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September 26, 2019

To: All Unified Program Agencies

From: Darwin Cheng, Inspection & Enforcement Issue Co-Coordinator via EMAIL

7-ELEVEN, INC, A TEXAS CORPORATION FINAL JUDGEMENT AND PERMANENT INJUNCION

This is to summarize (stipulated) injunction provisions to the Final Judgement (dated June 29, 2019) for the 7-ELEVEN, INC. statewide judgement. This communique is to provide all Unified Program Agencies (UPA’s) with injunction provisions to compare with any future potential violations. This is also to provide clear direction on what to do if future violations occur and where this information should be sent. For those jurisdictions that have active involvement by a local prosecutor, this is the point of contact to send subsequent non-compliance information. If your jurisdiction does not have active prosecutorial involvement, you are requested to provide the information to the County of Contra Costa Deputy District Attorney, Stacey Grassini (925) 957-8604.

What follows is a summary of the injunction provisions. For more detailed information, you are directed to the final court document referenced below (numbered as in the Final Judgement).

PEOPLE V. 7-ELEVEN, INC., A TEXAS CORPORATION; FINAL JUDGMENT
CASE NO. C19-01622

4.2 Specific Injunctive Provisions

Pursuant to Health and Safety Code §§25515.6 and 25515.8, and Business and Professional Code §17203, Enjoined Persons are enjoined, restrained and prohibited from doing any of the following:

4.2.a. Certifying on its own behalf or as an officially designated representative of a franchisee, under Health and Safety Code §25508.2, *that business plan information submitted to the statewide information management system is complete and accurate, without first having conducted a diligent search and reasonably inquiry to ensure the information submitted is complete and accurate;* and

4.2.b. *Failing to implement, maintain, and comply with an employee training program on hazardous materials at 7-Eleven corporate-operated stores, in violation of Health and Safety Code §25505(a)(4), and California Code of Regulations, Title 19, §2659.*

If you have any questions, please contact me at (714) 433-6010, or email me at dcheng@ochca.com.