

Proposition 65 Executive Summary 2019 Private Settlements

Plaintiff	No. of Settlements	Total Settlement Payments	Non-Contingent Civil Penalty*	% of Total	Attorney's Fee and Costs	% of Total	Payment In-Lieu of Penalty (PILP)	% of Total	% of PILP to (Civil Penalty + PILP)
APS&EE, LLC	22	\$1,422,482	\$973,000	68%	\$449,482	32%	\$0	0%	0%
As You Sow	1	\$350,000	\$15,000	4%	\$325,000	93%	\$10,000	3%	40%
Brodsky & Smith Plaintiffs (combined)									
Balaboo, Precilia	22	\$369,500	\$33,150	9%	\$336,350	91%	\$0	0%	0%
Bell, Ema	43	\$793,000	\$68,750	9%	\$724,250	91%	\$0	0%	0%
Espinosa, Gabriel	19	\$304,750	\$28,750	9%	\$276,000	91%	\$0	0%	0%
Bell, Ema/Espinosa, Gabriel	1	\$20,000.00	\$2,000.00	10%	\$18,000.00	90%	\$0.00	0%	0%
Bell, Ema/Balaboo, Precilia	3	\$94,500.00	\$10,500.00	11%	\$84,000.00	89%	\$0.00	0%	0%
Bell, Ema/Balaboo, Precilia/Espinosa, Gabriel	2	\$60,000.00	\$6,000.00	10%	\$54,000.00	90%	\$0.00	0%	0%
Velarde, Hector	1	\$5,000	\$500	10%	\$4,500	90%	\$0	0%	0%
Ferriero, Anthony	91	\$1,387,750	\$127,400	9%	\$1,260,350	91%	\$0	0%	0%
Anthony Ferriero/Bell, Ema	1	\$30,000	\$3,000	10%	\$27,000	90%	\$0	0%	0%
Velarde, Hector/Bell, Ema/Ferriero, Anthony	1	\$35,000	\$3,000	9%	\$32,000	91%	\$0	0%	0%
Macias, Danny	1	\$15,000.00	\$1,000.00	7%	\$14,000	93%	\$0	0%	0%
CA Citizen Protection Group, LLC	17	\$337,000.00	\$15,000.00	4%	\$322,000.00	96%	\$0.00	0%	
Center for Environmental Health (CEH)	46	\$4,122,000	\$635,311	15%	\$2,999,311	73%	\$487,378	12%	43%
Chanler Group, The (combined)									
Brimer, Russell	2	\$49,000	\$6,000	12%	\$43,000	88%	\$0	0%	0%
Englander, Poler	7	\$130,400	\$19,400	15%	\$111,000	85%	\$0	0%	0%
Held, Anthony, Ph.D., P.E.	10	\$328,300	\$61,200	19%	\$267,100	81%	\$0	0%	0%
Moore, John	12	\$298,100	\$40,100	13%	\$258,000	87%	\$0	0%	0%
Vincour, Laurence	57	\$1,127,724	\$144,583	13%	\$983,141	87%	\$0	0%	0%
Wozniak, Paul	27	\$475,150	\$56,550	12%	\$418,600	88%	\$0	0%	0%
Center for Advanced Public Awareness, Inc.	42	\$987,625	\$101,550	10%	\$866,103	88%	\$19,972	2%	16%
Chemical Toxin Working Group, Inc.	7	\$420,500	\$42,500	10%	\$378,000	90%	\$0	0%	0%
Cheng, Kingpun	16	\$227,175	\$15,500	7%	\$211,675	93%	\$0	0%	0%
Chin, Alicia	2	\$28,250	\$6,500	23%	\$21,750	77%	\$0	0%	0%
Community Science Institute	2	\$162,520.00	\$64,850.00	40%	\$60,900.00	37%	\$36,770.00	23%	36%
Consumer Advocacy Group	49	\$4,251,000	\$699,965	16%	\$3,303,000	78%	\$248,035	6%	26%
Consumer Protection Group, LLC	8	\$299,750.00	\$46,365.00	15%	\$247,535.00	83%	\$5,850.00	2%	
Davia, Susan	14	\$505,337	\$75,200	15%	\$430,137	85%	\$0	0%	0%
DiPirro, Michael	4	\$153,175	\$13,850	9%	\$139,325	91%	\$0	0%	0%
Donaldson, Audrey	13	\$254,750.00	\$36,800.00	14%	\$217,950.00	86%	\$0.00	0%	0%
Ecological Alliance, LLC	136	\$2,127,150	\$123,050	6%	\$2,004,100	94%	\$0	0%	0%
Ecological Rights Foundation	8	\$163,500	\$18,000	11%	\$145,500	89%	\$0	0%	0%
Environmental Law Foundation	1	\$5,000	\$2,500	50%	\$2,500	50%	\$0	0%	0%
Embry, Kimberley	22	\$870,500.00	\$85,000.00	10%	\$785,500.00	90%	\$0.00	0%	0%
Environmental Research Center	57	\$4,772,765	\$1,438,884	30%	\$2,452,136	51%	\$881,745	18%	38%
Enviroprotect, LLC	1	\$13,250	\$500	4%	\$12,750	96%	\$0	0%	0%
Fishman, Jennifer	1	\$100,000.00	\$50,000.00	50%	\$50,000	50%	\$0	0%	0%
Hammond, Sara	18	\$412,000	\$19,000	5%	\$393,000	95%	\$0	0%	0%
Johnson, Dennis	16	\$264,250.00	\$33,450.00	13%	\$230,800.00	87%	\$0.00	0%	0%
Kaloustian, Tamar	4	\$53,500.00	\$5,350.00	10%	\$48,150.00	90%	\$0	0%	0%
Mateel Environmental Justice Foundation	2	\$75,000	\$3,000	4%	\$72,000	96%	\$0	0%	0%
Pacific Justice Center (combined)									
Chamberlin, Amy	1	\$57,500	\$12,500	22%	\$45,000	78%	\$0	0%	0%
McCarney, Erika	8	\$414,250	\$121,500	29%	\$292,750	71%	\$0	0%	0%
Parker, Maureen	2	\$37,750	\$1,000	3%	\$36,750	97%	\$0	0%	0%
Safe Products for Californians	8	\$144,598.00	\$14,000.00	10%	\$130,598.00	90%	\$0.00	0%	0%
Shefa LMV, LLC	63	\$1,020,600	\$142,500	14%	\$875,100	86%	\$3,000	0%	2%
Van Patten, Brad	2	\$116,500	\$15,500	13%	\$101,000	87%	\$0	0%	0%
Wimberley, Evelyn	5	\$117,500	\$2,500	2%	\$115,000	98%	\$0	0%	0%
GRAND TOTAL	898	\$29,810,351	\$5,441,508	18%	\$22,676,093	76%	\$1,692,750	6%	24%

* A non-contingent penalty is the civil penalty that must be paid pursuant to the settlement, regardless of future events or actions of the defendant. If a settlement includes a contingent penalty, the plaintiff should report the additional penalty amount when it becomes due.

Settlements often contain injunctive relief and monetary payments that cannot be presented in summary form and that require reference to the actual settlement documents to accurately assess. Copies of Proposition 65 settlements are available on the Attorney General's website, at <http://oag.ca.gov/prop65>. This report should not be used by itself to evaluate Proposition 65 settlements.