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November 21, 2014

Food & Consumer Packaged Goods Litigation

New Filings for November 21, 2014

McGee v. Diamond Foods, Inc., No. 3:14cv2446 (S.D. Cal.): This putative class action asserts that Defendant's popcorn products are injurious to consumers because they contain partially hydrogenated vegetable oils, which contain trans fats. [Complaint](#). *Cohen v. Xochitl Inc., Xochitl Gourmet Foods LLC*, No. 1:14cv23751 (S.D. Fla.): This putative class action alleges that Defendants' tortilla chips are wrongly labeled "All Natural" and "No GMO" when they contain high levels of GMO corn. [Complaint](#). *Daly v. Xochitl, Inc.*, No. 1:14-cv-6112 (E.D.N.Y.): This putative class action asserts that Defendant claims that its corn chips are "all natural" when in fact most of the corn contained in the chips is genetically modified. [Complaint](#). *Petkivicius v. Tyson Foods, Inc.*, No. 3:14-cv-4655 (N.D. Cal.): This putative class action alleges that Defendant labels its frozen products as "100% natural" even though the corn and soy ingredients, as well as the feed given to the chickens, are genetically modified. [Complaint](#). *Tran v. Blue Diamond Growers*, No. BC561217 (L.A. Sup.): This putative class action alleges false advertising based on Defendant's claim that its crackers are "natural" when they contain artificial or synthetic. [Complaint](#). *Tran v. Good Karma Food Technologies, Inc.*, No. BC561218 (L.A. Sup.): This putative class action alleges false advertising based on Defendant's claim that its flax milk beverages are "natural" when they contain artificial or synthetic ingredients such as tricalcium phosphate, xanthan gum, Vitamin A palmitate, Vitamin D2, and Vitamin B12. [Complaint](#). *Tran v. Snak-King Corp.*, No. BC561426 (L.A. Sup.): This putative class action alleges false advertising based on Defendant's claim that its artichoke chips are "all natural" when they contain artificial or synthetic ingredients such as disodium phosphate. [Complaint](#). *Tran v. Good Health Natural Products, Inc.*, No. BC561427 (L.A. Sup.): This putative class action alleges false advertising based on Defendant's claim that its corn crisps are "all natural" when they contain artificial or synthetic ingredients such as disodium phosphate. [Complaint](#). *Tran v. Front Range Snacks, Inc.*, No. BC561428 (L.A. Sup.): This putative class action alleges false advertising based on Defendant's claim that its popcorn is "all natural" when it contains disodium phosphate. [Complaint](#). *Silva v. Smucker Natural Foods*, No. 1:14-cv-6154 (E.D.N.Y.): This putative class action asserts that Defendant's "Natural Brew" brand of root beer is not "natural," as it contains additives and artificial flavorings. [Complaint](#). *Livingston v. Fullbar, LLC*, No. 14cv62430 (S.D. Fla.): This putative class action asserts Defendant's Fullbar nutrition bars were mislabeled as "100% natural" and "all natural" when they contain synthetic ingredients and ingredients that are made from GMO soy. [Complaint](#). *Peterson v. CJ America, Inc.*, No. 14cv2570 (S.D. Cal.): This putative class action alleges that Defendant's Annie Chun's Soup Bowls, Asian Noodle Bowls, and Ramen House prepackaged foods products were mislabeled as having "NO MSG ADDED" and "100% all natural ingredients" when the products contain several ingredients that have MSG. [Complaint](#). *Guttman v. Ole Mexican Foods, Inc.*, No. 14cv4845 (N.D. Cal.): This putative class action alleges that Defendant markets its Xtreme Wellness tortillas as healthful and "Trans Fat Free" when they contain partially hydrogenated vegetable oils, which contain trans fats. [Complaint](#). *Werthe v. Gerber Products Co.*, No. 3:14-cv-08216 (D. Ariz.): This putative class action alleges that Defendant fraudulently represents that its Good Start Gentle infant formula prevents or reduces the risk of developing allergies when it in fact does not. [Complaint](#).

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Food & Consumer Packaged Goods Litigation

Food & Consumer Packaged Goods Litigation shares timely insights into litigation developments, emerging arguments and challenges facing food and consumer packaged goods manufacturers and related industries.

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