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January 23, 2017

Food & Consumer Packaged Goods Litigation

### **New Filings for January 23, 2017**

*Manemeit v. Gerber Products Co., et al.*, No. 2:17-cv-00093 (E.D.N.Y.): Putative class action alleging Defendants deceptively labels their "Good Start" infant formula as "the first and only formula whose consumption reduces the risk of infants developing allergies," when such statement is false. [Complaint](#). *Miller v. Yucatan Foods, L.P.*, No. BC645421 (Cal. Super. Ct. – Los Angeles Cnty.): Putative class action alleging that Defendant misrepresents the ingredients of its guacamole. *Environmental Research Center, Inc. v. Trevo LLC*, No. RG17-845021: (Cal. Super. Ct. – Alameda Cnty.): Proposition 65 action alleging defendant fails to warn consumers that its wellness products contain lead. *Daniel v. Mondelez International, Inc.*, No. 2:17-cv-0174 (E.D.N.Y.): Putative slack-fill class action alleging that Defendant packages its Swedish Fish in a transparent plastic pouch inside a non-transparent thin cardboard box so that consumers cannot see the non-functional slack-fill in the container. [Complaint](#). *Reza v. ZICO Beverages, LLC*, No. BC647064 (Cal. Super. Ct. – Los Angeles Cnty.): Putative class action alleging that Defendant deceptively labels its ZICO 100% Coconut Water as containing "No Sugar Added," which misleads consumers to believe that the product contains less sugar than comparable coconut water products. *Rhinesmith v. Tradewinds Beverage Company, et al.*, No. 2:17-cv-00408 (C.D. Cal.): Putative class action alleging that Defendant deceptively labels its iced tea products as "All Natural", "100% Natural", made "With All Natural Ingredients", and "Naturally Flavored with All Natural Flavors" when many flavors contain caramel color, which Plaintiff alleges is not a natural ingredient. [Complaint](#). *Madrigal v. HINT, Inc.*, No. BC646991 (Cal. Sup. Ct. – Los Angeles Cnty.): Putative class action alleging that Defendant deceptively labels its flavored water products as "100% natural," or "All Natural," when they are actually cut up pieces of fruit placed into water to infuse natural flavors. *Erika McCartney v. Terrasoul Superfoods, LLC*, No. CGC-17-556525 (Cal. Super. Ct. – San Francisco Cnty.): Proposition 65 action alleging Defendant failed to warn consumers its Terrasoul Superfoods Raw Cacao Powder contains cadmium. *Center for Environmental Health v. Green Organic Supplements Inc., et al.*, No. RG17-846112 (Cal. Super. Ct. – Alameda Cnty.): Putative class action alleging that Defendants falsely market and advertise their dietary supplements as "organic," when they are primarily composed of non-organic ingredients and include synthetic substances that are prohibited in organic products.

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