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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

APR 8 2017

BY Paula Rogers
Paula Rogers DEPUTY

5 Additional Counsel Listed as Signatories

6 *Attorneys for Plaintiff, The People of the State of*
7 *California*

8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SAN BERNARDINO

11 CIVDS 1707276

12 **THE PEOPLE OF THE STATE OF**
13 **CALIFORNIA,**

CASE NO.:

14 **Plaintiff,**

STIPULATION FOR ENTRY OF
FINAL JUDGMENT AND
PERMANENT INJUNCTION

15 v.

16 **BIG LOTS STORES, INC., an Ohio**
17 **Corporation; PNS STORES, INC., a**
18 **California Corporation; and WEST COAST**
19 **LIQUIDATORS, INC., a California**
20 **Corporation,**

Defendants.

1 Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA (“People”), generally appearing
2 through its attorneys: Nancy E. O’Malley, District Attorney of Alameda County; Michael L.
3 Ramsey, District Attorney of Butte County; Mark A. Peterson, District Attorney of Contra Costa
4 County; Vern Pierson, District Attorney of El Dorado County; Lisa A. Smittcamp, District Attorney
5 of Fresno County; Lisa S. Green, District Attorney of Kern County; Keith Fagundes, District
6 Attorney of Kings County; Don A. Anderson, District Attorney of Lake County; Michael N. Feuer,
7 City Attorney of Los Angeles; Jackie Lacey, District Attorney of Los Angeles County; Edward S.
8 Berberian, Jr., District Attorney of Marin County; C. David Eyster, District Attorney of Mendocino
9 County; Larry D. Morse II, District Attorney of Merced County; Dean D. Flippo, District Attorney
10 of Monterey County; Tony Rackauckas, District Attorney of Orange County; R. Scott Owens,
11 District Attorney of Placer County; Mike Hestrin, District Attorney of Riverside County; Anne
12 Marie Schubert, District Attorney of Sacramento County; Michael A. Ramos, District Attorney of
13 San Bernardino County; Mara W. Elliott, City Attorney of San Diego; Bonnie M. Dumanis, District
14 Attorney of San Diego County; George Gascón, District Attorney of San Francisco County; Tori
15 Verber Salazar, District Attorney of San Joaquin County; Dan Dow, District Attorney of San Luis
16 Obispo County; Stephen M. Wagstaffe, District Attorney of San Mateo County; Joyce E. Dudley,
17 District Attorney of Santa Barbara County; Jeffrey F. Rosen, District Attorney of Santa Clara
18 County; Jeffrey S. Rosell, District Attorney of Santa Cruz County; Stephanie A. Bridgett, District
19 Attorney of Shasta County; Krishna A. Abrams, District Attorney of Solano County; Jill R. Ravitch,
20 District Attorney of Sonoma County; Birgit A. Fladager, District Attorney of Stanislaus County;
21 Amanda Hopper, District Attorney of Sutter County; Tim Ward, District Attorney of Tulare County;
22 Laura L. Krieg, District Attorney of Tuolumne County; Gregory D. Totten, District Attorney of
23 Ventura County; Jeff W. Reisig, District Attorney of Yolo County; BIG LOTS STORES, INC., an
24 Ohio corporation; PNS STORES, INC., a California corporation; and WEST COAST
25 LIQUIDATORS, INC., a California corporation (hereafter, “Defendants”) generally appearing
26 through its attorneys MORRISON & FOERSTER LLP, by MICHAEL JACOB STEEL, ESQ. (the
27 People and Defendants shall be referred to collectively as the “Parties”); do hereby stipulate and
28

1 agree that the following Final Judgment and Permanent Injunction may be entered by the Court in
2 the above-entitled matter.

3 **NOW THEREFORE, upon the consent of the Parties, it is hereby ORDERED,**
4 **ADJUDGED, AND DECREED:**

5 **FINAL JUDGMENT AND PERMANENT INJUNCTION**

6 **1. JURISDICTION**

7 The Parties are generally appearing before the Superior Court of California, County of
8 San Bernardino, which has subject matter jurisdiction over the matters alleged in this action and
9 personal jurisdiction over the Parties to this Final Judgment and Permanent Injunction.

10 **2. SETTLEMENT OF DISPUTED CLAIMS**

11 This Final Judgment is not an admission by any Defendant regarding any issue of law or fact
12 in the above-captioned matter or any violation of any law. All Parties have agreed that this Final
13 Judgment and Permanent Injunction is a fair and reasonable resolution of the matters alleged in the
14 Complaint, and that this Judgment is in the best interest of the public. All Parties have stipulated and
15 consented to the entry of this Final Judgment and Permanent Injunction prior to the taking of any
16 proof, and without trial or adjudication of any fact or law herein. The Parties hereby also waive their
17 right to appeal.

18 **3. DEFINITIONS**

19 Except where otherwise expressly defined in this Final Judgment, all terms shall be
20 interpreted consistently with the Hazardous Waste Control Law, Health and Safety Code
21 sections 25100–25258.2; Hazardous Materials Release Response Plans and Inventory Law; Health
22 and Safety Code sections 25500–25520; the Medical Waste Management Act; Health and Safety
23 Code sections 117600–118360; and the regulations promulgated under these sections.

24 “Certified Unified Program Agency” or “CUPA” is an agency certified by the California
25 Environmental Protection Agency pursuant to the requirements of Chapter 6.11 of the Health and
26 Safety Code and California Code of Regulations, title 27, to implement certain state environmental
27 programs within the local agency’s jurisdiction.

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1 “Facilities” means the current and former retail stores and distribution centers in California
2 listed in **Exhibit A**.

3 “Current Facilities” means retail stores and distribution centers currently owned or acquired
4 subsequently to the effective date of this Final Judgment and Permanent Injunction, by any
5 Defendant, and its parents, subsidiaries, or affiliates within the State of California.

6 “Participating Agency” means an agency that has been designated by the CUPA to
7 administer one or more state environmental programs on behalf of the CUPA.

8 **4. INJUNCTIVE RELIEF**

9 **4.1 Applicability**

10 The provisions of this injunction are applicable to Defendants, and their parents, subsidiaries,
11 and affiliates, as well as all persons, partnerships, corporations, and other entities acting under, by,
12 through, on behalf of, or in concert with Defendants with actual or constructive knowledge of this
13 Injunction.

14 **4.2 General Injunctive Provision**

15 Pursuant to the provisions of Health and Safety Code sections 25181, 25515.6, and 25515.8,
16 and Business and Professions Code section 17203, Defendants are permanently enjoined from
17 violating Health and Safety Code Chapters 6.5 and 6.95 of Division 20 of the California Health and
18 Safety Code, and the regulations promulgated under these Chapters. Notwithstanding any other
19 provision in this Final Judgment, nothing in this Final Judgment shall relieve Defendants from
20 prospectively complying with any and all applicable laws and regulations.

21 **4.3 Specific Injunctive Provisions**

22 Pursuant to the provisions of Health and Safety Code sections 25181, 25515.6, and
23 25515.8, and Business and Professions Code section 17203, Defendants are enjoined, restrained,
24 and prohibited from doing any of the following:

25 4.3.a. Disposing, or causing the disposal of, any hazardous waste at a point not authorized
26 or permitted by the Department of Toxic Substances Control (“DTSC”) in violation of Health &
27 Safety Code section 25189.

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1 4.3.b. Failing, refusing, or neglecting to make a hazardous waste determination at any
2 Current Facility, as required by California Code of Regulations, title 22, section 66262.11
3 [Hazardous Waste Determination].

4 4.3.c. Failing to manage every item of hazardous waste as required by Chapter 6.5 of
5 Division 20 of the Health and Safety Code and its implementing regulations in the California Code
6 of Regulations, title 22.

7 4.3.d. Failing to lawfully and timely dispose of all adulterated and/or expired drug
8 products at the Current Facilities, in violation of Health and Safety Code section 110286.

9 4.3.e. Transporting, transferring custody of, or causing to be transported in California any
10 hazardous waste unless the transporter is properly licensed and registered to transport hazardous
11 waste as required by Health & Safety Code section 25163.

12 4.3.f. Transporting, or causing to be transported, any hazardous waste to an unauthorized
13 location in California, in violation of Health & Safety Code section 25189.5.

14 4.3.g. Failing to lawfully and timely dispose of all accumulated hazardous waste at each
15 Current Facility as required by California Code of Regulations, title 22, section 66262.34
16 [Accumulation Time].

17 4.3.h. Failing to timely cause to be prepared and filed with the DTSC a hazardous waste
18 manifest for all hazardous waste that is transported, or submitted for transportation, for offsite
19 handling, treatment, storage, disposal, or any combination thereof, from any Current Facility as
20 required by Health & Safety Code section 25160(b)(3) and California Code of Regulations, title 22,
21 section 66262.23 [Use of the Manifest].

22 4.3.i. Failing to timely notify the DTSC by filing an exception report concerning the
23 treatment, storage, or disposal facility's failure to return any executed manifest, as required by
24 Health & Safety Code section 25160(b)(3).

25 4.3.j. Failing to contact the transporter and/or the owner or operator of the designated
26 facility that was to receive any hazardous waste to determine the status of the hazardous waste in the
27 event of nonreceipt of a copy of the manifest with the handwritten signature of the owner or operator
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1 of the designated facility within thirty-five (35) days of the date the waste was accepted by the initial
2 transporter, as required by title 22 of the California Code of Regulations, section 66262.42.

3 4.3.k. Treating, storing, disposing of, transporting, or offering for transportation any
4 hazardous waste without having received and used a proper identification number from the U.S.
5 Environmental Protection Agency or DTSC for the originating facility, as required by title 22 of the
6 California Code of Regulations, section 66262.12, subdivision (a) [Identification Numbers for the
7 Generator].

8 4.3.l. Failing to lawfully store, handle and accumulate hazardous waste, and to lawfully
9 segregate hazardous-waste items that are in leaking containers, at each Current Facility, as required
10 by Health & Safety Code section 25123.3 and California Code of Regulations, title 22,
11 sections 66262.34 [Accumulation Time], 66265.173 [Management of Containers], and 66265.177
12 [Special Requirements for Incompatible Wastes].

13 4.3.m. Failing to maintain properly designated hazardous waste storage areas, which include
14 the segregation of hazardous wastes.

15 4.3.n. Failing to conduct inspections of hazardous waste storage areas, at each Current
16 Facility, as required by California Code of Regulations, title 22, sections 66262.34 and 66265.174
17 [Inspections (Weekly)].

18 4.3.o. Failing to comply with employee-training obligations required by California Code of
19 Regulations, title 22, section 66265.16 [Personnel Training], pertaining to the management of
20 hazardous waste.

21 4.3.p. Failing to immediately report any release or threatened release of a reportable
22 quantity of any hazardous material from any Current Facility into the environment, as required by
23 Health and Safety Code sections 25501, 25507, and/or 25510.

24 4.3.q. Failing to continuously implement, maintain, and submit to the responsible CUPA a
25 complete hazardous materials business plan for each Current Facility, as required by Health and
26 Safety Code section 25507 and California Code of Regulations, title 19, section 2729 [Minimum
27 Standards for Business Plans].

28

1 4.3.r. Failing to include, in each hazardous materials business plan, procedures for
2 emergency response to a release or threatened release of hazardous materials, as required by Health
3 and Safety Code sections 25505 and 25507.

4 4.3.s. Failing to include, in each hazardous materials business plan, an employee-training
5 program that meets the requirements of Health and Safety Code section 25505 subdivision (a)(4),
6 and California Code of Regulations, title 19, section 2732 [Training].

7 4.3.t. Failing to properly manage, mark, or store universal waste at each Current Facility in
8 compliance with the standards for universal waste management found in California Code of
9 Regulations, title 22, sections 66273.33 [Universal Waste Management Requirements for Batteries,
10 Lamps, and Mercury-Containing Equipment] through 66273.36; or in the alternative, failing to
11 manage such waste as hazardous waste as required by Chapter 6.5 of the Health and Safety Code and
12 its implementing regulations in the California Code of Regulations, title 22, including, but not
13 limited to, section 66262.34.

14 4.3.u. Failing to keep a record of each shipment of universal waste sent from any Current
15 Facility, as required by title 22 of the California Code of Regulations section 66273.39.

16 4.3.v. Causing the deposit of any hazardous substance upon the land of another, in
17 California, without the permission of the owner, in violation of California law.

18 4.3.w. Failing to comply with the California Medical Waste Management Act, Health and
19 Safety Code sections 117600.

20 4.4 **Compliance Assurance Program**

21 Pursuant to the provisions of Health and Safety Code sections 25181, 25515.6, and
22 25515.8, and Business and Professions Code section 17203, Defendants shall implement the
23 following Compliance Assurance Programs:

24 4.4.a. Defendants shall conduct, on an annual basis, independent third-party audits of
25 dumpsters at the lesser of ten percent (10%) , or at nine (9) of the California stores then-currently
26 owned or operated by any of them, which shall be selected on a random basis, and of one (1)
27 compactor at a then-currently operated California Distribution Center to ensure ongoing
28 compliance with the requirements of this Final Judgment and Permanent Injunction.

1 4.4.a.1. In the event any independent third-party audit finds that waste examined in
2 the audit was placed by a Defendant in the compactor in violation of California Health and
3 Safety Code Chapters 6.5 and 6.95 of Division 20 of the California Health and Safety Code,
4 and the regulations promulgated under these chapters, upon written request by the People,
5 Defendants shall within ninety (90) days remind every manager, clerk and employee
6 employed at the facility where the violation is found that hazardous waste is not to be
7 disposed of except through the hazardous waste management program.

8 4.4.a.2. In the event the independent third-party audit conducted in any calendar
9 year finds fifty percent (50%) or more of the Current Facilities inspected to have one or
10 more violations described in paragraph 4.4.a. above, Defendants shall, within ninety (90)
11 days of a written request by the People, require every Regional Manager, District Manager,
12 store manager, clerk, and employee in California to complete a refresher course on
13 compliance with California hazardous waste and material law.

14 4.4.a.3. Defendants shall identify and retain the independent third-party auditor
15 within sixty (60) days of the approval by the Court of this Final Judgment and shall serve
16 each person listed in **Exhibit B**, attached, with a statement identifying the name, address,
17 and telephone number of the independent third-party auditor. The independent third-party
18 auditor shall prepare a detailed summary of its findings within ninety (90) days following
19 each dumpster or compactor waste audit. The statement shall identify the facility location
20 audited and the results of that audit. The service required by this paragraph may be
21 conducted by email with access to documents through a cloud-based application.

22 4.4.b. **Training Records:** Defendants shall maintain proof of the training required by
23 California Code of Regulations, title 22, section 66265, for each employee responsible for hazardous
24 waste management at any of its Current Facilities, as follows:

25 4.4.b.1. For each “Hazardous Waste and Materials Training,” “Hazardous Waste
26 Handling Guidelines Training,” and/or “Hazardous Waste Management Training,”
27 Defendants shall maintain a “Training Roster” identifying the person providing the training,
28 the location where the training was conducted, a list of the name and employee number of

1 each employee attending the training, the date of the training, and the employee's signature
2 acknowledging attendance at the training.

3 4.4.b.2. A copy of the Training Roster evidencing each employee's training shall be
4 maintained at each facility location where the employee provides any labor or services.

5 4.4.b.3. Such records may be maintained electronically. Defendants shall review the
6 training records on a quarterly basis to ensure each employee has received the training
7 required pursuant to California Code of Regulations, title 22, section 66265.16, and that less
8 than one year has elapsed since the employee's last received the required training.

9 4.4.b.4. Defendants shall not permit an employee to provide unsupervised labor or
10 services relating to hazardous waste until the employee has received the required training, or
11 after more than one (1) year has elapsed since the employee was last trained as required by
12 California Code of Regulations, title 22, section 66265.16.

13 4.4.b.5. At facilities generating less than one thousand (1,000) kilograms of
14 hazardous waste in a calendar month, Defendants shall maintain a copy of each Training
15 Roster for a period of one (1) year from the date the training was conducted, regardless of
16 the duration of the employee's employment.

17 4.4.b.6. At Facilities generating more than one thousand (1,000) kilograms of
18 hazardous waste in a calendar month, Defendants shall maintain each Training Roster for
19 current personnel until closure of the facility. Defendants shall maintain Training Rosters
20 for former employees for at least three (3) years from the date the employee last worked at
21 such a Facility.

22 4.4.b.7. Defendants shall, by the end of the business day following a request, make
23 available upon request by any CUPA inspector, peace officer, agent of the Department of
24 Justice, Cal EPA, the Department of Toxic Substances Control, District Attorney, or City
25 Attorney, all Training Rosters and training records for each facility.
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1 **5. CIVIL PENALTIES, SUPPLEMENTAL ENVIRONMENTAL PROJECTS, AND COSTS**

2 **5.1 Civil Penalties**

3 Within twenty-one (21) business days after entry of this Final Judgment, Defendants shall
4 collectively pay TWO MILLION, SEVENTEEN THOUSAND, FIVE HUNDRED DOLLARS
5 (\$2,017,500) as civil penalties pursuant to Health and Safety Code sections 25189 and 25515, and
6 Business and Professions Code section 17206, in accordance with the terms of **Exhibits C-1 and**
7 **C-2**, attached.

8 **5.2. Supplemental Environmental Projects**

9 Within twenty-one (21) business days after entry of this Final Judgment, Defendants shall
10 collectively pay THREE HUNDRED AND FIFTY THOUSAND DOLLARS (\$350,000) for
11 supplemental environmental projects identified in, and in accordance with, the terms of **Exhibit D**,
12 attached.

13 **5.3 Hazardous Waste Minimization and Enhanced Compliance Projects**

14 On or before five (5) years following entry of this Final Judgment, Defendants shall
15 collectively spend EIGHT HUNDRED AND THREE THOUSAND, SEVEN HUNDRED AND
16 FIFTY DOLLARS (\$803,750) on projects to reduce hazardous waste generation and enhance the
17 performance of Defendants' hazardous waste management in California, pursuant to **Exhibit E**,
18 attached. Expenditures made for these projects prior to the date of entry of this Final Judgment shall
19 be included in any calculation to determine compliance with this paragraph. These projects are not
20 in mitigation of any penalties sought by the People.

21 **5.4 Reimbursement of Costs of Investigation and Enforcement**

22 Within twenty-one (21) business days after entry of this Final Judgment, Defendants shall
23 collectively pay THREE HUNDRED AND THIRTY-SIX THOUSAND, TWO HUNDRED AND
24 FIFTY DOLLARS (\$336,250) for reimbursement of attorneys' fees, costs of investigation, and other
25 costs of enforcement, to the entities identified in, and in accordance with the terms of, **Exhibits F-1**
26 **and F-2**, attached.

1 **5.5 Payments and Expenditures**

2 The payment of all civil penalties, reimbursement of cost payments, and other expenditures
3 set forth in paragraphs 5.1, 5.2, 5.3, and 5.4, above shall be made by Automatic Clearing House
4 (“ACH”) electronic payment or by checks, and delivered to the district attorney’s office for the
5 County of Yolo, Attention: David J. Irely, Chief Deputy District Attorney, for distribution pursuant
6 to the terms of this Final Judgment.

7 **6. MATTERS COVERED BY THIS FINAL JUDGMENT**

8 6.1 As of the date this Final Judgment is entered, it shall be a final and binding resolution
9 and settlement of all violations and causes of action arising from the facts set forth in the Complaint
10 as to Big Lots Stores, Inc.; PNS Stores, Inc.; Big Lots, Inc.; West Coast Liquidators, Inc.;
11 McFrugal’s Bargains–Closeouts, Inc.; and their successors in interest, and the officers and
12 employees of each of them (“Covered Parties”); which shall be known as “Covered Matters.” Any
13 claim, violation, or cause of action that is not a Covered Matter is a “Reserved Claim.” Reserved
14 Claims include, without limitation, any unknown violation, any violation that occurs after the filing
15 of this Final Judgment and Permanent Injunction, and any claim, violation, or cause of action against
16 a Covered Party’s independent contractors or subcontractors.

17 6.2 Reserved Claims also include any claims or causes of action against a Covered Party
18 for performance of cleanup, corrective action, or response action for any actual past or future
19 releases, spills, or disposals of hazardous waste or hazardous substances that were caused or
20 contributed to by a Covered Party at or from any Facilities, and are not included as Covered Matters.

21 6.3 In any subsequent action that may be brought by the People based on any Reserved
22 Claim, the Covered Parties agree that they will not assert that failing to pursue any Reserved Claim
23 as part of this action constitutes claim-splitting.

24 6.4 Any Claims by a Covered Party, civil or administrative, against the People or against
25 any agency of the State of California, or any county or city in the State of California, or any CUPA,
26 Participating Agency, or local agency (collectively, “Agencies”), or against any of their officers,
27 employees, representatives, agents, or attorneys, arising out of or related to any Covered Matter are
28 hereby merged into and extinguished by this judgment; provided, however, that if any Agencies

1 initiate claims against a Covered Party, the Covered Party retains any and all rights and defenses
2 against such Agencies.

3 **7. EFFECT OF FINAL JUDGMENT**

4 Except as expressly provided in this Final Judgment, nothing in this Final Judgment is
5 intended, nor shall it be construed, to preclude the People, or any state, county, city, or local agency,
6 department, board, or any CUPA from exercising its authority under any law, statute, or regulation.

7 **8. NO WAIVER OF RIGHT TO ENFORCE**

8 The failure of the People to enforce any provision of this Final Judgment shall neither be
9 deemed a waiver of such provision, nor in any way affect the validity of this Final Judgment. The
10 failure of the People to enforce any such provision shall not preclude them from later enforcing the
11 same or any other provision of this Final Judgment. Except as expressly provided in this Final
12 Judgment, Defendants retain all defenses allowed by law to any such later enforcement.

13 **9. INTERPRETATION**

14 This Final Judgment was drafted equally by all Parties hereto. Accordingly, any and all rules
15 of construction, including Civil Code section 1654, which provides that ambiguity is construed
16 against the drafting party, shall not apply to the interpretation of this Final Judgment and Permanent
17 Injunction.

18 **10. INTEGRATION**

19 This Final Judgment constitutes the entire agreement between the Parties, and may not be
20 amended or supplemented, except as provided for herein. No oral advice, guidance, suggestions, or
21 comments by employees or officials of any Party regarding matters covered in this Final Judgment
22 shall be construed to relieve any Party of its obligations under this Final Judgment. No oral
23 representations have been made or relied upon, other than as expressly set forth herein.

24 **11. FUTURE REGULATORY CHANGES**

25 Nothing in this Final Judgment shall excuse Defendants from meeting any more-stringent
26 requirement that may be imposed by applicable existing law or by any change in the applicable law.
27 To the extent any future statutory or regulatory change makes Defendants' obligations less stringent
28 than those provided for in this Final Judgment, Defendants' compliance with the changed law shall

1 be deemed compliance with this Final Judgment; however, any change in law or regulation shall not
2 reduce or diminish Defendants' obligations to comply with Paragraph 4.4, above.

3 **12. TERMINATION OF COMPLIANCE PROGRAM**

4 Defendants' obligations to engage in a compliance program pursuant to Paragraph 4.4
5 (4.4.a.–4.4.b.6.) of this Final Judgment and Permanent Injunction shall terminate five (5) years
6 following entry of this Final Judgment.

7 **13. CONTINUING JURISDICTION**

8 The Court shall retain continuing jurisdiction to enforce the injunctive terms of this Final
9 Judgment and Permanent Injunction, and to address any other matters arising out of or regarding this
10 Final Judgment.

11 **14. ABILITY TO INSPECT AND COPY RECORDS AND DOCUMENTS**

12 Defendants shall permit any duly authorized representative of the People to inspect and copy
13 records and documents relevant to determine compliance with the terms of this Final Judgment.
14 This paragraph shall not limit the People's authority to access or obtain information, records, or
15 documents pursuant to any other statute or regulation.

16 **15. PAYMENT OF LITIGATION EXPENSES AND FEES**

17 Defendants shall make no request of the People to pay its attorney's fees, expert witness fees
18 and costs, or any other costs of litigation or investigation incurred to date.

19 **16. COUNTERPART SIGNATURES**

20 The stipulation for entry of this Final Judgment may be executed by the Parties in
21 counterparts.

22 **17. INCORPORATION OF EXHIBITS**

23 Exhibits "A" through "F-2" are incorporated herein by reference.

24 **18. TERMINATION OF PERMANENT INJUNCTION**

25 The injunctive provisions of this Final Judgment and Permanent Injunction may be modified
26 only on noticed motion by one of the Parties with approval of the court, or upon written consent by
27 all of the Parties and the approval of the court. Any motion to terminate (as opposed to modify) all
28 or some of the injunctive portions of this Final Judgment and Permanent Injunction may not be

1 brought prior to the expiration of five (5) years from the date this Final Judgment is filed with the
2 Superior Court. Any motion to terminate all or some of the injunctive portions of this Final
3 Injunction shall state the basis for termination and explain the reasons and rationale as to why the
4 injunction is no longer necessary. Each party may present evidence establishing compliance and/or
5 noncompliance with the injunctive portions of the Final Judgment. The moving party shall bear the
6 burden of establishing that the injunctive provision(s) in question are no longer necessary to ensure
7 compliance with California law. The termination of any injunctive provisions of this Final Judgment
8 shall have no effect on Defendants' obligations to comply with the requirements imposed by
9 applicable statute, regulation, ordinance, or law.

10 **19. EFFECTIVE DATE OF FINAL JUDGMENT**

11 This Final Judgment and Permanent Injunction shall become effective upon entry, and the
12 Notice of Entry of Judgment is waived.


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IT IS SO STIPULATED.

FOR THE PEOPLE:

MICHAEL A. RAMOS, District Attorney
County of San Bernardino, State of California

DATED: 4/13/17

By: 
DANIEL LOUGH
Deputy District Attorney

NANCY E. O'MALLEY, District Attorney
County of Alameda, State of California

DATED: Mar 29, 2017

By: 
ALYCE SANDBACH
Deputy District Attorney

MICHAEL L. RAMSEY, District Attorney
County of Butte, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MARK A. PETERSON, District Attorney
County of Contra Costa, State of California

DATED: _____

By: _____
STACEY GRASSINI
Deputy District Attorney

VERN PIERSON, District Attorney
County of El Dorado, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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IT IS SO STIPULATED.

FOR THE PEOPLE:

MICHAEL A. RAMOS, District Attorney
County of San Bernardino, State of California

DATED: _____

By: _____
DANIEL LOUGH
Deputy District Attorney

NANCY E. O'MALLEY, District Attorney
County of Alameda, State of California

DATED: _____

By: _____
ALYCE SANDBACH
Deputy District Attorney

MICHAEL L. RAMSEY, District Attorney
County of Butte, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

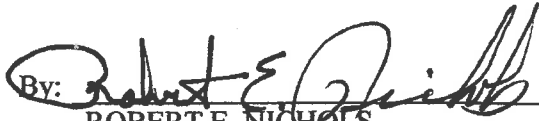
MARK A. PETERSON, District Attorney
County of Contra Costa, State of California

DATED: _____

By: _____
STACEY GRASSINI
Deputy District Attorney

VERN PIERSON, District Attorney
County of El Dorado, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

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IT IS SO STIPULATED.

FOR THE PEOPLE:

MICHAEL A. RAMOS, District Attorney
County of San Bernardino, State of California

DATED: _____

By: _____
DANIEL LOUGH
Deputy District Attorney

NANCY E. O'MALLEY, District Attorney
County of Alameda, State of California

DATED: _____

By: _____
ALYCE SANDBACH
Deputy District Attorney

MICHAEL L. RAMSEY, District Attorney
County of Butte, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MARK A. PETERSON, District Attorney
County of Contra Costa, State of California

DATED: 3/23/17

By: 
STACEY GRASSINI
Deputy District Attorney

VERN PIERSON, District Attorney
County of El Dorado, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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LISA A. SMITTCAMP, District Attorney
County of Fresno, State of California

DATED: 4/11/17

By: Sabrina D. Ashjian
SABRINA D. ASHJIAN
Deputy District Attorney

LISA S. GREEN, District Attorney
County of Kern, State of California

DATED: _____

By: _____
JOHN T. MITCHELL
Deputy District Attorney

KEITH FAGUNDES, District Attorney
County of Kings, State of California

DATED: _____

By: _____ for
KEITH FAGUNDES
District Attorney

DON A. ANDERSON, District Attorney
County of Lake, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MICHAEL N. FEUER, City Attorney
City of Los Angeles, State of California

DATED: _____

By: _____
JACLYN BLANKENSHIP
Deputy City Attorney

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LISA A. SMITTCAMP, District Attorney
County of Fresno, State of California

DATED: _____

By: _____
SABRINA D. ASHJIAN
Deputy District Attorney

LISA S. GREEN, District Attorney
County of Kern, State of California

DATED: March 30, 2017

By: Jeffrey W. Noel, fowjtm
JOHN T. MITCHELL
Deputy District Attorney

KEITH FAGUNDES, District Attorney
County of Kings, State of California

DATED: _____

By: _____ for
KEITH FAGUNDES
District Attorney

DON A. ANDERSON, District Attorney
County of Lake, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MICHAEL N. FEUER, City Attorney
City of Los Angeles, State of California

DATED: _____

By: _____
JACLYN BLANKENSHIP
Deputy City Attorney

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LISA A. SMITTCAMP, District Attorney
County of Fresno, State of California

DATED: _____

By: _____
SABRINA D. ASHJIAN
Deputy District Attorney

LISA S. GREEN, District Attorney
County of Kern, State of California

DATED: _____

By: _____
JOHN T. MITCHELL
Deputy District Attorney

KEITH FAGUNDES, District Attorney
County of Kings, State of California

DATED: 4/10/17

By: 
KEITH FAGUNDES
District Attorney

DON A. ANDERSON, District Attorney
County of Lake, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

MICHAEL N. FEUER, City Attorney
City of Los Angeles, State of California

DATED: _____

By: _____
JACLYN BLANKENSHIP
Deputy City Attorney

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LISA A. SMITTCAMP, District Attorney
County of Fresno, State of California

DATED: _____

By: _____
SABRINA D. ASHJIAN
Deputy District Attorney

LISA S. GREEN, District Attorney
County of Kern, State of California

DATED: _____

By: _____
JOHN T. MITCHELL
Deputy District Attorney

KEITH FAGUNDES, District Attorney
County of Kings, State of California

DATED: _____

By: _____ for
KEITH FAGUNDES
District Attorney

DON A. ANDERSON, District Attorney
County of Lake, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MICHAEL N. FEUER, City Attorney
City of Los Angeles, State of California

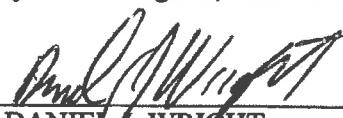
DATED: Mar 23, 2017

By: 
JACLYN BLANKENSHIP
Deputy City Attorney

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JACKIE LACEY, District Attorney
County of Los Angeles, State of California

DATED: 4/11/17

By: 
DANIEL J. WRIGHT
Deputy District Attorney

EDWARD S. BERBERIAN, JR., District
Attorney
County of Marin, State of California

DATED: _____

By: _____
ANDRES H. PEREZ
Deputy District Attorney

C. DAVID EYSTER, District Attorney
County of Mendocino, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

LARRY D. MORSE II, District Attorney
County of Merced, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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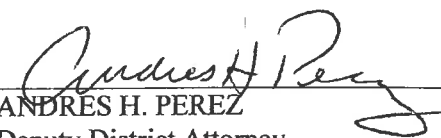
JACKIE LACEY, District Attorney
County of Los Angeles, State of California

DATED: _____

By: _____
DANIEL J. WRIGHT
Deputy District Attorney

EDWARD S. BERBERIAN, JR., District
Attorney
County of Marin, State of California

DATED: 4/6/17

By: 
ANDRES H. PEREZ
Deputy District Attorney

C. DAVID EYSTER, District Attorney
County of Mendocino, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

LARRY D. MORSE II, District Attorney
County of Merced, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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JACKIE LACEY, District Attorney
County of Los Angeles, State of California

DATED: _____

By: _____
DANIEL J. WRIGHT
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EDWARD S. BERBERIAN, JR., District
Attorney
County of Marin, State of California

DATED: _____

By: _____
ANDRES H. PEREZ
Deputy District Attorney

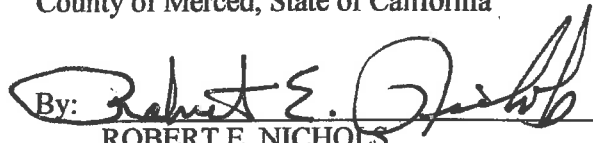
C. DAVID EYSTER, District Attorney
County of Mendocino, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

LARRY D. MORSE II, District Attorney
County of Merced, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

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DEAN D. FLIPPO, District Attorney
County of Monterey, State of California

DATED: March 28, 2017 By: *Anne M. Michaels*
ANNE M. MICHAELS
Assistant District Attorney

TONY RACKAUCKAS, District Attorney
County of Orange, State of California

DATED: _____ By: _____
WILLIAM G. FALLON
Deputy District Attorney

R. SCOTT OWENS, District Attorney
County of Placer, State of California

DATED: _____ By: _____
JANE CRUE
Deputy District Attorney

MIKE HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____ By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

ANNE MARIE SCHUBERT, District Attorney
County of Sacramento, State of California

DATED: _____ By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

MARA W. ELLIOTT, City Attorney
City of San Diego, State of California

DATED: _____ By: _____
MICHAEL R. HUDSON
Deputy City Attorney
BONNIE M. DUMANIS, District Attorney

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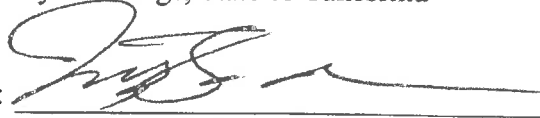
DEAN D. FLIPPO, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
ANNE M. MICHAELS
Assistant District Attorney

TONY RACKAUCKAS, District Attorney
County of Orange, State of California

DATED: 3/24/17

By: 
WILLIAM G. FALLON
Deputy District Attorney

R. SCOTT OWENS, District Attorney
County of Placer, State of California

DATED: _____

By: _____
JANE CRUE
Deputy District Attorney

MIKE HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

ANNE MARIE SCHUBERT, District Attorney
County of Sacramento, State of California

DATED: _____

By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

MARA W. ELLIOTT, City Attorney
City of San Diego, State of California

DATED: _____

By: _____
MICHAEL R. HUDSON
Deputy City Attorney
BONNIE M. DUMANIS, District Attorney

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DEAN D. FLIPPO, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
ANNE M. MICHAELS
Assistant District Attorney


TONY RACKAUCKAS, District Attorney
County of Orange, State of California

DATED: _____

By: _____
WILLIAM G. FALLON
Deputy District Attorney

R. SCOTT OWENS, District Attorney
County of Placer, State of California

DATED: 3/23/2017

By: 
JANE CRUE
Deputy District Attorney

MIKE HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Senior Deputy District Attorney

ANNE MARIE SCHUBERT, District Attorney
County of Sacramento, State of California

DATED: _____

By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

JAN GOLDSMITH, City Attorney
City of San Diego, State of California

DATED: _____

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BONNIE M. DUMANIS, District Attorney

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DEAN D. FLIPPO, District Attorney
County of Monterey, State of California

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County of Orange, State of California

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County of Riverside, State of California

DATED: 3/23/17

By:  _____
LAUREN R. MARTINEAU
~~Senior~~ Deputy District Attorney

ANNE MARIE SCHUBERT, District Attorney
County of Sacramento, State of California

DATED: _____

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City of San Diego, State of California

DATED: _____

By: _____
MICHAEL R. HUDSON
Deputy City Attorney

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DEAN D. FLIPPO, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
ANNE M. MICHAELS
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TONY RACKAUCKAS, District Attorney
County of Orange, State of California

DATED: _____

By: _____
WILLIAM G. FALLON
Deputy District Attorney

R. SCOTT OWENS, District Attorney
County of Placer, State of California

DATED: _____

By: _____
JANE CRUE
Deputy District Attorney


MIKE HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

ANNE MARIE SCHUBERT, District Attorney
County of Sacramento, State of California

DATED: 3/25/17

By: 
DOUGLAS WHALEY
Supervising Deputy District Attorney

MARA W. ELLIOTT, City Attorney
City of San Diego, State of California

DATED: _____

By: _____
MICHAEL R. HUDSON
Deputy City Attorney

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DEAN D. FLIPPO, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
ANNE M. MICHAELS
Assistant District Attorney

TONY RACKAUCKAS, District Attorney
County of Orange, State of California

DATED: _____

By: _____
WILLIAM G. FALLON
Deputy District Attorney

R. SCOTT OWENS, District Attorney
County of Placer, State of California

DATED: _____

By: _____
JANE CRUE
Deputy District Attorney

MIKE HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney


ANNE MARIE SCHUBERT, District Attorney
County of Sacramento, State of California

DATED: _____

By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

MARA W. ELLIOTT, City Attorney
City of San Diego, State of California

DATED: 3.23.17

By: 
MICHAEL R. HUDSON
Deputy City Attorney

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BONNIE M. DUMANIS, District Attorney
County of San Diego, State of California

DATED: 3/24/17

By: 
ELIZABETH MCCLUTCHEY
Deputy District Attorney

GEORGE GASCÓN, District Attorney
County of San Francisco, State of California

DATED: _____

By: _____
GREGORY ALKER
Assistant District Attorney

TORI VERBER SALAZAR, District Attorney
County of San Joaquin, State of California

DATED: _____

By: _____
CELESTE KAISCH
Deputy District Attorney

DAN DOW, District Attorney
County of San Luis Obispo, State of California

DATED: _____

By: _____
ERIC J. DOBROTH
Deputy District Attorney

STEPHEN M. WAGSTAFFE, District Attorney
County of San Mateo, State of California

DATED: _____

By: _____
JOHN E. WILSON
Deputy District Attorney In Charge

JOYCE E. DUDLEY, District Attorney
County of Santa Barbara, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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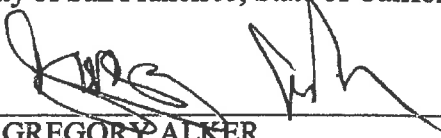
BONNIE M. DUMANIS, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

GEORGE GASCÓN, District Attorney
County of San Francisco, State of California

DATED: 4/5/2017

By: 
GREGORY ALKER
Assistant District Attorney

TORI VERBER SALAZAR, District Attorney
County of San Joaquin, State of California

DATED: _____

By: _____
CELESTE KAISCH
Deputy District Attorney

DAN DOW, District Attorney
County of San Luis Obispo, State of California

DATED: _____

By: _____
ERIC J. DOBROTH
Deputy District Attorney

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County of San Mateo, State of California

DATED: _____

By: _____
JOHN E. WILSON
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County of Santa Barbara, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
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BONNIE M. DUMANIS, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

GEORGE GASCÓN, District Attorney
County of San Francisco, State of California

DATED: _____

By: _____
GREGORY ALKER
Assistant District Attorney

TORI VERBER SALAZAR, District Attorney
County of San Joaquin, State of California

DATED: 4/7/17

By: *Celeste Kaisch*
CELESTE KAISCH
Deputy District Attorney

DAN DOW, District Attorney
County of San Luis Obispo, State of California

DATED: _____

By: _____
ERIC J. DOBROTH
Deputy District Attorney

STEPHEN M. WAGSTAFFE, District Attorney
County of San Mateo, State of California

DATED: _____

By: _____
JOHN E. WILSON
Deputy District Attorney In Charge

JOYCE E. DUDLEY, District Attorney
County of Santa Barbara, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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BONNIE M. DUMANIS, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

GEORGE GASCÓN, District Attorney
County of San Francisco, State of California

DATED: _____

By: _____
GREGORY ALKER
Assistant District Attorney

TORI VERBER SALAZAR, District Attorney
County of San Joaquin, State of California

DATED: _____

By: _____
CELESTE KAISCH
Deputy District Attorney

DAN DOW, District Attorney
County of San Luis Obispo, State of California

DATED: April 6, 2017

By:  _____
ERIC J. DOBROTH
Deputy District Attorney

STEPHEN M. WAGSTAFFE, District Attorney
County of San Mateo, State of California

DATED: _____

By: _____
JOHN E. WILSON
Deputy District Attorney In Charge

JOYCE E. DUDLEY, District Attorney
County of Santa Barbara, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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BONNIE M. DUMANIS, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

GEORGE GASCÓN, District Attorney
County of San Francisco, State of California

DATED: _____

By: _____
GREGORY ALKER
Assistant District Attorney

TORI VERBER SALAZAR, District Attorney
County of San Joaquin, State of California

DATED: _____

By: _____
CELESTE KAISCH
Deputy District Attorney

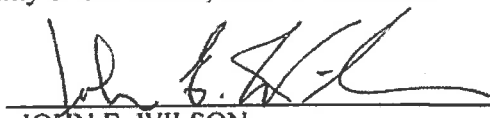
DAN DOW, District Attorney
County of San Luis Obispo, State of California

DATED: _____

By: _____
ERIC J. DOBROTH
Deputy District Attorney

STEPHEN M. WAGSTAFFE, District Attorney
County of San Mateo, State of California

DATED: 4/6/17

By: 
JOHN E. WILSON
Deputy District Attorney In Charge

JOYCE E. DUDLEY, District Attorney
County of Santa Barbara, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

BONNIE M. DUMANIS, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

GEORGE GASCÓN, District Attorney
County of San Francisco, State of California

DATED: _____

By: _____
GREGORY ALKER
Assistant District Attorney

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County of San Joaquin, State of California

DATED: _____

By: _____
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Deputy District Attorney

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County of San Luis Obispo, State of California

DATED: _____

By: _____
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STEPHEN M. WAGSTAFFE, District Attorney
County of San Mateo, State of California

DATED: _____

By: _____
JOHN E. WILSON
Deputy District Attorney In Charge

JOYCE E. DUDLEY, District Attorney
County of Santa Barbara, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

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JEFFREY F. ROSEN, District Attorney
County of Santa Clara, State of California

DATED: 3/24/17

By: *Yen Dang*
YEN B. DANG
Supervising Deputy District Attorney

JEFFREY S. ROSELL, District Attorney
County of Santa Cruz, State of California

DATED: _____

By: _____
WILLIAM ATKINSON
Supervising Assistant District Attorney

STEPHANIE A. BRIDGETT, District Attorney
County of Shasta, State of California

DATED: _____

By: _____
ANAND B. JESRANI
Deputy District Attorney

KRISHNA A. ABRAMS, District Attorney
County of Solano, State of California

DATED: _____

By: _____
DIANE NEWMAN
Deputy District Attorney

JILL R. RAVITCH, District Attorney
County of Sonoma, State of California

DATED: _____

By: _____
MATTHEW T. CHEEVER
Deputy District Attorney

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JEFFREY F. ROSEN, District Attorney
County of Santa Clara, State of California

DATED: _____

By: _____
YEN B. DANG
Supervising Deputy District Attorney

JEFFREY S. ROSELL, District Attorney
County of Santa Cruz, State of California

DATED: 4/11/2017

By:  _____
WILLIAM ATKINSON
Supervising Assistant District Attorney

STEPHANIE A. BRIDGETT, District Attorney
County of Shasta, State of California

DATED: _____

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ANAND B. JESRANI
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JEFFREY F. ROSEN, District Attorney
County of Santa Clara, State of California

DATED: _____

By: _____
YEN B. DANG
Supervising Deputy District Attorney

JEFFREY S. ROSELL, District Attorney
County of Santa Cruz, State of California

DATED: _____

By: _____
WILLIAM ATKINSON
Supervising Assistant District Attorney

STEPHANIE A. BRIDGETT, District Attorney
County of Shasta, State of California

DATED: 03/23/2017

By: 
ANAND B. JESRANI
Deputy District Attorney

KRISHNA A. ABRAMS, District Attorney
County of Solano, State of California

DATED: _____

By: _____
DIANE NEWMAN
Deputy District Attorney

JILL R. RAVITCH, District Attorney
County of Sonoma, State of California

DATED: _____

By: _____
MATTHEW T. CHEEVER
Deputy District Attorney

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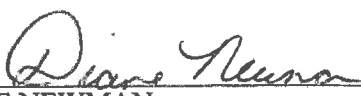
STEPHANIE A. BRIDGETT, District Attorney
County of Shasta, State of California

DATED: _____

By: _____
ANAND B. JESRANI
Deputy District Attorney

KRISHNA A. ABRAMS, District Attorney
County of Solano, State of California

DATED: 3/23/17

By: 
DIANE NEWMAN
Deputy District Attorney

JILL R. RAVITCH, District Attorney
County of Sonoma, State of California

DATED: _____

By: _____
MATTHEW T. CHEEVER
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DATED: _____

By: _____
DIANE NEWMAN
Deputy District Attorney

JILL R. RAVITCH, District Attorney
County of Sonoma, State of California


DATED: 4/13/17

By: 
MATTHEW T. CHEEVER
Deputy District Attorney

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BIRGIT A. FLADAGER, District Attorney
County of Stanislaus, State of California

DATED: 3-31-17

By: 
RICHARD B. MURRY, III
Deputy District Attorney

AMANDA HOPPER, District Attorney
County of Sutter, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

TIM WARD, District Attorney
County of Tulare, State of California

DATED: _____

By: _____
DARLA J. KAISER
Senior Deputy District Attorney

LAURA L. KRIEG, District Attorney
County of Tuolumne, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

GREGORY D. TOTTEN, District Attorney
County of Ventura, State of California

DATED: _____

By: _____
MITCHELL F. DISNEY
Senior Deputy District Attorney

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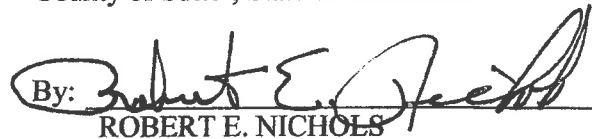
BIRGIT A. FLADAGER, District Attorney
County of Stanislaus, State of California

DATED: _____

By: _____
RICHARD B. MURY, III
Deputy District Attorney

AMANDA HOPPER, District Attorney
County of Sutter, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

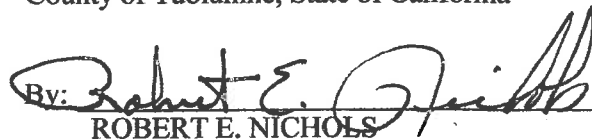
TIM WARD, District Attorney
County of Tulare, State of California

DATED: _____

By: _____
DARLA J. KAISER
Senior Deputy District Attorney

LAURA L. KRIEG, District Attorney
County of Tuolumne, State of California

DATED: 4/10/17

By: 
ROBERT E. NICHOLS
Deputy District Attorney

GREGORY D. TOTTEN, District Attorney
County of Ventura, State of California

DATED: _____

By: _____
MITCHELL F. DISNEY
Senior Deputy District Attorney

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BIRGIT A. FLADAGER, District Attorney
County of Stanislaus, State of California

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RICHARD B. MURY, III
Deputy District Attorney

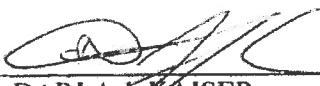
AMANDA HOPPER, District Attorney
County of Sutter, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

TIM WARD, District Attorney
County of Tulare, State of California

DATED: 3-23-17

By:  _____
DARLA L. KAISER
Senior Deputy District Attorney

LAURA L. KRIEG, District Attorney
County of Tuolumne, State of California

DATED: _____

By: _____
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County of Ventura, State of California

DATED: _____

By: _____
MITCHELL F. DISNEY
Senior Deputy District Attorney

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BIRGIT A. FLADAGER, District Attorney
County of Stanislaus, State of California

DATED: _____

By: _____
RICHARD B. MURY, III
Deputy District Attorney

AMANDA HOPPER, District Attorney
County of Sutter, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
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TIM WARD, District Attorney
County of Tulare, State of California

DATED: _____

By: _____
DARLA J. KAISER
Senior Deputy District Attorney


LAURA L. KRIEG, District Attorney
County of Tuolumne, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney


GREGORY D. TOTTEN, District Attorney
County of Ventura, State of California

DATED: 3-30-17

By:  _____
MARGARET J. COYLE
Senior Deputy District Attorney

JEFF W. REISIG, District Attorney
County of Yolo, State of California

DATED: 3/23/17

By: 
DAVID J. IREY
Assistant Chief Deputy District Attorney

**FOR BIG LOTS STORES, INC., PNS STORES, INC. AND WEST COAST
LIQUIDATORS, INC.:**

DATED: _____

By: _____

DATED: _____

By: _____

REVIEWED AND APPROVED AS TO FORM AND CONTENT:

DATED: _____ MORRISON & FOERSTER LLP

By: _____
MICHAEL JACOB STEEL
Attorneys for Big Lots Stores, Inc.;
PNS Stores, Inc.; and West Coast Liquidators,
Inc.

IT IS SO ORDERED.

DATED: _____

By: _____

JUDGE OF THE SUPERIOR COURT

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JEFF W. REISIG, District Attorney
County of Yolo, State of California

DATED: _____

By: _____
DAVID J. IREY
Assistant Chief Deputy District Attorney

**FOR BIG LOTS STORES, INC., PNS STORES, INC., AND WEST COAST
LIQUIDATORS, INC.:**

DATED: 4/14/2017


By: 
DAVID J. CAMPISI
Chief Executive Officer
and President

DATED: _____

By: _____

REVIEWED AND APPROVED AS TO FORM AND CONTENT:

DATED: 4/12/17

MORRISON & FOERSTER LLP
By: 
MICHAEL JACOB STEEL
Attorney for Big Lots Stores, Inc.;
PNS Stores, Inc.; and West Coast Liquidators,
Inc.

IT IS SO ORDERED.

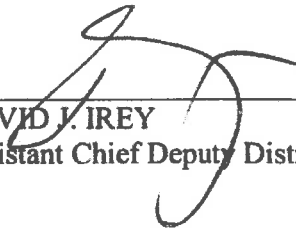
DATED: _____

By: _____

JUDGE OF THE SUPERIOR COURT

JEFF W. REISIG, District Attorney
County of Yolo, State of California

DATED: 3/23/17

By: 
DAVID J. IREY
Assistant Chief Deputy District Attorney

**FOR BIG LOTS STORES, INC., PNS STORES, INC. AND WEST COAST
LIQUIDATORS, INC.:**

DATED: _____

By: _____

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By: _____

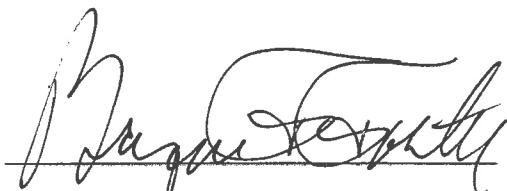
REVIEWED AND APPROVED AS TO FORM AND CONTENT:

DATED: _____ MORRISON & FOERSTER LLP

By: _____
MICHAEL JACOB STEEL
Attorneys for Big Lots Stores, Inc.;
PNS Stores, Inc.; and West Coast Liquidators,
Inc.

IT IS SO ORDERED.

DATED: 4-21-2017

By: 
JUDGE OF THE SUPERIOR COURT
BRYAN F. FOSTER

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EXHIBIT A
Big Lots Facilities

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	Store No.	Address	City	County	Closed Date
1	4281	7991 Amador Valley Blvd	Dublin	Alameda	N/A
2	4468	20800 Mission Blvd	Hayward	Alameda	N/A
3	4594	4484 Las Positas Road	Livermore	Alameda	N/A
4	4243	5453 Thornton Ave	Newark	Alameda	N/A
5	4191	699 Lewelling Blvd Ste 230	San Leandro	Alameda	1/13/2012
6	4266	1927 E 20th St	Chico	Butte	N/A
7	4537	1875 Oro Dam Blvd E	Oroville	Butte	N/A
8	4129	2521 Somersville Rd	Antioch	Contra Costa	N/A
9	4311	2060 Monument Blvd	Concord	Contra Costa	N/A
10	1957	1551 Sycamore Ave	Hercules	Contra Costa	N/A
11	4219	13222 San Pablo Ave	San Pablo	Contra Costa	N/A
12	1987	47 Fair Ln	Placerville	El Dorado	N/A
13	4156	456 W Shaw Ave	Clovis	Fresno	N/A
14	1942	3131 W Shaw Ave	Fresno	Fresno	N/A
15	4164	4895 E Kings Canyon Rd	Fresno	Fresno	N/A
16	4061	5345 N Blackstone Ave	Fresno	Fresno	N/A
17	1946	1201 E Manning Ave	Reedley	Fresno	N/A
18	1943	2370 N Imperial Ave	Calexico	Imperial	1/15/2010
19	1937	1525 W Main St	El Centro	Imperial	1/15/2010
20	4244	2621 Fashion Pl	Bakersfield	Kern	N/A
21	4063	3580 Wilson Rd	Bakersfield	Kern	8/6/2014
22	4655	4751 White Lane Crossing	Bakersfield	Kern	N/A
23	4473	1211 Olive Dr	Oildale	Kern	N/A
24	4611	840 N. China Lake Blvd	Ridgecrest	Kern	N/A
25	4293	110 S 11th Ave	Hanford	Kings	N/A
26	4665	150 South 11th Avenue	Hanford	Kings	N/A
27	4295	633 Sweetwater Rd	Spring Valley	Lake	N/A
28	4155	600 E Valley Blvd	Alhambra	Los Angeles	N/A
29	4025	610 Las Tunas Dr	Arcadia	Los Angeles	N/A
30	4327	360 N Citrus Ave	Azusa	Los Angeles	1/13/2011
31	4476	14339 Clark Ave	Bellflower	Los Angeles	N/A
32	4137	21910 Sherman Way	Canoga Park	Los Angeles	N/A
33	4076	11163 183rd St	Cerritos	Los Angeles	12/15/2014
34	4090	20808 E Arrow Hwy	Covina	Los Angeles	N/A
35	4060	7925 Atlantic Ave	Cudahy	Los Angeles	N/A
36	4166	5587 Sepulveda Blvd	Culver City	Los Angeles	N/A
37	4284	1139 S Diamond Bar Blvd	Diamond Bar	Los Angeles	N/A
38	4002	9020 Firestone Blvd	Downey	Los Angeles	N/A
39	4170	1325 Huntington Dr	Duarte	Los Angeles	N/A

STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION

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	Store No.	Address	City	County	Closed Date
	40	4031 2900 W Rosecrans Ave	Gardena	Los Angeles	N/A
	41	4011 16255 San Fernando Mission Blv	Granada Hills	Los Angeles	1/10/2012
	42	4254 13119 Hawthorne Blvd	Hawthorne	Los Angeles	4/15/2013
	43	4118 3003 W Manchester Blvd	Inglewood	Los Angeles	N/A
	44	4049 2243 Foothill Blvd	La Canada	Los Angeles	N/A
	45	4081 13942 Imperial Hwy	La Mirada	Los Angeles	N/A
	46	4065 785 N Hacienda Blvd	La Puente	Los Angeles	N/A
	47	4365 1955 Foothill Blvd	La Verne	Los Angeles	N/A
	48	1910 5227 Lakewood Blvd	Lakewood	Los Angeles	N/A
	49	4277 1070 W Avenue K Ste A	Lancaster	Los Angeles	N/A
	50	4136 2155 Pacific Coast Hwy	Lomita	Los Angeles	N/A
	51	4386 2238 N Bellflower Blvd	Long Beach	Los Angeles	N/A
	52	4171 2300 E 7th St	Long Beach	Los Angeles	6/15/2012
	53	4032 1341 Vine St	Los Angeles	Los Angeles	9/14/2009
	54	4315 1815 W Slauson Ave	Los Angeles	Los Angeles	N/A
	55	4176 309 W 7th St	Los Angeles	Los Angeles	6/15/2014
	56	4600 3115 South Sepulveda Blvd	Los Angeles	Los Angeles	N/A
	57	1940 5060 Rodeo Rd	Los Angeles	Los Angeles	1/13/2010
	58	4135 5610 York Blvd	Los Angeles	Los Angeles	1/17/2009
	59	4396 668 S Atlantic Blvd	Los Angeles	Los Angeles	1/17/2009
	60	4068 13005 Sherman Way	North Hollywood	Los Angeles	N/A
	61	4286 5321 Vineland Ave	North Hollywood	Los Angeles	N/A
	62	4623 8960 Tampa Avenue	Northridge	Los Angeles	N/A
	63	4177 9727 Laurel Canyon Blvd	Pacoima	Los Angeles	1/15/2013
	64	4338 244 E Palmdale Blvd	Palmdale	Los Angeles	1/6/2009
	65	4275 1260 N Lake Ave	Pasadena	Los Angeles	N/A
	66	4111 1207 Aviation Blvd	Redondo Beach	Los Angeles	N/A
	67	4472 18340 Vanowen St	Reseda	Los Angeles	1/9/2015
	68	4094 1730 Nogales St	Rowland Heights	Los Angeles	N/A
	69	1917 19331 Soledad Canyon Rd	Santa Clarita	Los Angeles	N/A
	70	4292 1401 Huntington Dr Ste B	South Pasadena	Los Angeles	N/A
	71	4447 12716 Glenoaks Blvd	Sylmar	Los Angeles	N/A
	72	4319 5017 Pacific Coast Hwy	Torrance	Los Angeles	N/A
	73	4328 955 Sepulveda Blvd	Torrance	Los Angeles	N/A
	74	4128 7241 Sepulveda Blvd	Van Nuys	Los Angeles	N/A
	75	4066 635 N Azusa Ave	West Covina	Los Angeles	N/A
	76	4003 11130 Washington Blvd	Whittier	Los Angeles	N/A
	77	4246 13241 Whittier Blvd	Whittier	Los Angeles	N/A
	78	4320 928 Diablo Ave	Novato	Marin	1/10/2010

STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION

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	Store No.	Address	City	County	Closed Date
79	4446	225 N Orchard Ave	Ukiah	Mendocino	N/A
80	4283	665 Fairfield Dr	Merced	Merced	N/A
81	4125	335 E Alisal St	Salinas	Monterey	N/A
82	4252	1670 W Katella Ave	Anaheim	Orange	N/A
83	4300	2090 E Lincoln Ave	Anaheim	Orange	6/15/2010
84	1962	6336 E Santa Ana Canyon Rd	Anaheim	Orange	N/A
85	4052	8932 Valley View St	Buena Park	Orange	N/A
86	1941	17880 Newhope St	Fountain Valley	Orange	1/15/2014
87	4248	17950 Magnolia St	Fountain Valley	Orange	N/A
88	4251	2420 E Chapman Ave	Fullerton	Orange	N/A
89	4019	9801 Chapman Ave	Garden Grove	Orange	1/12/2009
90	4088	21082 Beach Blvd	Huntington Beach	Orange	N/A
91	4263	6911 Warner Ave	Huntington Beach	Orange	N/A
92	4645	1020 W. Imperial Way	La Habra	Orange	N/A
93	4029	250 N Harbor Blvd	La Habra	Orange	4/17/2013
94	1897	23641 Moulton Pkwy	Laguna Hills	Orange	N/A
95	4296	24841 Alicia Pkwy	Laguna Hills	Orange	N/A
96	4483	27142 La Paz Rd	Mission Viejo	Orange	N/A
97	4046	1821 N Tustin St	Orange	Orange	N/A
98	4337	1257 E Yorba Linda Blvd	Placentia	Orange	N/A
99	4564	30501 Avenida De Las Flores	Rancho Santa Margarita	Orange	N/A
100	4466	500 Camino De Estrella	San Clemente	Orange	1/15/2014
101	4335	32151 Camino Capistrano	San Juan Capistrano	Orange	1/15/2015
102	4264	2727 N Grand Ave	Santa Ana	Orange	N/A
103	4026	3321 S Bristol St	Santa Ana	Orange	N/A
104	1363	13852 Red Hill Ave	Tustin	Orange	N/A
105	4107	6351 Westminster Blvd	Westminster	Orange	N/A
106	4602	10251 Fairway Dr.	Roseville	Placer	N/A
107	4113	212 Harding Blvd Ste B	Roseville	Placer	N/A
108	4431	3403 W Ramsey St	Banning	Riverside	1/9/2015
109	4265	69026 E Palm Canyon Dr	Cathedral City	Riverside	N/A
110	4051	740 N Main St	Corona	Riverside	N/A
111	4035	2093 E Florida Ave	Hemet	Riverside	N/A
112	4554	42225 Jackson St Bldg B	Indio	Riverside	N/A
113	4459	2501 E Lakeshore Dr	Lake Elsinore	Riverside	11/6/2009
114	4551	32241 Mission Trl Unit C	Lake Elsinore	Riverside	N/A
115	4169	23607 Sunnymead Blvd Ste A	Moreno Valley	Riverside	N/A
116	4278	25260 Madison Ave	Murrieta	Riverside	N/A
117	4259	138 W Nuevo Rd	Perris	Riverside	1/15/2013

STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION

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	Store No.	Address	City	County	Closed Date
	118	4001 3730 Tyler St	Riverside	Riverside	N/A
	119	4256 4022 Madison St	Riverside	Riverside	N/A
	120	1938 27411 Ynez Rd	Temecula	Riverside	N/A
	121	4080 7241 Fair Oaks Blvd	Carmichael	Sacramento	N/A
	122	4359 7263 Greenback Ln	Citrus Heights	Sacramento	1/8/2011
	123	1896 8539 Elk Grove Blvd	Elk Grove	Sacramento	N/A
	124	1364 9522 Greenback Ln	Folsom	Sacramento	N/A
	125	4555 3615 Elkhorn Blvd	North Highlands	Sacramento	N/A
	126	1944 3309 Northgate Blvd	Sacramento	Sacramento	1/15/2014
	127	4288 4401 Elkhorn Blvd	Sacramento	Sacramento	5/8/2010
	128	4072 5100 Stockton Blvd	Sacramento	Sacramento	1/10/2011
	129	4115 6630 Valley Hi Dr	Sacramento	Sacramento	N/A
	130	1918 8700 La Riviera Dr	Sacramento	Sacramento	N/A
	131	1995 21640 Bear Valley Rd	Apple Valley	San Bernardino	N/A
	132	4098 12550 Central Ave	Chino	San Bernardino	N/A
	133	4360 4022 Chino Hills Pkwy	Chino Hills	San Bernardino	N/A
	134	1935 1250 E Washington St	Colton	San Bernardino	1/14/2014
	135	4321 17095 Valley Blvd	Fontana	San Bernardino	N/A
	136	4014 17575 Foothill Blvd	Fontana	San Bernardino	N/A
	137	4451 15755 Main St	Hesperia	San Bernardino	1/15/2014
	138	4303 26545 Highland Ave	Highland	San Bernardino	N/A
	139	4103 12322 4th St	Rancho Cucamonga	San Bernardino	N/A
	140	DC 12434 4th St	Rancho Cucamonga	San Bernardino	N/A
	141	4322 9008 Foothill Blvd	Rancho Cucamonga	San Bernardino	N/A
	142	4316 810 Tri City Ctr	Redlands	San Bernardino	N/A
	143	4274 155 E Base Line Rd	Rialto	San Bernardino	N/A
	144	4324 1269 N Waterman Ave	San Bernardino	San Bernardino	1/9/2009
	145	4238 499 W Orange Show Rd	San Bernardino	San Bernardino	N/A
	146	4042 1284 W Foothill Blvd	Upland	San Bernardino	N/A
	147	4045 14790 La Paz Dr	Victorville	San Bernardino	N/A
	148	4291 34601 Yucaipa Blvd	Yucaipa	San Bernardino	N/A
	149	4087 56865 29 Palms Hwy	Yucca Valley	San Bernardino	N/A
	150	4027 1210 Broadway	Chula Vista	San Diego	N/A
	151	4012 1085 E Main St	El Cajon	San Diego	N/A
	152	4559 333 N. El Camino Real	Encinitas	San Diego	N/A
	153	4350 1580 W Valley Pkwy	Escondido	San Diego	N/A
	154	4007 1625 E Valley Pkwy	Escondido	San Diego	N/A
	155	4047 6145 Lake Murray Blvd	La Mesa	San Diego	N/A
	156	4126 1410 E Plaza Blvd	National City	San Diego	N/A

STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION

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	Store No.	Address	City	County	Closed Date
	157	4297 449 College Blvd	Oceanside	San Diego	N/A
	158	4375 12342 Poway Rd	Poway	San Diego	N/A
	159	4247 1655 Euclid Ave	San Diego	San Diego	N/A
	160	4445 3420 College Ave	San Diego	San Diego	1/9/2015
	161	4038 3705 Rosecrans St	San Diego	San Diego	N/A
	162	4336 4829 Clairemont Dr Ste A	San Diego	San Diego	N/A
	163	4127 9340 Mira Mesa Blvd	San Diego	San Diego	N/A
	164	4257 1845 W Vista Way	Vista	San Diego	8/8/2013
	165	4267 760 Sycamore Ave Ste Ab	Vista	San Diego	4/15/2013
	166	4340 3333 Mission St	San Francisco	San Francisco	N/A
	167	4106 380 S Cherokee Ln	Lodi	San Joaquin	N/A
	168	4617 1321 West Yosemite Ave.	Manteca	San Joaquin	N/A
	169	1916 2720 Country Club Blvd	Stockton	San Joaquin	N/A
	170	4105 8001 West Ln	Stockton	San Joaquin	N/A
	171	4457 2681 N Tracy Blvd	Tracy	San Joaquin	N/A
	172	4539 2240 El Camino Real	Atascadero	San Luis Obispo	N/A
	173	4313 1525 Broadway St	Redwood City	San Mateo	N/A
	174	4422 701 N H St	Lompoc	Santa Barbara	1/14/2009
	175	4054 1417 S Broadway	Santa Maria	Santa Barbara	N/A
	176	4271 1581 W Campbell Ave	Campbell	Santa Clara	N/A
	177	4282 200 Serra Way Ste 2	Milpitas	Santa Clara	N/A
	178	4232 1048 S White Rd	San Jose	Santa Clara	1/15/2011
	179	4557 1523 Parkmoor Ave.	San Jose	Santa Clara	N/A
	180	4261 1832 Hillsdale Ave	San Jose	Santa Clara	N/A
	181	4393 3735 El Camino Real	Santa Clara	Santa Clara	N/A
	182	4301 1986 Freedom Blvd	Watsonville	Santa Cruz	N/A
	183	4310 1340 Hilltop Dr	Redding	Shasta	N/A
	184	4158 2505 N Texas St	Fairfield	Solano	1/8/2012
	185	4426 818 Alamo Dr	Vacaville	Solano	N/A
	186	4588 565 Rohnert Park Expressway	Rohnert Park	Sonoma	N/A
	187	4154 2055 Mendocino Ave	Santa Rosa	Sonoma	N/A
	188	4233 1342 Hackett Rd	Ceres	Stanislaus	1/9/2012
	189	4463 1717 Oakdale Rd	Modesto	Stanislaus	N/A
	190	4082 1800 Prescott Rd Ste J	Modesto	Stanislaus	5/13/2011
	191	4581 3900 Sisk Road	Modesto	Stanislaus	N/A
	192	4397 3101 Geer Rd	Turlock	Stanislaus	N/A
	193	4268 1242 Colusa Ave	Yuba City	Sutter	10/7/2011
	194	4596 1320 Franklin Road	Yuba City	Sutter	N/A
	195	4464 1277 N Cherry St	Tulare	Tulare	9/28/2011

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	Store No.	Address	City	County	Closed Date
	196	4575 1675 Hillman Street	Tulare	Tulare	N/A
	197	4122 2525 S Mooney Blvd	Visalia	Tulare	N/A
	198	4574 1141 Sanguinetti Rd.	Sonora	Tuolumne	N/A
	199	4157 353 Carmen Dr	Camarillo	Ventura	N/A
	200	4531 425 W Los Angeles Ave	Moorpark	Ventura	1/13/2015
	201	4546 733 W Channel Islands Blvd	Port Hueneme	Ventura	N/A
	202	4432 568 W Main St Ste B	Santa Paula	Ventura	N/A
	203	4347 2495 Sycamore Dr	Simi Valley	Ventura	N/A
	204	4030 299 Borchard Dr	Ventura	Ventura	N/A
	205	4394 1270 W Capitol Ave	West Sacramento	Yolo	N/A
	206	1934 52 W Court St	Woodland	Yolo	N/A

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EXHIBIT B
Notices

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EXHIBIT C-1

Prosecutor Penalty Payments

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Employer ID Numbers (FEIN)	Agency	Civil Penalties - Business and Professions §17200 Penalties	Civil Penalties - Health and Safety §25500 Penalties	Civil Penalties - Health and Safety §25189 Penalties	Total of Civil Penalties Paid to Agency
94-6000501	Alameda Co. District Attorney's Office	\$ 99,200.00	\$ 49,333.33	\$ -	\$ 148,533.33
94-6000506	Butte Co. District Attorney's Office	\$ 3,750.00	\$ -	\$ -	\$ 3,750.00
94-6000509	Contra Costa Co. District Attorney's Office	\$ 15,000.00	\$ -	\$ -	\$ 15,000.00
94-6000511	El Dorado Co. District Attorney's Office	\$ 1,875.00	\$ -	\$ -	\$ 1,875.00
94-6000512	Fresno Co. District Attorney's Office	\$ 29,000.00	\$ -	\$ -	\$ 29,000.00
95-6000925	Kern Co. District Attorney's Office	\$ 16,000.00	\$ -	\$ -	\$ 16,000.00
94-6000814	Kings Co. District Attorney's Office	\$ 3,750.00	\$ -	\$ -	\$ 3,750.00
94-6000825	Lake Co. District Attorney's Office	\$ 1,875.00	\$ -	\$ -	\$ 1,875.00
95-6000735	Los Angeles City Attorney's Office	\$ 99,200.00	\$ 49,333.33	\$ -	\$ 148,533.33
95-6000927	Los Angeles Co. District Attorney's Office	\$ 49,000.00	\$ -	\$ -	\$ 49,000.00
94-6000519	Marin Co. District Attorney's Office	\$ 1,000.00	\$ -	\$ -	\$ 1,000.00
94-6000520	Mendocino Co. District Attorney's Office	\$ 1,875.00	\$ -	\$ -	\$ 1,875.00
94-6000521	Merced Co. District Attorney's Office	\$ 1,875.00	\$ -	\$ -	\$ 1,875.00
94-6000524	Monterey Co. District Attorney's Office	\$ 39,000.00	\$ -	\$ -	\$ 39,000.00
95-6000928	Orange Co. District Attorney's Office	\$ 99,200.00	\$ 49,333.33	\$ -	\$ 148,533.33
94-6000527	Placer Co. District Attorney's Office* (see below)	\$ 7,500.00	\$ -	\$ -	\$ 7,500.00
95-6000930	Riverside Co. District Attorney's Office** (see below)	\$ 40,500.00	\$ -	\$ -	\$ 40,500.00
94-6000529	Sacramento Co. District Attorney's Office*** (see below)	\$ 26,500.00	\$ -	\$ -	\$ 26,500.00
95-6002748	San Bernardino Co. District Attorney's Office (SWCPP Penalties)**** (see below)	\$ 219,575.00	\$ 92,583.33	\$ 15,000.00	\$ 327,158.33
95-6000776	San Diego City Attorney's Office	\$ 39,000.00	\$ -	\$ -	\$ 39,000.00
95-6000934	San Diego Co. District Attorney's Office	\$ 39,000.00	\$ -	\$ -	\$ 39,000.00

STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION

Employer ID Numbers (FEIN)	Agency	Civil Penalties - Business and Professions §17200 Penalties	Civil Penalties - Health and Safety §25500 Penalties	Civil Penalties - Health and Safety §25189 Penalties	Total of Civil Penalties Paid to Agency
94-6000417	San Francisco Co. District Attorney's Office	\$ 8,750.00	\$ -	\$ -	\$ 8,750.00
94-6000531	San Joaquin Co. District Attorney's Office***** (see below)	\$ 169,200.00	\$ 55,333.33	\$ -	\$ 224,533.33
95-6000939	San Luis Obispo Co. District Attorney's Office	\$ 3,750.00	\$ -	\$ -	\$ 3,750.00
94-6000532	San Mateo Co. District Attorney's Office	\$ 3,750.00	\$ -	\$ -	\$ 3,750.00
95-6002833	Santa Barbara Co. District Attorney's Office	\$ 2,375.00	\$ -	\$ -	\$ 2,375.00
07-4915187	Santa Clara Co. District Attorney's Office	\$ 19,750.00	\$ -	\$ -	\$ 19,750.00
94-6000534	Santa Cruz Co. District Attorney's Office	\$ 3,750.00	\$ -	\$ -	\$ 3,750.00
94-6000535	Shasta Co. District Attorney's Office	\$ 8,750.00	\$ -	\$ -	\$ 8,750.00
94-6000538	Solano Co. District Attorney's Office***** (see below)	\$ 39,000.00	\$ -	\$ -	\$ 39,000.00
94-6000539	Sonoma Co. District Attorney's Office	\$ 7,500.00	\$ -	\$ -	\$ 7,500.00
94-6000540	Stanislaus Co. District Attorney's Office	\$ 13,250.00	\$ -	\$ -	\$ 13,250.00
94-6000542	Sutter Co. District Attorney's Office	\$ 2,375.00	\$ -	\$ -	\$ 2,375.00
94-6000545	Tulare Co. District Attorney's Office	\$ 13,500.00	\$ -	\$ -	\$ 13,500.00
94-6000547	Tuolumne Co. District Attorney's Office	\$ 1,875.00	\$ -	\$ -	\$ 1,875.00
95-6000944	Ventura Co. District Attorney's Office	\$ 73,500.00	\$ -	\$ -	\$ 73,500.00
94-6000548	Yolo Co. District Attorney's Office	\$ 101,000.00	\$ 29,333.35	\$ -	\$ 130,333.35
	Totals - Prosecutor Civil Penalties	\$1,305,750.00	\$ 325,250.00	\$ 15,000.00	\$ 1,646,000.00

* PLACER: The money paid to the Placer District Attorney as penalties, pursuant to this Stipulation, shall be for the sole and exclusive use of the District Attorney to augment the budget of the District Attorney's Office pertaining to the investigation and enforcement of consumer and environmental protection laws and in no manner shall supplant or cause any reduction of any portion of the District Attorney's budget.

Employer ID Numbers (FEIN)	Agency	Civil Penalties - Business and Professions §17200 Penalties	Civil Penalties - Health and Safety §25500 Penalties	Civil Penalties - Health and Safety §25189 Penalties	Total of Civil Penalties Paid to Agency
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**** RIVERSIDE:** Business and Professions Code §17200: "Defendant" shall pay \$40,500.00 to the Riverside County District Attorney's Office as civil penalties for violations of Business and Professions Code section 17200. Pursuant to Business and Professions Code section 17206(b), said sum will be paid in the form of a check made payable to the District Attorney, County of Riverside; sums to be distributed as follows: 100 percent will be deposited into the consumer protection prosecution account in the General Fund of Riverside County.

***** SACRAMENTO:** The money paid to the Sacramento District Attorney as penalties, pursuant to this stipulation, shall be for the sole and exclusive use of the District Attorney to augment the budget of the District Attorney's Office pertaining to the investigation and enforcement of consumer and environmental protection laws and in no manner shall supplant or cause any reduction of any portion of the District Attorney's budget.

****** SAN BERNARDINO:** \$22,375.00 is to be allocated for SWCPP penalties and distributed as such.

******* SAN JOAQUIN:** Business and Professions Code § 17200 Penalties shall be paid to the "Treasurer of San Joaquin County". Penalties allocated to Health and Safety Code § 25500 shall be paid to the "San Joaquin Co. District Attorney's Office".

******* SOLANO:** Court further orders that these proceeds are designated as non-supplanting funds to be used by the Solano County District Attorney's Office only for the investigation and prosecution of environmental protection cases including, without limitation, those cases that can potentially be brought as unfair competition actions pursuant to B&P Code Section 17200 et seq.

Pursuant to Government Code section 26506, any civil penalties recovered in a civil action "brought jointly in the name of the People of the State of California by the Attorney General, one or more district attorneys, or by one or more city attorneys, or any combination thereof, shall be paid as approved by the court."

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EXHIBIT C-2
CUPA Penalty Payments

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Employer ID Numbers (FEIN)	Agency	Civil Penalties - Health and Safety §25515 Penalties	Civil Penalties - Health and Safety §25189 Penalties	Total of Civil Penalties Paid to Regulatory Agencies
94-6000501	Alameda Co. -Environmental Health Services	\$ 3,750.00	\$ -	\$ 3,750.00
94-6000397	Alameda Co. - Livermore/Pleasanton Fire Dept., Haz Mat Unit	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000421	Alameda Co. - City of San Leandro Environmental Services	\$ 500.00	\$ -	\$ 500.00
94-6000509	Contra Costa Co. - Health Services Dept., Hazardous Materials Program	\$ 5,000.00	\$ -	\$ 5,000.00
68-0281381	Department of Toxic Substances Control	\$ 1,000.00	\$ 30,000.00	\$ 31,000.00
94-6000511	El Dorado Co. - Environmental Mgmt. Dept.	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000512	Fresno Co. - Community Health Dept., Environmental Health Division	\$ 6,250.00	\$ -	\$ 6,250.00
95-6000672	Kern Co. - Bakersfield City Fire Department	\$ 3,000.00	\$ -	\$ 3,000.00
95-6000925	Kern Co. - Environmental Health Services Department	\$ 2,500.00	\$ -	\$ 2,500.00
94-6000814	Kings Co. - Environmental Health Services	\$ 1,250.00	\$ -	\$ 1,250.00
94-000825	Lake Co. - Division of Environmental Health	\$ 1,250.00	\$ -	\$ 1,250.00
95-6000733	Los Angeles Co. - Long Beach Environmental Health	\$ 1,750.00	\$ -	\$ 1,750.00
95-6000927	Los Angeles Co. - Fire Health Hazmat	\$ 45,000.00	\$ 6,000.00	\$ 51,000.00
94-6000519	Marin Co. - Dept. of Public Works, Waste Mngt. Div.	\$ 500.00	\$ -	\$ 500.00
94-6000520	Mendocino Co. - Environmental Health Division	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000521	Merced Co. - Division of Environmental Health	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000524	Monterey Co. - Environmental Health Division	\$ 1,250.00	\$ -	\$ 1,250.00
95-6000666	Orange Co. - City of Anaheim Fire Department	\$ 3,000.00	\$ -	\$ 3,000.00
95-6000928	Orange Co. - Environmental Health*(see below)	\$ 22,500.00	\$ -	\$ 22,500.00
94-6000409	Placer Co. - Roseville City Fire Dept.	\$ 2,500.00	\$ -	\$ 2,500.00
95-6000930	Riverside Co. - Dept. of Health, Hazardous Materials Division	\$ 19,000.00	\$ -	\$ 19,000.00
94-6000529	Sacramento Co. - Environmental Mgmt. Dept.	\$ 14,500.00	\$ -	\$ 14,500.00
95-6002748	San Bernardino Co. - Fire Haz Mat	\$ 65,500.00	\$ 9,000.00	\$ 74,500.00
95-6000934	San Diego Co. - Dept. of Environmental Health	\$ 27,750.00	\$ -	\$ 27,750.00
94-6000417	San Francisco Co. - City & County Public Health Dept.	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000531	San Joaquin Co. - Environmental Health Department	\$ 39,250.00	\$ -	\$ 39,250.00
95-6000939	San Luis Obispo Co. - Environmental Health Services	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000532	San Mateo Co. - Environmental Health Division	\$ 1,250.00	\$ -	\$ 1,250.00

STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION

Employer ID Numbers (FEIN)	Agency	Civil Penalties - Health and Safety §25515 Penalties	Civil Penalties - Health and Safety §25189 Penalties	Total of Civil Penalties Paid to Regulatory Agencies
95-6002833	Santa Barbara Co. - Environmental Health Services	\$ 1,750.00	\$ -	\$ 1,750.00
94-6000533	Santa Clara Co. - Dept. of Environmental Health, Haz Mat Compliance Div.	\$ 5,500.00	\$ -	\$ 5,500.00
94-6000426	Santa Clara Co. - City of Santa Clara Fire Department	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000534	Santa Cruz Co. - Environmental Health	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000535	Shasta Co. - Environmental Health Division	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000538	Solano Co. - Environmental Health Services	\$ 1,750.00	\$ -	\$ 1,750.00
94-6000539	Sonoma Co. - Fire & Emergency Services Dept.	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000428	Sonoma Co. - Santa Rosa City Fire	\$ 1,250.00	\$ -	\$ 1,250.00
94-6000540	Stanislaus Co. - Dept. of Environmental Resources	\$ 4,750.00	\$ -	\$ 4,750.00
94-6000542	Sutter Co. - Environmental Health Services	\$ 1,750.00	\$ -	\$ 1,750.00
94-6000545	Tulare Co. - Environmental Health	\$ 8,000.00	\$ -	\$ 8,000.00
94-6000547	Tuolumne Co. - Environmental Health	\$ 1,250.00	\$ -	\$ 1,250.00
95-6000944	Ventura Co. - Environmental Health Division	\$ 11,750.00	\$ -	\$ 11,750.00
94-6000548	Yolo Co. - Environmental Health	\$ 8,000.00	\$ -	\$ 8,000.00
Total - Agency Civil Penalties		\$ 326,500.00	\$ 45,000.00	\$ 371,500.00

*ORANGE: \$22,500.00 is restricted to the Orange County Health Care Agency/Environmental Health and is to be placed in a special revenue account. These funds are to be used for the enhancements of the Hazardous Waste Program for special projects and other uses as determined by the Director of Environmental Health. Said payment shall be made in the form of a check made payable to the County of Orange/Auditor-Controller.

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EXHIBIT D
Supplemental Environmental Project

1 **EXHIBIT D – SUPPLEMENTAL ENVIRONMENTAL PROJECTS**

2 **1. Environmental Protection Prosecution Fund.** BIG LOTS STORES, INC. shall provide
3 the amount of Forty Thousand Dollars (\$40,000.00) to be used by the Craig Thompson
4 Environmental Protection Prosecution Fund (“CTEPP Fund”) for purposes consistent with the
5 mission of the CTEPP Fund.

6 **2. California CUPA Forum.** BIG LOTS STORES, INC. shall provide the amount of
7 Twenty Thousand Dollars (\$20,000.00) to fund scholarships for attendance and participation at
8 the annual CUPA Conference. Each of these scholarships shall cover conference registration,
9 transportation, meals and hotel at the training conference rate. Travel and per diem expenses will
10 be reimbursed in accordance with the reimbursement policies of the “California CUPA Forum
11 Board Training Conference Expense Reimbursement Policies”, and any subsequent modifications
12 thereto.

13 **3. California District Attorneys Association Environmental Project.** BIG LOTS
14 STORES, INC. shall provide the amount of Fifteen Thousand Dollars (\$15,000.00) to be used by
15 the California District Attorneys Association Environmental Project for the purposes of providing
16 training consistent with the objectives of the Environmental Project.

17 **4. Aquatic Toxicity Testing Project.** BIG LOTS STORES, INC. shall provide the amount
18 of Thirty Thousand Dollars (\$30,000.00) to be used by the Yolo County District Attorney’s
19 Office to fund a Retail Waste Aquatic Toxicity Testing (“RWATT”) Project, using California’s
20 Static Acute Bioassay Procedures for Hazardous Waste Samples. The RWATT Project shall
21 primarily focus on the testing of various retail wastes, including but not limited to, surfactants,
22 sunscreens, lotions and health care products. In determining the products to be tested as part of
23 the RWATT Project, the District Attorney’s Offices of Alameda, Riverside, San Joaquin and
24 Solano, along with the City Attorney’s Office of Los Angeles, may consult with retail waste
25 generators and hazardous waste regulators, including but not limited to Department of Toxic
26 Substance Control (“DTSC”), CUPAs and the CUPA Forum in determining some of the products
27 to be tested. Results of the RWATT Project will be made available to retail waste generators.
28 Protocols for the gathering of the samples, potential peer review and the methods for sharing

1 testing data with the retail waste generators may be discussed with other DTSC, CUPAs and the
2 CUPA Forum.

3 **5. California Specialized Training Institute – Environmental Crimes Course in**
4 **conjunction with the California Hazardous Material Investigators Association (CHMIA).**

5 BIG LOTS STORES, INC. shall provide the amount of Twenty Thousand Dollars (\$20,000.00) to
6 assist in the upgrading of the training facilities used by the California Environmental Enforcement
7 Prosecutorial Community at the California Specialized Training Institute.

8 **6. CUPA Forum Environmental Protection Trust Funds – Navigating non-RCRA and**
9 **RCRA in California Courses***. BIG LOTS STORES, INC. shall provide the amount of Two
10 Hundred Twenty-Five Thousand Dollars (\$225,000.00) to be used by the CUPA Forum to fund
11 seminars that will focus on the RCRA and non-RCRA Hazardous Waste requirements for Unified
12 Program Agency staff and Attorney General, District Attorney or City Attorney employees whose
13 primary assignment includes environmental enforcement. This amount will fund a total of five
14 (5) seminars including the cost of course materials and CUPA Forum administrative support
15 associated with the seminar. These seminars are anticipated to be held in 2017 in the following
16 locations: 1) Los Angeles County; 2) San Joaquin County; 3) Orange County; 4) San Bernardino
17 County; and 5) Fresno County.

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19 * If the payment provided by BIG LOTS STORES, INC. is accepted by a designated entity, the
20 designated entity shall provide, until the exhaustion of the funds, annual letter reports describing
21 the specific use of the funds. The annual letter reports shall be submitted to the Plaintiff's
22 representatives identified in this Stipulation for Entry of Final Judgment and Permanent
23 Injunction.

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EXHIBIT E

Enhanced Environmental Compliance Efforts

Enhanced Environmental Compliance Efforts

In accordance with Paragraph 5.3 of the Final Judgment, Defendants shall implement an enhanced hazardous waste compliance program for all of their Current California Facilities identified in Exhibit A that incorporates the following:

(1) Develop and implement a system of electronic scanning devices providing real-time guidance to employees regarding the proper management of hazardous waste. Defendants shall complete the implementation of such enhancements within six (6) months of the effective date of this Final Judgment and Defendants shall continue the use of such electronic scanning devices for a period of five (5) years after the effective date of this Final Judgment; and

(2) For a period of five (5) years after the effective date of this Final Judgment, Defendants shall collectively designate one (1) full-time employee, or equivalent, as responsible for environmental, health, regulatory and safety compliance assurance at the Current California Facilities ("Full-Time Employee"). This Full-Time Employee may be employed by a Defendant or a Defendant affiliate, subsidiary or parent and may be employed in a Defendant's locations within or outside of California. It is recognized that the Full-Time Employee may also have other responsibilities, including without limitation, environmental, health, regulatory and safety matters not related to hazardous waste. Defendants shall make good faith efforts to continually staff this position, but it is recognized that there may be an occasional vacancy due to staffing transitions or other staffing interruptions.

(3) Defendants Big Lots Stores Inc. and PNS Stores, Inc. shall make reasonable efforts to lock dumpsters located in exterior areas. The parties recognize that such locks are frequently removed by members of the public and that some waste haulers will not provide locking dumpsters. Accordingly, there may be occasions when exterior dumpsters are not locked.

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EXHIBIT F-1
Prosecutor Costs

Employer ID Numbers (FEIN)	Agency	Total Costs to Agency
94-6000501	Alameda Co. District Attorney's Office	\$ 22,950.00
94-6000509	Contra Costa Co. District Attorney's Office	\$ 600.00
94-6000512	Fresno Co. District Attorney's Office	\$ 600.00
95-6000925	Kern Co. District Attorney's Office	\$ 600.00
95-6000735	Los Angeles City Attorney's Office	\$ 10,200.00
95-6000927	Los Angeles Co. District Attorney's Office	\$ 3,000.00
94-6000519	Marin Co. District Attorney's Office	\$ 600.00
94-6000524	Monterey Co. District Attorney's Office	\$ 6,000.00
95-6000928	Orange Co. District Attorney's Office	\$ 17,850.00
94-6000527	Placer Co. District Attorney's Office* (see below)	\$ 600.00
95-6000930	Riverside Co. District Attorney's Office** (see below)	\$ 2,400.00
94-6000529	Sacramento Co. District Attorney's Office*** (see below)	\$ 600.00
95-6002748	San Bernardino Co. District Attorney's Office (SWCPP Costs)**** (see below)	\$ 54,000.00
95-6000776	San Diego City Attorney's Office	\$ 4,800.00
95-6000934	San Diego Co. District Attorney's Office	\$ 45,000.00
94-6000417	San Francisco Co. District Attorney's Office	\$ 2,100.00
94-6000531	San Joaquin Co. District Attorney's Office	\$ 54,855.00
95-6000939	San Luis Obispo Co. District Attorney's Office	\$ 600.00
94-6000532	San Mateo Co. District Attorney's Office	\$ 600.00
07-4915187	Santa Clara Co. District Attorney's Office	\$ 600.00
94-6000534	Santa Cruz Co. District Attorney's Office	\$ 600.00
94-6000535	Shasta Co. District Attorney's Office	\$ 3,750.00
94-6000538	Solano Co. District Attorney's Office	\$ 1,800.00
94-6000539	Sonoma Co. District Attorney's Office	\$ 600.00
94-6000540	Stanislaus Co. District Attorney's Office	\$ 600.00
94-6000545	Tulare Co. District Attorney's Office	\$ 7,420.00
95-6000944	Ventura Co. District Attorney's Office	\$ 17,400.00
94-6000548	Yolo Co. District Attorney's Office	\$ 28,200.00
	Total - Prosecutor Costs	\$ 288,925.00

* PLACER: The money paid to the Placer District Attorney as costs, pursuant to this Stipulation, shall be for the sole and exclusive use of the District Attorney as reimbursement for costs to the District Attorney's Office pertaining to the investigation and enforcement of consumer and environmental protection laws and in no manner shall supplant or cause any reduction of any portion of the District Attorney's budget.

** RIVERSIDE: "Defendant" shall pay \$2,400.00 as costs to the Riverside County District Attorney's Office. Said sum will be paid in the form of a check made payable to the District Attorney, County of Riverside.

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Employer ID Numbers (FEIN)	Agency	Total Costs to Agency
	*** SACRAMENTO: The money paid to the Sacramento District Attorney as costs, pursuant to this stipulation, shall be for the sole and exclusive use of the District Attorney as reimbursement for costs to the District Attorney's Office pertaining to the investigation and enforcement of consumer and environmental protection laws and in no manner shall supplant or cause any reduction of any portion of the District Attorney's budget.	
	**** SAN BERNARDINO: \$3,600.00 is to be allocated for SWCPP costs and distributed as such.	

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EXHIBIT F-2
CUPA Costs

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Employer ID Numbers (FEIN)	Agency	Total Costs to Agency
68-0281381	Department of Toxic Substances Control	\$ 750.00
95-6000927	Los Angeles Co. - Fire Health Hazmat	\$ 10,500.00
95-6000928	Orange Co. - Environmental Health *	\$ 450.00
95-6000930	Riverside Co. - Dept. of Health, Hazardous Materials Division	\$ 1,050.00
94-6000529	Sacramento Co. - Environmental Mgmt. Dept.	\$ 1,050.00
95-6002748	San Bernardino Co. - Fire Haz Mat	\$ 3,000.00
95-6000934	San Diego Co. - Dept. of Environmental Health	\$ 2,850.00
94-6000531	San Joaquin Co. - Environmental Health Department	\$ 20,400.00
94-6000545	Tulare Co. - Environmental Health	\$ 1,125.00
95-6000944	Ventura Co. - Environmental Health Division	\$ 4,350.00
94-6000548	Yolo Co. - Environmental Health	\$ 1,800.00
Total - Agency Costs		\$ 47,325.00

*ORANGE: \$450.00 is restricted to the Orange County Health Care Agency/Environmental Health and is to be placed in a special revenue account. These funds are to be used for the enhancements of the Hazardous Waste Program for special projects and other uses as determined by the Director of Environmental Health. Said payment shall be made in the form of a check made payable to the County of Orange/Auditor-Controller.