



Attention: Office of Environmental Health Hazard Assessment  
1001 I Street  
P.O. Box 4010, MS-12B  
Sacramento, CA 95812

January 14, 2022

View online submission at: <https://oehha.ca.gov/proposition-65/comments/comment-period-notice-modification-text-proposed-regulation-title-27>

Re: Notice of Modification to Text of Proposed Regulation Title 27, California Code of Regulations Proposed Amendments to Article 6 Clear and Reasonable Warnings – Short Form

To Whom it may Concern:

Diamond Sports would like to thank the California EPA Office of Environmental Health Hazard Assessment for the opportunity to provide comment on the Prop 65 “Notice of Modification to Text of Proposed Regulation Title 27, California Code of Regulations Proposed Amendments to Article 6 Clear and Reasonable Warnings – Short Form.” Diamond Sports appreciates OEHHA’s willingness to engage with stakeholders on this matter, once again.

Furthermore, we’d like to express our appreciation with what we believe was the intent behind some of the modifications. We feel that our comments were received and considered, and for that we’re thankful. However, the modifications don’t alleviate some of the bigger challenges created by the original Proposed Amendments.

When we provided comments to the original Proposed Amendments in March of last year, one of our biggest concerns was that the long form warning requirement for all catalog purchases isn’t feasible. We did our best to detail how the requirement to display the long form warning in numerous fashions throughout the catalog would not be practical.

The modified Proposed Amendment remedies this issue for products that are eligible for the utilization of the short form warning on the product itself (any products with less than 12 square inches of space available for consumer information). However, it does not solve this problem for products that are not eligible for the short form warning on product. Unfortunately, regardless of how much space there is for consumer information on the product or it’s packaging, there is still very limited room in a typical catalog display. In other words, there’s no direct relationship between the space available for consumer information on the product, and the space available for said product’s consumer information in a catalog.

To alleviate this issue, Diamond Sports suggests that the Proposed Amended Regulations should be again modified to allow use of the short form warning on all internet/catalog purchases, regardless of the type of warning used on product. The consumer would still have an adequate warning before purchasing the product and would still see the full warning upon receipt & before exposure.

We thank you in advance for the review and consideration of our comments, once again. If there are any questions regarding our submission, please don’t hesitate to contact us.

Sincerely,



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VP Marketing & Compliance

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