

December 30, 2023

Dear Valued Supplier Partner,

The Safe Drinking Water & Toxic Enforcement Act of 1986, also known as, **Proposition 65 (Prop 65)** is a California law that has been in effect since 1986 to promote clean drinking water and keep toxic substances that cause cancer and birth defects out of consumer products. Proposition 65 requires the State of California to publish a list of chemicals known to cause cancer or birth defects or other reproductive harm. This list, consisting of a wide range of naturally occurring and synthetic chemicals known to cause cancer or birth defects or other reproductive harm is updated at least once a year and has grown to include more than 1,000 chemicals since it was first published in 1987.

Prop 65 law requires that anyone at reasonable risk of exposure to be informed when substances classified as toxins are present. Proposition 65 enables Californians to make informed decisions about protecting themselves from exposure to these chemicals. It also prohibits California businesses from knowingly discharging significant amounts of listed chemicals into sources of drinking water.

California's Office of Environmental Health Hazard Assessment (OEHHA) has recently adopted new regulations (operative on August 30, 2018) that modify labeling requirements for the content and format of warnings to gain safe-harbor protection. Any company that manufactures, distributes, or sells any product that contains any one of the approximately 1,000 listed chemicals known to the State of California to cause cancer or reproductive toxicity and requires Prop65 warning labels will be required to modify the content of the label to include the word "WARNING" in all capital letters and bold print and further require that a symbol consisting of a black exclamation point in a yellow equilateral triangle with a bold black outline precede the warning. The new regulations further specify different safe-harbor warnings for products that contain only carcinogens, only reproductive toxicants, both listed carcinogens and listed reproductive toxicants, or a listed chemical that is both a carcinogen and reproductive toxicant.

The new safe-harbor warning for exposure to a chemical that is listed as both a carcinogen and a reproductive toxicant must now state:



WARNING: This product can expose you to chemicals including [name of one or more chemicals], which is [are] known to the State of California to cause cancer and birth defects or other reproductive harm. For more information go to www.P65Warnings.ca.gov.

The new regulations will ultimately require companies to review the listed chemicals present in a product and provide a particular warning based on the listed chemicals and the method of transmission in order to comply with the safe-harbor provisions. The requirement to disclose the name of at least one Proposition 65 chemical in the warning language may trouble many companies, who may fear adverse consumer response to the disclosure. This concern is magnified for companies outside California, where this type of warning is rarely seen and is more likely to deter consumers.

The new regulations provide alternative safe-harbor language for warnings that are placed directly on a product or a product's immediate packaging. For an on-product warning, the new regulations shorten the above warning to:



WARNING: Cancer and Reproductive Harm - www.P65Warnings.ca.gov.



alphabroder is committed to providing quality, safe products to its customers. As a condition of conducting business with alphabroder, we request that our supplier partners comply with the Prop65 law and disclose any SKU's that may be of potential chemical risk or will require a clear and reasonable permanent written, printed, or graphic safe harbor" warning label to or accompanying the product.

Please list below only the SKU number(s) of those items which require Safe Harbor Warning Label. THE INFORMATION BELOW MUST BE STYLE SPECIFIC. DO NOT provide information at the brand level as we require style information to update our website at the style level.

Brand Name	Supplier SKU Number	alphabroder SKU Number	Item Description	Safe Harbor Warning Label Type (Long or Short)*	Chemical Requiring The Warning (if short version is used)

If Warning Label IS NOT Required on any of your items, please briefly indicate how your organization ensures product complies with Prop65 Regulations (i.e. 3rd party testing, etc.).

3rd Party Testing

* Please scan a picture of the label being used for each style which require Safe Harbor Warning Label (Long or Short).



Date:

01/03/2024

Complete by:
(please print)

Ternyl Winter

Title:

VP of Operations

Signature:

TWinter

Email Address:

ternyl@scopeimp.com

If you have any questions regarding the above please contact the alphabroder corporate compliance department by email @ compliance@alphabroder.com.



2024 CALIFORNIA PROPOSITION 65 COMPLIANCE CERTIFICATION

On behalf of Burnside / Sierra Pacific
("Supplier"), who is a supplier of imprintable apparel and accessories to Broder Bros.,
Co. dba alphabroder (hereafter "alphabroder"), I certify that:

1. all products manufactured and/or sold by Supplier to alphabroder for inventory or drop shipments comply with the California Safe Drinking Water and Toxic Enforcement Act of 1986 (more commonly known as "Proposition 65") because the products:
 - (a) do not contain chemicals regulated under Proposition 65; OR
 - (b) contain regulated chemicals but the chemical exposures do not trigger a warning under Proposition 65's exemption for insignificant exposures; OR
 - (c) a warning has been placed on the product or product packaging that complies with California's "safe harbor" warning regulations as a means of satisfying the "clear and reasonable" warning obligations of Proposition 65;
2. We will notify alphabroder within 90 days of discovery of any changes to the Proposition 65 compliance status of the products we sell to alphabroder, including any products requiring the Proposition 65 Warning Label, at which time a revised disclosure must be provided.
3. We will defend, indemnify and hold harmless alphabroder for any alleged violations of Proposition 65 relating to our products; and
4. I have the authority to bind my company regarding Proposition 65 compliance issues.

Signed Name:

T Winter

Printed Name:

Ternyl Winter

Title:

VP of Operations

Date:

1/3/2024

Address:

1403 Gillingham Ln Ste 200 Sugarland, TX 77478

Email Address

ternyl@scopeimp.com

Phone

713-688-4455

Statement on Xinjiang Uyghur Autonomous Region (UXAR)

Burnside / Sierra Pacific Apparel verifies and acknowledges that as a supplier of goods to alphabroder for distribution, Burnside / Sierra Pacific Apparel has worked closely with its suppliers to conduct a thorough review of its supply chain from farm through manufacturing. Based on our assessment we have determined that our material sources:

☒ [X] do not have manufacturing in or sourcing from XPCC and its subsidiaries, or cotton and apparel suppliers in the Xinjiang Uyghur Autonomous Region (UXAR).

☐ [] has terminated transactions and engagements with the following suppliers (list company name and contact information):

Brand(s) covered by this statement include Burnside Apparel

Acknowledged and agreed on behalf of Burnside/Sierra Pacific Apparel:

Name: Terry Winter

Signature: 

Title: VP of Operations

Date: 01/03/24

Contact Email: terryl@scopeimp.com