



Environmental Research Center
3111 Camino Del Rio North, Suite 400
San Diego, CA 92108
619-500-3090

April 15, 2026

**NOTICE OF VIOLATIONS OF
CALIFORNIA HEALTH & SAFETY CODE SECTION 25249.5 ET SEQ.
(PROPOSITION 65)**

Dear Alleged Violators and the Appropriate Public Enforcement Agencies:

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

ERC has identified violations of California’s Safe Drinking Water and Toxic Enforcement Act of 1986 (“Proposition 65”), which is codified at California Health & Safety Code §25249.5 *et seq.*, with respect to the products identified below. These violations have occurred and continue to occur because the alleged Violators identified below failed to provide required clear and reasonable warnings with these products. This letter serves as a notice of these violations to the alleged Violators and the appropriate public enforcement agencies. Pursuant to Section 25249.7(d) of the statute, ERC intends to file a private enforcement action in the public interest 60 days after effective service of this notice unless the public enforcement agencies have commenced and are diligently prosecuting an action to rectify these violations.

General Information about Proposition 65. A copy of a summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is attached with the copy of this letter served to the alleged Violators identified below.

Alleged Violators. The names of the companies covered by this notice that violated Proposition 65 (hereinafter the “Violators”) are:

Bulk Supplements LLC, individually and dba Mommy Knows Best
TNT Pro Series LLC, individually and dba Mommy Knows Best
Nexxus Capital Fund I Series 3, LLC, individually and dba Mommy Knows Best

Consumer Products and Listed Chemicals. The specific types of products causing the violations are dietary and/or nutritional lactation supplement products and which contain lead and/or cadmium (“Products”). Exemplars of the Products that are the subject of this notice and

the specific chemicals in those Products identified as exceeding allowable levels include but are not limited to:

- 1. Mommy Knows Best Lactation Brownie Mix Double Chocolate – Lead, Cadmium**
- 2. Mommy Knows Best Chocolate Brewer's Yeast Powder - Cadmium**

On February 27, 1987, the State of California officially listed lead as a chemical known to cause developmental toxicity, and male and female reproductive toxicity. On October 1, 1992, the State of California officially listed lead and lead compounds as chemicals known to cause cancer.

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

It should be noted that ERC may continue to investigate other products that may reveal further violations and result in subsequent notices of violations.

Route of Exposure. The consumer exposures that are the subject of this notice result from the recommended use of these products. Consequently, the route of exposure to these chemicals has been and continues to be through ingestion.

Approximate Time Period of Violations. Ongoing violations have occurred every day since at least April 15, 2023, as well as every day since the products were introduced into the California marketplace and will continue every day until clear and reasonable warnings are provided to product purchasers and users or until these known toxic chemicals are either removed from or reduced to allowable levels in the products. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to the identified chemicals. The method of warning should be a warning that appears on the product label. The Violators violated Proposition 65 because they failed to provide persons ingesting these products with appropriate warnings that they are being exposed to these chemicals.

Consistent with the public interest goals of Proposition 65 and a desire to have these ongoing violations of California law quickly rectified, ERC is interested in seeking a constructive resolution of this matter that includes an enforceable written agreement by the Violators to: (1) reformulate the identified products so as to eliminate further exposures to the identified chemicals, or provide appropriate warnings on the labels of these products; (2) pay an appropriate civil penalty; and (3) provide clear and reasonable warnings compliant with Proposition 65 to all persons located in California who purchased the above products in the last three years. Such a resolution will prevent further unwarned consumer exposures to the identified chemicals, as well as expensive and time-consuming litigation.

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ERC's Executive Director is Chris Heptinstall, and is located at 3111 Camino Del Rio North, Suite 400, San Diego, CA 92108; Tel. 619-500-3090. ERC has retained me as legal counsel in connection with this matter. **Please direct all communications regarding this Notice of Violation to my attention at the office address and telephone number indicated on the letterhead or at credence@credencesol.onmicrosoft.com** or Chris Heptinstall, Executive Director of ERC, or Charles Poss, In-House Counsel for ERC, at charles.poss@erc501c3.org.

Sincerely,

Credence Sol

Credence Sol

Attorney for Environmental Research Center

Attachments

Certificate of Merit

Certificate of Service

OEHHA Summary (to Bulk Supplements LLC, individually and dba Mommy Knows Best, TNT Pro Series LLC, individually and dba Mommy Knows Best, and Nexxus Capital Fund I Series 3, LLC, individually and dba Mommy Knows Best and their Registered Agents for Service of Process only)

Additional Supporting Information for Certificate of Merit (to AG only)

CERTIFICATE OF MERIT

Health and Safety Code Section 25249.7 (d)

Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations by Bulk Supplements LLC, individually and dba Mommy Knows Best, TNT Pro Series LLC, individually and dba Mommy Knows Best, and Nexxus Capital Fund I Series 3, LLC, individually and dba Mommy Knows Best

I, Credence Sol, hereby declare:

1. This Certificate of Merit accompanies the attached sixty-day notice(s) in which it is alleged the parties identified in the notices have violated Health and Safety Code section 25249.6 by failing to provide clear and reasonable warnings.

2. I am the attorney for the noticing party, Environmental Research Center.

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 plaintiffs' case can be established and the information did not prove that the alleged violator will be able to establish any of the affirmative defenses set forth in the statute.

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 and 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: April 15, 2026

Credence Sol

Credence Sol

CERTIFICATE OF SERVICE PURSUANT TO 27 CCR § 25903

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 and over the age of 18 years of age. My business address is 306 Joy Street, Fort Oglethorpe, Georgia 30742. I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at Fort Oglethorpe, Georgia.

On April 15, 2026, between 8:00 a.m. and 5:00 p.m. Eastern Time, I served the following documents: **NOTICE OF VIOLATIONS OF CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; “THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY”** on the following parties by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties listed below and depositing it in a U.S. Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

David Larrabure, Manager
or Current President or CEO
Nexus Capital Fund I Series 3, LLC,
individually and dba Mommy Knows Best
800 Druid Rd E
Clearwater, FL 33756

Agents and Corporations, Inc.
(Registered Agent for Nexus Capital Fund I Series 3,
LLC, individually and dba Mommy Knows Best)
1201 Orange St, Ste 600
Wilmington, DE 19801

Jennifer Tierney
(Registered Agent for TNT Pro Series LLC,
individually and dba Mommy Knows Best)
2200 Tech Ct
Woodstock, IL 60098

Tim Tierney, Manager
or Current President or CEO
Bulk Supplements LLC, individually and dba Mommy
Knows Best, TNT Pro Series LLC, individually and dba
Mommy Knows Best
665 W Jackson St, Ste C
Woodstock, IL 60098

Tim Tierney, Manager
or Current President or CEO
Bulk Supplements LLC, individually and dba Mommy
Knows Best, TNT Pro Series LLC, individually and dba
Mommy Knows Best
445 Airtech Parkway
Plainfield, IN 46168

James A. Schmidt, Esq.
(Registered Agent for Nexus Capital Fund I Series 3,
LLC, individually and dba Mommy Knows Best)
2904 W Bay to Bay Blvd
Tampa, FL 33629

Tim Tierney, Manager
or Current President or CEO
Bulk Supplements LLC, individually and dba
Mommy Knows Best, TNT Pro Series LLC,
individually and dba Mommy Knows Best
2200 Tech Ct
Woodstock, IL 60098

Pam Munoz
(Registered Agent for Bulk Supplements LLC,
individually and dba Mommy Knows Best)
2200 Tech Ct
Woodstock, IL 60098

Tim Tierney, Manager
or Current President or CEO
Bulk Supplements LLC, individually and dba Mommy
Knows Best, TNT Pro Series LLC, individually and d
Mommy Knows Best
9450 SW Gemini Dr., PMB 82663
Beaverton, OR 97008

Tim Tierney, Manager
or Current President or CEO
Bulk Supplements LLC, individually and dba Mommy
Knows Best, TNT Pro Series LLC, individually and d
Mommy Knows Best
298 Fifth Avenue, 5th Floor
New York, NY 10001

On April 15, 2026, between 8:00 a.m. and 5:00 p.m. Eastern Time, I verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT; ADDITIONAL SUPPORTING INFORMATION FOR CERTIFICATE OF MERIT AS REQUIRED BY CALIFORNIA HEALTH & SAFETY CODE §25249.7(d)(1)** were served on the

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following party when a true and correct copy thereof was uploaded on the California Attorney General's website, which can be accessed at <https://oag.ca.gov/prop65/add-60-day-notice> :

Office of the California Attorney General
Prop 65 Enforcement Reporting
1515 Clay Street, Suite 2000
Post Office Box 70550
Oakland, CA 94612-0550

On April 15, 2026, between 8:00 a.m. and 5:00 p.m. Eastern Time, verified the following documents **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** were served on the following parties when a true and correct copy thereof was sent via electronic mail to each of the parties listed below:

Ursula Jones Dickson, District Attorney
Alameda County
7677 Oakport Street, Suite 650
Oakland, CA 94621
CEPDProp65@acgov.org

Devin Chandler, Program Coordinator
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2950 Riverside Dr
Susanville, CA 96130
dchandler@co.lassen.ca.us

Robert K. Priscaro, District Attorney
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P.O.Box 248
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prop65enf@alpinecountyca.gov

Lori E. Frugoli, District Attorney
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Prop65Env@co.calaveras.ca.us

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Prop65@countyofmerced.com

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EDCDAPROP65@edcda.us

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Prop65DA@co.monterey.ca.us

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Fresno County
2100 Tulare Street
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consumerprotection@fresnocountyca.gov

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Napa, CA 94559
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168 North Edwards Street
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Morgan Briggs Gire, District Attorney
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David Hollister, District Attorney
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Paul E. Zellerbach, District Attorney
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Anne Marie Schubert, District Attorney
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Summer Stephan, District Attorney
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SanDiegoDAProp65@sdca.org

Mark Ankcorn, Deputy City Attorney
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1200 Third Avenue
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Brooke Jenkins, District Attorney
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Prop65@sfcityatty.org

Tori Verber Salazar, District Attorney
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222 E. Weber Avenue, Room 202
Stockton, CA 95202
DAConsumer.Environmental@sjcda.org

Eric J. Dobroth, Deputy District Attorney
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County Government Center Annex, 4th Floor
San Luis Obispo, CA 93408
edobroth@co.slo.ca.us

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1112 Santa Barbara Street
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DAProp65@co.santa-barbara.ca.us

Bud Porter, Supervising Deputy District Attorney
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70 W Hedding St
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EPU@da.sccgov.org

Nora V. Frimann, City Attorney
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200 E. Santa Clara Street, 16th Floor
San Jose, CA 96113
Proposition65notices@sanjoseca.gov

Jeffrey S. Rosell, District Attorney
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701 Ocean Street
Santa Cruz, CA 95060
Prop65DA@santacruzcounty.us

Carla Rodriguez, District Attorney
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ECLD@sonoma-county.org

Phillip J. Cline, District Attorney
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Visalia, CA 95370
Prop65@co.tulare.ca.us

Gregory D. Totten, District Attorney
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800 S Victoria Ave
Ventura, CA 93009
daspecialops@ventura.org

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Jeff W. Reisig, District Attorney
Yolo County
301 Second Street
Woodland, CA 95695
cfepd@yolocounty.org

On April 15, 2026, between 8:00 a.m. and 5:00 p.m. Eastern Time, I served the following documents: **NOTICE OF VIOLATIONS, CALIFORNIA HEALTH & SAFETY CODE §25249.5 ET SEQ.; CERTIFICATE OF MERIT** on each of the parties on the Service List attached hereto by placing a true and correct copy thereof in a sealed envelope, addressed to each of the parties on the Service List attached hereto, and depositing it with the U.S. Postal Service with the postage fully prepaid for delivery by First Class Mail.

Executed on April 15, 2026, in Fort Oglethorpe, Georgia.



Morgan Ralls

Service List

District Attorney, Amador
County
708 Court Street, Suite 202
Jackson, CA 95642

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

District Attorney, Colusa
County
310 6th St
Colusa, CA 95932

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

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

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

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

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

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

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

District Attorney, Los Angeles
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211 West Temple St., Ste 1200
Los Angeles, CA 90012

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Madera, CA 93637

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419 Fourth Street, 2nd Floor
Hollister, CA 95023

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San Bernadino, CA 92415

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Redwood City, CA 94063

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District Attorney, Stanislaus
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