



NOTICE: Product Warnings under California’s Safe Drinking Water and Toxic Enforcement Act of 1986 (aka “Proposition 65”) for California Consumers

Dear Athletic Connection Dealer,

The Athletic Connection is committed to conducting its business consistent with applicable national, state, and local laws and regulations. As you may know, California’s Safe Drinking Water and Toxic Enforcement Act of 1986, more commonly known as “Proposition 65,”¹ requires² “clear and reasonable warnings” on products that:

- cause exposure to one or more of over 900 chemicals listed as being known to the State of California to cause cancer or birth defects; and
- are ultimately sold to consumers in California, or otherwise cause exposures in California.

This Notice, while not intended as legal advice, constitutes the written notice described in Cal. Code Regs. Tit. 27, Section 25600.2 of the Proposition 65 Regulations and is intended to notify you that certain products which you receive from The Athletic Connection may result in exposure to one or more listed chemicals, and thus require Proposition 65 warnings—including warnings online and in-catalog.

Attachment A to this Notice lists the products which require warnings under Proposition 65 and their associated warning language. Please ensure that the relevant warning language is provided as necessary, including online or in-catalog, to comply with the law and to ensure that the relevant warnings ultimately reach California consumers through all necessary avenues.

Please note that The Athletic Connection is working with its vendors and suppliers to ensure that *on-product/on-label* Proposition 65 warning labels are applied on the products which are identified as requiring warnings. Under the law, Athletic Connection may comply with its obligation to “pass down” Proposition 65 warnings *either* by affixing a label to the product bearing a compliant warning, or by providing a written notice to its downstream parties. *See* Cal. Code Regs. Tit. 27, Section 25600.2(b). However, in an abundance of caution and to facilitate compliance with the various Proposition 65 warning requirements, The Athletic Connection is passing this Notice to its downstream customers *in addition to* working with its vendors/suppliers to affix on-product warnings.

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Under Cal. Code Regs. Tit. 27, Section 25600.2(d), you are responsible for placing and maintaining the Proposition 65 warnings and warning materials that you receive from The Athletic Connection in a compliant manner, including online and in-catalog. The Athletic Connection requires your compliance with Proposition 65 notwithstanding any exemption or exception under the law which may apply to your company due to its size or otherwise.

¹ California Health and Safety Code Section 25249.6 *et seq.*

² Subject to limited exemptions/exceptions.

It is important to note that Proposition 65 warnings do not imply that a product is in violation of any product safety standards or requirements; instead they are provided to enable California consumers to make informed choices about the products they purchase and to which they are exposed.³

- A link to the Proposition 65 statutes as well as the warning regulations is found at: <https://oehha.ca.gov/proposition-65/law/proposition-65-law-and-regulations>.
- More general information about Proposition 65 can be found at: <https://oehha.ca.gov/proposition-65>.

Please consult with your legal counsel if you have questions about Proposition 65, your obligations thereunder, and/or the changes thereto. Additional information, including answers to Frequently Asked Questions, can also be found at: <https://www.p65warnings.ca.gov/proposition-65-warnings>.

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The Athletic Connection values its working relationships with our customers and wants to make sure you are aware of your legal obligations so that we can continue to work together effectively to provide quality and compliant products to consumers.

As part of these efforts, The Athletic Connection requires that you complete and return the enclosed “California Proposition 65 Confirmation of Receipt of Notice and Compliance Certification” to The Athletic Connection within 5 days of receipt of this letter.

The information contained in this Notice is not intended to be an exhaustive list of your duties and obligations under Proposition 65, and it is not a complete statement of law.

Thank you for your cooperation and continued business. If you have any questions specific to The Athletic Connection and/or this Notice, please contact Benjamin Victoria.

Sincerely,

Benjamin Victoria
Athletic Connection Manager

³ See OEHHA’s Proposition 65 FAQs, available at <https://oehha.ca.gov/proposition-65/proposition-65-faqs>.