

2022 Prop 65 Conference:

“... in the public interest”

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Moderator:

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Panelists:

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“Actions pursuant to this section [to enforce the act] may be brought by a person *in the public interest*. . .”

-- CA Health and Safety Code § 25249.7(d)

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- 3. Is this a definable standard that can be used to challenge the plaintiff’s standing?**

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1. What does “in the public interest” mean?
2. Does it limit who can be a plaintiff or how they can prosecute or settle the case?
3. Is this a definable standard that can be used to challenge the plaintiff’s standing?
4. If the answer is “yes” at what stage of the litigation: the outset, during the case, at the conclusion in approving a settlement?