

Dear Monet Vela,

I am writing to you concerning the proposed warning notices for furniture retailers and furniture manufacturers, Article 6 sections #25607.12 and #25607.13.

A)-#25607.13 Furniture Product Exposure warnings Content.

(1) An on-product warning label provided pursuant to sections 25607.12(A)(1) must contain all of the following elements:

(A) The symbol described in section 25603(a)(1). "A symbol consisting of a black exclamation point in a yellow equilateral triangle with a bold black outline."

Since October of 2012 when the chemical TDCPP was noted as a chemical on the prop 65 list, our 20 retail furniture stores in California (Scandinavian Designs) have posted the proper warning notices in our retail stores and have avoided the possible 60 day notices of a lawsuit from concerned lawyers in Berkeley California. These warning notices were posted in three places as follows:

- 1)-At all entrances to our stores(8.5 x 11") see attached.
- 2)-On the price tag (hang tag) attached to the furniture item---a yellow triangle 2"x2"(APPROX) see attached.) Yellow Triangle with the words "PROP 65" instead of the exclamation point.
- 3)-At the sales counter conspicuously placed(8.5 x 11"), before the customer decides to purchase or at the time the customer hands their payment card or check to our sales staff paying for the furniture item(s).

We have posted these signs since October of 2012 and have educated our sales staff about Prop 65 so they could adequately explain what the prop 65 warnings meant. See our marketing memo's attached.

An additional "Fact Sheet" about was available for customers to read about prop 65 (see attached fact sheet). TDCPP is explained at that time.

This letter addresses one issue the "exclamation point" is not as communicative to retail customers as the "PROP 65" sign or label. The exclamation point simply calls attention to a warning or is an alert only.

The "prop 65 yellow triangle" adds meaning to the warning and as tested for years in our 20 retail stores has adequately and clearly given our customers knowledge that they can understand about Prop 65 and the chemicals contained in furniture products. The extra Fact Sheets and Memo's to our sales associates has been beneficial by educating them and informing and educating our customers. Also attached.

There has been little negative feedback from consumers concerning our system of warnings for prop 65 chemicals. Having the warning in three distinct places in our stores has made the conspicuousness requirement, before the customer decides to purchase accomplished. Please note that 99% of all customers read the price tag.

The new proposed on-product warning notices and cash register receipt statements come after the customer decides to purchase. I do not oppose these after the fact notices I only want to strengthen the whole system, in our duty to inform the California consumer about the dangers of harmful chemicals that might be contained in furniture they intend to purchase.

Please reply,
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