

NOTICE OF VIOLATION

California Safe Drinking Water and Toxic Enforcement Act

Nicotine Exposures Resulting from Use of Nicotine Pouches

September 25, 2025

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

- For general information regarding the California Safe Drinking Water and Toxic Enforcement Act, see the attached summary provided by the California EPA (copies not provided to public enforcement agencies).
- This Notice is provided by the Center for Environmental Health ("CEH"), 2201 Broadway, Suite 508, Oakland, CA 94612, (510) 655-3900. CEH is a nonprofit corporation dedicated to protecting the environment, improving human health, and supporting environmentally sound practices. Shakoora Azimi-Gaylon is the Senior Director of the Toxic Exposures and Pollution Prevention program of and a responsible individual within CEH.

Description of Violation:

- Violators: The names and addresses of the violators are identified on the attached Exhibit 1.
- Time Period of Exposure: The violations have been occurring since at least September 25, 2022 and are continuing to this day.
- Provision of Proposition 65: This Notice covers the exposure/warning provision of Proposition 65, which is found at California Health and Safety Code Section 25249.6.
- Chemical(s) Involved: The name of the listed chemical involved in these violations is nicotine. Exposures to nicotine occur from use of the products identified in this Notice. Nicotine is a chemical known to cause developmental and reproductive harm.
- Type of Product: The specific types of products causing these violations are Nicotine Pouches. Non-exclusive examples of these specific product types are listed in Exhibit 1.
- Description of Exposure: This Notice addresses consumer exposures to nicotine. Use of the nicotine pouches identified in this Notice results in human exposures to nicotine. The products contain significant amounts of nicotine to which users are exposed when the products are used in the intended manner. The primary routes of exposure for the

violations are inhalation and direct ingestion when consumers place the Nicotine pouches in their mouths. These exposures occur in homes, workplaces and everywhere else throughout California where the products are used. No clear and reasonable warning is provided with these products regarding the reproductive and developmental toxicity of nicotine.

Resolution of Noticed Claims:

Based on the allegations set forth in this Notice, CEH intends to file a citizen enforcement lawsuit against the alleged violators unless such violators agree in a binding written instrument to: (1) provide clear and reasonable warnings for products sold or otherwise provided to consumers in the future or reformulate such products to eliminate the nicotine exposures; and (2) pay an appropriate civil penalty based on the factors enumerated in California Health and Safety Code Section 25249.7(b). If the alleged violators are interested in resolving this dispute without resort to expensive and time-consuming litigation, please feel free to contact CEH through its counsel identified below. It should be noted that CEH cannot: (1) finalize any settlement until after the 60-day notice period has expired; nor (2) speak for the Attorney General or any District or City Attorney who received CEH's 60-day Notice. Therefore, while reaching an agreement with CEH will resolve its claims, such agreement may not satisfy the public prosecutors.

Preservation of Relevant Evidence:

This Notice also serves as a demand that the alleged violators preserve and maintain all relevant evidence, including all electronic documents and data, pending resolution of this matter. Such relevant evidence includes but is not limited to all documents relating to the presence or potential presence of nicotine in nicotine pouches; purchase and usage information for such products; efforts to comply with Proposition 65 with respect to such products; communications with any person relating to the presence or potential presence of nicotine in such products; and representative exemplars of any such products provided to customers or consumers by the alleged violator in the year preceding this Notice through the date of any trial of the claims alleged in this Notice.

Please direct any inquiries regarding this Notice to CEH's counsel Mark N. Todzo at Lexington Law Group, LLP 503 Divisadero Street, San Francisco, CA 94117, (415) 913-7800, mtodzo@lexlawgroup.com.

CERTIFICATE OF MERIT
Health & Safety Code §25249.7(d)

I, Mark N. Todzo, hereby declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged that the party identified in the notice has violated Health & Safety Code §25249.6 by failing to provide clear and reasonable warnings.

2. I am an attorney with the Lexington Law Group, LLP, and I represent the noticing party, the Center for Environmental Health.

3. Members of my firm and 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 exposures to the listed chemical that is the subject of the action.

4. Based on the information obtained through those consultations, and on other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for the private action" means that the information provides a credible basis that all elements of the plaintiff's case can be established and 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 the 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.

September 25, 2025



Mark N. Todzo
Attorney for CENTER FOR
ENVIRONMENTAL HEALTH

EXHIBIT 1
September 25, 2025 Notice of Violation
Nicotine in Nicotine Pouches

Names and Addresses of Responsible Parties	Non-Exclusive Examples of the Products	Further Description of Non-Exclusive Exemplar
<p>TIW Holdings LLC 318 N. Carson Street #208 Carson City, NV 89701</p> <p>Puff Vapors LLC 318 N. Carson Street #208 Carson City, NV 89701</p> <p>Puff Vapors LLC 7300 Forrest Village Dr. Las Vegas, NV 89123</p>	<p>NYKD Nicotine Pouches</p>	<p>Pure Flavor; 6 mg nicotine per pouch; 20 nicotine pouches; UPC 6-42461-238860; Best Before 101025; NPU6251010, net weight 0.35 oz (10 g)</p>
<p>Swedish Smokeless Solutions AB Varggatan 13, 74940, Enköping, SE</p> <p>GN Tobacco Sweden AB 18 Bruttovagen, Jarfalla, Järfälla 175 26 , SE</p> <p>DDG Distribution Ltd. Optical House Balthane Industrial Estate, 94 Balthane Park Ballasalla, IM9 2AL, Isle of Man</p>	<p>White Fox Nicotine Pouches</p>	<p>Peppered Mint Flavor, 15 g; Batch nr 00016-055 GBR G6; PD 2025/04/30 06:22; B.B. 2026/04/30 06:22; UPC 7-350115291996</p>

Names and Addresses of Responsible Parties	Non-Exclusive Examples of the Products	Further Description of Non-Exclusive Exemplar
<p>House of Pouches Holger Danskes Vej 11, 8960 Randers SØ, Denmark</p> <p>Alcosta Smoke Shop 9150 Alcosta Blvd Ste E San Ramon CA 94583</p> <p>Merchantech, Inc. 3941 Holly Drive Ste J Tracy, CA 95304</p>	Poke Nicotine Pouches	Freeze Mint Flavor; 12 mg per pouch; 240 mg nicotine/can; UFI Code SM00-Y02W-X001-FHNT; LOT 6323 20/11/25 13:19; UPC 5-744000-041155
<p>TD Distro 3100 Airway Ave, Suite 140 Costa Mesa, CA 92626</p> <p>Garonit Pharmaceutical Inc. Garonit Pharmaceutical Distribution Inc. 10A Madison Road, Suite A Fairfield, NJ 07004</p>	Pillowz Nicotine Pouches	Sour Apple Flavor; 9 mg per pouch, UPC 6-59657-03160-0; SA9250325; Best before 032526; Net Wt. Approx 0.35 oz (10g)
<p>JY Labs Inc. 11410 Mathis Ave, Unit G7 Farmers Branch, TX 75234</p> <p>Alcosta on Broadway 1389 N Broadway Walnut Creek, CA 94596</p>	JooYoo Nicotine Pouches	Lemon Flavor; UPC 8-50062-81988-7; best before 20250428; G52404b4; 6 mg nicotine per pouch

Names and Addresses of Responsible Parties	Non-Exclusive Examples of the Products	Further Description of Non-Exclusive Exemplar
<p>Liquid Reign, Inc. 2555 E. Del Amo Blvd. Compton, CA 90221</p> <p>One Up Manufacturing LLC 2555 E. Del Amo Blvd. Compton, CA 90221</p> <p>Alcosta Smoke Shop 9150 Alcosta Blvd Ste E San Ramon CA 94583</p>	Roos Nicotine Pouches	Mint Madness Flavor; 12 mg per pouch; 25 nicotine pouches; BN: 24060504; EXP: 02.2026
<p>Modus Enterprise Inc. 5143 Port Chicago Hwy Concord, CA 94520</p> <p>Modus Enterprise Inc. 1963 Rutan Drive Livermore, CA 94551</p>	VNM Nicotine Pouches	Peppermint Flavor; 6 mg per pouch; 20 pouches; best before 30 Sept 2026; PM3009246B; UPC: 6-29472-84622-2
<p>TRIDOTS UK LTD 65 London Wall, London, EC2M 5TU United Kingdom</p> <p>TRIDOTS OÜ Pirita Tee 28a-72 EE-12011, Tallinn, Estonia</p>	Snowman Nicotine Pouches	Fresh Mint Flavor; 20 pouches; 12 mg nicotine per pouch; 1Q60-W033-P005-ES1D; UPC 0-601570-136498; 02/12/2025; 13:50; LOT 6338; made in Denmark
<p>Flare Labs Inc. 30 N Gould St., Ste R, Sheridan, WY, 82801</p> <p>Alcosta on Broadway 1389 N Broadway Walnut Creek, CA 94596</p>	GLXY Nicotine Pouches	Baja Burst Flavor; 30 pouches, 6mg per pouch, Distributed by GLXY Pouch USA, UPC 8-18003-06001-9; best before 02/2027; level 6; net wt. approx. 0.27 oz.

Names and Addresses of Responsible Parties	Non-Exclusive Examples of the Products	Further Description of Non-Exclusive Exemplar
<p>High Voltage Group Oy C/o Accounteria Oy Ahjokatu 14–16 A 14 40320, Jyväskylä, Finland</p> <p>Vape Life High Society 2525 South Hutchins Street, Suite 10, Lodi, CA 95240</p>	Denssi Nicotine Pouches	Spearmint Flavor; 16 mg per pouch; UPC 6-429811-315273; DSM 16/8; 12.06.25; 11.06.27; UFI 7X00-W08V-700V-AMF5
<p>Wild Brands LLC 2861 Congressman Lane Dallas, TX 75220</p> <p>Vape Life High Society 2525 South Hutchins Street, Suite 10, Lodi, CA 95240</p>	Rush Nicotine Pouches	Cherry Chill Extreme Flavor; Net weight 14 g, 21 mg nicotine/pouch; PD: 09/11/24; BB 09/11/25; BN RCCK241; UFI 13HM-2DYN-330D-DA2D; UPC No. 8-906001-182351; 20 pouches
<p>Merchantech, Inc. 3941 Holly Drive, Suite J Tracy, CA 95304</p>	Dope Nicotine Pouches	Ice Cool Flavor; Dope Rush Instant Kick Technology; Strong Edition; Produced by Consumer Brands International; 22 pouches; 11.2 mg; PD 10/05/25; BB 10/05/26 E1056/INT; UPC 8-594203-203532
	Après N°11 Nicotine Pouches	Bananas; Hyper Strong; UPC 7-350129-391286; 11 mg per pouch; 11; 08.07.2025; 08.07.2026

1 **PROOF OF SERVICE**

2 I, Kaitlyn M. Carpenter, declare:

3 I am a citizen of the United States and employed in the County of San Francisco, State of
4 California. I am over the age of eighteen (18) years and not a party to this action. My business
5 address is 503 Divisadero Street, San Francisco, CA 94117 and my email address is
kcarpenter@lexlawgroup.com.

6 On September 25, 2025, I served the following document(s) on all interested parties in this
7 action by placing a true copy thereof in the manner and at the addresses indicated below:

8 **NOTICE OF VIOLATION OF CALIFORNIA SAFE DRINKING WATER AND
TOXIC ENFORCEMENT ACT;**

9 **CERTIFICATE OF MERIT;** and

10 **THE SAFE DRINKING AND TOXIC ENFORCEMENT ACT OF 1986**
11 **(PROPOSITION 65): A SUMMARY** (only sent to those on service list marked with an
asterisk).

12 ☒ **BY MAIL:** I am readily familiar with the firm's practice for collecting and processing mail
13 with the United States Postal Service ("USPS"). Under that practice, mail would be deposited
14 with USPS that same day with postage thereon fully prepaid at San Francisco, California in the
ordinary course of business. On this date, I placed sealed envelopes containing the above
mentioned documents for collection and mailing following my firm's ordinary business practices.

15 *Please see attached service list.*

16 ☒ **BY ELECTRONIC UPLOAD:** I transmitted a PDF version of the document(s) listed above,
17 as well as a Confidential Supporting Certificate of Merit, to the Office of the Attorney General of
18 California via the Proposition 65 60-Day Notice Search website at [https://oag.ca.gov/prop65/60-](https://oag.ca.gov/prop65/60-day-notice-search)
day-notice-search.

19 ☒ **BY ELECTRONIC MAIL:** I transmitted a PDF version of the document(s) listed above via
20 email to the email address(es) indicated on the attached service list [or noted above] before 5 p.m.
on the date executed.

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

14 Executed on September 25, 2025 at San Francisco, California.

15
16 

17 _____
18 Kaitlyn M. Carpenter
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