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April 02, 2015

Food & Consumer Packaged Goods Litigation

New Filings for April 2, 2015

Hun and Paul v. Kashi Co., No. 1:15-cv-01391 (E.D.N.Y.): Putative class action alleging breach of express warranty, unjust enrichment and violations of New York's GBL for deceptive acts and false advertising and New Jersey's TCCWNA based on claims that Defendant packaged, marketed, distributed and sold products labeled "All Natural" or "Nothing Artificial" when the products actually contain synthetic chemicals. [Complaint](#).

Consumer Advocacy Group, Inc. v. Bodega Latina Corporation, No. BC575811 (Cal. Super. Ct.): Complaint alleging violations of Proposition 65 based on claims that Defendants' caramel coating contains lead. [Complaint](#).

Davis v. Hampton Creek, Inc., No. 15-05993CA01 (Fla. 11th Cir. Ct.): Putative class action alleging unjust enrichment and violations of the FDUTPA based on claims that Defendant's "Just Mayo" products do not actually contain any mayonnaise. [Complaint](#).

Teachout v. American Naturals Company LLC, No. 1522-CC00505 (Mo. Cir. Ct.) Putative class action alleging violations of the Missouri Merchandising Practices Act and Missouri common law based on claims that Defendant's Sof'ella brand of Sour Cream Coffee Cake Mix is labeled as "ALL NATURAL" when it contains sodium acid pyrophosphate. [Complaint](#).

Retta v. Millenium Products Inc., No. 2:15cv01801 (C.D. Cal.): Putative class action alleging violations of California's CLRA, UCL, and FAL and New York's DUTPA based on claims that defendant's GT's Kombucha and Synergy beverages are mislabeled as containing antioxidants because they do not contain any nutrients that the FDA recognizes and approves of for labeling using the term "antioxidant." [Complaint](#).

Lawsuits filed against Wal-Mart and GNC related to the herbal supplement investigation: *Ellis v. Wal-Mart Stores, Inc.*, No. 15cv2167 (N.D. Ill.), *Howes v. General Nutrition Centers, Inc.*, No. 15cv2168 (N.D. Ill.), *McMahon v. Wal-Mart Stores, Inc.*, No. 15cv2198 (N.D. Ill.). [Ellis](#). [Howes](#). [McMahon](#).

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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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