# 60 Day Notice of Violation

California Safe Drinking Water and Toxic Enforcement Act of 1986

PULEGONE IN BREATH FRESHENERS

October 21, 2026

Center for Consumer Safety LLC ("CCS") gives notice under California Health and Safety Code section 25249.7(d) of alleged violations of Proposition 65. This Notice is directed to the alleged violators identified below and the public enforcement officials identified in the service lists.

The Office of Environmental Health Hazard Assessment's summary of Proposition 65, Appendix A to title 27, section 25903, accompanies the copies served on the alleged violators.

**Noticing party and prospective plaintiff:** Center for Consumer Safety LLC ("CCS"), 2001 Addison Street, Suite 300, Berkeley, CA 94704. CCS acts in the public interest to protect consumers from toxic chemical exposures. Jillian Kaiser is an attorney employed by CCS and serves as its in-house counsel and responsible individual for this Notice. She may be contacted at the CCS office address above, by telephone at (341) 220-0375, or by email at legal@centerforconsumersafety.com.

CCS alleges that the identified businesses have knowingly and intentionally exposed California consumers to pulegone through the products described below without first providing a clear and reasonable warning as required by Health and Safety Code section 25249.6.

## Nature and Scope of the Alleged Violations

**Provision violated:** This Notice concerns the warning requirement in California Health and Safety Code section 25249.6.

**Violation period:** The alleged violations began no later than March 20, 2026, and, on information and belief, continue through the date of this Notice.

**Listed chemical or chemicals:** pulegone.

**Product category:** breath fresheners. The table below identifies representative examples within this specific category; it does not extend this Notice to unrelated product categories.

**Exposure pathway:** Ordinary and reasonably foreseeable use of breath fresheners exposes consumers to pulegone through ingestion. These consumer exposures occur throughout California where the products are purchased and used.

**Warning deficiency:** Consumers are not provided a clear and reasonable Proposition 65 warning before the alleged exposures to pulegone.

## Alleged Violators and Covered Products

| Alleged violator and address | Representative product | Product identifiers or description |
|---|---|---|
| Marco Pharma International, LLC<br>851 NW Highland Street<br>Roseburg, OR 97470 | Wow Drops All Natural Breath Freshener Peppermint Oil and Chlorophyll | ASIN B000S854FA |

| | | |
|---|---|---|
| Amazon.com Services LLC<br>410 Terry Avenue North<br>Seattle, WA 98109 | Wow Drops All Natural Breath Freshener Peppermint Oil and Chlorophyll | ASIN B000S854FA |

## Proposed Resolution and Intended Enforcement

CCS intends to pursue a private enforcement action after the statutory notice period has expired, subject to Health and Safety Code section 25249.7(d), if this matter remains unresolved and no authorized public prosecutor has commenced and is diligently prosecuting an action against the violations. CCS seeks a binding resolution that addresses products already sold, including recall where appropriate; prevents future unwarned exposures through compliant warnings or reformulation; and provides an appropriate civil penalty under section 25249.7(b).

Please contact Jillian Kaiser to discuss the allegations and corrective measures. Any resolution of CCS's claims remains subject to applicable statutory requirements and does not bind the Attorney General or any other public prosecutor.

## Preservation of Evidence

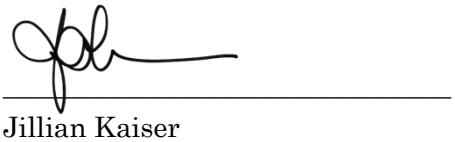
Please preserve documents, electronically stored information, test results, communications, and representative product samples relevant to the alleged exposures. This request includes product composition and sourcing records; manufacturing, purchasing, distribution, and sales records; warning and labeling materials; advertising; and Proposition 65 compliance efforts. Preserve relevant materials for the alleged violation period and any continuing violations, and suspend routine destruction of those materials pending resolution of this matter.

## Identification of Upstream Businesses

Under title 27, California Code of Regulations, section 25600.2(g), each retail seller receiving this Notice is requested to provide the names and contact information of the manufacturers, producers, packagers, importers, suppliers, and distributors of the identified products, to the extent that information is available to the retail seller.

**Counsel contact:**

Jillian Kaiser, In-House Counsel
Center for Consumer Safety LLC
2001 Addison Street, Suite 300
Berkeley, CA 94704
Email: legal@centerforconsumersafety.com | Telephone: (341) 220-0375



Jillian Kaiser

In-House Counsel for Center for Consumer Safety LLC

## Enclosures

Certificate of Merit; Certificate of Service and service lists; OEHHA Appendix A summary (alleged violators only); and factual information supporting the Certificate of Merit (Attorney General only).

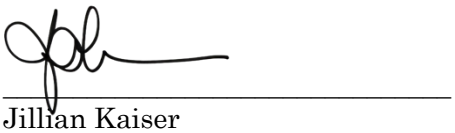
## Certificate of Merit

California Health and Safety Code section 25249.7(d)

I, Jillian Kaiser, declare as follows:

1. This Certificate of Merit accompanies the 60 Day Notice of Violation alleging that the businesses identified in the Notice violated Health and Safety Code section 25249.6 by failing to provide clear and reasonable warnings.
2. I am an attorney employed by Center for Consumer Safety LLC, the noticing party and prospective plaintiff. I serve as CCS's in-house counsel and represent CCS in this matter.
3. I have consulted with one or more persons with relevant and appropriate experience or expertise who have reviewed facts, studies, or other data regarding the 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 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: October 21, 2026



Jillian Kaiser
In-House Counsel for Center for Consumer Safety LLC

## Certificate of Service

I, Jamie Decker, declare:

I am over eighteen years of age and am not a party to this matter. My business address is 2001 Addison Street, Suite 300, Berkeley, CA 94704. My email address is jamie@centerforconsumersafety.com.

I served or caused to be served true copies of the documents identified below on the recipients listed in the attached service lists, using the methods indicated.

☒ BY MAIL THROUGH COMMERCIAL MAILING SERVICE: On October 21, 2026, I electronically transmitted the documents to LetterStream, a commercial print-and-mail service located at 8551 East Anderson Drive, Suite 108, Scottsdale, Arizona 85255, through Center for Consumer Safety LLC's LetterStream account. I directed LetterStream to print the documents, enclose them in sealed envelopes addressed to the persons at the addresses shown on the attached service lists, and deposit them with the United States Postal Service at Scottsdale, Arizona. Envelopes to the persons on the Service List by Certified Mail were to be sent by Certified Mail, postage and fees prepaid, electronic return receipt requested. Envelopes to the persons on the Service List by First-Class Mail were to be sent by First-Class Mail, postage prepaid. I am informed by LetterStream, and on that basis believe, that in the ordinary course of its business LetterStream deposits mail with the United States Postal Service at that location within one to two business days after the mailing is transmitted to it. The USPS tracking number for each certified mailing is recorded in Center for Consumer Safety LLC's LetterStream account.

**Documents mailed:** 60 Day Notice of Violation; Certificate of Merit; Certificate of Service with service lists; and, for recipients on the Service List by Certified Mail, the OEHHA Appendix A summary.

☒ BY ELECTRONIC MAIL: I sent PDF copies of the documents identified below to the public prosecutors listed under Electronic Mail, at their designated addresses. The subject line identified CCS and the Proposition 65 Notice of Violation.

Electronic mail recipients appear in the attached service list.

**Documents emailed:** 60 Day Notice of Violation; Certificate of Merit; and Certificate of Service with service lists.

☒ BY ELECTRONIC UPLOAD: I submitted PDF copies of the documents identified below to the California Attorney General through https://oag.ca.gov/prop65/add-60-day-notice.

**Documents uploaded:** 60 Day Notice of Violation; Certificate of Merit; Certificate of Service with service lists; and confidential factual information supporting the Certificate of Merit.

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

Executed on October 21, 2026, at Oroville, California

Jamie Decker

Jamie Decker

## Service List by Certified Mail

| | | |
|---|---|---|
| Amazon.com Services LLC<br>c/o Registered Agent<br>CSC - Lawyers Incorporating Service<br>2710 Gateway Oaks Drive<br>Sacramento, CA 95833 | Marco Pharma International, LLC<br>c/o Registered Agent<br>Carrie L Hellwig Christopher<br>675 Oak Street, Ste 400<br>Eugene, OR 97401 | Marco Pharma International, LLC<br>851 NW Highland Street<br>Roseburg, OR 97470 |
| | | |

## Service List by First Class Mail

| | | |
|---|---|---|
| Amador County DA<br>708 Court Street, #202<br>Jackson, CA 95642 | Butte County DA<br>25 County Center Drive, Ste. 245<br>Oroville, CA 95965 | Colusa County DA<br>310 6th Street<br>Colusa, CA 95932 |
| Del Norte County DA<br>450 H Street, Ste. 171<br>Crescent City, CA 95531 | Glenn County DA<br>P.O. Box 430<br>Willows, CA 95988 | Humboldt County DA<br>825 5th Street, 4th Floor<br>Eureka, CA 95501 |
| Imperial County DA<br>940 West Main Street, Ste. 102<br>El Centro, CA 92243 | Kern County DA<br>1215 Truxtun Ave., 4th Floor<br>Bakersfield, CA 93301 | Kings County DA<br>1400 West Lacey Blvd.<br>Hanford, CA 93230 |
| Lake County DA<br>255 N. Forbes Street<br>Lakeport, CA 95453 | City of LA, City Atty<br>200 N. Main Street #800<br>Los Angeles, CA 90012 | LA County DA<br>211 W. Temple St, Ste. 1200<br>Los Angeles, CA 90012 |
| Madera County DA<br>300 South G Street, Ste. 300<br>Madera, CA 93637 | Mendocino County DA<br>P.O. Box 1000<br>Ukiah, CA 95482 | Modoc County DA<br>204 S. Court Street, Room 202<br>Alturas, CA 96101 |
| Mono County DA<br>P.O. Box 2053<br>Mammoth Lakes, CA 93546 | San Benito County DA<br>419 4th Street<br>Hollister, CA 95023 | San Bernardino County DA<br>303 W. Third Street<br>San Bernardino, CA 92415 |
| San Mateo County DA<br>500 County Center, Third Floor<br>Redwood City, CA 94063 | Shasta County DA<br>1355 West Street<br>Redding, CA 96001 | Sierra County DA<br>P.O. Box 457<br>Downieville, CA 95936 |
| Siskiyou County DA<br>P.O. Box 986<br>Yreka, CA 96097 | Solano County DA<br>675 Texas Street, Ste. 4500<br>Fairfield, CA 94533 | Stanislaus County DA<br>832 12th Street, Ste. 300<br>Modesto, CA 95354 |
| Sutter County DA<br>463 2nd Street, Ste. 102<br>Yuba City, CA 95991 | Tehama County DA<br>P.O. Box 519<br>Red Bluff, CA 96080 | Trinity County DA<br>P.O. Box 310<br>Weaverville, CA 96093 |
| Yuba County DA<br>215 5th Street, Ste. 152<br>Marysville, CA 95901 | | |

## Service List by Electronic Mail

| | | |
|---|---|---|
| **Alameda County DA**<br>CEPDProp65@acgov.org | **Alpine County DA**<br>prop65enf@alpinecountyca.gov | **Calaveras County DA**<br>Prop65Env@co.calaveras.ca.us |
| **Contra Costa County DA**<br>Bill.Washam@contracostada.org | **El Dorado County DA**<br>EDCDAPROP65@edcda.us | **Fresno County DA**<br>consumerprotection@fresnocountyca.gov |
| **Inyo County DA**<br>inyoda@inyocounty.us | **Lassen County DA**<br>dchandler@co.lassen.ca.us | **Marin County DA**<br>consumer@marincounty.gov |
| **Mariposa County DA**<br>mcda@mariposacounty.org | **Merced County DA**<br>Prop65@countyofmerced.com | **Monterey County DA**<br>Prop65DA@co.monterey.ca.us |
| **Napa County DA**<br>CEPD@countyofnapa.org | **Nevada County DA**<br>DA.Prop65@co.nevada.ca.us | **Orange County DA**<br>Prop65Notice@ocdistrictattorney.gov |
| **Placer County DA**<br>prop65@placer.ca.gov | **Plumas County DA**<br>davidhollister@countyofplumas.com | **Riverside County DA**<br>Prop65@rivcoda.org |
| **Sacramento County DA**<br>Prop65@sacda.org | **San Diego County DA**<br>SanDiegoDAProp65@sdcda.org | **San Diego City, City Attorney**<br>CityAttyProp65@sandiego.gov |
| **San Francisco County DA**<br>Prop65@sfgov.org | **San Francisco City, City Attorney**<br>Prop65@sfcityatty.org | **San Joaquin County DA**<br>DAConsumer.Environmental@sjcda.org |
| **San Jose City, City Attorney**<br>Proposition65notices@sanjoseca.gov | **San Luis Obispo County DA**<br>edobroth@co.slo.ca.us | **Santa Barbara County DA**<br>DAProp65@co.santa-barbara.ca.us |
| **Santa Clara County DA**<br>EPU@da.sccgov.org | **Santa Cruz County DA**<br>Prop65DA@santacruzcounty.us | **Sonoma County DA**<br>ECLD@sonoma-county.org |
| **Tulare County DA**<br>tcdaprop65@tularecounty.ca.gov | **Tuolumne County DA**<br>DA@tuolumnecounty.ca.gov | **Ventura County DA**<br>daspecialops@ventura.org |
| **Yolo County DA**<br>cfepd@yolocounty.org | | |