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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

Case No.: '14CV0169 L NLS

CLASS ACTION

COMPLAINT FOR:

THAMAR SANTISTEBAN CORTINA, on
behalf of herself and all others similarly
situated,

Plaintiff,

v.

GOYA FOODS, INC.,

Defendant.

**VIOLATIONS OF THE CALIFORNIA
UNFAIR COMPETITION LAW, CAL.
BUS. & PROF. CODE §§ 17200 ET. SEQ.;**

**VIOLATIONS OF THE CALIFORNIA
FALSE ADVERTISING LAW, CAL.
BUS. & PROF. CODE §§ 17500 ET. SEQ.;**
AND

**VIOLATIONS OF THE CALIFORNIA
CONSUMERS LEGAL REMEDIES ACT,
CAL. CIV. CODE §§ 1750 ET SEQ.**

DEMAND FOR JURY TRIAL

1 Plaintiff THAMAR SANTISTEBAN CORTINA, on behalf of herself, all others
2 similarly situated, and the general public, by and through her undersigned counsel, hereby
3 brings this action against Defendant GOYA FOODS, INC. (“GOYA”), and alleges the
4 following upon her own knowledge, or where she lacks personal knowledge, upon
5 information and belief including the investigation of her counsel.

6
7 **INTRODUCTION**

8 1. GOYA sells “Malta Goya” cola soft drinks throughout the state of California.
9 Malta Goya beverages contain an amount of 4-methylimidazole (4-MeI), a carcinogen,
10 sufficient to expose California consumers to substantial health risks. GOYA, however,
11 deceptively omits that Malta Goya beverages contain these amounts of 4-MeI. Plaintiff brings
12 this action on behalf of herself and a class of California consumers to rectify the injuries
13 caused by GOYA’S unlawful practices, and to enjoin GOYA’S ongoing deceptive omissions
14 concerning the amount of 4-MeI in Malta Goya beverages.

15
16 **THE PARTIES**

17 2. Plaintiff THAMAR SANTISTEBAN CORTINA is a resident of Bonita,
18 California.

19 3. Defendant GOYA FOODS, INC. is a New Jersey company with its principle
20 place of business at 100 Seaview Drive, Secaucus, New Jersey 07096.

21
22 **JURISDICTION AND VENUE**

23 4. This Court has jurisdiction over this action pursuant to 28 U.S.C. §
24 1332(d)(2)(A), the Class Action Fairness Act, because the matter in controversy exceeds the
25 sum or value of \$5,000,000 exclusive of interest and costs, at least one member of the class
26 of plaintiffs is a citizen of a State different from Defendant. In addition, more than two-thirds
27 of the members of the class reside in states other than the state in which Defendant is a citizen
28

1 and in which this case is filed, and therefore any exceptions to jurisdiction under 28 U.S.C. §
2 1332(d) do not apply.

3 5. The Court has personal jurisdiction over Defendant pursuant to Cal. Code Civ.
4 P. § 410.10, as a result of Defendant’s substantial, continuous and systematic contacts with
5 the State, and because Defendant has purposely availed itself of the benefits and privileges
6 of conducting business activities within the State.

7 6. Venue is proper in this Southern District of California pursuant to 28 U.S.C. §
8 1391(b) and (c), because Defendant resides (i.e., is subject to personal jurisdiction) in this
9 district, and a substantial part of the events or omissions giving rise to the claims occurred in
10 this district.

11
12 **FACTS**

13 **A. Background Facts**

14 7. 4-MeI is an impurity generated during the manufacture of caramel colors III and
15 IV used in some soft drinks.

16 8. 4-MeI has been found by the National Toxicology Program to cause lung tumors
17 in laboratory animals.

18 9. According to Urvashi Rangan, a toxicologist and Executive Director of the
19 Consumer Reports Food Safety & Sustainability Center, “There is no ‘safe’ level of 4-MeI,
20 but if you have to set a threshold, it should be well below the Prop 65 level (29
21 micrograms/day) – and more like 3 micrograms/day.” Ragan calls exposure to 4-MeI “an
22 unnecessary risk.”

23 10. According to testing performed by Consumer Reports, Malta Goya sold in
24 California from April 2013 to September 2013 contained an average 352.5 micrograms of 4-
25 MeI per 12-ounce serving.

1 11. According to testing performed by Consumer Reports, Malta Goya sold in
2 California in December 2013 contained an average 316.1 micrograms of 4-MeI per 12-ounce
3 serving.

4 **B. GOYA'S Unlawful Practices**

5 12. GOYA has had and continues to have exclusive knowledge of material facts
6 concerning the amount of 4-MeI in the Malta Goya beverages.

7 13. GOYA has actively concealed from Plaintiff and the class material facts
8 concerning the amount of 4-MeI in the Malta Goya beverages, as well as its potential health
9 harms.

10 14. In advertising and selling the Malta Goya beverages, GOYA has and continues
11 to deceptively omit that these soft drinks contain dangerous levels of 4-MeI that expose
12 consumers to cancer.

13 **C. Plaintiff's Purchase & Injury**

14 15. Plaintiff is a regular Malta Goya purchaser and drinker, usually purchasing the
15 beverages about once per month at either the Northgate Market located at 1058 Third Avenue,
16 in Chula Vista, California, or the Mercado Internacional located at 1415 Third Avenue, Chula
17 Vista. She typically purchases individual cans (when they were previously available) or
18 bottles, usually 10-12 at a time.

19 16. Plaintiff would not have purchased the Malta Goya beverages if she knew they
20 contained a substance known to be a carcinogen and believed to be dangerous at the levels
21 actually present in the beverages.

22
23 **CLASS ACTION ALLEGATIONS**

24 17. Pursuant to Federal Rule of Civil Procedure 23, Plaintiff seeks to represent a
25 class of all persons who purchased in California during the four years preceding the filing of
26 this Complaint, Malta Goya primarily for personal, family, or household use, and not for
27 resale.

1 18. The members in the proposed class and subclass are so numerous that individual
2 joinder of all members is impracticable, and the disposition of the claims of all class members
3 in a single action will provide substantial benefits to the parties and Court.

4 19. Questions of law and fact common to Plaintiff and the class include:

- 5 a. Whether the Malta Goya beverages contain 4-MeI and the amount;
- 6 b. Whether 4-MeI is potentially dangerous in the amounts in the Malta Goya
7 beverages;
- 8 c. Whether information concerning the amount of 4-MeI in the Malta Goya
9 beverages is material to a reasonable consumer;
- 10 d. Whether a duty arose in GOYA to disclose the facts concerning the 4-MeI
11 in its Malta Goya beverages;
- 12 e. The proper equitable and injunctive relief; and
- 13 f. The proper amount of restitution.

14 20. Plaintiff's claims are typical of class members' claims in that they are based on
15 the same underlying facts, events, and circumstances relating to GOYA'S conduct.

16 21. Plaintiff will fairly and adequately represent and protect the interests of the
17 classes, has no interests incompatible with the interests of the classes, and has retained
18 counsel competent and experienced in class litigation.

19 22. The class is sufficiently large for purposes of class litigation because it contains
20 at least hundreds of thousands of members who purchased the Malta Goya beverages in
21 California the past 4 years.

22 23. Class treatment is superior to other options for resolution of the controversy
23 because the relief sought for each class member is relatively small such that, absent
24 representative litigation, it would be infeasible for class members to redress the wrongs done
25 to them.

26 24. Questions of law and fact common to the classes predominate over any questions
27 affecting only individual class members.

1 25. As a result of the foregoing, class treatment is appropriate under Fed. R. Civ. P.
2 23(a), 23(b)(2), and 23(b)(3).

3
4 **CAUSES OF ACTION**

5 **FIRST CAUSE OF ACTION**

6 **VIOLATION OF THE CALIFORNIA UNFAIR COMPETITION LAW,**

7 **CAL. BUS. & PROF. CODE §§ 17200 *ET SEQ.***

8 ***(FRAUDULENT PRONG)***

9 26. Plaintiff realleges and incorporates the allegations elsewhere in the Complaint
10 as if fully set forth herein.

11 27. The UCL prohibits any “unlawful, unfair or fraudulent business act or practice,”
12 Cal. Bus. & Prof. Code § 17200.

13 28. GOYA’S deceptive omission of the dangerous amount of 4-MeI in the Malta
14 Goya beverages is a “fraudulent” practice within the meaning of the UCL in that the omission
15 is likely to deceive reasonable consumers and the public.

16 29. In accordance with Cal. Bus. & Prof. Code § 17203, Plaintiff seeks an Order
17 enjoining GOYA from continuing to conduct business through fraudulent acts and practices,
18 and to commence a corrective advertising campaign.

19 30. On behalf of herself and the class, Plaintiff also seeks an Order for the restitution
20 of all monies from the sale of the Malta Goya beverages, which were unjustly acquired
21 through acts of fraudulent competition.

22
23 **SECOND CAUSE OF ACTION**

24 **VIOLATION OF THE CALIFORNIA FALSE ADVERTISING LAW,**

25 **CAL. BUS. & PROF. CODE §§ 17500 *ET SEQ.***

26 31. Plaintiff realleges and incorporates the allegations elsewhere in the Complaint
27 as if fully set forth herein.

1 32. The FAL prohibits any statement in connection with the sale of goods “which is
2 untrue or misleading,” Cal. Bus. & Prof. Code § 17500, including deceptive omissions of
3 material fact.

4 33. GOYA’S deceptive omission of the amount and health harms of the 4-MeI in
5 the Malta Goya beverages was likely to deceive reasonable consumers and the public.

6 34. GOYA knew, or reasonably should have known, that it was deceptively omitting
7 material information.

8 35. Plaintiff and the class are entitled to injunctive and equitable relief and
9 restitution.

10
11 **THIRD CAUSE OF ACTION**

12 **VIOLATIONS OF THE CALIFORNIA CONSUMERS LEGAL REMEDIES ACT,**
13 **CAL. CIV. CODE §§ 1750 *ET SEQ.***

14 **(By the California Class)**

15 36. Plaintiff realleges and incorporates the allegations elsewhere in the Complaint
16 as if fully set forth herein.

17 37. The CLRA prohibits deceptive practices in connection with the conduct of a
18 business that provides goods, property, or services primarily for personal, family, or
19 household purposes.

20 38. GOYA’S policies, acts, and practices were designed to, and did, result in the
21 purchase and use of the products primarily for personal, family, or household purposes, and
22 violated and continue to violate the following sections of the CLRA:

- 23 a. § 1770(a)(5): representing that goods have characteristics, uses, or benefits
24 which they do not have;
- 25 b. § 1770(a)(7): representing that goods are of a particular standard, quality,
26 or grade if they are of another;
- 27 c. CVS disparaged the goods, services, or business of another by false or
28

1 misleading representation of fact, within the meaning of Cal. Civ. Code §
2 1770(a)(8);

3 d. § 1770(a)(9): advertising goods with intent not to sell them as advertised;
4 and

5 e. § 1770(a)(16): representing the subject of a transaction has been supplied
6 in accordance with a previous representation when it has not.

7 39. As a result, plaintiff and the class members have suffered irreparable harm and
8 are entitled to injunctive and equitable relief, and reasonable attorneys' fees and costs.
9 Plaintiff does not currently seek damages for her CLRA claim.

10 40. In compliance with Cal. Civ. Code § 1782(d), plaintiff's affidavit of venue is
11 filed concurrently herewith.

12
13 **PRAYER FOR RELIEF**

14 41. Wherefore, Plaintiff, on behalf of himself, all others similarly situated and the
15 general public, prays for judgment against GOYA as to each and every cause of action,
16 including:

17 a. An Order certifying this as a class action and appointing plaintiff and her
18 counsel to represent the classes;

19 b. An Order enjoining GOYA from selling Malta Goya in California so long
20 as the beverages contain a potentially dangerous amount of 4-MeI, if
21 GOYA deceptively omits that amount;

22 c. An Order compelling GOYA to conduct a corrective advertising
23 campaign;

24 d. An Order requiring GOYA to disgorge or return all monies, revenues, and
25 profits obtained by means of any wrongful act or practice;

26 e. An Order requiring GOYA to pay restitution to restore all funds acquired
27 by means of any act or practice declared by this Court to be a fraudulent
28

- 1 business act or practice, untrue or misleading advertising, or a violation
2 of the UCL, FAL or CLRA, plus pre-and post-judgment interest thereon;
3 f. An Order awarding costs, expenses, and reasonable attorneys' fees; and
4 g. Any other and further relief the Court deems necessary, just, or proper.
5

6 **JURY DEMAND**

7 42. Plaintiff hereby demands a trial by jury on all issues so triable.
8

9 Dated: January 23, 2014

/s/ Jack Fitzgerald _____

10 Jack Fitzgerald

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12 FITZGERALD, PC**

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7 *Counsel for Plaintiff and the Proposed Classes*

8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 THAMAR SANTISTEBAN CORTINA, on
11 behalf of herself and all others similarly
12 situated,

'14CV0169 L NLS

13 Plaintiff,

**CONSUMERS LEGAL REMEDIES ACT
VENUE AFFIDAVIT [CCP § 1780(d)]**

14 v.

15 GOYA FOODS, INC.,

16 Defendant.
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1 I, Thamar Santisteban Cortina, declare as follows:

2 1. I am the Plaintiff in this action. I make this affidavit as required by California
3 Civil Code § 1780(d).

4 2. The Complaint in this action is filed in a proper place for the trial of this action
5 because defendant is doing business in this county.

6 3. The Complaint in this action is further filed in a proper place for the trial of
7 this action because the transactions that are the subject of the action occurred in this county.

8
9 I declare under penalty of perjury under the laws of the United States that the
10 foregoing is true and correct.

11 Executed this 23rd day of January, 2014, at Bonita, California.

12
13 *Thau Jan*

14 _____
Thamar Santisteban Cortina

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1 Dated: January 23, 2014

Respectfully submitted,

2 /s/ Jack Fitzgerald

3 Jack Fitzgerald

4 **THE LAW OFFICE OF JACK**
5 **FITZGERALD, PC**

6 JACK FITZGERALD

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JS 44 (Rev. 12/12)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

<p>I. (a) PLAINTIFFS Thamar Santisteban Cortina, on behalf of herself and all others similarly situated</p> <p>(b) County of Residence of First Listed Plaintiff <u>San Diego</u> <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i></p> <p>(c) Attorneys (Firm Name, Address, and Telephone Number) Jack Fitzgerald, The Law Office of Jack Fitzgerald, PC 2870 4th Ave., Ste. 205 San Diego, CA 92103</p>	<p>DEFENDANTS Goya Foods, Inc.</p> <p>County of Residence of First Listed Defendant <i>(IN U.S. PLAINTIFF CASES ONLY)</i></p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED</p> <p>Attorneys (If Known) <u>'14CV0169 L NLS</u></p>
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<p>II. BASIS OF JURISDICTION <i>(Place an "X" in One Box Only)</i></p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i></p> <p><input checked="" type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i></p>	<p>III. CITIZENSHIP OF PRINCIPAL PARTIES <i>(Place an "X" in One Box for Plaintiff and One Box for Defendant)</i></p> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:47%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in This State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input checked="" type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*

<p>CONTRACT</p> <p><input type="checkbox"/> 110 Insurance</p> <p><input type="checkbox"/> 120 Marine</p> <p><input type="checkbox"/> 130 Miller Act</p> <p><input type="checkbox"/> 140 Negotiable Instrument</p> <p><input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment</p> <p><input type="checkbox"/> 151 Medicare Act</p> <p><input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)</p> <p><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits</p> <p><input type="checkbox"/> 160 Stockholders' Suits</p> <p><input type="checkbox"/> 190 Other Contract</p> <p><input type="checkbox"/> 195 Contract Product Liability</p> <p><input type="checkbox"/> 196 Franchise</p>	<p>TORTS</p> <p>PERSONAL INJURY</p> <p><input type="checkbox"/> 310 Airplane</p> <p><input type="checkbox"/> 315 Airplane Product Liability</p> <p><input type="checkbox"/> 320 Assault, Libel & Slander</p> <p><input type="checkbox"/> 330 Federal Employers' Liability</p> <p><input type="checkbox"/> 340 Marine</p> <p><input type="checkbox"/> 345 Marine Product Liability</p> <p><input type="checkbox"/> 350 Motor Vehicle</p> <p><input type="checkbox"/> 355 Motor Vehicle Product Liability</p> <p><input type="checkbox"/> 360 Other Personal Injury</p> <p><input type="checkbox"/> 362 Personal Injury - Medical Malpractice</p> <p>PERSONAL INJURY</p> <p><input type="checkbox"/> 365 Personal Injury - Product Liability</p> <p><input type="checkbox"/> 367 Health Care - Pharmaceutical Personal Injury Product Liability</p> <p><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability</p> <p>PERSONAL PROPERTY</p> <p><input checked="" type="checkbox"/> 370 Other Fraud</p> <p><input type="checkbox"/> 371 Truth in Lending</p> <p><input type="checkbox"/> 380 Other Personal Property Damage</p> <p><input type="checkbox"/> 385 Property Damage - Product Liability</p>	<p>FORFEITURE/PENALTY</p> <p><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881</p> <p><input type="checkbox"/> 690 Other</p> <p>LABOR</p> <p><input type="checkbox"/> 710 Fair Labor Standards Act</p> <p><input type="checkbox"/> 720 Labor/Management Relations</p> <p><input type="checkbox"/> 740 Railway Labor Act</p> <p><input type="checkbox"/> 751 Family and Medical Leave Act</p> <p><input type="checkbox"/> 790 Other Labor Litigation</p> <p><input type="checkbox"/> 791 Employee Retirement Income Security Act</p> <p>IMMIGRATION</p> <p><input type="checkbox"/> 462 Naturalization Application</p> <p><input type="checkbox"/> 465 Other Immigration Actions</p>	<p>BANKRUPTCY</p> <p><input type="checkbox"/> 422 Appeal 28 USC 158</p> <p><input type="checkbox"/> 423 Withdrawal 28 USC 157</p> <p>PROPERTY RIGHTS</p> <p><input type="checkbox"/> 820 Copyrights</p> <p><input type="checkbox"/> 830 Patent</p> <p><input type="checkbox"/> 840 Trademark</p> <p>SOCIAL SECURITY</p> <p><input type="checkbox"/> 861 HIA (1395ff)</p> <p><input type="checkbox"/> 862 Black Lung (923)</p> <p><input type="checkbox"/> 863 DIWC/DIWW (405(g))</p> <p><input type="checkbox"/> 864 SSID Title XVI</p> <p><input type="checkbox"/> 865 RSI (405(g))</p> <p>FEDERAL TAX SUITS</p> <p><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)</p> <p><input type="checkbox"/> 871 IRS - Third Party 26 USC 7609</p>	<p>OTHER STATUTES</p> <p><input type="checkbox"/> 375 False Claims Act</p> <p><input type="checkbox"/> 400 State Reapportionment</p> <p><input type="checkbox"/> 410 Antitrust</p> <p><input type="checkbox"/> 430 Banks and Banking</p> <p><input type="checkbox"/> 450 Commerce</p> <p><input type="checkbox"/> 460 Deportation</p> <p><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations</p> <p><input type="checkbox"/> 480 Consumer Credit</p> <p><input type="checkbox"/> 490 Cable/Sat TV</p> <p><input type="checkbox"/> 850 Securities/Commodities-Exchange</p> <p><input type="checkbox"/> 890 Other Statutory Actions</p> <p><input type="checkbox"/> 891 Agricultural Acts</p> <p><input type="checkbox"/> 893 Environmental Matters</p> <p><input type="checkbox"/> 895 Freedom of Information Act</p> <p><input type="checkbox"/> 896 Arbitration</p> <p><input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision</p> <p><input type="checkbox"/> 950 Constitutionality of State Statutes</p>
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V. ORIGIN *(Place an "X" in One Box Only)*

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another District *(specify)* 6 Multidistrict Litigation

VI. CAUSE OF ACTION

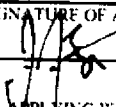
Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*
28 U.S.C. s. 1332

Brief description of cause
Fraudulent Practices under UCL, FAL, Cal. Bus. & Prof. Code ss. 17200, 17500 et seq., CLRA

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.C.V.P. DEMAND \$ _____ CHECK YES only if demanded in complaint
JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY *(See instructions)* JUDGE: _____ DOCKET NUMBER: _____

DATE: 01/23/2014 SIGNATURE OF ATTORNEY OF RECORD: 

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLICING IFP _____ JUDGE _____ MAG JUDGE _____