

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DIANA BECTON
District Attorney, Contra Costa County
STACEY N. GRASSINI (SBN 154937)
Deputy District Attorney
900 Ward Street, 4th Floor
Martinez, CA 94553-1708
Telephone: (925) 957-8604

GREGORY D. TOTTEN
District Attorney, County of Ventura
MITCHELL F. DISNEY (SBN 138114)
Senior Deputy District Attorney
5720 Ralston Street, Suite 300
Ventura, CA 93003
Telephone: (805) 662-1706

NANCY E. O'MALLEY
District Attorney, Alameda County
KENNETH A. MIFSUD (SBN 144000)
Deputy District Attorney
7677 Oakport Street, Suite 650
Oakland, CA 94621
Telephone: (510) 383-8600

Attorneys for Plaintiff
[Additional Attorneys for Plaintiff Listed as Signatories]

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF CONTRA COSTA**

FILED
2019 AUG -9 P 12:42
SUPERIOR COURT
COUNTY OF CONTRA COSTA, CA
BY: _____ CLERK

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

7-ELEVEN, INC., a Texas corporation,

Defendant.

Case No. **C19-01622-**

**[PROPOSED] FINAL JUDGMENT
PURSUANT TO STIPULATION**

Filing Fees Exempt (Govt. Code § 6103)

Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA ("People"), generally appearing through its attorneys: Nancy E. O'Malley, District Attorney of Alameda County; Michael L.

1 Ramsey, District Attorney of Butte County; Diana Becton, District Attorney of Contra Costa
2 County; Vern Pierson, District Attorney of El Dorado County; Lisa A. Smittcamp, District Attorney
3 of Fresno County; Dwayne R. Stewart, District Attorney of Glenn County; Gilbert G. Otero, District
4 Attorney of Imperial County; Cynthia J. Zimmer, District Attorney of Kern County; Keith L.
5 Fagundes, District Attorney of Kings County; Jackie Lacey, District Attorney of Los Angeles
6 County; Michael N. Feuer, City Attorney of Los Angeles; Sally Moreno, District Attorney of
7 Madera County; Lori Frugoli, District Attorney of Marin County; Kimberly Helms Lewis, District
8 Attorney of Merced County; Jeannine M. Pacioni, District Attorney of Monterey County; Allison
9 Haley, District Attorney of Napa County; Clifford Newell, District Attorney of Nevada County;
10 Todd Spitzer, District Attorney of Orange County; R. Scott Owens, District Attorney of Placer
11 County; Michael A. Hestrin, District Attorney of Riverside County; Anne Marie Schubert, District
12 Attorney of Sacramento County; Candice Hooper-Mancino, District Attorney of San Benito County;
13 Jason Anderson, District Attorney of San Bernardino County; Mara W. Elliott, City Attorney of San
14 Diego; Summer Stephan, District Attorney of San Diego County; George Gascon, District Attorney
15 of San Francisco County; Tori Verber Salazar, District Attorney of San Joaquin County; Dan Dow,
16 District Attorney of San Luis Obispo County; Stephen M. Wagstaffe, District Attorney of San Mateo
17 County; Joyce E. Dudley, District Attorney of Santa Barbara County; Jeffrey F. Rosen, District
18 Attorney of Santa Clara County; Stephanie A. Bridgett, District Attorney of Shasta County; Krishna
19 A. Abrams, District Attorney of Solano County; Jill R. Ravitch, District Attorney of Sonoma
20 County; Birgit A. Fladager, District Attorney of Stanislaus County; Amanda L. Hopper, District
21 Attorney of Sutter County; Matthew Rogers, District Attorney of Tehama County; Tim Ward,
22 District Attorney of Tulare County; Laura L. Krieg, District Attorney of Tuolumne County; Gregory
23 D. Totten, District Attorney of Ventura County; and Jeff W. Reisig, District Attorney of Yolo
24 County; Clint Curry, District Attorney of Yuba County; (hereafter collectively the "People" or
25 "Plaintiff"); and Defendant 7-ELEVEN, INC., a Texas Corporation, (hereafter "7-Eleven") generally
26 appearing through its attorneys Peggy Otum, Esq., and Trent Norris, Esq., of Arnold Porter Kaye
27 Scholer LLP:

27 **HEREBY STIPULATE AND AGREE AS FOLLOWS:**

- 28 1. This Court may enter this Stipulation for Entry of Final Judgment and Permanent

1 Injunction ("Final Judgment") before the taking of any proof and without trial or adjudication of any
2 fact or law;

3 2. This Court has subject matter jurisdiction over the matters alleged in this action and
4 personal jurisdiction over the parties to this Final Judgment;

5 3. This Final Judgment is a fair and reasonable resolution of the matters alleged in the
6 People's Complaint;

7 4. 7-Eleven waives service of Summons and Complaint and acknowledges receipt of a
8 signed copy of the Complaint.

9 5. Judgment may be entered by the Court in this action, pursuant to this Stipulation, on
10 the request of any party, without prior notice to other parties.

11 6. Entry of this Final Judgment is not an admission by 7-Eleven regarding any issue of
12 law or fact in the above-captioned matter or any violation of any law;

13 7. This Final Judgment shall be binding upon the People and upon 7-Eleven; and

14 8. The People and 7-Eleven (collectively, "the Parties") waive any right to set aside the
15 Final Judgment through any collateral attack, and further waive their right to appeal from the Final
16 Judgment.

17 **NOW THEREFORE**, the People and 7-Eleven, having requested that this Court enter this
18 Final Judgment, and the Court having considered the Final Judgment reached between the Parties,

19 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** as follows:

20 1. **JURISDICTION**

21 This Court has subject matter jurisdiction over the matters alleged in this action and personal
22 jurisdiction over the Parties to this Final Judgment.

23 2. **SETTLEMENT OF DISPUTED CLAIMS**

24 This Final Judgment is a fair and reasonable resolution of the Covered Matters (as defined in
25 Paragraph 6 below) and is in the best interest of the public.

26 3. **DEFINITIONS**

27 Except where otherwise expressly defined in this Final Judgment, all terms shall be
28 interpreted consistent with Health and Safety Code sections 25500 et seq. (Hazardous Materials

1 Release Response Plans and Inventory Law), and the regulations promulgated under these sections.

2 "Certified Unified Program Agency" or "CUPA" is as defined in Health and Safety Code
3 section 25404(a)(1)(A).

4 "Participating Agency" is as defined in Health and Safety Code section 25404(a)(1)(C).

5 **4. INJUNCTIVE RELIEF**

6 **4.1 Applicability**

7 The provisions of this injunction are applicable to 7-Eleven and its officers, employees,
8 agents, and representatives, and any successor corporations or assignees (hereafter "Enjoined
9 Persons"). 7-Eleven shall, within five (5) business days of its receipt of a conformed copy of this
10 Final Judgment, provide actual notice of the injunctive provisions of this Final Judgment to its
11 corporate officers. The provisions of this injunction do not in any matter reduce or affect the rights
12 of the State to enforce Chapter 6.95 of Division 20 of the California Health & Safety Code and/or
13 the regulations promulgated under these statutes.

14 **4.2 Specific Injunctive Provisions**

15 Pursuant to Health and Safety Code sections 25515.6 and 25515.8, and Business and
16 Professions Code section 17203, Enjoined Persons are enjoined, restrained and prohibited from
17 doing any of the following:

18 4.2.a. Certifying on its own behalf or as an officially designated representative of a
19 franchisee, under Health & Safety Code section 25508.2, that business plan information submitted
20 to the statewide information management system is complete and accurate, without first having
21 conducted a diligent search and reasonable inquiry to ensure the information submitted is complete
22 and accurate; and

23 4.2.b. Failing to implement, maintain, and comply with an employee training program
24 on hazardous materials at 7-Eleven corporate-operated stores, in violation of Health and Safety
25 Code section 25505(a)(4), and California Code of Regulations, title 19, section 2659.

26 **5. CIVIL PENALTIES SUPPLEMENTAL ENVIRONMENTAL PROJECTS AND**
27 **COSTS**

28 **5.1 Civil Penalties**

1 7-Eleven shall pay NINE HUNDRED FORTY-EIGHT THOUSAND DOLLARS
2 (\$948,000.00) as civil penalties pursuant to Health and Safety Code section 25515 and Business and
3 Professions Code section 17206, in accordance with the terms of Exhibits A-1 and A-2.

4 **5.2 Supplemental Environmental Projects**

5 7-Eleven shall collectively pay TWO HUNDRED FIFTY-TWO THOUSAND DOLLARS
6 (\$252,000.00) for supplemental environmental projects identified in, and in accordance with the
7 terms of Exhibit B.

8 **5.3 Reimbursement of Costs of Investigation and Enforcement**

9 7-Eleven shall pay THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS
10 (\$325,000.00) for reimbursement of attorney's fees, costs of investigation, and other costs of
11 enforcement, to the entities identified in, and in accordance with the terms of, Exhibits C-1 and C-2.

12 **5.4 Payments and Expenditures**

13 The payment of all civil penalties, reimbursement of cost payments, and other expenditures
14 set forth in Paragraphs 5.1, 5.2 and 5.3, above, shall be made, within twenty-one (21) business days
15 after entry of this Final Judgment, by checks delivered to the District Attorney's Office for the
16 County of Contra Costa, Attention: Stacey Grassini, for distribution pursuant to the terms of this
17 Final Judgment.

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

19 **6.1.** This Final Judgment is a final and binding resolution and settlement of all claims,
20 violations and causes of action arising from the matters and allegations set forth in the Complaint
21 through the date of the entry of this Final Judgment ("Covered Matters").

22 **6.2.** Any claim, violation, or cause of action that is not a Covered Matter is a "Reserved
23 Claim." Reserved Claims include, without limitation, any violation that occurs after the filing of this
24 Final Judgment; any claim, violation, or cause of action against independent contractors or
25 subcontractors retained to do work for 7-Eleven (as opposed to any Franchisees); and separate and
26 independent violations arising out of matters or allegations that are not set forth in the Complaint,
27 whether known or unknown.

28 **6.3.** In any subsequent action that may be brought by the People based on any Reserved

1 Claim, 7-Eleven cannot assert that failing to pursue any Reserved Claim as part of this action
2 constitutes claim-splitting. This Paragraph does not affect any statute of limitations, which may be
3 applicable to any Reserved Claim and does not prohibit 7-Eleven from asserting any statute of
4 limitations or other legal or equitable defenses that may be applicable to any Reserved Claim.

5 6.4. Any claims by 7-Eleven, civil or administrative, against the People or against any
6 agency of the State of California, or any county or city in the State of California, or any CUPA,
7 Participating Agency or any other local agency (collectively, "Agencies"), or against any of their
8 officers, employees, representatives, agents, or attorneys, arising out of or related to any Covered
9 Matter are hereby merged and extinguished by this Final Judgment; provided, however, that if any
10 Agencies initiate claims against 7-Eleven, 7-Eleven retains any and all rights and defenses against
11 such Agencies.

12 7. **EFFECT OF FINAL JUDGMENT**

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

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

17 The failure of the People to enforce any provision of this Final Judgment shall neither be
18 deemed a waiver of such provision nor in any way affect the validity of this Final Judgment. The
19 failure of the People to enforce any such provision shall not preclude them from later enforcing the
20 same or any other provision of this Final Judgment. Except as expressly provided in this Final
21 Judgment, 7-Eleven retains all defenses to any such later enforcement action.

22 9. **INTERPRETATION**

23 This Final Judgment was drafted equally by all Parties hereto. Accordingly, any and all rules
24 of construction holding that ambiguity is construed against the drafting party shall not apply to the
25 interpretation of this Final Judgment.

26 10. **INTEGRATION**

27 This Final Judgment constitutes the entire agreement between the Parties and may not be
28 amended or supplemented except as provided for herein. No oral advice, guidance, suggestions, or

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

comments by employees or officials of any Party regarding matters covered in this Final Judgment shall be construed to relieve any Party of its obligations under this Final Judgment. No oral representations have been made or relied upon other than as expressly set forth herein.

11. FUTURE REGULATORY CHANGES

Nothing in this Final Judgment shall excuse 7-Eleven from meeting any more-stringent requirement that may be imposed by applicable existing law or by any change in the applicable law. To the extent any future statutory or regulatory change makes 7-Eleven's obligations less stringent than those provided for in this Final Judgment, 7-Eleven's compliance with the changed law shall be deemed compliance with this Final Judgment.

12. NOTICES

Unless otherwise specified in this Final Judgment, all notices under this Final Judgment shall be made in writing, by both email and mail, and addressed to the persons identified in Exhibit D. Any Party may, by written notice to the other Parties, change its designated notice recipient or notice address.

13. CONTINUING JURISDICTION

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

14. ABILITY TO INSPECT AND COPY RECORDS AND DOCUMENTS

7-Eleven shall permit any duly authorized representative of the People to inspect and copy records and documents relevant to determining compliance with the terms of this Final Judgment. This paragraph shall not limit the People's authority access or obtain information, records, and documents pursuant to any other statute or regulation.

15. PAYMENT OF LITIGATION EXPENSES AND FEES

7-Eleven shall make no request of the People to pay their attorney fees, expert witness fees and costs, or any other costs of litigation or investigation incurred to date.

16. COUNTERPART SIGNATURES

1 The stipulation for entry of this Final Judgment may be executed by the Parties in
2 counterparts. For purposes of this Final Judgment, facsimile signatures shall be deemed originals,
3 and the parties agree to exchange original signatures as promptly as possible.

4 **17. INCORPORATION OF EXHIBITS**

5 All exhibits to this Final Judgment are incorporated herein by this reference.

6 **18. MODIFICATION**

7 The injunctive provisions of this Final Judgment may be modified only on noticed motion by
8 one of the parties with approval of the Court, or upon written consent by all of the Parties and the
9 approval of the Court.

10 **19. TERMINATION OF PERMANENT INJUNCTION**

11 At any time after this Final Judgment has been in effect for five (5) years, and 7-Eleven has
12 paid and expended all amounts required under the Final Judgment, 7-Eleven may move to terminate
13 the injunctive provisions in Paragraphs 4.2 and 4.3 pursuant to Code of Civil Procedure section 533
14 and Civil Code section 3424. After this Final Judgment has been in effect for seven (7) years, and 7-
15 Eleven has paid and expended all amounts required under the Final Judgment, the injunctive
16 provisions in Paragraphs 4.2 and 4.3 will terminate automatically.

17 **20. EFFECTIVE DATE OF FINAL JUDGMENT**

18 This Final Judgment shall become effective upon entry. The Parties need not file a Notice of
19 Entry of Judgment.

20 **IT IS SO STIPULATED.**

21 **FOR THE PEOPLE:**

22
23 DIANA BECTON, District Attorney
24 County of Contra Costa, State of California

25 DATED: 6/24/19

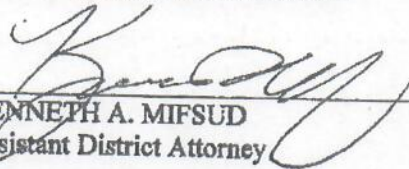
26 By: 

27 STACEY GRASSINI
28 Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: 6-17-19

By: 
KENNETH A. MIFSUD
Assistant District Attorney

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

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: _____

By: _____
ADAM J. KOOK
Deputy District Attorney

DWAYNE R. STEWART, District Attorney
County of Glenn, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

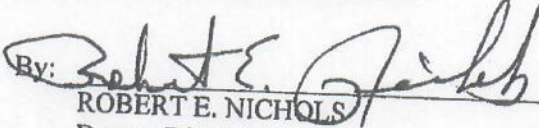
NANCY E. O'MALLEY, District Attorney
County of Alameda, State of California

DATED: _____

By: _____
KENNETH A. MIFSUD
Assistant District Attorney

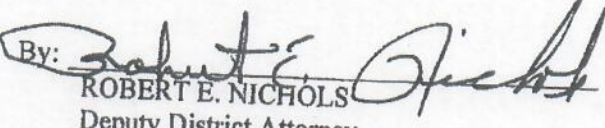
MICHAEL L. RAMSEY, District Attorney
County of Butte, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

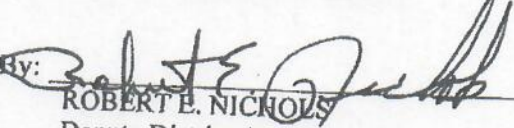
LISA A. SMITTCAMP, District Attorney
County of Fresno, State of California

DATED: _____

By: _____
ADAM J. KOOK
Deputy District Attorney

DWAYNE R. STEWART, District Attorney
County of Glenn, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
KENNETH A. MIFSUD
Assistant District Attorney

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

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

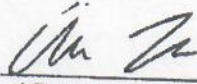
VERN PIERSON, District Attorney
County of El Dorado, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: 6/12/2019

By: 
ADAM J. KOOK
Deputy District Attorney

DWAYNE R. STEWART, District Attorney
County of Glenn, State of California

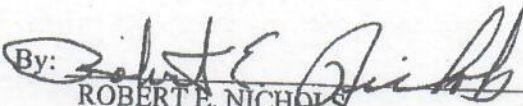
DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

GILBERT G. OTERO, District Attorney
County of Imperial, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

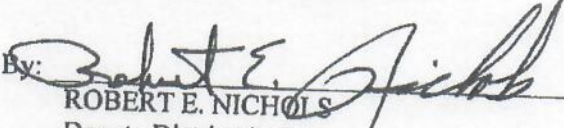
CYNTHIA J. ZIMMER, District Attorney
County of Kern, State of California

DATED: _____

By: _____
JEFFREY W. NOE
Deputy District Attorney

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

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: _____

By: _____
JESSICA BROWN
Supervising Deputy City Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

GILBERT G. OTERO, District Attorney
County of Imperial, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

CYNTHIA J. ZIMMER, District Attorney
County of Kern, State of California

DATED: 6-6-19

By: Jeffrey W. Noe
JEFFREY W. NOE
Deputy District Attorney

KEITH L. FAGUNDES, District Attorney
County of Kings, 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: _____
JESSICA BROWN
Supervising Deputy City Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

GILBERT G. OTERO, District Attorney
County of Imperial, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

CYNTHIA J. ZIMMER, District Attorney
County of Kern, State of California

DATED: _____

By: _____
JEFFREY W. NOE
Deputy District Attorney


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

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: 6-14-19

By: 

JESSICA BROWN
Supervising Deputy City Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: 6-18-19

By: *Daniel J. Wright*
DANIEL J. WRIGHT
Deputy District Attorney

SALLY MORENO, District Attorney
County of Madera, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

LORI FRUGOLI, District Attorney
County of Marin, State of California

DATED: _____

By: _____
ANDRES H. PEREZ
Deputy District Attorney

KIMBERLY HELMS LEWIS, District Attorney
County of Merced, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

JEANNINE M. PACIONI, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
JAMES R. BURLISON
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

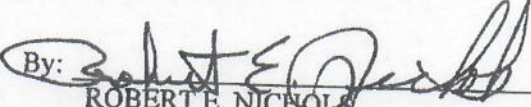
JACKIE LACEY, District Attorney
County of Los Angeles, State of California

DATED: _____

By: _____
DANIEL J. WRIGHT
Deputy District Attorney

SALLY MORENO, District Attorney
County of Madera, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

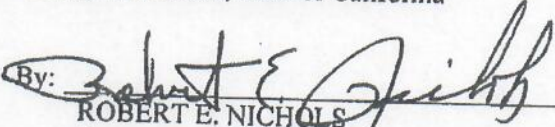
LORI FRUGOLI, District Attorney
County of Marin, State of California

DATED: _____

By: _____
ANDRES H. PEREZ
Deputy District Attorney

KIMBERLY HELMS LEWIS, District Attorney
County of Merced, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

JEANNINE M. PACIONI, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
JAMES R. BURLISON
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
DANIEL J. WRIGHT
Deputy District Attorney

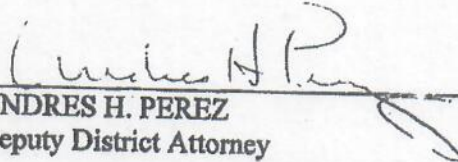
SALLY MORENO, District Attorney
County of Madera, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

LORI FRUGOLI, District Attorney
County of Marin, State of California

DATED: 6-6-19

By: 
ANDRES H. PEREZ
Deputy District Attorney

KIMBERLY HELMS LEWIS, District Attorney
County of Merced, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

JEANNINE M. PACIONI, District Attorney
County of Monterey, State of California

DATED: _____

By: _____
JAMES R. BURLISON
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
DANIEL J. WRIGHT
Deputy District Attorney

SALLY MORENO, District Attorney
County of Madera, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

LORI FRUGOLI, District Attorney
County of Marin, State of California

DATED: _____

By: _____
ANDRES H. PEREZ
Deputy District Attorney

KIMBERLY HELMS LEWIS, District Attorney
County of Merced, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

JEANNINE M. PACIONI, District Attorney
County of Monterey, State of California

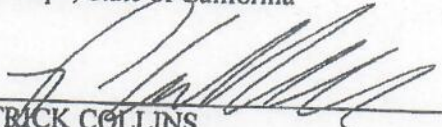
DATED: 6/6/2019

By: *James R. Burlison*
JAMES R. BURLISON
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ALLISON HALEY, District Attorney
County of Napa, State of California

DATED: 6/6/19

By: 
PATRICK COLLINS
Deputy District Attorney

CLIFFORD NEWELL, District Attorney
County of Nevada, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

TODD SPITZER, 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

MICHAEL A. HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

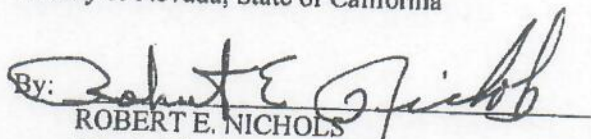
ALLISON HALEY, District Attorney
County of Napa, State of California

DATED: _____

By: _____
PATRICK COLLINS
Deputy District Attorney

CLIFFORD NEWELL, District Attorney
County of Nevada, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

TODD SPITZER, 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

MICHAEL A. HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ALLISON HALEY, District Attorney
County of Napa, State of California

DATED: _____

By: _____
PATRICK COLLINS
Deputy District Attorney

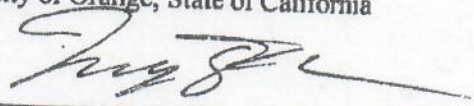
CLIFFORD NEWELL, District Attorney
County of Nevada, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

TODD SPITZER, District Attorney
County of Orange, State of California

DATED: 6/19/19

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

MICHAEL A. HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ALLISON HALEY, District Attorney
County of Napa, State of California

DATED: _____

By: _____
PATRICK COLLINS
Deputy District Attorney

CLIFFORD NEWELL, District Attorney
County of Nevada, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

TODD SPITZER, 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: 6/13/19

By: *Jane Crue*
JANE CRUE
Deputy District Attorney

MICHAEL A. HESTRIN, District Attorney
County of Riverside, State of California

DATED: _____

By: _____
LAUREN R. MARTINEAU
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ALLISON HALEY, District Attorney
County of Napa, State of California

DATED: _____

By: _____
PATRICK COLLINS
Deputy District Attorney

CLIFFORD NEWELL, District Attorney
County of Nevada, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

TODD SPITZER, 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

MICHAEL A. HESTRIN, District Attorney
County of Riverside, State of California

DATED: 06/07/19

By:  _____
LAUREN R. MARTINEAU
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: 6/12/19

By: [Signature]
DOUGLAS WHALEY
Supervising Deputy District Attorney

CANDICE HOOPER-MANCINO, District Attorney
County of San Benito, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

JASON ANDERSON, District Attorney
County of San Bernardino, State of California

DATED: _____

By: _____
DANIEL LOUGH
Deputy District Attorney

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

DATED: _____

By: _____
MARK ANKCORN
Chief Deputy City Attorney

SUMMER STEPHAN, District Attorney
County of San Diego, State of California

DATED: 6/12/19

By: [Signature]
ELIZABETH MCCLUTCHER
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

CANDICE HOOPER-MANCINO, District
Attorney
County of San Benito, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

JASON ANDERSON, District Attorney
County of San Bernardino, State of California

DATED: _____

By: _____
DANIEL LOUGH
Deputy District Attorney

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

DATED: _____

By: _____
MARK ANKCORN
Chief Deputy City Attorney

SUMMER STEPHAN, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

CANDICE HOOPER-MANCINO, District
Attorney
County of San Benito, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

JASON ANDERSON, District Attorney
County of San Bernardino, State of California

DATED: 6/24/19

By: 
DANIEL LOUGH
Deputy District Attorney

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

DATED: _____

By: _____
MARK ANKCORN
Chief Deputy City Attorney

SUMMER STEPHAN, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
DOUGLAS WHALEY
Supervising Deputy District Attorney

CANDICE HOOPER-MANCINO, District
Attorney
County of San Benito, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

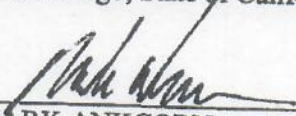
JASON ANDERSON, District Attorney
County of San Bernardino, State of California

DATED: _____

By: _____
DANIEL LOUGH
Deputy District Attorney

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

DATED: June 7, 2019

By: 
MARK ANKCORN
Chief Deputy City Attorney

SUMMER STEPHAN, District Attorney
County of San Diego, State of California

DATED: _____

By: _____
ELIZABETH MCCLUTCHEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: 6/12/19

By: [Signature]
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
Assistant 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: _____
CHRISTOPHER DALBEY
Deputy District Attorney



7-Eleven, Inc.
3200 Hackberry Rd
Irving, TX 75063

BANK OF AMERICA (FAST)
ATLANTA, GA

64-1278
0611

Check No 0021115510

220639 LOC 0000182

Date 09-05-2019
Void after 180 days

PAY ONLY 102,000.00

Pay Exactly
One Hundred Two Thousand Dollars And 00 Cents

To the Order of:

CUPA ENVIRONMENTAL PROTECTION TRUST
FUND
PO BOX 2017
CAMERON PARK, CA 95682

7-Eleven, Inc.

VP & Treasurer
Not valid in excess of \$100,000
Unless countersigned

⑈0021115510⑈ ⑆061112788⑆3299042574⑈



7-Eleven, Inc.
3200 Hackberry Rd
Irving, TX 75063

Check No.
0021115510

220639

CUPA ENVIRONMENTAL PROTECTION TRUST
FUND

Date: 09-05-2019

Loc	Store	Inv Date	Inv No	Gross	Discount	Net	Reference	SH Code
		09-05-2019	101-090519	102,000.00	0.00	102,000.00	CA HAZ MAT SETTLEMEN	0000182
	TOTAL			102,000.00	0.00	102,000.00		





OFFICE OF THE DISTRICT ATTORNEY
CONTRA COSTA COUNTY

Diana Becton
DISTRICT ATTORNEY

September 12, 2019

Sheryl Baldwin, Manager
California CUPA Forum
4590 Holiday Lake Drive
Shingle Springs, CA 95682
Tel: (530) 676-0815

RE : *People of the State of California v. 7-Eleven, Inc.*

Dear Sheryl Baldwin,

Enclosed is a check in the amount of \$102,000.00 for the CUPA Forum Environmental Trust Fund, which is administered and to be used by the California Certified Unified Program Agency Forum per the Stipulation for Entry of Final Judgment and Permanent Injunction in the above-mentioned case on behalf of Senior Deputy District Attorney Stacey Grassini. A copy of the Final Judgment is enclosed for your reference.

Should you have any questions regarding this, please contact me directly at (925) 957-8791.

Thank you for your assistance in this matter.

Sincerely,

DIANA BECTON
District Attorney

Stacey Grassini
Senior Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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: 10/17/19

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
Assistant 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: _____
CHRISTOPHER DALBEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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: 6/24/19

By: *Eric J. Dobroth*
ERIC J. DOBROTH
Assistant 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: _____
CHRISTOPHER DALBEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

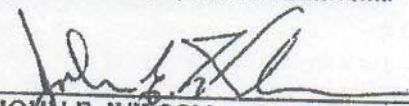
DAN DOW, District Attorney
County of San Luis Obispo, State of California

DATED: _____

By: _____
ERIC J. DOBROTH
Assistant District Attorney

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

DATED: 6/13/19

By: 
JOHN E. WILSON
Deputy District Attorney In Charge

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

DATED: _____

By: _____
CHRISTOPHER DALBEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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
Assistant District Attorney

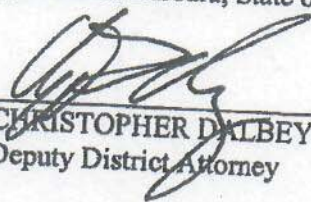
STEPHEN M. WAGSTAFFE, District Attorney
County of San Mateo, State of California

DATED: _____

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

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

DATED: 6/6/2019

By: 
CHRISTOPHER DALBEY
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: 6/18/19

By: [Signature]
BUD PORTER
Supervising Deputy District Attorney

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

DATED: _____

By: _____
ANAND B. JESRANI
Deputy District Attorney

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

DATED: _____

By: _____
DIANE M. NEWMAN
Deputy District Attorney

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

DATED: _____

By: _____
MATTHEW CHEEVER
Deputy District Attorney

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

DATED: _____

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

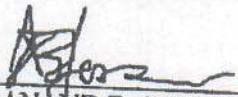
JEFFREY F. ROSEN, District Attorney
County of Santa Clara, State of California

DATED: _____

By: _____
BUD PORTER
Supervising Deputy District Attorney

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

DATED: 6/10/19

By: 
ANAND B. JESRANI
Deputy District Attorney

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

DATED: _____

By: _____
DIANE M. NEWMAN
Deputy District Attorney

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

DATED: _____

By: _____
MATTHEW CHEEVER
Deputy District Attorney

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

DATED: _____

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
BUD PORTER
Supervising Deputy 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: 6/11/19

By: 
DIANE M. NEWMAN
Deputy District Attorney

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

DATED: _____

By: _____
MATTHEW CHEEVER
Deputy District Attorney

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

DATED: _____

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
BUD PORTER
Supervising Deputy District Attorney

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

DATED: _____

By: _____
ANAND B. JESRANI
Deputy District Attorney

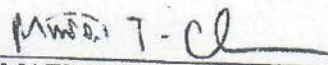
KRISHNA A. ABRAMS, District Attorney
County of Solano, State of California

DATED: _____

By: _____
DIANE M. NEWMAN
Deputy District Attorney

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

DATED: 6/24/11

By: 
MATTHEW CHEEVER
Deputy District Attorney

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

DATED: _____

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
BUD PORTER
Supervising Deputy 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 M. NEWMAN
Deputy District Attorney

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

DATED: _____

By: _____
MATTHEW CHEEVER
Deputy District Attorney

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

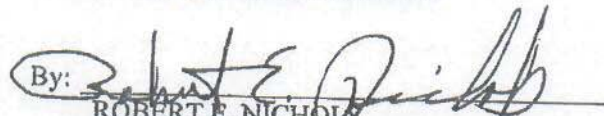
DATED: 6-7-19

By: 
RICHARD B. MURX, III
Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28


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

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

MATTHEW ROGERS, District Attorney
County of Tehama, State of California

DATED: 6/20/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

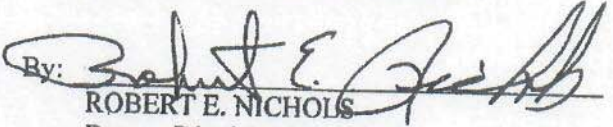
TIM WARD, District Attorney
County of Tulare, State of California

DATED: _____

By: _____
PAULA CLARK
Senior Deputy District Attorney

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

DATED: 6/20/19

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

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MATTHEW ROGERS, District Attorney
County of Tehama, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: 6/12/19

By: *PC Clark*
PAULA CLARK
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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

MATTHEW ROGERS, District Attorney
County of Tehama, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

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

DATED: _____

By: _____
PAULA CLARK
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: 6/21/2019

By: *Mitchell F. Disney*
MITCHELL F. DISNEY
Senior Deputy District Attorney

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

DATED: 7/29/19

By: 
DAVID J. JREY
Assistant Chief Deputy District Attorney

CLINT CURRY, District Attorney
County of Yuba, State of California

DATED: _____

By: _____
ROBERT E. NICHOLS
Deputy District Attorney

FOR DEFENDANT 7-ELEVEN, INC.:

DATED: _____

By: _____
RANKIN GASAWAY
Senior Vice President, General Counsel and
Secretary, 7-Eleven, Inc.

REVIEWED AND APPROVED AS TO FORM AND CONTENT:

ARNOLD PORTER KAYE SCHOLER LLP

DATED: _____

By: _____
PEGGY OTUM, ESQ.
Attorneys for 7-ELEVEN, INC.

IT IS SO ORDERED.

Dated: _____

JUDGE OF THE SUPERIOR COURT
CONTRA COSTA COUNTY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

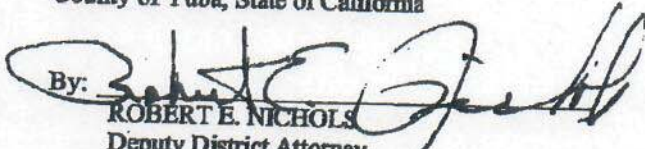
JEFF W. REISIG, District Attorney
County of Yolo, State of California

DATED: _____

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

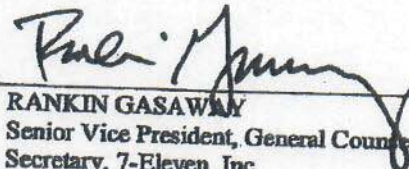
CLINT CURRY, District Attorney
County of Yuba, State of California

DATED: 7/29/19

By: 
ROBERT E. NICHOLS
Deputy District Attorney

FOR DEFENDANT 7-ELEVEN, INC.:


DATED: 8/1/2019

By: 
RANKIN GASAWAY
Senior Vice President, General Counsel and
Secretary, 7-Eleven, Inc.

REVIEWED AND APPROVED AS TO FORM AND CONTENT:


ARNOLD PORTER KAYE SCHOLER LLP

DATED: 8/1/2019

By: 
PEGGY OTUM, ESQ.
Attorneys for 7-ELEVEN, INC.

IT IS SO ORDERED.

Dated: 8/9/19



JUDGE OF THE SUPERIOR COURT
CONTRA COSTA COUNTY



This document is a correct copy
of the original on file in this office.

RECEIVED: AUG 09 2019

K. BIEKER, CLERK OF THE COURT
SUPERIOR COURT OF CALIFORNIA
COUNTY OF CONTRA COSTA

EXHIBIT A-1 - CIVIL PENALTIES

Employer ID Numbers (FEIN)	Agency	Civil Penalties - Business and Professions §17200 Penalties	Civil Penalties - Health and Safety §25500 Penalties	Total of Civil Penalties Paid to Agency
94-6000501	Alameda Co. District Attorney's Office	\$ 52,320.00	\$ 16,800.00	\$ 69,120.00
94-6000506	Butte Co. District Attorney's Office	\$ 582.00		\$ 582.00
94-6000509	Contra Costa Co. District Attorney's Office*	\$ 117,504.00		\$ 117,504.00
94-6000511	El Dorado Co. District Attorney's Office	\$ 500.00		\$ 500.00
94-6000512	Fresno Co. District Attorney's Office	\$ 6,258.00		\$ 6,258.00
94-6000691	Glenn Co. District Attorney's Office	\$ 500.00		\$ 500.00
95-6000924	Imperial Co. District Attorney's Office	\$ 873.00		\$ 873.00
95-6000925	Kern Co. District Attorney's Office	\$ 1,892.00		\$ 1,892.00
94-6000814	Kings Co. District Attorney's Office	\$ 500.00		\$ 500.00
95-6000735	Los Angeles City Attorney's Office	\$ 15,000.00		\$ 15,000.00
95-6000927	Los Angeles Co. District Attorney's Office	\$ 15,000.00		\$ 15,000.00
94-6000518	Madera Co. District Attorney's Office	\$ 500.00		\$ 500.00
94-6000519	Marin Co. District Attorney's Office	\$ 1,601.00		\$ 1,601.00
94-6000521	Merced Co. District Attorney's Office	\$ 1,019.00		\$ 1,019.00
94-6000524	Monterey Co. District Attorney's Office	\$ 55,296.00		\$ 55,296.00
94-6000525	Napa Co. District Attorney's Office	\$ 728.00		\$ 728.00
94-6000526	Nevada Co. District Attorney's Office	\$ 500.00		\$ 500.00
95-6000928	Orange Co. District Attorney's Office	\$ 15,000.00		\$ 15,000.00
94-6000527	Placer Co. District Attorney's Office**	\$ 3,202.00		\$ 3,202.00
95-6000930	Riverside Co. District Attorney's Office***	\$ 10,915.00		\$ 10,915.00
94-6000529	Sacramento Co. District Attorney's Office****	\$ 6,986.00		\$ 6,986.00
94-6000530	San Benito Co. District Attorney's Office	\$ 500.00		\$ 500.00
95-6002748	San Bernardino Co. District Attorney's Office*****	\$ 21,155.00		\$ 21,155.00
95-6000776	San Diego City Attorney's Office	\$ 15,000.00		\$ 15,000.00
95-6000934	San Diego Co. District Attorney's Office	\$ 15,000.00		\$ 15,000.00
94-6000417	San Francisco Co. District Attorney's Office	\$ 82,944.00		\$ 82,944.00
94-6000531	San Joaquin Co. District Attorney's Office*****	\$ 29,296.00	\$ 26,000.00	\$ 55,296.00
95-6000939	San Luis Obispo Co. District Attorney's Office	\$ 1,892.00		\$ 1,892.00
94-6000532	San Mateo Co. District Attorney's Office	\$ 55,296.00		\$ 55,296.00
95-6002833	Santa Barbara Co. District Attorney's Office	\$ 3,347.00		\$ 3,347.00
94-6000533	Santa Clara Co. District Attorney's Office	\$ 15,000.00		\$ 15,000.00
94-6000535	Shasta Co. District Attorney's Office	\$ 437.00		\$ 437.00
94-6000538	Solano Co. District Attorney's Office*****	\$ 63,856.00	\$ 26,000.00	\$ 89,856.00
94-6000539	Sonoma Co. District Attorney's Office	\$ 3,347.00		\$ 3,347.00
94-6000540	Stanislaus Co. District Attorney's Office	\$ 2,038.00		\$ 2,038.00
94-6000542	Sutter Co. District Attorney's Office	\$ 500.00		\$ 500.00
94-6000543	Tehama Co. District Attorney's Office	\$ 500.00		\$ 500.00
94-6000545	Tulare Co. District Attorney's Office	\$ 728.00		\$ 728.00
94-6000547	Tuolumne Co. District Attorney's Office	\$ 500.00		\$ 500.00
95-6000944	Ventura Co. District Attorney's Office	\$ 110,592.00		\$ 110,592.00
94-6000548	Yolo Co. District Attorney's Office	\$ 29,296.00	\$ 26,000.00	\$ 55,296.00
94-6000549	Yuba Co. District Attorney's Office	\$ 500.00		\$ 500.00
Totals - Prosecutor Civil Penalties		\$ 758,400.00	\$ 94,800.00	\$ 853,200.00

*CONTRA COSTA: Court further orders that these proceeds are designated as non-supplanting funds to be used by the Contra Costa County District Attorney's Office for the investigation and prosecution of cases pursuant to Business and Professions Code sections 17200 et seq.

**PLACER: The money paid to the Placer County District Attorney as penalties pursuant to Business and Professions Code section 17206, shall be for the sole and exclusive use of the District Attorney to augment the 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 Penalties: Business and Professions Code §17200: "Defendant" shall pay \$19,725.00 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.

EXHIBIT A-1 - CIVIL PENALTIES

****SACRAMENTO: The money paid to the Sacramento District Attorney as penalties pursuant to Business and Professions Code section 17206, shall be for the sole and exclusive use of the District Attorney to augment the 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: \$7,474.00 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."

EXHIBIT A-2 - CIVIL PENALTIES

Employer ID Numbers (FEIN)	Agency	Civil Penalties - Health and Safety Code §25515.2
94-6000346	Alameda Co. - Environmental Health Services	
94-6000509	Contra Costa Co. - Health Services Dept., Hazardous Materials Program	\$ 20,000.00
94-6000524	Monterey Co. - Environmental Health Division	\$ 20,000.00
94-6000531	San Joaquin Co. - Environmental Health Department	\$ 5,800.00
94-6000417	San Francisco Co - Environmental Health Dept	\$ 5,800.00
94-6000532	San Mateo Co. - Environmental Health Division	\$ 5,800.00
94-6000538	Solano Co. - Department of Resource Management	\$ 5,800.00
95-6000944	Ventura Co. - Environmental Health Division	\$ 5,800.00
94-6000548	Yolo Co. - Environmental Health	\$ 20,000.00
		\$ 5,800.00
Total - Agency Civil Penalties		\$ 94,800.00

Exhibit B – Supplemental Environmental Projects

1. California Certified Unified Program Agency Forum Projects.*

7-ELEVEN, INC., a Texas Corporation, (hereafter "DEFENDANT"), shall provide the amount of one hundred and two thousand dollars (\$102,000.00) payable to the CUPA Forum Environmental Protection Trust Fund ("CUPA Trust Fund"), which is administered and to be used by the California Certified Unified Program Agency Forum, for purposes consistent with the mission of the CUPA Trust Fund.

2. California District Attorneys Association Environmental Project.*

DEFENDANT shall provide the amount of twenty-five thousand dollars (\$25,000.00) payable to the California District Attorneys Association – Environmental Project ("Environmental Project") to be used by the Environmental Project for the purpose of providing training consistent with the objectives of the Environmental Project.

3. California District Attorneys Association Circuit Prosecutor Project.*

DEFENDANT shall provide the amount of twenty-five thousand dollars (\$25,000.00) payable to the California District Attorneys Association – Circuit Prosecutor Project ("Circuit Prosecutor Project") for the purposes consistent with the objectives of the Circuit Prosecutor Project.

4. Craig Thompson Environmental Protection Prosecution Fund.*

DEFENDANT shall provide the amount of fifty thousand dollars (\$50,000.00) payable to the Craig Thompson Environmental Protection Prosecution Fund ("CTEPP Fund") to be used for purposes consistent with the mission of the CTEPP Fund.

5. California Advanced Environmental Criminal Training Program (Cal-AECTP) with the California Hazardous Materials Investigators Association (CHMIA).*

Exhibit B – Supplemental Environmental Projects

DEFENDANT shall provide the amount of twenty-five thousand dollars (\$25,000.00) to be used by CHMIA to fund full scholarships for attendance and participation in their Advanced Criminal Training Program. Each of these scholarships shall cover conference registration, travel, food, lodging and incidentals.

6. California Specialized Training Institute – Environmental Crimes Course in conjunction with the California Hazardous Materials Investigators Association (CHMIA).*

DEFENDANT shall provide the amount of twenty-five thousand dollars (\$25,000.00) payable to the California Hazardous Materials Investigators Association to fund basic investigator courses scholarships. Each of these scholarships shall cover conference registration, travel, food, lodging, and incidentals.

*If the payment provided by 7-Eleven, Inc., is accepted by a designated entity, the designated entity shall provide, until the exhaustion of the funds, annual letter reports describing the specific use of the funds. The annual letter reports shall be submitted to the Plaintiff's representatives identified in this Stipulation for Entry of Final Judgment.

EXHIBIT C-1 - COSTS

Employer ID Numbers (FEIN)	Agency	Total Costs to Agency
94-6000501	Alameda Co. District Attorney's Office	
94-6000509	Contra Costa Co. District Attorney's Office*	\$16,520.00
94-6000512	Fresno Co. District Attorney's Office	\$62,683.01
95-6000925	Kern Co. District Attorney's Office	\$885.00
95-6000735	Los Angeles City Attorney's Office	\$885.00
95-6000927	Los Angeles Co. District Attorney's Office	\$885.00
94-6000519	Marin Co. District Attorney's Office	\$885.00
94-6000524	Monterey Co. District Attorney's Office	\$885.00
94-6000525	Napa Co. District Attorney's Office	\$10,089.00
95-6000928	Orange Co. District Attorney's Office	\$885.00
94-6000527	Placer Co. District Attorney's Office**	\$885.00
95-6000930	Riverside Co. District Attorney's Office***	\$885.00
94-6000529	Sacramento Co. District Attorney's Office****	\$885.00
95-6002748	San Bernardino Co. District Attorney's Office (SWCPP) Costs*****	\$885.00
95-6000776	San Diego City Attorney's Office	\$2,655.00
95-6000934	San Diego Co. District Attorney's Office	\$885.00
94-6000417	San Francisco Co. District Attorney's Office	\$885.00
94-6000531	San Joaquin Co. District Attorney's Office	\$28,953.00
95-6000939	San Luis Obispo Co. District Attorney's Office	\$15,075.00
94-6000532	San Mateo Co. District Attorney's Office	\$885.00
95-6002633	Santa Barbara Co. District Attorney's Office	\$7,375.00
94-6000533	Santa Clara Co. District Attorney's Office	\$885.00
94-6000535	Shasta Co. District Attorney's Office	\$885.00
94-6000536	Solano Co. District Attorney's Office	\$885.00
94-6000539	Sonoma Co. District Attorney's Office	\$30,827.50
94-6000540	Stanislaus Co. District Attorney's Office	\$885.00
94-6000545	Tulare Co. District Attorney's Office	\$885.00
95-6000944	Ventura Co. District Attorney's Office	\$885.00
94-6000548	Yolo Co. District Attorney's Office*****	\$31,183.00
		\$74,054.49
	Total - Prosecutor Costs	\$296,230.00

*CONTRA COSTA: Court further orders that these proceeds are designated as non-supplanting funds to be used by the Contra Costa County District Attorney's Office for the investigation and prosecution of cases pursuant to Business and Professions Code sections 17200 et seq.

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

***RIVERSIDE Costs: "Defendant" shall pay \$885.00 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.

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

*****SAN BERNARDINO: \$1,770.00 is to be allocated for SWCPP costs and distributed as such.

*****YOLO: This money shall be paid in two separate checks: (1) on check addressed to the Yolo County District Attorney's Office in the amount of \$35,054.49, and (2) one check addressed to the Craig Thompson Environmental Protection Prosecution Fund in the amount of \$40,000.00.

EXHIBIT C-2 - COSTS

Employer ID Numbers (FEIN)	Agency	Total Costs to Agency
94-6000346	Alameda Co. - Environmental Health Services	\$ 2,800.00
94-6000509	Contra Costa Co. - Health Services Dept., Hazardous Materials Program	\$ 11,900.00
94-6000524	Monterey Co. - Environmental Health Division	\$ 1,582.00
94-6000417	San Francisco Co - Environmental Health Dept	\$ 7,728.00
94-6000532	San Mateo Co. - Environmental Health Division	\$ 4,480.00
94-6000538	Solano Co. - Department of Resource Management	\$ 280.00
Total - Agency Costs		\$ 28,770.00

Exhibit D

NOTICES

For the People:

1. District Attorney of Contra Costa County
c/o Stacey N. Grassini
Senior Deputy District Attorney
900 Ward Street, 4th Floor
Martinez, CA 94553-1708
Email Address: Sgrassini@contracostada.org
2. District Attorney of Ventura County
c/o Mitchell F. Disney
Senior Deputy District Attorney
5720 Ralston Street, Suite 300
Ventura, CA 93003
Email Address: Mitch.Disney@Ventura.org
3. District Attorney of Alameda County
c/o Kenneth A. Mifsud
Assistant Deputy District Attorney
7677 Oakport Street, Suite 650
Oakland, CA 94621
Email Address: Ken.Mifsud@acgov.org

For the Defendants:

1. Peggy Otum, Partner
Arnold & Porter LLP
10th Floor
Three Embarcadero Center
San Francisco, CA 94111-4024
Email Address: peggy.otum@aporter.com
2. Amanda B. Childs
Senior Counsel
7-Eleven, Inc.
Box 711
Dallas, TX 75221-0711
Email Address: Amanda.Childs@7-11.com