



FILED
ALAMEDA COUNTY

2015 OCT -2 PM 2:49

CLERK OF THE SUPERIOR COURT

BY  DEPUTY

1 TANYA A. GULESSERIAN (State Bar No. 198640)
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10 Attorneys for Plaintiff
11 ENVIRONMENTAL RESEARCH CENTER, INC.

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF ALAMEDA

RG15788140

14 ENVIRONMENTAL RESEARCH CENTER,
15 INC., a non-profit California corporation,

16 Plaintiff,

17 v.

18 SDC NUTRITION, INC., a Delaware
19 Corporation,

20 Defendant.

Case No. _____

**COMPLAINT FOR INJUNCTIVE
RELIEF AND CIVIL PENALTIES**

Health & Safety Code §25249.5, *et seq.*

21 Plaintiff ENVIRONMENTAL RESEARCH CENTER, INC. ("Plaintiff" or "ERC")
22 brings this action in the interests of the general public and hereby alleges:

INTRODUCTION

23 1. This action seeks to remedy the continuing failure of Defendant SDC
24 NUTRITION, INC., a Delaware Corporation ("SDC Nutrition" or "Defendant") to warn
25 consumers in California that they are being exposed to lead and cadmium, substances known to
26 the State of California to cause cancer, birth defects, and other reproductive harm.

2. Defendant manufactures, packages, distributes, markets, and/or sells in
California certain products containing lead, including each of the following products:

- a. SDC Nutrition G6 Sports Super-Lean Chocolate;
- b. SDC Nutrition AboutTimeVe Vegan Protein Formula Chocolate;
and
- c. SDC Nutrition AboutTime Fruit Nuts Protein Dark Chocolate
Brownie.

3. Defendant also manufactures, packages, distributes, markets, and/or sells in California certain products containing cadmium, including the following product (collectively with the products identified in the preceding paragraph as "PRODUCTS"):

- a. SDC Nutrition AboutTime Fruit Nuts Protein Dark Chocolate
Brownie.

4. Lead, lead compounds, cadmium, and cadmium compounds (hereinafter, the "LISTED CHEMICALS") are substances known to the State¹ of California to cause cancer, birth defects, and other reproductive harm. Proposition 65 requires that consumers must be warned before they are exposed to LISTED CHEMICALS.

5. The use and/or handling of the PRODUCTS causes exposures to the LISTED CHEMICALS at levels requiring a "clear and reasonable warning" under California's Safe Drinking Water and Toxic Enforcement Act of 1986, Health & Safety Code ("H&S Code") §25249.5, *et seq.* (also known and referred to herein as "Proposition 65").

6. Defendant has failed to provide a clear and reasonable Proposition 65 warning on its PRODUCTS.

7. Defendant's past and continuing manufacturing, packaging, distributing, marketing and/or sales of the PRODUCTS without the required health hazard warnings, causes individuals to be involuntarily and unwittingly exposed to levels of the LISTED CHEMICALS that violate Proposition 65. As a proximate result of these actions, Defendants have violated and will continue to violate Proposition 65.

¹ All statutory and regulatory references herein are to California law, unless otherwise specified.

1 Defendant by the California courts permissible under traditional notions of fair play and
2 substantial justice.

3 12. Venue in this action is proper in this Court because the Defendant has violated
4 California law in the County of Alameda.

5 **PARTIES**

6 13. Plaintiff ERC is a non-profit corporation organized under California's
7 Corporation Law. ERC is dedicated to, among other causes, reducing the use and misuse of
8 hazardous and toxic substances, consumer protection, worker safety, and corporate
9 responsibility.

10 14. ERC is a person within the meaning of H&S Code section 25118 and brings this
11 enforcement action in the public interest pursuant to H&S Code section 25249.7(d).

12 15. Defendant SDC Nutrition is a corporation organized under the laws of the State
13 of Delaware and is a person doing business within the meaning of H&S Code section
14 25249.11. Defendant manufactures, packages, distributes, markets and/or sells the
15 PRODUCTS for sale or use in California and in Alameda County.

16 **STATUTORY BACKGROUND**

17 16. The Safe Drinking Water and Toxic Enforcement Act of 1986 is an initiative
18 statute passed as "Proposition 65" by a vote of the People of the State of California in 1986. In
19 passing Proposition 65, the People declared in their right "[t]o be informed about exposures to
20 chemicals that cause cancer, birth defects, or other reproductive harm." Section 1(b) of
21 Initiative Measure, Proposition 65.

22 17. To effect this goal, Proposition 65 requires that individuals be provided with a
23 "clear and reasonable warning" before being exposed to substances listed by the State of
24 California as causing cancer or reproductive toxicity. H&S Code section 25249.6 states, in
25 pertinent part:
26

1 No person in the course of doing business shall knowingly and intentionally
2 expose any individual to a chemical known to the state to cause cancer or
3 reproductive toxicity without first giving clear and reasonable warning to such
4 individual....

5 18. "Knowingly" refers only to knowledge of the fact that a discharge of, release
6 of, or exposure to a chemical listed pursuant to Section 25249.8(a) of the Act is occurring. No
7 knowledge that the discharge, release or exposure is unlawful is required." 27 California Code
8 of Regulations ("CCR") § 25102(n).

9 19. Proposition 65 establishes a procedure by which the Governor lists chemicals
10 known to the state to cause cancer or reproductive toxicity. H&S Code § 25249.8. The
11 warning requirements under Proposition 65 for a given chemical go into effect one year after
12 the Governor places that chemical on the list. H&S Code § 25249.10(b).

13 20. Proposition 65 provides that any person "violating or threatening to violate" the
14 warning requirements of the statute may be enjoined in a court of competent jurisdiction. H&S
15 Code § 25249.7. The phrase "threatening to violate" is defined to mean creating "a condition
16 in which there is a substantial likelihood that a violation will occur." H&S Code §
17 25249.11(e).

18 21. Violators are liable for civil penalties of up to \$2,500 per day for each violation
19 of the Act. H&S Code § 25249.7.

20 FACTUAL BACKGROUND

21 22. On February 27, 1987, the State of California officially listed the chemical lead
22 as a chemical known to cause reproductive toxicity. Lead became subject to the warning
23 requirement one year later and was therefore subject to the "clear and reasonable" warning
24 requirements of Proposition 65 beginning on February 27, 1988. H&S Code § 25249.5, *et*
25 *seq.*; 27 CCR § 25000, *et seq.* Due to the high toxicity of lead, the maximum allowable dose
26 level for lead is 0.5 ug/day (micrograms a day) for reproductive toxicity. 27 CCR § 25805(b).

1 23. On October 1, 1992, the State of California officially listed the chemicals lead
2 and lead compounds as chemicals known to cause cancer. Lead and lead compounds became
3 subject to the warning requirement one year later and were therefore subject to the “clear and
4 reasonable” warning requirements of Proposition 65 beginning on October 1, 1993. 27 CCR
5 § 25102, *et seq.*; H&S Code § 25249.6, *et seq.* Due to the carcinogenicity of lead, the no
6 significant risk level for lead is 15 ug/day (micrograms a day). 27 CCR § 25705(b)(1).

7 24. On May, 1, 1997, the State of California officially listed the chemical cadmium
8 as a chemical known to cause reproductive toxicity. Cadmium became subject to the warning
9 requirement one year later and was therefore subject to the “clear and reasonable” warning
10 requirements of Proposition 65 beginning on May 1, 1998. 27 CCR § 25000, *et seq.*; H&S
11 Code §25249.5, *et seq.* Due to the high toxicity of cadmium, the maximum allowable dose
12 level for ingestion of cadmium is 4.1 ug/day (micrograms a day) for reproductive toxicity. 27
13 CCR § 25805(b).

14 25. On October 1, 1987, the State of California officially listed the chemicals
15 cadmium and cadmium compounds as chemicals known to cause cancer. Cadmium and
16 cadmium compounds became subject to the warning requirement one year later and were
17 therefore subject to the “clear and reasonable” warning requirements of Proposition 65
18 beginning on October 1, 1988. 27 CCR § 25000, *et seq.*; H&S Code § 25249.6 *et seq.*

19 26. To test Defendant’s PRODUCTS for lead and cadmium, Plaintiff hired a well-
20 respected and accredited testing laboratory that designed the testing protocol used and
21 approved by the California Attorney General years ago for testing heavy metals. The results of
22 testing undertaken by Plaintiff of Defendant’s PRODUCTS show that the PRODUCTS tested
23 were in violation of the 0.5 ug/day and and 4.1 ug/day “safe harbor” daily dose limits set forth
24 in Proposition 65’s regulations. Very significant is the fact that people are being exposed to
25 lead and cadmium through ingestion as opposed to other, less harmful, methods of exposure
26

1 such as dermal exposure. Ingestion of lead and cadmium produces much higher exposure
2 levels and health risks than does dermal exposure to this chemical.

3 27. At all times relevant to this action, Defendant, therefore, has knowingly and
4 intentionally exposed the users and/or handlers of the PRODUCTS to the LISTED
5 CHEMICALS without first giving a clear and reasonable warning to such individuals.

6 28. The PRODUCTS have allegedly been sold by Defendant for use in California
7 since at least April 10, 2012. The PRODUCTS continue to be distributed and sold in
8 California without the requisite warning information.

9 29. On April 10, 2015, Plaintiff served Defendant and each of the appropriate public
10 enforcement agencies with a 60-Day Notice of Proposition 65 notice document entitled "Notice
11 of Violations of California Health & Safety Code Section 25249.5 ("Notice"). A true and
12 correct copy of the Notice is attached hereto as Exhibit A and incorporated by reference. The
13 Notice was issued pursuant to, and in compliance with, the requirements of H&S Code section
14 25249.7(d) and the statute's implementing regulations regarding the notice of the violations to
15 be given to certain public enforcement agencies and to the violator. The Notice included, *inter*
16 *alia*, the following information: the name, address, and telephone number of the noticing
17 individual; the name of the alleged violator; the statute violated; the approximate time period
18 during which violations occurred; and descriptions of the violations, including the chemicals
19 involved, the routes of toxic exposure, and the specific product or type of product causing the
20 violations, and was issued as follows:

- 21 a. Defendant was provided a copy of the Notice by Certified Mail;
22 b. Defendant was provided a copy of a document entitled "The Safe
23 Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A
24 Summary," which is also known as Appendix A to Title 27 of CCR
25 §25903;
26

- 1 c. the California Attorney General was provided a copy of the Notice via
2 online submission; and
- 3 d. the California Attorney General was provided with a Certificate of Merit
4 by the attorney for the noticing party, stating that there is a reasonable
5 and meritorious case for this action, and attaching factual information
6 sufficient to establish a basis for the certificate, including the identity of
7 the persons consulted with and relied on by the certifier, and the facts,
8 studies, or other data reviewed by those persons, pursuant to H&S Code
9 §25249.7(h) (2).

10 30. At least 60 days have elapsed since Plaintiff sent the Notice to the Defendant.
11 The appropriate public enforcement agencies have failed to commence and diligently prosecute
12 a cause of action under Proposition 65 against Defendant based on the allegations herein.

13 31. As a proximate result of acts by Defendant, as persons in the course of doing
14 business within the meaning of H&S Code section 25249.11, individuals throughout the State
15 of California, including in the County of Alameda, have been exposed to the LISTED
16 CHEMICALS without a clear and reasonable warning. The individuals subject to the illegal
17 exposures include normal and foreseeable users of the PRODUCTS, as well as all other
18 persons exposed to the PRODUCTS.

19 **FIRST CAUSE OF ACTION**

20 **(Injunctive Relief for Violations of Health and Safety Code § 25249.5, *et seq.* concerning
21 the PRODUCTS described in the April 10, 2015 Proposition 65 Notice.**

22 **By Plaintiff Against Defendant)**

23 32. Plaintiff re-alleges and incorporates by reference all preceding paragraphs as if
24 fully set forth herein.

25 33. By committing the acts alleged in this Complaint, Defendant at all times
26 relevant to this action, and continuing through the present, has violated H&S Code section
25249.6 by, in the course of doing business, knowingly and intentionally exposing individuals

1 who use or handle the PRODUCTS set forth in the Notice to the LISTED CHEMICALS,
2 without first providing a clear and reasonable warning to such individuals pursuant to H&S
3 Code sections 25249.6 and 25249.11(f).

4 34. By the above-described acts, Defendant has violated H&S Code section 25249.6
5 and is therefore subject to an injunction ordering Defendant to stop violating Proposition 65, to
6 provide warnings to all present and future customers, and to provide warnings to Defendant's
7 past customers who purchased or used the PRODUCTS without receiving a clear and
8 reasonable warning.

9 35. An action for injunctive relief under Proposition 65 is specifically authorized by
10 H&S Code section 25249.7(a).

11 36. Continuing commission by Defendant of the acts alleged above will irreparably
12 harm the citizens of the State of California, for which harm they have no plain, speedy, or
13 adequate remedy at law.

14 Wherefore, Plaintiff prays judgment against Defendant, as set forth hereafter.

15 **SECOND CAUSE OF ACTION**

16 **(Civil Penalties for Violations of Health and Safety Code § 25249.5, *et seq.* concerning the**
17 **PRODUCTS described in the April 10, 2015 Proposition 65 Notice.**
18 **By Plaintiff Against Defendant)**

19 37. Plaintiff realleges and incorporates by reference all preceding paragraphs as if
20 fully set forth herein.

21 38. By committing the acts alleged in this Complaint, Defendant at all times
22 relevant to this action, and continuing through the present, has violated H&S Code section
23 25249.6 by, in the course of doing business, knowingly and intentionally exposing individuals
24 who use or handle the PRODUCTS set forth in the Notice to the LISTED CHEMICALS,
25 without first providing a clear and reasonable warning to such individuals pursuant to H&S
26 Code sections 25249.6 and 25249.11(f).

1 39. By the above-described acts, Defendant is liable, pursuant to H&S Code section
2 25249.7(b), for a civil penalty of \$2,500 per day per violation for each unlawful exposure to
3 the LISTED CHEMICALS from the PRODUCTS, in an amount in excess of \$27 million.

4 Wherefore, Plaintiff prays judgment against Defendant, as set forth hereafter.

5 **THE NEED FOR INJUNCTIVE RELIEF**

6 40. Plaintiff realleges and incorporates by this reference all preceding paragraphs as
7 if set forth below.

8 41. By committing the acts alleged in this Complaint, Defendant has caused
9 irreparable harm for which there is no plain, speedy or adequate remedy at law. In the absence
10 of equitable relief, Defendant will continue to create a substantial risk of irreparable injury by
11 continuing to cause consumers to be involuntarily and unwittingly exposed to the LISTED
12 CHEMICALS through the use and/or handling of the PRODUCTS.

13 **PRAYER FOR RELIEF**

14 Wherefore, Plaintiff accordingly prays for the following relief:

15 A. A temporary restraining order, preliminary and permanent injunction, pursuant
16 to H&S Code section 25249.7(a), enjoining Defendant, its agents, employees, assigns and all
17 persons acting in concert or participating with Defendant, from distributing or selling the
18 PRODUCTS in California without first providing a clear and reasonable warning, within the
19 meaning of Proposition 65, that the users and/or handlers of the PRODUCTS are exposed to
20 the LISTED CHEMICALS;

21 B. An injunctive order, pursuant to H&S Code section 25249.7(a), compelling
22 Defendant to identify and locate each individual who has purchased the PRODUCTS since
23 April 10, 2012, and to provide a warning to such person that the use of the PRODUCTS will
24 expose the user to chemicals known to cause cancer, birth defects, and other reproductive
25 harm;
26

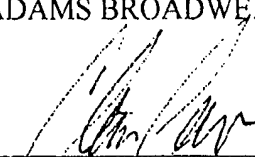
1 C. An assessment of civil penalties pursuant to H&S Code section 25249.7(b),
2 against Defendant in the amount of \$2,500 per day for each violation of Proposition 65, in an
3 amount in excess of \$27 million;

4 D. An award to Plaintiff of its reasonable attorney's fees and costs of suit pursuant
5 to California Code of Civil Procedure section 1021.5, as Plaintiff shall specify in further
6 application to the Court; and

7 E. Such other and further relief as may be just and proper.

8
9 Dated: October 2, 2015

ADAMS BROADWELL JOSEPH & CARDOZO

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11 
12 _____
13 TANYA A. GULESSERIAN
14 CHRISTINA M. CARO
15 Attorneys for Plaintiff
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Exhibit A

LAW OFFICE OF CHRISTINA M. CARO

2506 Haste St.
Berkeley, CA 94704

Tel: (510) 545-9346
Fax: (510) 295-2649

christina@ccarolaw.com
www.ccarolaw.com

VIA CERTIFIED MAIL

Current CEO or President
SDC Nutrition, Inc.
170 Industry Drive
Pittsburgh, PA 15275

Current CEO or President
SDC Nutrition, Inc.
528 Braddock Avenue
Turtle Creek, PA 15145

Current CEO or President
SDC Nutrition, Inc.
2002 Smallman Street
Pittsburgh, PA 15222

Registered Office Service Company
(SDC Nutrition, Inc.'s Registered Agent
for Service of Process)
203 Northeast Front Street, Suite 101
Milford, DE 19963

Elliott and Davis PC
(SDC Nutrition, Inc.'s Registered Agent
for Service of Process)
425 First Avenue, First Floor
Pittsburgh, PA 15219

VIA ONLINE SUBMISSION

Office of the California Attorney General

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

Dear Addressees:

I represent the 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 name of the Company covered by this notice that violated Proposition 65 (hereinafter the "Violator") is:

SDC Nutrition, Inc.

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

SDC Nutrition G6 Sports Super-Lean Chocolate - Lead

SDC Nutrition AboutTimeVe Vegan Protein Formula Chocolate - Lead

SDC Nutrition AboutTime Fruit Nuts Protein Dark Chocolate Brownie – Lead, 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.

This letter is a notice to the Violator and the appropriate governmental authorities of the Proposition 65 violations concerning the listed products. This notice covers all violations of Proposition 65 involving the Violator 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 Violator.

The Violator has manufactured, marketed, distributed, and/or sold the listed products, which have exposed and continue to expose numerous individuals within California to the identified chemicals, lead and cadmium. 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 and cadmium 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 and cadmium. The method of warning should be a warning that appears on the product's label. The Violator violated Proposition 65 because it failed to provide an appropriate warning to persons using and/or handling these products that they are being exposed to lead and cadmium. Each of these ongoing violations has occurred on every day since April 10, 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.

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

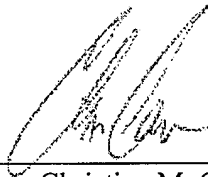
April 10, 2015

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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 Violator agrees in an enforceable written instrument to: (1) reformulate the listed products so as to eliminate further exposures to the identified chemicals; (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 chemicals 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,



Christina M. Caro

Attachments

Certificate of Merit

Certificate of Service

OEHHA Summary (to SDC Nutrition, Inc. and its Registered Agents for Service of Process only)

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

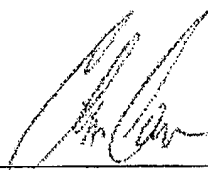
CERTIFICATE OF MERIT

**Re: Environmental Research Center, Inc.'s Notice of Proposition 65 Violations
by SDC Nutrition, Inc.**

I, Christina Caro, declare:

1. This Certificate of Merit accompanies the attached sixty-day notice in which it is alleged the party 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 chemicals that are 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 Violator 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: April 10, 2015



Christina M. Caro

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 April 10, 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
SDC Nutrition, Inc.
170 Industry Drive
Pittsburgh, PA 15275

Registered Office Service Company
(SDC Nutrition, Inc.'s Registered Agent
for Service of Process)
203 Northeast Front Street, Suite 101
Milford, DE 19963

Current CEO or President
SDC Nutrition, Inc.
528 Braddock Avenue
Turtle Creek, PA 15145

Elliott and Davis PC
(SDC Nutrition, Inc.'s Registered Agent
for Service of Process)
425 First Avenue, First Floor
Pittsburgh, PA 15219

Current CEO or President
SDC Nutrition, Inc.
2002 Smallman Street
Pittsburgh, PA 15222

On April 10, 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 April 10, 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 April 10, 2015, in Fort Oglethorpe, Georgia.

Tiffany Capehart

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

April 10, 2015

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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
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, Contra Costa County
900 Ward Street
Martinez, CA 94553

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, Lassen County
220 South Lassen Street, Ste. 8
Susanville, CA 96130

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
3501 Civic Center Drive, Room 130
San Rafael, CA 94903

District Attorney, Mariposa County
Post Office Box 730
Mariposa, CA 95338

District Attorney, Mendocino County
Post Office Box 1000
Ukiah, CA 95482

District Attorney, Merced County
550 W. Main Street
Merced, CA 95340

District Attorney, Modoc County
204 S Court Street, Room 202
Alturas, CA 96101-4020

District Attorney, Mono County
Post Office Box 617
Bridgeport, CA 93517

District Attorney, Monterey County
Post Office Box 1131
Salinas, CA 93902

District Attorney, Napa County
Post Office Box 720
Napa, CA 94559

District Attorney, Nevada County
201 Commercial Street
Nevada City, CA 95959

District Attorney, Orange County
401 West Civic Center Drive
Santa Ana, CA 92701

District Attorney, Placer County
10810 Justice Center Drive, Ste 240
Roseville, CA 95678

District Attorney, Plumas County
520 Main Street, Room 404
Quincy, CA 95971

District Attorney, Riverside County
3960 Orange Street
Riverside, CA 92501

District Attorney, Sacramento County
901 "G" Street
Sacramento, CA 95814

District Attorney, San Benito County
419 Fourth Street, 2nd Floor
Hollister, CA 95023

District Attorney, San Bernardino County
316 N. Mountain View Avenue
San Bernardino, CA 92415-0004

District Attorney, San Diego County
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