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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF MONTEREY

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

GAMAL KALINI, an individual,

Defendant.

Case No.: 24CV002657

STIPULATED FINAL JUDGMENT

Pursuant to the Stipulation for Entry of Final Judgment between Plaintiff, the PEOPLE OF THE STATE OF CALIFORNIA (through its attorneys Jeannine M. Pacioni, Monterey County District Attorney, by Emily D. Hickok, Chief Deputy District Attorney), and Defendant GAMAL KALINI, through his attorney Shawn Mills, who having consented to the entry of this Stipulated Final Judgment without the taking of evidence, without trial or adjudication of any facts herein, and good cause appearing, IT IS HEREBY ORDERED AND DECREED THAT:

1. This action is brought under California law and this Court has jurisdiction over the subject matter hereof and the parties hereto.

INJUNCTION

2. Pursuant to Business and Professions Code section 17203 and the Court's inherent equity powers, Defendant GAMAL KALINI, and his employees, agents and representatives, are hereby

1 permanently enjoined and restrained as follows:

2 a. Defendant, and his employees, agents and representatives, shall not sell any
3 tobacco product and paraphernalia to a person under twenty-one (21) years of age, in violation of
4 Penal Code § 308;

5 b. Defendant, and his employees, agents and representatives shall not fail to check
6 the identification of any purchasers of tobacco products to establish their age if the purchaser
7 reasonably appears to be under twenty-one (21) years of age, in violation of Business &
8 Professions Code § 22956;

9 c. Defendant, and his employees, agents and representatives, shall not sell or transfer
10 a tobacco product or tobacco paraphernalia to another person who appears to be under the age of
11 twenty-seven (27) years without first examining the identification of the recipient to confirm that
12 the recipient is at least the minimum age under state law to purchase and possess the tobacco
13 product or tobacco paraphernalia, in violation of Monterey City Code section 7-2.03;

14 d. Defendant, and his employees, agents and representatives, shall not sell, offer for
15 sale, or possess with the intent to sell or offer for sale, a flavored tobacco product or a tobacco
16 product flavor enhancer, in violation of Health & Safety Code § 104559.5;

17 e. Defendant, and his employees, agents and representatives, shall not possess for
18 sale a product containing or marketed as containing psilocybin/psilocyn, a controlled substance
19 listed in Health & Safety Code § 11054(d)(18-19), or any psilocybin/psilocyn analog as defined
20 by Health & Safety Code § 11401, in violation of Health & Safety Code § 11378(2); and

21 f. Defendant, and his employees, agents and representatives, shall not possess, keep
22 for sale, offer for sale, or expose for sale, weapons such as metal knuckles, in violation of Penal
23 Code § 16590(o) and Penal Code § 21810.

24 **MONETARY RELIEF**

25 3. Defendant is ordered to pay twenty-five thousand dollars (\$25,000.00) in civil penalties and
26 costs pursuant to the following payment schedule:

27 a. Prior to entry of judgment, Defendant shall provide the District Attorney's Office
28 with a check payable to the Monterey County District Attorney's Office in the amount of fifteen

1 thousand dollars (\$15,000.00) as civil penalties pursuant to Business and Professions Code section
2 17206.

3 b. Prior to entry of judgment, Defendant shall provide the District Attorney's Office
4 with a check payable to the Monterey County District Attorney's Office in the amount of five
5 thousand dollars (\$5,000.00) as costs of investigation.

6 c. The payment of the remaining five thousand dollars (\$5,000.00) shall be suspended,
7 provided that Defendant (and his employees, agents and representatives) comply with the terms of
8 this Stipulated Final Judgment for a period of five (5) years following entry of Judgment. If
9 Defendant or his employees, agents and representatives fail to comply, the People shall provide
10 Defendant with written notice (and file a copy of such notice with the Court) and the remaining
11 five thousand dollars (\$5,000.00) in civil penalties shall automatically become immediately due
12 and payable as civil penalties pursuant to Business and Professions Code section 17206.

13 4. In addition to the penalties and costs set forth above, and prior to entry of judgment,
14 Defendant shall provide the District Attorney's Office with a check payable to the Monterey County
15 Superior Court in the amount of four hundred thirty-five dollars (\$435.00) for the court filing fee.

16 5. All settlement checks shall be delivered to the attention of CDDA Emily Hickok for
17 distribution pursuant to the terms above, at the following address: Consumer and Environmental
18 Protection Unit, Monterey County District Attorney's Office, 1200 Aguajito Road, Suite 301, Monterey,
19 CA 93940.

20 **JURISDICTION**

21 6. Jurisdiction is retained for the purpose of enabling any party to this judgment to apply to
22 the court at any time for such further orders or directions as may be necessary or appropriate for carrying
23 out this Stipulated Final Judgment, for the resolution of any dispute or for the modification or termination
24 of any of the injunctive provisions herein, for the enforcement of compliance therewith, and the
25 punishment of violation thereof, and for the resolution of any dispute.

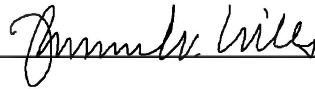
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1 7. This Stipulated Final Judgment shall take effect immediately upon entry thereof. The
2 parties waive their right to appeal this judgment both as to form and content.

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5 Dated: July 19, 2024



6 JUDGE OF THE SUPERIOR COURT

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