



**Office of the New York State
Attorney General**

**Letitia James
Attorney General**

October 7, 2025

Axabee Skincare
5 Gerard Avenue East
Malverne, New York 11565

Via Certified Mail and UPS Next Day

**Re: Sale of Cosmetic Products
Containing Mercury**

CEASE AND DESIST NOTIFICATION

To Axabee Skincare:

The New York State Office of the Attorney General (OAG) has reason to believe that Axabee Skincare (“Axabee”) have engaged and are engaging in repeated or persistent illegality within the meaning of N.Y. Executive Law § 63(12) by violating N.Y. Environmental Conservation Law (ECL) § 37-0117(8). Specifically, Axabee is offering for sale and selling in the State of New York cosmetic products that contain unlawful amounts of mercury, a chemical harmful to human health. The OAG obtained 7 separate containers of 4 products from Axabee (the list of products obtained is attached to this letter as Attachment A) and had them tested for mercury content by Legends Technical Services, Inc. (St. Paul, MN). The laboratory results from these products demonstrate that various cosmetic products that Axabee sells and offers for sale contain mercury above the limits set by New York State law (see Attachment A).

ECL § 37-0117(8) prohibits the offer for sale or sale of cosmetic products containing more than “trace amounts” of mercury in the State of New York and further provides that any permissible (“trace”) amounts of mercury “shall be consistent with the permissible concentrations of trace amounts allowed by the [FDA]”. The FDA defines a “trace amount” of mercury as less than 1 part per million. *See* 21 CFR 700.13(d)(2)(i)-(ii). Violation of ECL § 37-0117(8) is subject to a civil penalty up to \$1,000 for each day during which such violation continues for a first violation and up to \$2,500 for each day for a second violation. ECL § 71-3703(4). Violation of ECL § 37-0117(8) is subject to a civil penalty up to \$1,000 for each day

during which such violation continues for a first violation and up to \$2,500 for each day for a second violation. ECL § 71-3703(4).

Please promptly cease and desist from any further offer for sale or sale in New York State of any cosmetic product containing unlawful levels of mercury, including but not limited to the products specified in Attachment A. You are further directed to comply fully with Article 37 of the New York Environmental Conservation Law. OAG reserves its right to pursue any and all appropriate legal, equitable or administrative remedies to address any past or future violations of law and to issue investigatory subpoenas pursuant to Executive Law § 63(12) or any other applicable law.

We thank Axabee for its anticipated cooperation. Within the next **five business days**, please contact the undersigned to confirm your compliance. I would be happy to discuss any questions you may have.

Sincerely,

/s/ Marie Chery-Sekhobo

Marie Chery-Sekhobo

Assistant Attorney General

Environmental Protection Bureau

Office of the Attorney General of the

State of New York

The Capitol

Albany, New York 12224

P: 518-776-2414

E-Mail: marie.chery-sekhobo@ag.ny.gov

Attachment A

Concentrations of Mercury in Axabee Skin-Lightening Products Obtained by NYSOAG

Product	Number of Samples	Mercury Concentration(s) (ppm)
Zuni BeYOUtiful Beauty Cream	2	25,000; 21,000
Sajal Gold Beauty Cream Skin Active	2	22,000; 22,000
Kanza Beauty Cream	1	14,000
Seven Herbal Ubtan	2	4,400; 4,100