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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

**THE PERSONAL CARE PRODUCTS
COUNCIL,**

Plaintiff,

v.

**ROB BONTA, IN HIS OFFICIAL
CAPACITY AS ATTORNEY GENERAL
OF THE STATE OF CALIFORNIA,**

Defendant.

Case No. 2:26-CV-00682-DJC-CKD

**[PROPOSED] ORDER REGARDING
FINAL JUDGMENT AND PERMANENT
INJUNCTION**

Judge: Honorable Daniel J.
Calabretta

Trial Date: None set

Action Filed: March 3, 2026

1 The Court has received, read, and considered the Stipulation Regarding Final
2 Judgment and Permanent Injunction in this case filed by Plaintiff The Personal Care
3 Products Council (“PCPC”) and Defendant Attorney General Rob Bonta, in his official
4 capacity, which is hereby fully incorporated herein. For good cause shown:

5 The Court hereby **ORDERS** that Defendant Rob Bonta, in his official capacity as
6 the Attorney General of the State of California, his officers, employees, and agents, and
7 all those acting in privity or concert with the Attorney General and those individuals, are
8 permanently enjoined from filing or prosecuting new lawsuits to enforce the warning
9 requirement under Cal. Health and Safety Code section 25249.6 (“Proposition 65”) for
10 diethanolamine in cosmetic and personal care products;

11 The Court further **ORDERS, ADJUDGES AND DECLARES** that, based on the
12 current state of the relevant science, the Proposition 65 warning requirement for cancer
13 as applied to diethanolamine cannot be constitutionally enforced, consistent with the
14 First Amendment, by the Attorney General of the State of California, his officers,
15 employees, and agents, and all those acting in privity or concert with the Attorney
16 General and those individuals;

17 It is further **ORDERED** that the Attorney General retains the right to move the Court
18 to dissolve this injunction pursuant to Federal Rule of Civil Procedure 60(b)(5) or (6) in
19 the event he believes a change in the facts or law renders its application inequitable or
20 unnecessary;

21 It is further **ORDERED** that this Court shall retain jurisdiction over this action for
22 purposes of implementing and enforcing the permanent injunction;

23 It is further **ORDERED** that PCPC shall have judgment entered in its favor; and

24 It is further **ORDERED** that the Parties shall each bear their own attorneys’ fees,

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1 costs, and all other expenses incurred in connection with this case.

2 It is so **ORDERED**.

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5 Dated: _____, 2026

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Honorable Daniel J. Calabretta
United States District Judge

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