

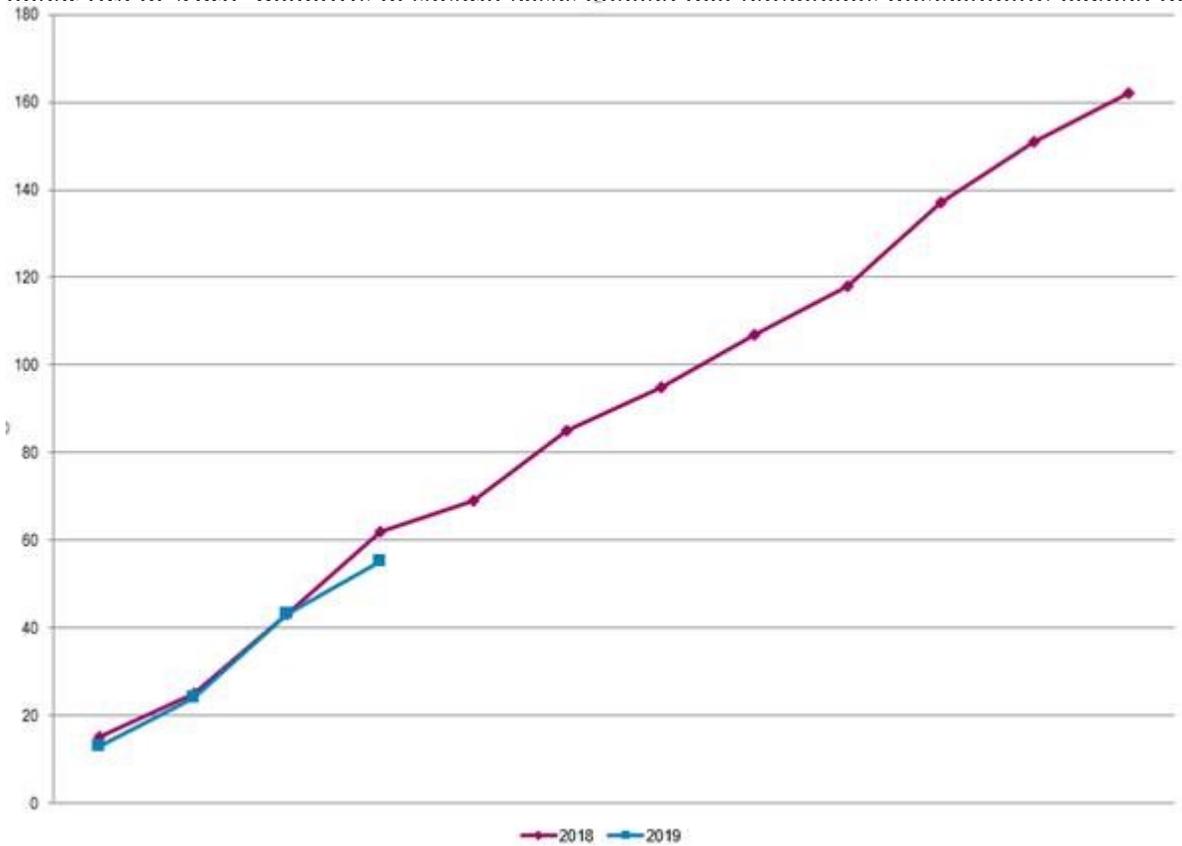
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May 17, 2019

PC Food Litigation Index: April 2019

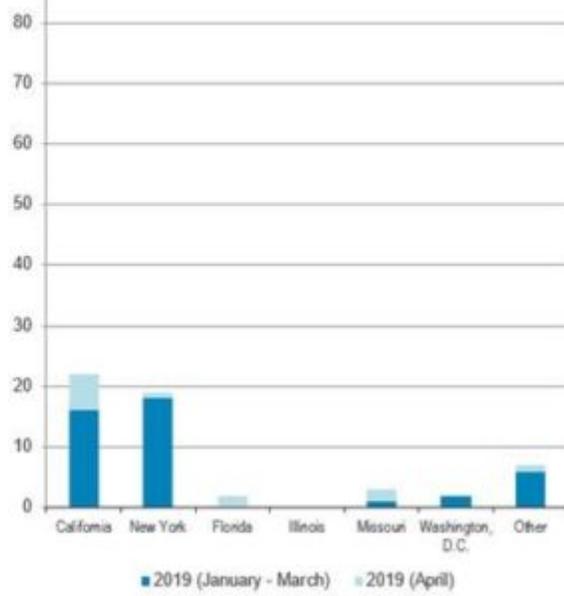
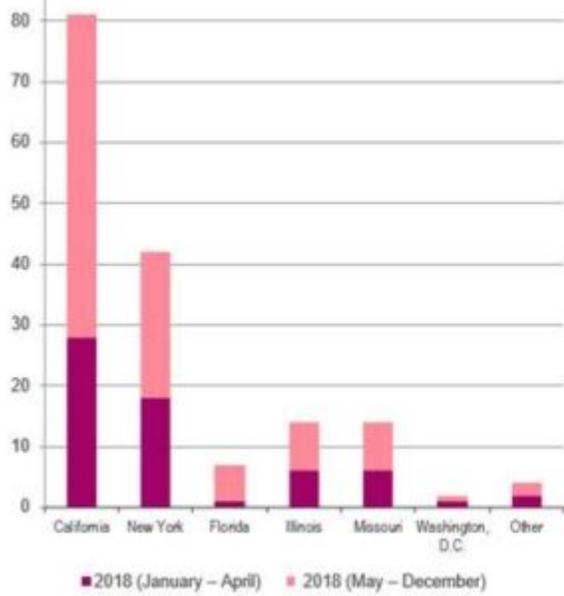
With fifteen new cases filed in April, total filings on the year are slightly down from last year—there have been sixty-nine total new filings in 2019 compared with seventy-seven by this time last year. Most new filings were in California. Only one new case was filed in New York, down from six last month. Most of the new cases were false labeling cases, with only one slack fill and two all-natural cases. Plaintiffs in *Shand v. Original New York Seltzer*, 19STCV14020 (La. Supp. Ct.), alleged that defendant seltzer beverages are labeled as though they are a product of New York, when the drink is neither bottled in New York nor contains New York water. Shand adds to a recent trend of similar "origin" lawsuits, including several suits last month challenging coffee manufacturers' characterization of beans as "Kona-style" when they were not grown on the Big Island. Tea beverages were

under fire in April. Plaintiffs in several cases alleged that defendants misleadingly labeled their tea products as organic. On the natural seltzer product as "all-natural" when it was misleadingly labeled

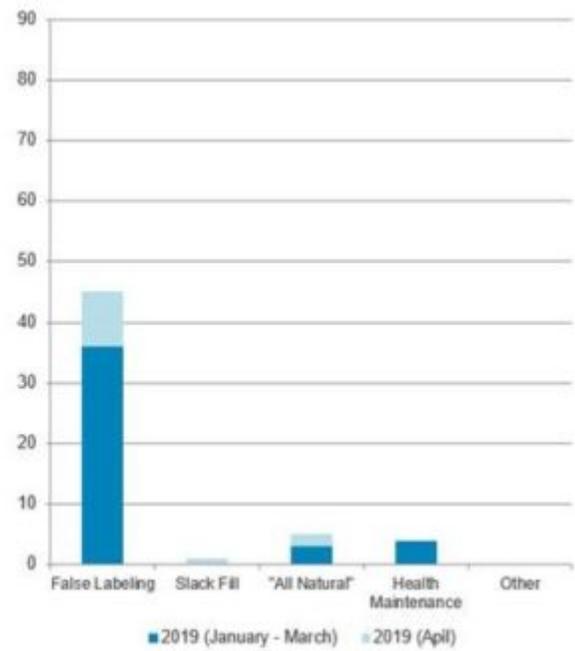
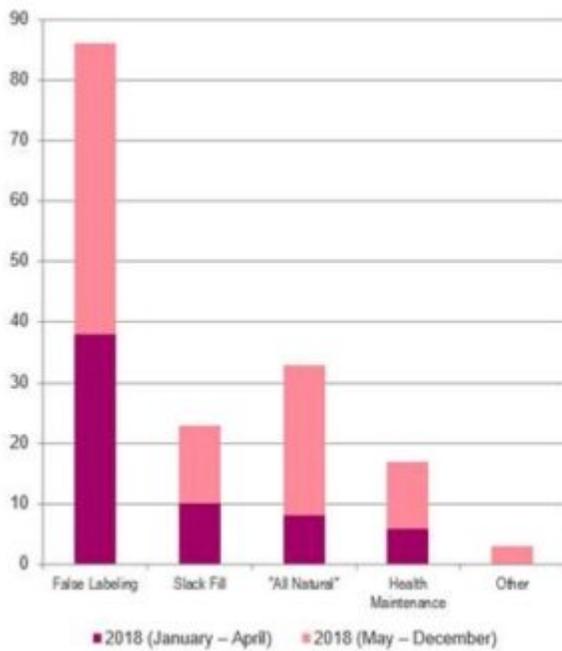


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