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10 Attorneys for Plaintiff
11 ENVIRONMENTAL RESEARCH CENTER, INC.

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19 Irvine, CA 92614-4239
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21 Fax: 714-558-9091

22 Attorneys for Defendants STEMTECH
23 INTERNATIONAL, INC.; STEMTECH HEALTHSCIENCES,
24 INC.; and STEMTECH HEALTHSCIENCES, CORP.

25 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
26 **COUNTY OF ALAMEDA**

27 ENVIRONMENTAL RESEARCH
28 CENTER, INC. a non-profit California
corporation,

Plaintiff,

v.

STEMTECH INTERNATIONAL, INC., a
Delaware Corporation, STEMTECH
HEALTHSCIENCES, INC., a California
Corporation, and STEMTECH
HEALTHSCIENCES CORP, a Florida
Corporation,

Defendants.

CASE NO. RG15782608

**STIPULATED CONSENT
JUDGMENT**

Health & Safety Code § 25249.5 *et seq.*

Action Filed: August 19, 2015

Trial Date: None set

1 **1. INTRODUCTION**

2 **1.1** On August 19, 2015, Plaintiff Environmental Research Center, Inc. (“ERC”), a
3 non-profit corporation, as a private enforcer and in the public interest, initiated this action by
4 filing a Complaint for Injunctive Relief and Civil Penalties pursuant to the provisions of
5 California Health and Safety Code section 25249.5 *et seq.* (“Proposition 65”), against
6 STEMTECH INTERNATIONAL, INC., STEMTECH HEALTHSCIENCES, INC., and
7 STEMTECH HEALTHSCIENCES CORP (collectively “STEMTECH”). On October 14, 2016,
8 ERC filed a First Amended Complaint (the operative Complaint referred to hereinafter as the
9 “Complaint”). In this action, ERC alleges that a number of products manufactured, distributed,
10 or sold by STEMTECH contain lead, a chemical listed under Proposition 65 as a carcinogen
11 and reproductive toxin, and expose consumers to this chemical at a level requiring a
12 Proposition 65 warning. These products (referred to hereinafter individually as a “Covered
13 Product” or collectively as “Covered Products”) are: “Stemtech HealthSciences Corp. StemFlo,
14 Stemtech HealthSciences Inc. Xtra Smooth ST-5 with MigraStem Natural Flavors, and Stemtech
15 HealthSciences Corp. St-5 with Migrastem Creamy Vanilla.

16 **1.2** ERC and STEMTECH are hereinafter referred to individually as a “Party” or
17 collectively as the “Parties.”

18 **1.3** ERC is a California non-profit corporation dedicated to, among other causes,
19 helping safeguard the public from health hazards by reducing the use and misuse of hazardous
20 and toxic chemicals, facilitating a safe environment for consumers and employees, and
21 encouraging corporate responsibility.

22 **1.4** Plaintiff contends that each defendant is a business entity each of which has
23 employed ten or more persons at all times relevant to this action, and qualifies as a “person in the
24 course of business” within the meaning of Proposition 65. Plaintiff further contends that
25 STEMTECH manufactures, distributes, and/or sells the Covered Products.

26 **1.5** The Complaint is based on allegations contained in ERC’s Notices of Violation
27 dated June 5, 2015 and June 3, 2016 that were served on the California Attorney General, other
28 public enforcers, and STEMTECH (“Notices”). True and correct copies of the 60-Day Notices

1 dated June 5, 2015 and June 3, 2016 are attached hereto as **Exhibits A and B** respectively and
2 each is incorporated herein by reference. More than 60 days have passed since the Notices
3 were served on the Attorney General, public enforcers, and STEMTECH and no designated
4 governmental entity has filed a complaint against STEMTECH with regard to the Covered
5 Products or the alleged violations.

6 **1.6** ERC's Notices and Complaint allege that use of the Covered Products exposes
7 persons in California to lead without first providing clear and reasonable warnings in violation
8 of California Health and Safety Code section 25249.6. STEMTECH denies all material
9 allegations contained in the Notices and Complaint.

10 **1.7** The Parties have entered into this Consent Judgment in order to settle,
11 compromise, and resolve disputed claims and thus avoid prolonged and costly litigation.
12 Nothing in this Consent Judgment shall constitute or be construed as an admission by any of
13 the Parties, or by any of their respective officers, directors, shareholders, employees, agents,
14 parent companies, subsidiaries, divisions, franchisees, licensees, customers, suppliers,
15 distributors, wholesalers, or retailers. Nothing in this Consent Judgment shall be construed as
16 an admission by the Parties of any fact, issue of law, or violation of law, nor shall compliance
17 with this Consent Judgment be construed as an admission by the Parties of any fact, issue of
18 law, or violation of law, at any time, for any purpose.

19 **1.8** Except as expressly set forth herein, nothing in this Consent Judgment shall
20 prejudice, waive, or impair any right, remedy, argument, or defense the Parties may have in any
21 current or future legal proceeding unrelated to these proceedings.

22 **1.9** The Effective Date of this Consent Judgment is the date on which it is entered as
23 a Judgment by this Court.

24 **2. JURISDICTION AND VENUE**

25 For purposes of this Consent Judgment and any further court action that may become
26 necessary to enforce this Consent Judgment, the Parties stipulate that this Court has subject matter
27 jurisdiction over the allegations of violations contained in the Complaint, personal jurisdiction
28 over STEMTECH as to the acts alleged in the Complaint that venue is proper in Alameda

1 County, and that this Court has jurisdiction to enter this Consent Judgment as a full and final
2 resolution of all claims up through and including the Effective Date which were or could have
3 been asserted in this action based on the facts alleged in the Notices and Complaint.

4 **3. INJUNCTIVE RELIEF, REFORMULATION, TESTING AND WARNINGS**

5 **3.1** Beginning on the Effective Date, STEMTECH has ceased production of and will
6 not sell in California the product known as Stemtech HealthSciences, Inc. Xtra Smooth ST-5
7 with MigraStem Natural Flavors (“ST-5”).

8 **3.2** Stemtech has ceased production of the product known as Stemtech
9 HealthSciences, Corp. ST-5 with MigraStem Creamy Vanilla (“ST-5 Vanilla”). Stemtech will
10 continue to sell ST-5 Vanilla in California until existing stocks are depleted, subject to the
11 following condition: Any and all ST-5 Vanilla sold in California shall be accompanied by a
12 clear and reasonable warning under California’s Proposition 65 in full compliance with 27 Cal.
13 Code Regs. Section 25603, as amended on October 1, 2016..

14 **3.3** Stemtech has reformulated and/or revised the dosage of the product known as
15 Stemtech HealthSciences Corp. StemFlo (“StemFlo”) such that any lead levels are below the
16 level requiring a warning under Proposition 65. Stemtech agrees to ensure that any lead levels
17 in the StemFlo product remain below levels requiring a warning under Proposition 65.. It is
18 agreed that the following constitutes a reasonable warning:

19 **WARNING:** This product can expose you to chemicals including lead which is
20 known to the State of California to cause birth defects or other reproductive harm.

21 **4. SETTLEMENT PAYMENT**

22 **4.1** In full satisfaction of all potential civil penalties, additional settlement payments,
23 attorney’s fees, and costs, STEMTECH shall make a total payment of \$118,000.00 (“Total
24 Settlement Amount”) as follows:

25 **4.2** Stemtech will pay a total civil penalty under Proposition 65 in the amount of
26 \$28,000.00 on or before April 30, 2017. This penalty shall be allocated as set forth in 11 Cal.
27 Code Regs. Section 3203 with 75% (\$21,000.00) of the civil penalty paid to the Office of
28

1 Environmental Health Hazard Assessment (“OEHHA”) for deposit in the Safe Drinking Water
2 and Toxic Enforcement Fund and 25% (\$7,000.00) of the civil penalty paid to ERC.

3 **4.3** The remaining \$90,000 shall be paid by Stemtech to ERC for attorneys fees and
4 costs on the following schedule: Beginning on May 30, 2017, Stemtech will pay ERC a monthly
5 payment of \$7,500 for ten consecutive months through February 28, 2018. The balance, along
6 with 5% interest shall be due on or before March 30, 2018.

7 **4.4** ERC shall allocate the attorneys fees and costs as follows: \$7,567.75 to ERC as
8 reimbursement for reasonable costs incurred in bringing this action, \$53,208.00 shall be
9 distributed to Lozeau Drury LLP for attorneys fees and costs, and \$29,224.25 shall be retained
10 by ERC for its in-house legal fees. Except as explicitly provided herein, each Party shall bear its
11 own fees and costs.

12 **4.5** STEMTECH shall make each of these payments by check made out to
13 “Environmental Research Center, Inc.” and sent to the ERC address set forth in Paragraph 11
14 below.

15 **5. MODIFICATION OF CONSENT JUDGMENT**

16 **5.1** This Consent Judgment may be modified only as to injunctive terms (i) by
17 written stipulation of the Parties or pursuant to Section 5.4 and (ii) upon entry by the Court of a
18 modified consent judgment.

19 **5.2** If either Party seeks to modify this Consent Judgment under Section 5.1, they
20 must provide written notice to the other of their intent (“Notice of Intent”). If the responding
21 party seeks to meet and confer regarding the proposed modification in the Notice of Intent,
22 then it must provide written notice to the initiating party within thirty (30) days of receiving the
23 Notice of Intent. If the responding party notifies the initiating party in a timely manner of their
24 intent to meet and confer, then the Parties shall meet and confer in good faith as required in this
25 Section. The Parties shall meet in person or via telephone within thirty (30) days of the
26 responding party’s notification of its intent to meet and confer. Within thirty (30) days of such
27 meeting, if the responding party disputes the proposed modification, they shall provide to the
28 initiating party a written basis for its position. The Parties shall continue to meet and confer for

1 an additional thirty (30) days in an effort to resolve any remaining disputes. Should it become
2 necessary, the Parties may agree in writing to different deadlines for the meet-and-confer
3 period.

4 **6. RETENTION OF JURISDICTION, ENFORCEMENT OF CONSENT**
5 **JUDGMENT**

6 This Court shall retain jurisdiction of this matter to enforce, modify, or terminate this
7 Consent Judgment.

8 **7. APPLICATION OF CONSENT JUDGMENT**

9 This Consent Judgment may apply to, be binding upon, and benefit the Parties and their
10 respective officers, directors, shareholders, employees, agents, parent companies, subsidiaries,
11 divisions, franchisees, licensees, customers (excluding private labelers), distributors, wholesalers,
12 retailers, predecessors, successors, and assigns. This Consent Judgment shall have no
13 application to Covered Products which is distributed or sold exclusively outside the State of
14 California and which is not used by California consumers.

15 **8. BINDING EFFECT, CLAIMS COVERED AND RELEASED**

16 **8.1** This Consent Judgment is a full, final, and binding resolution between ERC,
17 on behalf of itself and in the public interest, and STEMTECH and its respective officers,
18 directors, shareholders, employees, agents, parent companies, subsidiaries, divisions, suppliers,
19 franchisees, licensees, customers (not including private label customers of STEMTECH),
20 distributors, wholesalers, retailers, and all other upstream and downstream entities in the
21 distribution chain of any Covered Product, and the predecessors, successors, and assigns of any
22 of them (collectively, "Released Parties"). ERC hereby fully releases and discharges the
23 Released Parties from any and all claims, actions, causes of action, suits, demands, liabilities,
24 damages, penalties, fees, costs, and expenses asserted, or that could have been asserted from
25 the handling, use, or consumption of the Covered Products, as to any alleged violation of
26 Proposition 65 or its implementing regulations arising from the failure to provide Proposition
27 65 warnings on the Covered Products regarding lead up to and including the Effective Date.

28 **8.2** ERC on its own behalf only, and STEMTECH on its own behalf only, further

1 waive and release any and all claims they may have against each other for all actions or
2 statements made or undertaken in the course of seeking or opposing enforcement of Proposition
3 65 in connection with the Notices and Complaint up through and including the Effective Date,
4 provided, however, that nothing in Section 8 shall affect or limit any Party's right to seek to
5 enforce the terms of this Consent Judgment.

6 **8.3** It is possible that other claims not known to the Parties, arising out of the
7 facts alleged in the Notices and Complaint, and relating to the Covered Products, will develop
8 or be discovered. ERC on behalf of itself only, and STEMTECH on behalf of itself only,
9 acknowledge that this Consent Judgment is expressly intended to cover and include all such
10 claims up through and including the Effective Date, including all rights of action therefore.
11 ERC and STEMTECH acknowledge that the claims released in Sections 8.1 and 8.2 above may
12 include unknown claims, and nevertheless waive California Civil Code section 1542 as to any
13 such unknown claims. California Civil Code section 1542 reads as follows:

14 A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE
15 CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER
16 FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF
17 KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS
18 OR HER SETTLEMENT WITH THE DEBTOR.

19 ERC on behalf of itself only, and STEMTECH on behalf of itself only, acknowledge and
20 understand the significance and consequences of this specific waiver of California Civil Code
21 section 1542.

22 **8.4** Compliance with the terms of this Consent Judgment shall be deemed to
23 constitute compliance with Proposition 65 by any releasee regarding alleged exposures to lead
24 in the Covered Products as set forth in the Notices and Complaint.

25 **8.5** Nothing in this Consent Judgment is intended to apply to any occupational
26 or environmental exposures arising under Proposition 65, nor shall it apply to any of
27 STEMTECH's products other than the Covered Products.

28 **9. SEVERABILITY OF UNENFORCEABLE PROVISIONS**

In the event that any of the provisions of this Consent Judgment are held by a court to be
unenforceable, the validity of the remaining enforceable provisions shall not be adversely affected.

1 **10. GOVERNING LAW**

2 The terms and conditions of this Consent Judgment shall be governed by and construed in
3 accordance with the laws of the State of California.

4 **11. PROVISION OF NOTICE**

5 All notices required to be given to either Party to this Consent Judgment by the other shall
6 be in writing and sent to the following agents listed below via first-class mail. Courtesy copies via
7 email may also be sent.

8 **FOR ENVIRONMENTAL RESEARCH CENTER, INC.:**

9 Chris Heptinstall, Executive Director, Environmental Research Center
10 3111 Camino Del Rio North, Suite 400
11 San Diego, CA 92108
12 Tel: (619) 500-3090
13 Email: chris_erc501c3@yahoo.com

14 With a copy to:

15 MICHAEL R. LOZEAU
16 RICHARD T. DRURY
17 LOZEAU | DRURY LLP
18 410 12th Street, Suite 250
19 Oakland, CA 94607
20 Ph: 510-836-4200
21 Fax: 510-836-4205
22 Email: michael@lozeaudrury.com
23 richard@lozeaudrury.com

24 **FOR STEMTECH INTERNATIONAL, INC., STEMTECH HEALTHSCIENCES, INC.,
25 and STEMTECH HEALTHSCIENCES CORP:**

26 Ray Carter, Chief Executive Officer, Stemtech HealthSciences Corp
27 2010 NW 150th Avenue
28 Pembroke Pines, FL 33028
Tel: (954) 715-6000

With a copy to:

KATHLEEN MARY KUSHI CARTER
kcarter@hollins-law.com
CHRISTINE R. ARNOLD
caarnold@hollins-law.com
Century Centre
2601 Main Street
Penthouse Suite 1300
Irvine, CA 92614-4239
Ph: 714-558-9119

1 Fax: 714-558-9091

2 **12. COURT APPROVAL**

3 **12.1** Upon execution of this Consent Judgment by the Parties, ERC shall notice a
4 Motion for Court Approval. The Parties shall use their best efforts to support entry of this
5 Consent Judgment.

6 **12.2** If the California Attorney General objects to any term in this Consent Judgment,
7 the Parties shall use their best efforts to resolve the concern in a timely manner, and if possible
8 prior to the hearing on the motion.

9 **12.3** If this Stipulated Consent Judgment is not approved by the Court, it shall be
10 void and have no force or effect.

11 **13. EXECUTION AND COUNTERPARTS**

12 This Consent Judgment may be executed in counterparts, which taken together shall be
13 deemed to constitute one document. A facsimile or .pdf signature shall be construed to be as valid
14 as the original signature.

15 **14. DRAFTING**

16 The terms of this Consent Judgment have been reviewed by the respective counsel for each
17 Party prior to its signing, and each Party has had an opportunity to fully discuss the terms and
18 conditions with legal counsel. The Parties agree that, in any subsequent interpretation and
19 construction of this Consent Judgment, no inference, assumption, or presumption shall be drawn,
20 and no provision of this Consent Judgment shall be construed against any Party, based on the fact
21 that one of the Parties and/or one of the Parties' legal counsel prepared and/or drafted all or any
22 portion of the Consent Judgment. It is conclusively presumed that all of the Parties participated
23 equally in the preparation and drafting of this Consent Judgment.

24 **15. GOOD FAITH ATTEMPT TO RESOLVE DISPUTES**

25 If a dispute arises with respect to either Party's compliance with the terms of this Consent
26 Judgment entered by the Court, the Parties shall meet and confer in person, by telephone, and/or in
27 writing and endeavor to resolve the dispute in an amicable manner. No action or motion may be
28 filed in the absence of such a good faith attempt to resolve the dispute beforehand.

1 **16. ENTIRE AGREEMENT, AUTHORIZATION**

2 **16.1** This Consent Judgment contains the sole and entire agreement and
3 understanding of the Parties with respect to the entire subject matter herein, and any and all
4 prior discussions, negotiations, commitments, and understandings related hereto. No
5 representations, oral or otherwise, express or implied, other than those contained herein have
6 been made by any Party. No other agreements, oral or otherwise, unless specifically referred to
7 herein, shall be deemed to exist or to bind any Party.

8 **16.2** Each signatory to this Consent Judgment certifies that he or she is fully
9 authorized by the Party he or she represents to stipulate to this Consent Judgment.

10 **17. REQUEST FOR FINDINGS, APPROVAL OF SETTLEMENT AND ENTRY OF**
11 **CONSENT JUDGMENT**


12 This Consent Judgment has come before the Court upon the request of the Parties. The
13 Parties request the Court to fully review this Consent Judgment and, being fully informed
14 regarding the matters which are the subject of this action, to:

15 (1) Find that the terms and provisions of this Consent Judgment represent a fair and
16 equitable settlement of all matters raised by the allegations of the Complaint that the matter has
17 been diligently prosecuted, and that the public interest is served by such settlement; and

18 (2) Make the findings pursuant to California Health and Safety Code section
19 25249.7(f)(4), approve the Settlement, and approve this Consent Judgment.

20 **IT IS SO STIPULATED:**

21 Dated: _____, 2016 ENVIRONMENTAL RESEARCH
22 CENTER, INC.
23 By: _____
24 Chris Heptinstall, Executive Director

25 Dated: 12/21/16, 2016 STEMTECH INTERNATIONAL, INC.
26 
27 By: _____
28 Its: DON KARN
VP STEMTECH

1 Dated: 12/21/16, 2016

STEMTECH HEALTHSCIENCES, INC.

2
3
4 By: [Signature]
Its: DON RARN
UP STEMTECH

5 Dated: 12/21/16, 2016

STEMTECH HEALTHSCIENCES CORP

6
7 By: [Signature]
Its: DON RARN
UP STEMTECH

8
9 **APPROVED AS TO FORM:**

10 Dated: _____, 2016

LOZEAU | DRURY LLP

11 By: _____
12 Michael R. Lozeau
13 Richard T. Drury
14 Attorneys for Plaintiff Environmental
15 Research Center, Inc.

16 Dated: 12/21/16, 2016

HOLLINS LAW

17 By: [Signature]
18 Kathleen Mary Kushi Carter
19 Christine R. Arnold
20 Attorneys for Defendants Stemtech
21 International, Inc.; Stemtech
22 Healthsciences, Inc. and Stemtech
23 Healthsciences, Corp

24 **ORDER AND JUDGMENT**

25 Based upon the Parties' Stipulation, and good cause appearing, this Consent Judgment is
26 approved and Judgment is hereby entered according to its terms.

27 IT IS SO ORDERED, ADJUDGED AND DECREED.

28 Dated: _____, 2016

Judge of the Superior Court

1 **16. ENTIRE AGREEMENT, AUTHORIZATION**

2 **16.1** This Consent Judgment contains the sole and entire agreement and
3 understanding of the Parties with respect to the entire subject matter herein, and any and all
4 prior discussions, negotiations, commitments, and understandings related hereto. No
5 representations, oral or otherwise, express or implied, other than those contained herein have
6 been made by any Party. No other agreements, oral or otherwise, unless specifically referred to
7 herein, shall be deemed to exist or to bind any Party.

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9 authorized by the Party he or she represents to stipulate to this Consent Judgment.

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12 This Consent Judgment has come before the Court upon the request of the Parties. The
13 Parties request the Court to fully review this Consent Judgment and, being fully informed
14 regarding the matters which are the subject of this action, to:

15 (1) Find that the terms and provisions of this Consent Judgment represent a fair and
16 equitable settlement of all matters raised by the allegations of the Complaint that the matter has
17 been diligently prosecuted, and that the public interest is served by such settlement; and

18 (2) Make the findings pursuant to California Health and Safety Code section
19 25249.7(f)(4), approve the Settlement, and approve this Consent Judgment.

20 **IT IS SO STIPULATED:**

21 Dated: 12/6/, 2016

ENVIRONMENTAL RESEARCH
CENTER, INC.

22
23 By: 
Chris Hopminal, Executive Director

24
25 Dated: _____, 2016

STEMTECH INTERNATIONAL, INC.

26
27 By:
Its:

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Dated: _____, 2016

STEMTECH HEALTHSCIENCES, INC.

By:
Its:

Dated: _____, 2016

STEMTECH HEALTHSCIENCES CORP

By:
Its:

APPROVED AS TO FORM:

Dated: 12/6, 2016

LOZEAU | DRURY LLP

By: *Michael R. Lozeau*
Michael R. Lozeau
Richard T. Drury
Attorneys for Plaintiff Environmental
Research Center, Inc.

Dated: _____, 2016

HOLLINS LAW

By: _____
Kathleen Mary Kushi Carter
Christine R. Arnold
Attorneys for Defendants Stemtech
International, Inc.; Stemtech
Healthsciences, Inc. and Stemtech
Healthsciences, Corp

ORDER AND JUDGMENT

Based upon the Parties' Stipulation, and good cause appearing, this Consent Judgment is approved and Judgment is hereby entered according to its terms.

IT IS SO ORDERED, ADJUDGED AND DECREED.

Dated: _____, 2016

Judge of the Superior Court

1 Dated: _____, 2016

STEMTECH HEALTHSCIENCES, INC.

2
3 _____
4 By:

5 Its:

6 Dated: _____, 2016

STEMTECH HEALTHSCIENCES CORP

7 _____
8 By:

9 Its:

10 **APPROVED AS TO FORM:**

11 Dated: _____, 2016

LOZEAU | DRURY LLP

12 By: _____

13 Michael R. Lozeau

14 Richard T. Drury

15 Attorneys for Plaintiff Environmental
16 Research Center, Inc.

17 Dated: _____, 2016

HOLLINS LAW

18 By: _____

19 Kathleen Mary Kushi Carter

20 Christine R. Arnold

21 Attorneys for Defendants Stemtech

22 International, Inc.; Stemtech

23 Healthsciences, Inc. and Stemtech

24 Healthsciences, Corp

25 **ORDER AND JUDGMENT**

26 Based upon the Parties' Stipulation, and good cause appearing, this Consent Judgment is
27 approved and Judgment is hereby entered according to its terms.

28 IT IS SO ORDERED, ADJUDGED AND DECREED.

Dated: _____, 2016

Judge of the Superior Court

EXHIBIT A



T 510.836.4200
F 510.836.4205

410 12th Street, Suite 250
Oakland, Ca 94607

www.lozeaudrury.com
richard@lozeaudrury.com

VIA CERTIFIED MAIL

Current CEO or President
Stemtech International, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech HealthSciences, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech HealthSciences Corp
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech International, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences Corp
151 Calle Iglesia
San Clemente, CA 92672

John W. Meyer
(Stemtech International, Inc.'s
Registered Agent for Service of Process)
151 Calle Iglesia
San Clemente, CA 92672

VIA CERTIFIED MAIL

John W. Meyer
(Stemtech HealthSciences, Inc.'s
Registered Agent for Service of Process)
151 Calle Iglesia
San Clemente, CA 92672

GY Corporate Services, Inc.
(Stemtech HealthSciences Corp's
Registered Agent for Service of Process)
600 Brickell Avenue, Suite 3500
Miami, FL 33131

Corporation Service Company
(Stemtech International, Inc.'s
Registered Agent for Service of Process)
2711 Centerville Road, Suite 400
Wilmington, DE 19808

VIA ONLINE SUBMISSION

Office of the California Attorney General

VIA PRIORITY MAIL

District Attorneys of All California Counties
and Select City Attorneys
(See Attached Certificate of Service)

Re: Notice of Violations of California Health & Safety Code Section 25249.5 *et seq.*

Dear Addressees:

I represent Environmental Research Center, Inc. (“ERC”) in connection with this Notice of Violations of California’s Safe Drinking Water and Toxic Enforcement Act of 1986, which is codified at California Health & Safety Code Section 25249.5 *et seq.* and also referred to as Proposition 65.

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.

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

Stemtech HealthSciences, Inc.
Stemtech International, Inc.
Stemtech HealthSciences Corp

The products that are the subject of this notice and the chemical in those products identified as exceeding allowable levels are:

Stemtech HealthSciences Corp. StemFlo - Lead
Stemtech HealthSciences Inc. Xtra Smooth ST-5 with MigraStem Natural Flavors – Lead

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.

This letter is a notice to each of the Violators and the appropriate governmental authorities of the Proposition 65 violations concerning the listed products. This notice covers all violations of Proposition 65 involving the Violators currently known to ERC from the information now available. ERC may continue to investigate other products that may reveal further violations. A summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is enclosed with the copy of this letter to each of the Violators.

Each of the Violators has manufactured, marketed, distributed, and/or sold the listed products, which have exposed and continue to expose numerous individuals within California to the identified chemical, lead. The consumer exposures that are the subject of this notice result from the purchase, acquisition, handling and/or recommended use of these products by consumers. The primary route of exposure to lead has been through ingestion, but may have also

June 5, 2015

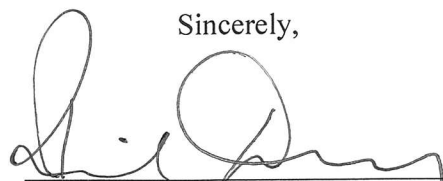
Page 3

occurred through inhalation and/or dermal contact. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to lead. The method of warning should be a warning that appears on the product's label. Each of the Violators violated Proposition 65 because they failed to provide an appropriate warning to persons using and/or handling these products that they are being exposed to lead. Each of these ongoing violations has occurred on every day since June 5, 2012, as well as every day since the products were introduced in the California marketplace, and will continue every day until clear and reasonable warnings are provided to product purchasers and users.

Pursuant to Section 25249.7(d) of the statute, ERC intends to file a citizen enforcement action sixty days after effective service of this notice unless each of the Violators agrees in an enforceable written instrument to: (1) reformulate the listed products so as to eliminate further exposures to the identified chemical; (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. Consistent with the public interest goals of Proposition 65 and my client's objectives in pursuing this notice, ERC is interested in seeking a constructive resolution to this matter. Such resolution will avoid both further unwarned consumer exposures to the identified chemical and expensive and time consuming litigation.

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 in connection with this matter. We suggest that communications regarding this Notice of Violations should be directed to my attention at the above listed law office address and telephone number.

Sincerely,



Richard Drury

Attachments

Certificate of Merit

Certificate of Service

OEHHA Summary (to Stemtech HealthSciences, Inc., Stemtech International, Inc., Stemtech HealthSciences Corp, and their Registered Agents for Service of Process only)

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

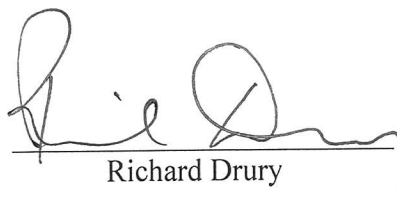
CERTIFICATE OF MERIT

**Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations
by Stemtech HealthSciences, Inc.; Stemtech International, Inc.; and
Stemtech HealthSciences Corp**

I, Richard Drury, declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged the parties identified in the notice violated California Health & Safety Code Section 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 have reviewed facts, studies, or other data regarding the exposure to the listed chemical that is the subject of the notice.
4. Based on the information obtained through those consultants, 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 that 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. Along with the copy of this Certificate of Merit served on the Attorney General is attached additional factual information sufficient to establish the basis for this certificate, including the information identified in California 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: June 5, 2015


Richard Drury

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 entitled action. 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 June 5, 2015, 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 the party listed below and depositing it in a U.S. Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Current CEO or President
Stemtech International, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

John W. Meyer
(Stemtech International, Inc.’s
Registered Agent for Service of Process)
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

John W. Meyer
(Stemtech HealthSciences, Inc.’s
Registered Agent for Service of Process)
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences Corp
2010 NW 150th Avenue
Pembroke Pines, FL 33028

GY Corporate Services, Inc.
(Stemtech HealthSciences Corp’s
Registered Agent for Service of Process)
600 Brickell Avenue, Suite 3500
Miami, FL 33131

Current CEO or President
Stemtech International, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Corporation Service Company
(Stemtech International, Inc.’s
Registered Agent for Service of Process)
2711 Centerville Road, Suite 400
Wilmington, DE 19808

Current CEO or President
Stemtech HealthSciences, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences Corp
151 Calle Iglesia
San Clemente, CA 92672

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

June 5, 2015

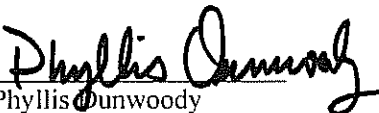
Page 6

On June 5, 2015, 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 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
Oakland, CA 94612-0550

On June 5, 2015, 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 Priority Mail.

Executed on June 5, 2015, in Fort Oglethorpe, Georgia.



Phyllis Dunwoody

Notice of Violations of California Health & Safety Code §25249.5 *et seq.*

June 5, 2015

Page 7

Service List

District Attorney, Alameda County 1225 Fallon Street, Suite 900 Oakland, CA 94612	District Attorney, Los Angeles County 210 West Temple Street, Suite 18000 Los Angeles, CA 90012	District Attorney, San Diego County 330 West Broadway, Suite 1300 San Diego, CA 92101	District Attorney, Tuolumne County 423 N. Washington Street Sonora, CA 95370
District Attorney, Alpine County P.O. Box 248 Markleeville, CA 96120	District Attorney, Madera County 209 West Yosemite Avenue Madera, CA 93637	District Attorney, San Francisco County 850 Bryant Street, Suite 322 San Francisco, CA 94103	District Attorney, Ventura County 800 South Victoria Ave, Suite 314 Ventura, CA 93009
District Attorney, Amador County 708 Court Street Jackson, CA 95642	District Attorney, Marin County 3501 Civic Center Drive, Room 130 San Rafael, CA 94903	District Attorney, San Joaquin County 222 E. Weber Ave. Rm. 202 Stockton, CA 95202	District Attorney, Yolo County 301 2 nd Street Woodland, CA 95695
District Attorney, Butte County 25 County Center Drive, Suite 245 Oroville, CA 95965	District Attorney, Mariposa County Post Office Box 730 Mariposa, CA 95338	District Attorney, San Luis Obispo County 1035 Palm St, Room 450 San Luis Obispo, CA 93408	District Attorney, Yuba County 215 Fifth Street, Suite 152 Marysville, CA 95901
District Attorney, Calaveras County 891 Mountain Ranch Road San Andreas, CA 95249	District Attorney, Mendocino County Post Office Box 1000 Ukiah, CA 95482	District Attorney, San Mateo County 400 County Ctr., 3 rd Floor Redwood City, CA 94063	Los Angeles City Attorney's Office City Hall East 200 N. Main Street, Suite 800 Los Angeles, CA 90012
District Attorney, Colusa County 346 Fifth Street Suite 101 Colusa, CA 95932	District Attorney, Merced County 550 W. Main Street Merced, CA 95340	District Attorney, Santa Barbara County 1112 Santa Barbara Street Santa Barbara, CA 93101	San Diego City Attorney's Office 1200 3rd Avenue, Ste 1620 San Diego, CA 92101
District Attorney, Contra Costa County 900 Ward Street Martinez, CA 94553	District Attorney, Modoc County 204 S Court Street, Room 202 Alturas, CA 96101-4020	District Attorney, Santa Clara County 70 West Hedding Street San Jose, CA 95110	San Francisco, City Attorney City Hall, Room 234 1 Dr Carlton B Goodlett PL San Francisco, CA 94102
District Attorney, Del Norte County 450 H Street, Room 171 Crescent City, CA 95531	District Attorney, Mono County Post Office Box 617 Bridgeport, CA 93517	District Attorney, Santa Cruz County 701 Ocean Street, Room 200 Santa Cruz, CA 95060	San Jose City Attorney's Office 200 East Santa Clara Street, 16 th Floor San Jose, CA 95113
District Attorney, El Dorado County 515 Main Street Placerville, CA 95667	District Attorney, Monterey County Post Office Box 1131 Salinas, CA 93902	District Attorney, Shasta County 1355 West Street Redding, CA 96001	
District Attorney, Fresno County 2220 Tulare Street, Suite 1000 Fresno, CA 93721	District Attorney, Napa County 931 Parkway Mall Napa, CA 94559	District Attorney, Sierra County PO Box 457 Downieville, CA 95936	
District Attorney, Glenn County Post Office Box 430 Willows, CA 95988	District Attorney, Nevada County 201 Commercial Street Nevada City, CA 95959	District Attorney, Siskiyou County Post Office Box 986 Yreka, CA 96097	
District Attorney, Humboldt County 825 5th Street 4 th Floor Eureka, CA 95501	District Attorney, Orange County 401 West Civic Center Drive Santa Ana, CA 92701	District Attorney, Solano County 675 Texas Street, Ste 4500 Fairfield, CA 94533	
District Attorney, Imperial County 940 West Main Street, Ste 102 El Centro, CA 92243	District Attorney, Placer County 10810 Justice Center Drive, Ste 240 Roseville, CA 95678	District Attorney, Sonoma County 600 Administration Drive, Room 212J Santa Rosa, CA 95403	
District Attorney, Inyo County 230 W. Line Street Bishop, CA 93514	District Attorney, Plumas County 520 Main Street, Room 404 Quincy, CA 95971	District Attorney, Stanislaus County 832 12 th Street, Ste 300 Modesto, CA 95354	
District Attorney, Kern County 1215 Truxtun Avenue Bakersfield, CA 93301	District Attorney, Riverside County 3960 Orange Street Riverside, CA 92501	District Attorney, Sutter County 446 Second Street Yuba City, CA 95991	
District Attorney, Kings County 1400 West Lacey Boulevard Hanford, CA 93230	District Attorney, Sacramento County 901 "G" Street Sacramento, CA 95814	District Attorney, Tehama County Post Office Box 519 Red Bluff, CA 96080	
District Attorney, Lake County 255 N. Forbes Street Lakeport, CA 95453	District Attorney, San Benito County 419 Fourth Street, 2 nd Floor Hollister, CA 95023	District Attorney, Trinity County Post Office Box 310 Weaverville, CA 96093	
District Attorney, Lassen County 220 South Lassen Street, Ste. 8 Susanville, CA 96130	District Attorney, San Bernardino County 316 N. Mountain View Avenue San Bernardino, CA 92415-0004	District Attorney, Tulare County 221 S. Mooney Blvd., Room 224 Visalia, CA 93291	

EXHIBIT B



T 510.836.4200
F 510.836.4205

410 12th Street, Suite 250
Oakland, Ca 94607

www.lozeaudrury.com
michael@lozeaudrury.com

VIA CERTIFIED MAIL

Current CEO or President
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Pembroke Pines, FL 33028

Current CEO or President
Stemtech HealthSciences, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech HealthSciences Corp
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech International, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences Corp
151 Calle Iglesia
San Clemente, CA 92672

VIA CERTIFIED MAIL

Corporation Service Company Which Will
Do Business in California as CSC-Lawyers
Incorporating Service
(Stemtech International, Inc.'s
Registered Agent for Service of Process)
2710 Gateway Oaks Drive, Suite 150N
Sacramento, CA 95833

Corporation Service Company Which Will Do
Business in California as CSC-Lawyers
Incorporating Service
(Stemtech HealthSciences, Inc.'s
Registered Agent for Service of Process)
2710 Gateway Oaks Drive, Suite 150N
Sacramento, CA 95833

John W. Meyer
(Stemtech HealthSciences Corp's
Registered Agent for Service of Process)
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Delaware Intercorp, LLC
(Stemtech International, Inc.'s
Registered Agent for Service of Process)
113 Barksdale Professional Center
Newark, DE 19711

VIA ELECTRONIC MAIL

Stacey Grassini, Deputy District Attorney
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sgrassini@contracostada.org

VIA ELECTRONIC MAIL

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CEPD@countyofnapa.org

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Eric J. Dobroth, Deputy District Attorney
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VIA ELECTRONIC MAIL

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

Gregory D. Totten, District Attorney
Ventura County
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Ventura, CA 93009
daspecialops@ventura.org

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

VIA ONLINE SUBMISSION

Office of the California Attorney General

VIA PRIORITY MAIL

District Attorneys of Select California
Counties and Select City Attorneys
(See Attached Certificate of Service)

Re: Notice of Violations of California Health & Safety Code Section 25249.5 *et seq.*

Dear Addressees:

I represent Environmental Research Center, Inc. (“ERC”) in connection with this Notice of Violations of California’s Safe Drinking Water and Toxic Enforcement Act of 1986, which is codified at California Health & Safety Code Section 25249.5 *et seq.* and also referred to as Proposition 65.

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.

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

Stemtech HealthSciences, Inc.
Stemtech International, Inc.
Stemtech HealthSciences Corp

The product that is the subject of this notice and the chemical in that product identified as exceeding allowable levels are:

Stemtech HealthSciences Corp. St-5 with Migrastem Creamy Vanilla- Lead

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.

This letter is a notice to the Violators and the appropriate governmental authorities of the Proposition 65 violations concerning the listed product. This notice covers all violations of Proposition 65 involving the Violators currently known to ERC from the information now available. ERC may continue to investigate other products that may reveal further violations. A summary of Proposition 65, prepared by the Office of Environmental Health Hazard Assessment, is enclosed with the copy of this letter to the Violators.

The Violators have manufactured, marketed, distributed, and/or sold the listed product, which has exposed and continues to expose numerous individuals within California to the identified chemical, lead. The consumer exposures that are the subject of this notice result from the purchase, acquisition, handling and/or recommended use of this product by consumers. The primary route of exposure to lead has been through ingestion, but may have also occurred through inhalation and/or dermal contact. Proposition 65 requires that a clear and reasonable warning be provided prior to exposure to lead. The method of warning should be a warning that appears on the product’s label. The Violators violated Proposition 65 because they failed to provide an appropriate warning to persons using and/or handling this product that they are being exposed to lead. Each of these ongoing violations has occurred on every day since June 3, 2013, as well as every day since the product was

June 3, 2016

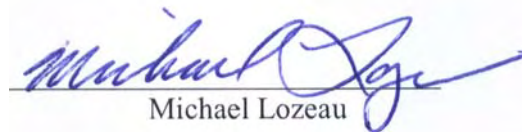
Page 4

introduced in the California marketplace, and will continue every day until clear and reasonable warnings are provided to product purchasers and users.

Pursuant to Section 25249.7(d) of the statute, ERC intends to file a citizen enforcement action sixty days after effective service of this notice unless the Violators agree in an enforceable written instrument to: (1) reformulate the listed product so as to eliminate further exposures to the identified chemical; (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 product in the last three years. Consistent with the public interest goals of Proposition 65 and my client's objectives in pursuing this notice, ERC is interested in seeking a constructive resolution to this matter. Such resolution will avoid both further unwarned consumer exposures to the identified chemical and expensive and time consuming litigation.

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 in connection with this matter. We suggest that communications regarding this Notice of Violations should be directed to my attention at the above listed law office address and telephone number.

Sincerely,



Michael Lozeau

Attachments

Certificate of Merit

Certificate of Service

OEHHA Summary (to Stemtech HealthSciences, Inc., Stemtech International, Inc., Stemtech HealthSciences Corp and their Registered Agents for Service of Process only)

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

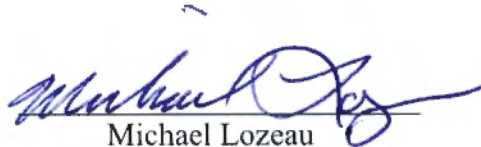
CERTIFICATE OF MERIT

**Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations
by Stemtech HealthSciences, Inc., Stemtech International, Inc., and Stemtech
HealthSciences Corp**

I, Michael Lozeau, declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged the parties identified in the notice violated California Health & Safety Code Section 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 have reviewed facts, studies, or other data regarding the exposure to the listed chemical that is the subject of the notice.
4. Based on the information obtained through those consultants, 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 that 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. Along with the copy of this Certificate of Merit served on the Attorney General is attached additional factual information sufficient to establish the basis for this certificate, including the information identified in California 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: June 3, 2016


Michael Lozeau

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 entitled action. 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 June 3, 2016, 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 the party listed below and depositing it in a U.S. Postal Service Office with the postage fully prepaid for delivery by Certified Mail:

Current CEO or President
Stemtech International, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech HealthSciences, Inc.
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech HealthSciences Corp
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Current CEO or President
Stemtech International, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences, Inc.
151 Calle Iglesia
San Clemente, CA 92672

Current CEO or President
Stemtech HealthSciences Corp
151 Calle Iglesia
San Clemente, CA 92672

Corporation Service Company Which Will Do Bu
Business in California as CSC-Lawyers
Incorporating Service
(Stemtech HealthSciences, Inc.’s
Registered Agent for Service of Process)
2710 Gateway Oaks Drive, Suite 150N
Sacramento, CA 95833

Corporation Service Company Which Will
Do Business in California as CSC-Lawyers
Incorporating Service
(Stemtech International, Inc.’s
Registered Agent for Service of Process)
2710 Gateway Oaks Drive, Suite 150N
Sacramento, CA 95833

John W. Meyer
(Stemtech HealthSciences Corp’s
Registered Agent for Service of Process)
2010 NW 150th Avenue
Pembroke Pines, FL 33028

Delaware Intercorp, LLC
(Stemtech International, Inc.’s
Registered Agent for Service of Process)
113 Barksdale Professional Center
Newark, DE 19711

On June 3, 2016, 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 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
Oakland, CA 94612-0550

On June 3, 2016, I 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 the party listed below:

Stacey Grassini, Deputy District Attorney
Contra Costa County
900 Ward Street
Martinez, CA 94553
sgrassini@contracostada.org

Gregory Alker, Assistant District Attorney
San Francisco County
732 Brannan Street
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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

Dije Ndreu, Deputy District Attorney
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Yen Dang, Supervising Deputy District Attorney
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70 W Hedding St
San Jose, CA 95110
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Gary Lieberstein, District Attorney
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CEPD@countyofnapa.org

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Sonoma, CA 95403
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Phillip J. Cline, District Attorney
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221 S Mooney Blvd
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Prop65@co.tulare.ca.us

Anne Marie Schubert, District Attorney
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901 G Street
Sacramento, CA 95814
Prop65@sacda.org

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

June 3, 2016

Page 8

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

On June 3, 2016, 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 Priority Mail.

Executed on June 3, 2016, in Fort Oglethorpe, Georgia.



Phyllis Dunwoody

Service List

District Attorney, Alameda County
1225 Fallon Street, Suite 900
Oakland, CA 94612

District Attorney, Alpine County
P.O. Box 248
Markleeville, CA 96120

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, Calaveras County
891 Mountain Ranch Road
San Andreas, CA 95249

District Attorney, Colusa County
346 Fifth Street Suite 101
Colusa, CA 95932

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

District Attorney, El Dorado County
515 Main Street
Placerville, CA 95667

District Attorney, Fresno County
2220 Tulare Street, Suite 1000
Fresno, CA 93721

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, Inyo County
230 W. Line Street
Bishop, CA 93514

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 County
210 West Temple Street, Suite 18000
Los Angeles, CA 90012

District Attorney, Madera County
209 West Yosemite Avenue
Madera, CA 93637

District Attorney, Marin County
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