautiful
10512 Sycamore Avenue
Stanton, California 90680
Telephone: (657) 257-9168

<u>Attachments:</u> Certificate of Merit; Proof of Service; Appendix A: The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary (to Violator(s) only); and Additional Confidential Supporting Information for Certificate of Merit (to AG only.)

Printed on 100% Post-Consumer Recycled Paper.

## **CERTIFICATE OF MERIT**

Health and Safety Code § 25249.7(d)

Re: Keep America Safe and Beautiful's Notice of Proposition 65 Violations

- I, Laralei Paras, hereby declare and certify:
- 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 § 25249.6 by failing to provide clear and reasonable warnings.
- 2. I am an attorney for the noticing party.
- 3. I have consulted with one or more persons with relevant and appropriate experience or expertise who has reviewed facts, studies, or other data regarding the alleged exposure to the listed chemical that is the subject of the action.
- 4. Based on the information obtained through those consultations, and on all other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for the private action" means that the information provides a credible basis that all elements of the plaintiff's case can be established and the information did not prove that the alleged violators will be able to establish any of the affirmative defenses set forth in the statute.
- 5. The copy of 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 & Safety Code § 25249.7(h)(2), i.e., (1) the identity of the persons consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.

Dated: August 18, 2025

Laralei Paras

## **PROOF OF SERVICE**

I, the undersigned, declare under penalty of perjury:

I am over the age of 18 years of age and not a party to this case. Seven Hills LLP's business address is 1 Embarcadero Center, Suite 1200, San Francisco, CA 94111.

On August 18, 2025, I caused to be served the following:

60-DAY NOTICE OF VIOLATION SENT IN COMPLIANCE WITH HEALTH & SAFETY CODE § 25249.7(d);

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

CERTIFICATE OF MERIT

XXXX by Certified First Class Mail through the United States Postal Service by placing true and correct copies of the above documents in a sealed envelope, individually addressed to each alleged violator listed below and providing such envelope to a United States Postal Service Representative:

Robert Dill, CEO His Company, Inc. 6650 Concord Park Drive Houston, TX 77040

Registered Agent Solutions, Inc., Agent His Company, Inc. Corporate Center One 5301 Southwest Parkway #400 Austin, TX 78735 J. Bryan King, CEO Distribution Solutions Group, Inc. 301 Commerce Street, Suite 1700 Fort Worth, TX 76102

C T Corporation System, Registered Agent Distribution Solutions Group, Inc. 1999 Bryan Street, Suite 900 Dallas, TX 75201

On August 18, 2025, I caused to be served true and correct copies of the following documents:

60-DAY NOTICE OF VIOLATION SENT IN COMPLIANCE WITH HEALTH & SAFETY CODE § 25249.7(d); and

CERTIFICATE OF MERIT

XXXX by First Class Mail through the United States Postal Service by placing copies of the above documents in a sealed envelope, addressed to each entity on the attached "Service List" and providing such envelope to a United States Postal Representative, with correct postage.

XXXX via Electronic Mail, by sending copies of the above documents, addressed individually, to the Recipient listed on the attached "Electronic Mail Service List".

On August 18, 2025, I caused to be served true and correct copies of the following documents:

60-DAY NOTICE OF VIOLATION SENT IN COMPLIANCE WITH HEALTH & SAFETY CODE § 25249.7(d);

CERTIFICATE OF MERIT; and

CERTIFICATE OF MERIT ATTACHMENTS

XXXX via Electronic Mail, by uploading the documents, addressed to California Attorney General at their website address, listed under the "Electronic Upload Service List".

Executed on the 18th day of August 2025, at Folsom, California.

Wing Yee Mercier

# **SERVICE LIST**

T1 II1-1- N f: -11 A f 11	T1. TT 1.1. T1.' T	T1 T1 1.1 - T - 1.1 D' - 1 -
The Honorable Michael Atwell	The Honorable Jackie Lacey	The Honorable Todd Riebe
Alpine County District Attorney	Los Angeles County District Attorney	Amador County District Attorney
P.O. Box 248	211 West Temple Street, Ste 1200	708 Court Street, #202
Markleeville, CA 96120	Los Angeles, CA, 90012	Jackson, CA 95642
The Honorable Michael Ramsey	The Honorable Matthew R. Beauchamp	Del Norte County District Attorney
Butte County District Attorney	Colusa County District Attorney	450 H street, Room 171
25 County Center Drive, Suite 245	346 5th Street, Suite 101	Crescent City, CA 95531
Oroville, CA 95965	Colusa, CA 95932	500.5
The Honorable Gregg Cohen	The Honorable Gilbert Otero	The Honorable Dwayne Stewart
Tehama County District Attorney	Imperial County District Attorney	Glenn County District Attorney
P.O. Box 519	940 West Main Street, Suite 102	P.O. Box 430
Red Bluff, CA 96080	El Centro, CA 92243	Willows CA 95988
The Honorable Maggie Fleming	The Honorable Donald Anderson	The Honorable Lisa Green
Humboldt County District Attorney	Lake County District Attorney	Kern County District Attorney
825 5th Street, 4th Floor	255 N. Forbes Street	1215 Truxtun Avenue
Eureka, CA 95501	Lakeport, CA 95453	Bakersfield, CA 93301
The Honorable Keith Fagundes	The Honorable Mike Feuer	enanti in sene misa in senementa de la construcción de la construcción de la construcción de la construcción de
Kings County District Attorney 1400	Office of the City Attorney, Los Angeles	Sally O. Moreno, District Attorney
West Lacey Blvd.	Kames K. Hahn Hall East	Madera County Justice Center
Hanford, CA 93230	200 North Main Street, 8th Floor	300 South G Street, Suite 300
Hamoru, CA 93230	Los Angeles, CA 90012	Madera, CA 93637
The Honorable Jordan Funk	The Honorable Patrick McGrath Yuba	The Honorable C. David Eyster
Modoc County District Attorney	County District Attorney 215 Fifth	Mendocino County District Attorney
204 S. Court Street Room 202	street, Suite 152	P.O. Box 1000
Alturas, CA 96101	Marysville, CA 95901	Ukiah, CA 9548
The Honorable Birgit Fladager	The Honorable Candace Hooper	The Honorable Tim Kendall
Stanislaus County District Attorney	San Benito District Attorney	Mono County District Attorney
832 12th street, Suite 300	419 4th Street	P.O. Box 2053
Modesto, CA 95353	Hollister, CA 95023	Mammoth Lakes, CA 93546
The Honorable Stephen Wagstaffe	The Honorable Michael Ramos	The Honorable Stephanie Bridgett
San Mateo County District Attorney	San Bernardino County District Attorney	Shasta County District Attorney
400 County Center, Third Floor	303 W. Third Street	1355 West Street
Redwood City, CA 94063	San Bernardino, CA 92415	Redding, CA 96001
The Honorable James Kirk Andrus	The Honorable Krishna Abrams	The Honorable Amanda Hopper
Siskiyou County District Attorney	Solano County District Attorney	Sutter County District Attorney
P.O. Box 986	675 Texas Street, Suite 4500	446 Second Street, Suite 102
Redding, CA 96097	Fairfield, CA 94533	Yuba City, CA 95991
	The Honorable Lawrence Allen	The Honorable Eric Heryford
The Honorable Laura Krieg	PARTICIPATION CONTRACTOR CONTRACT	
Tuolumne County District Attorney	Sierra County District Attorney	Trinity County District Attorney
423 N. Washington Street	100 Courthouse Square	P.O. Box 310
Sonora, CA 95370	Downieville, CA 95936	Weaverville, CA 96093

## 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

# ELECTRONIC MAIL SERVICE LIST

T II 11 N 024 II	m	TI 11 4 36 ' C 1 1 4
The Honorable Nancy O'Malley	The Honorable Tori Verber Salzar	Honorable Anne Marie Schubert
Alameda County District Attorney	San Joaquin County District Attorney	Sacramento County District Attorney
7776 Oakport Street, Suite 650	222 E. Weber Avenue, Room 202	901 G Street
Oakland, CA 94621	Stockton, CA 95202	Sacramento, CA 95814
CEPDProp65@acgiv.org	DAConsumer.Environmental@sjcda.org	Prop65@sacda.org
The Honorable Allison Haley	The Honorable Jeffrey S. Rosell	The Honorable Summer Stephan
Napa County District Attorney	Santa Cruz County District Attorney	San Diego County District Attorney
1127 First St., Suite C	701 Ocean Street	300 West Broadway
Napa, CA 94559	Santa Cruz, CA 95060	San Diego, CA 92101
CEPD@countyofnapa.org	Prop65DA@santacruzcounty.us	SanDiegoDAProp65@sdcda.org
The Honorable Jeff W. Reisig	Michelle Latimer, Program Coordinator	Mark Ankcorn, Deputy City Attorney
Yolo County District Attorney	Lassen County	City of San Diego
301 Second Street	220 S. Lassen Street	1200 Third Avenue
Woodland, CA 95695	Susanville, CA 96130	San Diego, CA 92101
cfepd@yolocounty.gov	mlatimer@co.lassen.ca.us	CityAttyProp65@sandiego.gov
Bud Porter	Alethea M. Sargent	Christopher Dalbey,
Supervising Deputy District Attorney	Assistant District Attorney	Deputy District Attorney
Santa Clara County	San Francisco District Attorney's Office	Santa Barbara County
70 W Hedding Street	350 Rhode Island Street	1112 Santa Barbara Street
San Jose, CA 95110	San Francisco, CA 94103	Santa Barbara, CA 93101
EPU@da.sccgov.org	alethea.sargent@sfgov.org	DAProp65@co.santa-barbara.ca.us
The Honorable Gregory D. Totten,	The Honorable Barbara Yook	Henry Lifton, Deputy City Attorney
Ventura County District Attorney	Calaveras County District Attorney	Office of the City Attorney
800 S Victoria Avenue	891 Mountain Ranch Road	1390 Market Street, 7th Floor
Ventura, CA 93009	San Andreas, CA 95249	San Francisco, CA 94102
daspecialops@ventura.org	Prop65Env@co.calaveras.ca.us	Prop65@sfcityatty.org
Stacey Grassini	Eric J. Dobroth	Jeannine M. Pacioni
	and the state of t	
Deputy District Attorney	Deputy District Attorney	Deputy District Attorney
Contra Costa County	San Luis Obispo County	Monterey County
900 Ward Street	County Govt Center Annex, 4th Floor	1200 Aguajito Road
Martinez, CA 94553	San Luis Obispo, CA 93408	Monterey, CA 93940
sgrassini@contracostada.org	edobroth@co.slo.ca.us	Prop65DA@co.monterey.ca.us
The Honorable Thomas Hardy	The Honorable Phillip J. Cline	The Honorable Clifford Newell
Inyo County District Attorney	Tulare County District Attorney	Nevada County District Attorney
168 N. Edwards Street	221 S Mooney Blvd	201 Commercial Street
Independence, CA 93526	Visalia, CA 95370	Nevada City, CA 95959
inyoda@inyocounty.us	Prop65@co.tulare.ca.us	DA.Prop65@co.nevada.ca.us
The Honorable Paul E. Zellerbach	The Honorable Stephan Passalacqua	The Honorable David Hollister
Riverside County District Attorney	Sonoma County District Attorney	Plumas County District Attorney
3072 Orange Street	600 Administration Drive	520 Main Street, Room 404
Riverside, CA 92501	Sonoma, CA 95403	Quincy, CA 95971
Prop65@rivcoda.org	ECLD@sonoma-county.org	davidhollister@countyofplumas.com
The Honorable Walter W. Wall	The Honorable Kimberly Lewis	The Honorable Morgan Briggs Gire
Mariposa County District Attorney	Merced County District Attorney	Placer County District Attorney
P.O. Box 730	550 West Main Street	10810 Justice Center Drive
Mariposa, CA 95338	Merced, CA 95340	Roseville, CA 95678
mcda@mariposacounty.org	Prop65@countyofmerced.com	prop65@placer.ca.gov
Nora V. Frimann, City Attorney	Lisa A. Smittcamp, District Attorney	The Honorable Edward Berberian
200 E. Santa Clara Street, 16th Floor		Marin County District Attorney
San Jose, CA 96113	Fresno, CA 93721	3501 Civic Center Drive, Room 130
Proposition65notices@sanjoseca.gov	consumerprotection@fresnocountyca.gov	San Rafael, CA 94903
1	22.50.000.000.000.000.000.000.000.000.00	consumer@marincounty.org
The Honorable Todd Spitzer	The Honorable Vern Pierson	
Orange County District Attorney	El Dorado County District Attorney 778	
300 North Flower Street	Pacific Street	
Santa Ana, CA 92703	Placerville, CA 95667	
Prop65Notice@ocdapa.org	EDCDAPROP65@EDCDA.US	
r repost reasona companers	ELODITI KOI OJ (MELDODII.OD	