

June 8, 2015

Ms. Esther Barajas-Ochoa  
Office of Environmental Health Hazard Assessment  
P.O. Box 4010, MS-19B  
Sacramento, California 95812-4010

**Vasilios H. Frankos, M.S., Ph.D.**

Senior Vice President  
Global Regulatory Compliance & Product Safety  
t 310 410 9600 x52304 / f 310 767 3304  
d 310 851 2304 / vfrankos@herbalife.com

**Herbalife International of America, Inc.**

990 West 190<sup>th</sup> Street, Suite 650  
Torrance CA 90502

Dear Ms. Barajas-Ochoa,

Herbalife International of America, Inc. (Herbalife) comments in response to the April 23, 2015 announcement to list "*Aloe vera*, whole leaf extract" as a chemical known to the State to cause cancer under the Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65) subsequent to the identification by the International Agency for Research on Cancer (IARC) that this material is "possibly carcinogenic to humans" (Group 2B). Because the above description does not name a "chemical," but an entire plant part processed in a certain manner, we are concerned about the potential for misinformation and misunderstanding among consumers and others impacted by Proposition 65 and recommend that clarifications be made.

Herbalife, like most of the industry, markets Aloe products containing materials crucially different from those described by the proposed listing. Herbalife uses only Aloe ingredients that have been processed through the decolorization process to remove aloin and other anthranoid related compounds. The IARC aloe vera monograph itself also confirms that the process (same as that used to make Herbalife ingredients) creates a safe and quality product they identify as "aloe vera decolorized whole leaf extract". This aloe material is not the same material as the nondecolorized whole leaf extract listed in the IARC monograph that triggered the listing. We respectfully request that OEHHA amend the name of the listed material to prevent confusion between it and the safe material used to make safe and high-quality aloe vera food products.

Herbalife proposes the name listed material read "*Aloe vera*, non-decolorized whole leaf extract," with further clarification that this same material is unpurified, and also provide exclusions for ingredients commonly found in the market, such as the following: *Aloe vera*, non-decolorized whole leaf extract is not the same as *Aloe vera* decolorized whole leaf extract, *Aloe vera* decolorized leaf juice, Purified Aloe Vera, or Purified Aloe Vera Concentrate or Juice, which are not covered by this listing.

Please feel free to contact us should you have any questions regarding our comments.

Sincerely,



Vasilios H. Frankos, M.S., Ph.D.