

Cases Interpreting Proposition 65

The following list of cases related to Proposition 65 is provided for informational purposes only and should not be considered legal advice. This list is not exhaustive, but it includes many of the seminal cases dealing with various aspects of the implementation and enforcement of the law.

60-Day Notice Requirements

- [Consumer Defense Group v. Rental Housing Industry Members](#), 137 Cal.App.4th 1185, 40 Cal.Rptr.3d 832 (2006)
- [DiPirro v. American Isuzu Motors, Inc.](#), 119 Cal.App.4th 966, 14 Cal.Rptr.3d 787 (2004).
- [Yeroushalmi v. Miramar Sheraton](#), Cal.App.4th 738, 106 Cal Rptr.2d 332 (2001).
- [Consumer Advocacy Group v. Kintetsu Enterprises of America](#), 150 Cal.App.4th 953, 58 Cal. Rptr.3d 778 (2007)

The Attorney General, Civil Procedure, and Standing

- [Consumer Cause v. Johnson & Johnson, et al. Bill Lockyer](#), 132 Cal.App.4th 1175, 34 Cal.Rptr.3d 258 (2005).
- [Consumer Cause v. Mrs. Gooch's Natural Food Markets, Inc.](#), 127 Cal.App.4th 387, 25 Cal.Rptr.3d 514 (2005).
- [Consumer Advocacy Group, Inc. v. Kintetsu Enterprises of America](#), 150 Cal.App.4th 953, 58 Cal. Rptr. 3d 778 (2007)
- [Consumer Cause v. SmileCare](#), 91 Cal.App.4th 454, 110 Cal. Rptr.2d 627 (2001)

Evidence, Scientific Standards, Methods or Procedures

- [As You Sow v. Conbraco Industries, Inc.](#), 135 Cal.App.4th 431, 37 Cal.Rptr.3d 399 (2006).
- [Mateel v. Gray](#), 115 Cal.App.4th 8, 9 Cal.Rptr.3d 486 (2004)
- [Baxter Healthcare Corporation v. Denton](#), 120 Cal.App.4th 333, 15 Cal.Rptr.3d 430 (2004)

Warning Requirements

- [Environmental Law Foundation v. Wykle Research Inc.](#), 134 Cal.App.4th 60, 35 Cal.Rptr.3d 788 (2005).
- [Ingredient Communication Council \(ICC\) v. Lungren](#), 2 Cal.App.4th 1480, 4 Cal.Rptr.2d 216 (1992).
- [Consumer Cause v. Weider Nutrition Int'l Inc.](#), 92 Cal.App.4th 363, 111 Cal.Rptr.2d 823 (2001).
- [Consumer Cause Inc. v. Arkopharma](#), 106 Cal.App.4th 824, 131 Cal.Rptr.2d 342 (2003).
- [DiPirro v. Bondo Corp.](#), 153 Cal.App.4th 150, 62 Cal. Rptr.3d 722 (2007)

Discharge

- [Consumer Advocacy Group Inc. v. Exxon Mobil Corporation](#), 104 Cal.App.4th 438, 128 Cal Rptr.2d 454 (2002).
- [Lungren v. City and County of San Francisco and American Standard](#), 14 Cal.4th 294, 926 P.2d 1042, 58 Cal Rptr.2d 855 (1997).

Chemical Listing

- [Exxon Mobil Corp. v. Office of Environmental Health Hazard Assessment](#), 169 Cal.App.4th 1264, 87 Cal. Rptr.3d 580 (2009)
- [Western Crop Protection Association, et al. v. Gray Davis](#), 80 Cal.App.4th 741, 95 Cal.Rptr.2d 631 (2000)
- [AFL-CIO v. Deukmejian](#), 212 Cal.App.3d 425, 260 Cal.Rptr. 479 (1989)
- [American Chemistry Council v. Office of Environmental Health](#), 51 Cal.App.5th 918, 264 Cal.Rptr.3d 729 (2020).

Naturally Occurring Chemicals

- [Nicolle-Wagner v. Deukmejian](#), 230 Cal App.3d 652, 281 Cal.Rptr. 494 (1991)
- [The People ex rel. Brown v. Tri-Union Seafoods, LLC](#), 171 Cal.App.4th 1549, 90 Cal.Rptr.3d 644 (2009)

Federal Preemption of Prop. 65

- [In Re Vaccine Cases](#), 134 Cal.App.4th 438, 36 Cal.Rptr.3d 80 (2005)
- [Dowhal v. Smithkline Beecham Consumer Healthcare](#), 32 Cal.4th 910, 12 Cal Rptr.3d 262 (2004)
- [Committee of Dental Amalgam Manufacturers and Distributors v. Stratton](#), 92 F.3d 807 (9th Cir. 1996)
- [Lungren v. Cotter & Company](#), 53 Cal.App.4th 1373, 62 Cal.Rptr.2d 368 (1997)
- [Chemical Specialties Manufacturers Association v. Allenby](#), 958 F.2d 941 (1992)

Proposition 65 and Other State Agencies

- [California Labor Federation v. California Occupational Safety and Health Standards Board](#), 221 Cal.App.3d 1547, 271 Cal.Rptr. 310 (1990)