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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SACRAMENTO
12 CIVIL DIVISION
13

14 **PHYSICIANS FOR SOCIAL
15 RESPONSIBILITY - LOS ANGELES, a
16 non-profit corporation; SOUTHERN
17 CALIFORNIA FEDERATION OF
18 SCIENTISTS, a non-profit corporation;
COMMITTEE TO BRIDGE THE GAP, a
non-profit corporation; and CONSUMER
WATCHDOG, a non-profit corporation,**

19 Petitioners,

20 v.

21 **DEPARTMENT OF TOXIC
22 SUBSTANCES CONTROL;
23 DEPARTMENT OF PUBLIC HEALTH;
and DOES 1 to 100,**

24 Respondents.

25 **THE BOEING COMPANY, a corporation,
26 Roes 1 to 100**
27
28

Case No. 34-2013-80001589

**DEPARTMENT OF TOXIC
SUBSTANCES CONTROL'S
NOTICE OF NON-OPPOSITION TO THE
BOEING COMPANY'S MOTION FOR
SUMMARY JUDGMENT.**

Date: November 21, 2014
Time: 1:30 p.m.
Dept: 42
Judge: Hon. Allen H. Sumner

Action Filed: August 6, 2013
Trial Date: TBA

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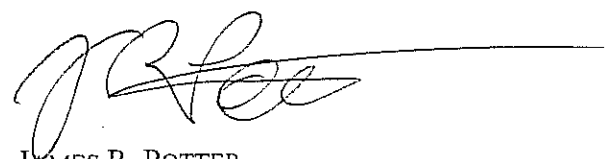
TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:

PLEASE TAKE NOTICE THAT Respondent the California Department of Toxic Substances Control does not oppose the Motion for Summary Judgment filed by Real Party in Interest, The Boeing Company, on May 23, 2014.

Dated: September 3, 2014

Respectfully Submitted,

KAMALA D. HARRIS
Attorney General of California
SARAH MORRISON
Supervising Deputy Attorney General



JAMES R. POTTER
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*Attorneys for Respondent
Department of Toxic Substances Control*

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DECLARATION OF SERVICE BY E-MAIL and U.S. Mail

Case Name: **PHYSICIANS FOR SOCIAL RESPONSIBILITY- LOS ANGELES, a non-profit corporation, et al., v. DEPARTMENT OF TOXIC SUBSTANCES CONTROL, et al.,**
No.: **34-2013-80001589**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On **September 4, 2014**, I served the attached documents by transmitting a true copy via **electronic mail**

DEPARTMENT OF TOXIC SUBSTANCES CONTROL'S NOTICE OF NON-OPPOSITION TO THE BOING COMPANY'S MOTION FOR SUMMARY JUDGMENT

In addition, I placed a true courtesy copy thereof enclosed in a sealed envelope, in the internal mail on **September 4, 2014**, on system of the Office of the Attorney General, addressed as follows:

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*Attorneys for Respondent Department of
Public Health*

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on **September 4, 2014**, at Los Angeles, California.

Elaine Marshall

Declarant



Signature