

State of California ~ Department of Justice

## OFFICE of the ATTORNEY GENERAL


## CONFIRMATION

Settlement Record *Settlement 5815* has been created.

The following information was submitted and will be available to the public after review and publication by the Proposition 65 Coordinator.

Thank you for filing online. You may print this for your record by clicking the Print button below.

## Corrected Settlement

AG Number: 2015-01271  
 Settlement PDF:  [2015-01271S5815.pdf](#)  
 Settlement Date: 03/31/2017  
 Case Name: Environmental Research Center, Inc. v. Bluebonnet Nutrition  
 Court Name: Alameda County Superior Court  
 Court Docket Number: RG16829845  
 Plaintiff: Environmental Research Center, Inc.  
 Plaintiff Attorney: Rebecca Davis  
 Richard Drury  
 Anne Barker  
 Defendant: Bluebonnet Nutrition Corporation

## Injunctive Relief:

Beginning on the Effective Date, BLUEBONNET shall be permanently enjoined from manufacturing for sale in the State of California, "Distributing into the State of California", or directly selling in the State of California, any Covered Product which exposes a person to a "Daily Lead Exposure Level" of more than 0.5 micrograms per day of lead and/or "Daily Cadmium Exposure" of 4.1 micrograms per day when the maximum suggested dose is taken as directed on the Covered Product's label, subtracting the amount of lead deemed "naturally occurring" for ingredient listed in Table 3.1 of Consent Judgment unless it meets the warning requirements under Section 3.2.

\*Non-Contingent Civil Penalty: \$ 2,000.00

Attorney(s) Fees and Costs: \$ 73,000.00

Payment in Lieu of Penalty: \$ 0.00

Total Payments: \$ 75,000.00

Will settlement be submitted to court? Yes

Contact Name: Rebecca Drury

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## Comments:

This Consent Judgment includes NOV served on Bluebonnet Nutrition Corporation on March 24, 2017 AG Case No. 2017-00398

