

1 Eric S. Somers, State Bar No. 139050
Mark N. Todzo, State Bar No. 168389
2 Howard Hirsch, State Bar No. 213209
LEXINGTON LAW GROUP, LLP
3 1627 Irving Street
San Francisco, CA 94122
4 Telephone: (415) 759-4111
Facsimile: (415) 759-4112

5 Attorneys for Plaintiff
6 CENTER FOR ENVIRONMENTAL HEALTH

**ENDORSED
FILED
ALAMEDA COUNTY**

JAN 29 2009

**CLERK OF THE SUPERIOR COURT
M. Hayes
By _____ Deputy**

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9 IN THE SUPERIOR COURT OF THE STATE CALIFORNIA
10 FOR THE COUNTY OF ALAMEDA

11 PEOPLE OF THE STATE OF CALIFORNIA,
12 *ex rel.* BILL LOCKYER, Attorney General,

13 Plaintiff,

14 v.

15 BURLINGTON COAT FACTORY
16 WAREHOUSE CORPORATION, *et al.*

17 Defendants.

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19 And Consolidated Cases.
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Lead Case No. RG 04-162075

(Consolidated with Case Nos. RG 04-162037, RG 04-169511, and RG 06-269531)

**C.C.P. §474 AMENDMENT TO FOURTH
AMENDED COMPLAINT – CENTER
FOR ENVIRONMENTAL HEALTH V.
NADRI, INC.; CASE NO. RG 06-269531 –
WHOLE FOODS MARKET
CALIFORNIA, INC.**

1 On May 12, 2006, Plaintiff Center for Environmental Health ("CEH") filed its
2 original Complaint in *CEH v. Nadri, Inc.*, Alameda County Superior Court Case No. RG 06-
3 269531 ("*Nadri Case*"). On July 12, 2006, the *Nadri Case* was consolidated under the above-
4 captioned lead case. On November 8, 2007, CEH filed the Fourth Amended Complaint in the
5 *Nadri Case* (the "Fourth Amended Complaint").

6 Pursuant to California Code of Civil Procedure §474, CEH hereby amends the
7 Fourth Amended Complaint by inserting the name WHOLE FOODS MARKET CALIFORNIA,
8 INC. in place of the reference to DOE 1 in each place that it appears in the Fourth Amended
9 Complaint.

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11 Date: January 29, 2009

Respectfully submitted,

12 LEXINGTON LAW GROUP, LLP

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15 Eric S. Somers
16 Attorneys for Plaintiff
17 CENTER FOR ENVIRONMENTAL HEALTH
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