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90007
DEPT-309
CAROLYN KWAL

FILED
Superior Court of California
County of Los Angeles

MAR 09 2017

Sherri R. Carter, Executive Officer/Clerk
By Judi Lara, Deputy

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 FOR THE COUNTY OF LOS ANGELES

BY FAX

16 STEPHEN WILSON, individually, and on
17 behalf of a class of similarly situated
18 individuals,

19 Plaintiff,

20 v.

21 ODWALLA, INC., a California
22 corporation; THE COCA-COLA
23 COMPANY, a Delaware corporation; and
24 DOES 1-10, inclusive,

25 Defendants.

Case No.: **BC 6 5 3 2 3 5**

CLASS ACTION COMPLAINT FOR:

- (1) Violations of Unfair Competition Law, California Business & Professions Code § 17200 *et seq.*
- (2) Violations of False Advertising Law, California Business & Professions Code § 17500
- (3) Violations of California's Consumers Legal Remedies Act

DEMAND FOR JURY TRIAL

CIT/CASE: BC653235
LEA/DEF#:
RECEIPT #: CCH520872132
DATE PAID: 03/09/17 03:53 PM
PAYMENT: \$1,435.00
RECEIVED: 310
CHECK: \$1,435.00
CASH: \$0.00
CHANGE: \$0.00
CARD: \$0.00

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1 INTRODUCTION

2 1. Plaintiff Stephen Wilson ("Plaintiff") brings this action for himself and on
3 behalf of all persons in the United States who purchased one or more containers of Odwalla
4 100% Juices, including Berry Greens, Groovin' Greens, and 100% Orange Juice, with the
5 phrase "No Added Sugar" on their label or outer packaging (collectively "Odwalla Juice")
6 created, manufactured, distributed, marketed, and/or sold by Defendants Odwalla, Inc., The
7 Coca-Cola Company, and DOES 1-10 ("Defendants").

8 2. Plaintiff's action arises out of the unlawful "No Added Sugar" statements
9 placed by Defendants on the labels and outer packaging of Odwalla Juice containers. The
10 Food and Drug Administration ("FDA") regulations promulgated pursuant to the Food, Drug,
11 and Cosmetics Act of 1938 ("FDCA") specify the precise nutrient content claims concerning
12 sugar that may be made on a food label. *See* 21 C.F.R. § 101, Subpart D. Defendants' "No
13 Added Sugar" claims on its Odwalla Juice containers fail to comply with these requirements,
14 as set forth below. As a result, Defendants have violated California's Sherman Law and
15 consumer protection statutes, which wholly adopt the federal requirements.

16 3. In the United States more than one-third of adults are obese, and approximately
17 seventeen percent of children and adolescents are obese. The obesity epidemic has been
18 fueled, in part, by increased consumption of foods high in sugar. Obesity and excess sugar
19 consumption, in turn, have been linked to a variety of health problems, including, but not
20 limited to, heart disease, tooth decay and diabetes. As a result, consumers are increasingly
21 aware of their sugar consumption and attach importance to the statement "No Added Sugar"
22 on the labels of food products.

23 4. On information and belief, Defendants' Odwalla Juice is among the country's
24 most widely-distributed juice food products.

25 5. To profit from consumers' well-placed and increased focus on minimizing
26 sugar consumption, Defendants have prominently featured a "No Added Sugar" statement on
27 the front labels of its Odwalla Juice containers. The images below depict the "No Added
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Sugar” statement as featured on the labels (“No Added Sugar Label”):



100% ORANGE JUICE
PASTEURIZED PURE SQUEEZED

What's Inside:

- juice of 5 oranges
- 190% DV vitamin C

Vegan - Gluten Free ** No added sugar.
Not a reduced calorie food, see nutrition facts for sugar and calorie content.

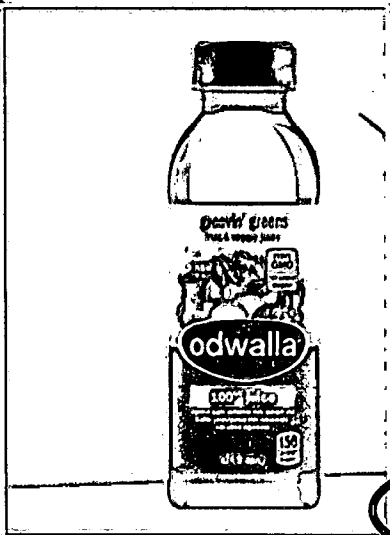
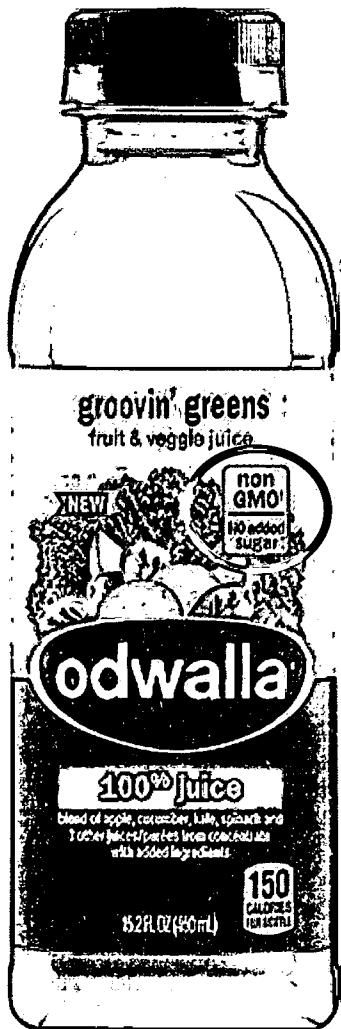
[CLICK FOR SIZES & NUTRITION >](#)



100% ORANGE JUICE

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GROOVIN' GREENS

GROOVIN' GREENS

FRUIT & VEGGIE JUICE

What's Inside

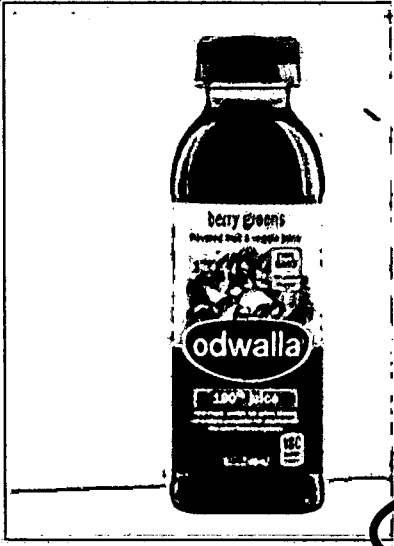
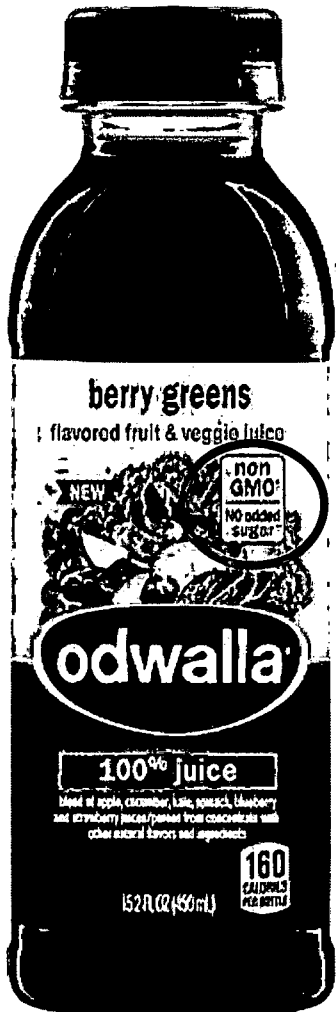
-  juice of 2 1/3 apples
-  juice of 1 3/4 cups of cucumber
-  juice of 1 cup of kale
-  juice of 1 cup of spinach
-  plus 3 other juices

Vegan Gluten Free ** No added sugar. Not a reduced calorie food, see nutrition facts for sugar and calorie content.

[CLICK FOR SIZES & NUTRITION >](#)

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BERRY GREENS

BERRY GREENS

FLAVORED FRUIT & VEGGIE JUICE

100% Juice

What's Inside

-  juice of 2 1/3 apples
-  juice of 1 1/2 cups of cucumber
-  juice of 3/4 cup of kale
-  juice of 1 cup of spinach
-  juice of 12 blueberries
-  1 strawberry

Vegan Gluten Free ** No added sugar. Not a reduced calorie food, see nutrition facts for sugar and calorie content.

[CLICK FOR SIZES & NUTRITION >](#)

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1 6. The FDA forbids the use of “No Added Sugar” claims unless the product
2 making such claim meets the following criteria:

3 (i) **No amount of sugars**, as defined in 101.9(c)(6)(ii), or any other ingredient
4 that contains sugars that functionally substitute for added sugars **is added during**
5 **processing or packaging**; and

6 (ii) The **product does not contain an ingredient containing added sugars**
7 such as jam, jelly, or concentrated fruit juice; and

8 (iii) The **sugars content has not been increased above the amount present in**
9 **the ingredients by some means** such as the use of enzymes, except where the
10 intended functional effect of the process is not to increase the sugars content of a food,
11 and a functionally insignificant increase in sugars results; and

12 (iv) **The food that it resembles and for which it substitutes normally**
13 **contains added sugars**; and

14 (v) The **product bears a statement that the food is not “low calorie” or**
15 **“calorie reduced”** (unless the food meets the requirements for a “low” or “reduced
16 calorie” food) **and that directs consumers’ attention to the nutrition panel for**
17 **further information on sugar and calorie content.**¹

18 7. The FDA has stated that, “[i]n implementing the guidelines, the purpose of the
19 ‘no added sugar’ claim is to present consumers with information that allows them to
20 differentiate between similar foods that would normally be expected to contain added sugars,
21 with respect to the presence or absence of added sugars. Therefore, the ‘no added sugar’
22 claim is not appropriate to describe foods that do not normally contain added sugars.”²

23 8. Defendants’ “No Added Sugar” claims on Odwalla Juice are in violation of
24 FDA and state regulations because Odwalla Juice does not resemble and substitute for a food
25 that normally contains added sugars (21 C.F.R. § 101.60(c)(iv)).

26
27 ¹ See 21 C.F.R. § 101.60(c)(2)(emphasis added).

28 ² 58 Fed. Reg. 2302, 2327 (Jan. 6, 1993).

1 related entities to which these allegations pertain.

2 17. Plaintiff is informed and believes, and thereon alleges, that each and all of the
3 acts and omissions alleged herein was performed by, or is attributable to ODWALLA, INC.,
4 THE COCA-COLA COMPANY, and DOES 1-10, each acting as the agent for the other, with
5 legal authority to act on the other's behalf. The acts of any and all Defendants were in
6 accordance with, and represent, the official policy of Defendants.

7 18. Plaintiff is informed and believes, and thereon alleges, that each of said
8 Defendants is in some manner intentionally, negligently, or otherwise responsible for the acts,
9 omissions, occurrences, and transactions of each and all of the other Defendants in
10 proximately causing the damages herein alleged.

11 19. At all relevant times, Defendants, and each of them, ratified each and every act
12 or omission complained of herein.

13 **JURISDICTION**

14 20. This Court has jurisdiction over this action pursuant to California Code of Civil
15 Procedure § 410.10. Personal jurisdiction over ODWALLA, INC. is proper because
16 ODWALLA, INC. is incorporated in California and has purposefully availed itself of the
17 privilege of conducting business activities in California, including, but not limited to, testing,
18 manufacturing, marketing, distributing, and/or selling Odwalla Juice to Plaintiff and
19 prospective class members. Personal jurisdiction over THE COCA-COLA COMPANY is
20 proper because THE COCA-COLA COMPANY has purposefully availed itself of the
21 privilege of conducting business activities in California, including, but not limited to, testing,
22 manufacturing, marketing, distributing, and/or selling Odwalla Juice to Plaintiff and
23 prospective class members.

24 21. This class action is brought pursuant to California Code of Civil Procedure §
25 382. Plaintiff is a California resident. The monetary damages and restitution sought by
26 Plaintiff and the prospective class members exceed the minimal jurisdiction limits of the
27 Superior Court and will be established according to proof at trial.

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1 VENUE

2 22. Venue is proper in this Court pursuant to California Code of Civil Procedure §§
3 395, 395.5 and California Civil Code § 1780 because Plaintiff resides in the County of Los
4 Angeles, California, and the acts, omissions, and contractual performance alleged herein took
5 place in the County of Los Angeles, California. Plaintiff's Declaration, as required under Cal.
6 Civ. Code section 1780(d), which reflects that Defendant is doing business in Los Angeles
7 County, California, is filed concurrently as **Exhibit 1**.

8 FACTUAL ALLEGATIONS

9 23. Due to health concerns, U.S. consumers are increasingly more aware of their
10 sugar consumption and, as such, attach great importance to "No Added Sugar" and other
11 sugar-content claims on food and beverage product labeling.

12 24. To profit from consumers' well-placed and increased focus on minimizing
13 sugar consumption, Defendants have prominently featured a "No Added Sugar" claim on the
14 front label of its Odwalla Juice packaging as well as throughout its website and other
15 marketing materials, as depicted above.

16 25. However, the FDA forbids the use of "No Added Sugar" claims unless the
17 product making such claim meets the following criteria:

18 (i) **No amount of sugars**, as defined in 101.9(c)(6)(ii), or any other ingredient
19 that contains sugars that functionally substitute for added sugars **is added during**
20 **processing or packaging**; and

21 (ii) **The product does not contain an ingredient containing added sugars**
22 such as jam, jelly, or concentrated fruit juice; and

23 (iii) **The sugars content has not been increased above the amount present**
24 **in the ingredients by some means** such as the use of enzymes, except where the
25 intended functional effect of the process is not to increase the sugars content of a food,
26 and a functionally insignificant increase in sugars results; and

27 (iv) **The food that it resembles and for which it substitutes normally**
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1 contains added sugars; and

2 (v) The product bears a statement that the food is not "low calorie" or
3 "calorie reduced" (unless the food meets the requirements for a "low" or "reduced
4 calorie" food) and that directs consumers' attention to the nutrition panel for
5 further information on sugar and calorie content.

6 26. The FDA has stated that, "[i]n implementing the guidelines, the purpose of the
7 'no added sugar' claim is to present consumers with information that allows them to
8 differentiate between similar foods that would normally be expected to contain added sugars,
9 with respect to the presence or absence of added sugars. Therefore, the 'no added sugar'
10 claim is not appropriate to describe foods that do not normally contain added sugars."

11 27. Defendants' "No Added Sugar" claims on Odwalla Juice are in violation of
12 FDA and state regulations because the Odwalla Juice does not resemble and substitute for a
13 food that normally contains added sugars (21 C.F.R. § 101.60(c)(iv)).

14 28. As a result of their reliance on Defendant's unlawful sugar-content labeling
15 claims, consumers have suffered an ascertainable loss of money, including, but not limited to,
16 out of pocket costs incurred in purchasing the Odwalla Juice. Further, as a result of its
17 deceptive marketing and unfair competition with other similar manufacturers and brands,
18 Naked Juice Co. realized sizable profits.

19 **CLASS ACTION ALLEGATIONS**

20 29. Plaintiff brings this lawsuit as a class action on behalf of himself and all others
21 similarly situated as members of the proposed Class pursuant to California Code of Civil
22 Procedure §.382.

23 30. All claims alleged herein arise under California law for which Plaintiffs seek
24 relief authorized by California law.

25 31. The class and sub-classes Plaintiff seeks to represent (the "Class Members") is
26 defined as:

27 **Nationwide Class:** All individuals in the United States who
28 purchased one or more containers of Odwalla Juice containing a

1 “No Added Sugar” claim on the label or other packaging at any
2 time between four years prior to the filing of this complaint until
the date of certification (the “Nationwide Class”).

3 **California Sub-Class:** All members of the Nationwide Class
4 who reside in the State of California (the “California Sub-
Class”).

5 **CLRA Sub-Class:** All members of the California Sub-Class
6 who are “consumers” within the meaning of California Civil
7 Code § 1761(d) (the “CLRA Sub-Class”).

8 32. Excluded from the Class are: (1) Defendants, any entity or division in which
9 Defendants have a controlling interest, and their legal representatives, officers, directors,
10 assigns, and successors; (2) the Judge to whom this case is assigned and the Judge’s staff; (3)
11 any Judge sitting in the presiding state and/or federal court system who may hear an appeal of
12 any judgment entered; and (4) those persons who have suffered personal injuries as a result of
13 the facts alleged herein. Plaintiff reserves the right to amend the Class and Sub-Class
14 definitions if discovery and further investigation reveal that the Class or Sub-Class should be
15 expanded or otherwise modified.

16 33. There is a well-defined community of interest in the litigation and the Class is
17 readily ascertainable.

18 34. Numerosity: Although the exact number of prospective Class Members is
19 uncertain and can only be ascertained through appropriate discovery, the number is great
20 enough such that joinder is impracticable. The disposition of the claims of these Class
21 Members in a single action will provide substantial benefits to all parties and to the Court.
22 The Class Members are readily identifiable from information and records in Defendant’s
23 possession, custody, or control.

24 35. Typicality: Plaintiff’s claims are typical of the claims of the Class in that
25 Plaintiff, like all Class Members, has purchased one or more Odwalla Juice beverages
26 containing a “No Added Sugar” claim on its label or other packaging within the applicable
27 class period. The representative Plaintiff, like all Class Members, has been damaged by
28 Defendant’s misconduct in that they have incurred expenses due to their reliance on

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1 Defendant's labeling of its Odwalla Juice beverage, as described throughout this complaint.
2 Furthermore, the factual bases of Defendants' misconduct are common to all Class Members
3 and represent a common thread resulting in injury to all Class Members.

4 36. Commonality: There are numerous questions of law and fact common to
5 Plaintiff and the Class that predominate over any question affecting only individual Class
6 Members. These common legal and factual issues include the following:

- 7 (a) Whether Defendants engaged in unlawful, unfair or deceptive business
8 practices by failing to properly package and label food products sold to
9 consumers;
- 10 (b) Whether the food products at issue were misbranded as a matter of law;
- 11 (c) Whether Defendants unlawfully labeled certain food and beverage
12 products with "No Added Sugar" claims;
- 13 (d) Whether Defendants made false, misleading and/or untrue statements
14 via its labeling;
- 15 (e) Whether Defendants violated California's Consumers Legal Remedies
16 Act (Cal. Civil Code §§ 1750 *et seq.*);
- 17 (f) Whether Defendants violated California Business & Professions Code
18 §§ 17200 *et seq.*;
- 19 (g) Whether Defendants violated California Business & Professions Code
20 §§ 17500 *et seq.*;
- 21 (h) Whether Defendants violated the Sherman Food, Drug, and Cosmetic
22 Law (Health & Saf. Code, §§ 109875 *et seq.*);
- 23 (i) Whether Plaintiff and the Class are entitled to equitable and/or
24 injunctive relief;
- 25 (j) Whether Plaintiff and other Class Members are entitled to damages;
- 26 (k) Whether Defendants' unlawful, unfair and/or deceptive practices
27 harmed Plaintiff and the Class;
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- (l) Whether Defendants knew or reasonably should have known of the deceptive labeling claims relating to its Odwalla Juice beverage; and
- (m) Whether Defendants are obligated to inform Class Members of their right to seek reimbursement for having paid for Odwalla Juice in reliance on Defendants' misrepresentations.

37. Adequate Representation: Plaintiff will fairly and adequately protect the interests of the Class Members. Plaintiff has retained attorneys experienced in the prosecution of class actions, including consumer and product defect class actions, and Plaintiff intends to prosecute this action vigorously.

38. Superiority: Plaintiff and the prospective Class Members have all suffered and will continue to suffer harm and damages as a result of Defendants' unlawful and wrongful conduct. A class action is superior to other available methods for the fair and efficient adjudication of the controversy. Absent a class action, most Class Members would likely find the cost of litigating their claims prohibitively high and would therefore have no effective remedy at law. Because of the relatively small size of the individual Class Members' claims, it is likely that only a few Class Members could afford to seek legal redress for Defendants' misconduct. Absent a class action, Class Members will continue to incur damages, and Defendants' misconduct will continue without remedy. Class treatment of common questions of law and fact would also be a superior method to multiple individual actions or piecemeal litigation in that class treatment will conserve the resources of the courts and the litigants, and will promote consistency and efficiency of adjudication.

FIRST CAUSE OF ACTION

(Violation of California Business & Professions Code § 17200 et seq.)

39. Plaintiff brings this cause of action on behalf of himself and on behalf of the Nationwide Class, or in the alternative, on behalf of himself and on behalf of the California Sub-Class.

40. As a result of their reliance on Defendant's misrepresentations and omissions,

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1 Class Members suffered an ascertainable loss of money, property, and/or value of their
2 Odwalla Juice beverages.

3 41. California Business & Professions Code § 17200 prohibits acts of “unfair
4 competition,” including any “unlawful, unfair or fraudulent business act or practice” and
5 “unfair, deceptive, untrue or misleading advertising.”

6 42. Plaintiff and Class Members are reasonable consumers who expect
7 manufacturers, like Defendants, to provide accurate and truthful representations regarding the
8 sugar content contained in their products, especially as compared to those in competitors’
9 similar products. Further, reasonable consumers, like Plaintiff, rely on the representations
10 made by manufacturers regarding products’ sugar content in determining whether to purchase
11 the particular products and consider that information important to their purchase decision.

12 43. In failing to properly label its Odwalla Juice beverages, Defendants have
13 knowingly and intentionally misrepresented material facts and breached their duty not to do
14 so. In addition, Defendants’ use of “No Added Sugar” claims constitutes a “fraudulent”
15 business practice or act within the meaning of Business and Professions Code Sections 17200
16 *et seq.* The applicable food labeling regulations are carefully crafted to require that nutritional
17 content claims be presented in a qualified and contextualized manner to protect the consuming
18 public from being deceived. Defendants’ non-compliant sugar content labeling, as described
19 above, is an unqualified nutritional content claim that poses the very risk of deception the
20 regulations were promulgated to protect against.

21 44. If the Odwalla Juice had not included the illegal and deceptive “No Added
22 Sugar” claim on the label, Plaintiff and Class Members would not have purchased the Odwalla
23 Juice or would have paid less for it..

24 45. Defendants’ conduct was and is likely to deceive consumers.

25 46. Defendants’ acts, conduct and practices were unlawful, in that they constituted:

26 (a) Violations of California’s Consumers Legal Remedies Act;

27 (b) Violations of California’s False Advertising Law;

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(c) Violations of California's Sherman Law; and

(d) Violations of the Federal Food Drug & Cosmetic Act;

47. By their conduct, Defendants have engaged in unfair competition and unlawful, unfair, and fraudulent business practices.

48. Defendants' unfair or deceptive acts or practices occurred repeatedly in Defendants' trade or business, and were capable of deceiving a substantial portion of the purchasing public.

49. As a direct and proximate result of Defendants' unfair and deceptive practices, Plaintiff and the Class have suffered and will continue to suffer actual damages.

50. Defendants have been unjustly enriched and should be required to make restitution to Plaintiff and the Class pursuant to §§ 17203 and 17204 of the Business & Professions Code.

SECOND CAUSE OF ACTION

(Violation of California Business & Professions Code § 17500 *et seq.*)

51. Plaintiff incorporates by reference the allegations contained in each and every paragraph of this Complaint.

52. Plaintiff brings this cause of action on behalf of himself and on behalf of the Nationwide Class, or in the alternative, on behalf of the California Sub-Class.

53. California Business & Professions Code § 17500 prohibits unfair, deceptive, untrue, and misleading advertising in connection with the disposal of personal property (among other things), including, without limitation, false statements as to the use, worth, benefits, or characteristics of the property.

54. Defendants have committed acts of misleading and unlawful advertising by utilizing "No Added Sugar" claims on the labels of its Odwalla Juice beverages. In addition, Defendant made such unlawful or misleading labeling claims with the intent to dispose of said merchandise.

55. Defendants knew, or in the exercise of reasonable care should have known, that

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1 the "No Added Sugar" representations were misleading and deceptive.

2 56. The falsely advertised Odwalla Juice was, and continues to be, likely to deceive
3 members of the public.

4 57. As a result of their reliance on Defendants' misrepresentations and omissions,
5 Class Members suffered an ascertainable loss of money, property, and/or value of their
6 Odwalla Juice.

7 58. As a direct and proximate result of Defendants' unfair and deceptive practices,
8 Plaintiff and the Class have suffered and will continue to suffer actual damages.

9 59. Defendants have been unjustly enriched and should be required to make
10 restitution to Plaintiff and the Class. Pursuant to § 17535 of the Business & Professions Code,
11 Plaintiff and Class Members are entitled to an order of this Court enjoining such future
12 conduct on the part of Defendants, and such other orders and judgments which may be
13 necessary to disgorge Defendants' ill-gotten gains and restore to any person in interest any
14 money paid for its Odwalla Juice as a result of the wrongful conduct of Defendants.

15 **THIRD CAUSE OF ACTION**

16 **(Violation of California's Consumers Legal Remedies Act, California Civil Code § 1750,**
17 ***et seq.*)**

18 60. Plaintiff re-alleges and incorporates by reference each and every allegation
19 contained in the preceding paragraphs of this Complaint as though fully set forth herein.

20 61. Plaintiff brings this cause of action on behalf of himself and on behalf of the
21 members of the CLRA Sub-Class.

22 62. Defendants are "person(s)" as defined by California Civil Code § 1761(c).

23 63. Plaintiff and CLRA Sub-Class Members are "consumers" within the meaning
24 of California Civil Code § 1761(d) because they bought the Odwalla Juice for personal,
25 family, or household purposes.

26 64. By failing to disclose and concealing the true and actual nature of the Naked
27 O-J from Plaintiff and prospective Class Members, Defendants violated California Civil Code
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1 § 1770(a), as it represented that the Odwalla Juice had characteristics and benefits that it does
2 not have, represented that the Odwalla Juice was of a particular standard, quality, or grade
3 when it was of another, and advertised the Odwalla Juice with the intent not to sell it as
4 advertised. *See* Cal. Civ. Code §§ 1770(a)(5)(7) & (9).

5 65. Defendants' unfair and deceptive acts or practices occurred repeatedly in
6 Defendants' trade or business and were capable of deceiving a substantial portion of the
7 purchasing public.

8 66. Defendants knew the Odwalla Juice did not possess the characteristics and
9 benefits as represented and were not of the particular standard, quality or grade as represented.

10 67. As a result of their reliance on Defendants' representations and omissions,
11 Class Members suffered an ascertainable loss of money, property, and/or value of their
12 Odwalla Juice.

13 68. In failing to disclose and misrepresenting the true nature and contents of the
14 Odwalla Juice, Defendants knowingly and intentionally concealed material facts and breached
15 their duty not to do so.

16 69. The facts Defendants concealed from or misrepresented to Plaintiff and Class
17 Members are material in that a reasonable consumer would have considered them to be
18 important in deciding whether to purchase the Odwalla Juice or pay less. If the Odwalla Juice
19 had not included the illegal and deceptive "No Added Sugar" claim on the label, Plaintiff and
20 Class Members would not have purchased the Odwalla Juice or would have paid less for it.

21 70. Plaintiff and Class Members are reasonable consumers who expect
22 manufacturers, like Defendants, to provide accurate and truthful representations regarding the
23 sugar content contained in their products, especially as compared to those in competitors'
24 similar products. Further, reasonable consumers, like Plaintiff, rely on the representations
25 made by manufacturers regarding products' sugar content in determining whether to purchase
26 the particular products and consider that information important to their purchase decision.

27 71. As a direct and proximate result of Defendants' unfair methods of competition
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1 and/or unfair and deceptive practices, Plaintiff and the Class have suffered and will continue
2 to suffer actual damages.

3 72. Plaintiff and the Class are entitled to equitable relief.

4 73. Plaintiff provided Defendant with notice of its violations of the CLRA pursuant
5 to California Civil Code § 1782(a). If Defendant fails to provide the appropriate and
6 requested relief for its violations of the CLRA within 30 days, Plaintiff will seek monetary,
7 compensatory, and punitive damages, in addition to injunctive and equitable relief.

8 **RELIEF REQUESTED**

9 74. Plaintiff, on behalf of himself, and all others similarly situated, requests the
10 Court to enter judgment against Defendant, as follows:

- 11 (a) An order certifying the proposed Class and Sub-Classes, designating
12 Plaintiff as named representative of the Class, and designating the
13 undersigned as Class Counsel;
- 14 (b) An order enjoining Defendants from further unfair and deceptive
15 business practices regarding the deceptive advertising, sales, and other
16 business practices relating to the Odwalla Juice beverages;
- 17 (c) A declaration requiring Defendants to comply with the various
18 provisions of the Federal Food Drug & Cosmetic Act, California's
19 Sherman Law, California's False Advertising Law and CLRA alleged
20 herein and to make all the required representations;
- 21 (d) A declaration that Defendant must disgorge, for the benefit of the Class,
22 all or part of the ill-gotten profits it received from the sale of its Odwalla
23 Juice beverages, or make full restitution to Plaintiff and Class Members;
- 24 (e) An award of attorneys' fees and costs, as allowed by law;
- 25 (f) An award of attorneys' fees and costs pursuant to California Code of
26 Civil Procedure § 1021.5;
- 27 (g) An award of pre-judgment and post-judgment interest, as provided by
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law;

- (h) Leave to amend the Complaint to conform to the evidence produced at trial; and
- (i) Such other relief as may be appropriate under the circumstances.

DEMAND FOR JURY TRIAL

75. Plaintiff demands a trial by jury of any and all issues in this action so triable.

Dated: March 9, 2017

Respectfully submitted,
Capstone Law APC

By: /s/ Lee A. Cirsch
Lee A. Cirsch
Robert K. Friedl
Trisha K. Monesi

Attorneys for Plaintiff Stephen Wilson

03/09/2017

EXHIBIT 1

03/09/2017

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DECLARATION OF STEPHEN WILSON

I, STEPHEN WILSON, declare as follows:

1. I make this declaration based upon my personal knowledge except as to those matters stated herein that are based upon information and belief, and as to those matters I believe them to be true. I am over the age of eighteen, a citizen of the State of California, and a Plaintiff in this action.

2. Pursuant to California Civil Code section 1780(d), this Declaration is submitted in support of Plaintiff's Selection of Venue for the Trial of Plaintiff's Cause of Action alleging violation of California's Consumers Legal Remedies Act.

3. I reside in Los Angeles, California, which is in the County of Los Angeles. I purchased the Odwalla 100% orange juice products that are the subject of this lawsuit in the County of Los Angeles.

4. I am informed and believe that Defendant Odwalla, Inc. is a California corporation, organized and existing under the laws of the State of California and registered to conduct business in California. I am informed and believe that Defendant The Coca-Cola Company is a Delaware corporation, organized and existing under the laws of the State of Delaware and registered to conduct business in California. I am informed and believe that both Defendants' corporate headquarters are located at One Coca-Cola Plaza, N.W., Atlanta, GA 30313.

5. Based on the facts set forth herein, I am informed and believe that this Court is a proper venue for the prosecution of Plaintiff's Cause of Action alleging violation of California's Consumers Legal Remedies Act because Defendants conduct business in Los Angeles County and because Los Angeles County is where the transactions at issue occurred.

6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 7th, 2017 in Los Angeles, California.

DocuSigned by:
Stephen Wilson

Stephen Wilson

03/09/2017

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Lee A. Cirsch (SBN: 227668)
Lee.Cirsch@capstonelawyers.com
CAPSTONE LAW APC
1875 Century Park East, Los Angeles, California 90067
TELEPHONE NO.: 310.556.4800 FAX NO.: 310.943.0396
ATTORNEY FOR (Name): Plaintiff STEPHEN WILSON

FOR COURT USE ONLY
FILED
Superior Court of California
County of Los Angeles
MAR 09 2017
Sherril K. Carter, Executive Officer/Clerk
By Judi Lara, Deputy

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles
STREET ADDRESS: 111 Hill Street
MAILING ADDRESS:
CITY AND ZIP CODE: Los Angeles, California 90012
BRANCH NAME:

CASE NAME:
STEPHEN WILSON v. ODWALLA, INC., et al.

CIVIL CASE COVER SHEET
 Unlimited (Amount demanded exceeds \$25,000)
 Limited (Amount demanded is \$25,000 or less)

Complex Case Designation
 Counter **Joinder**
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER:
BC 6 5 8 2 8 5
JUDGE:
DEPT:

Items 1-6 below must be completed. (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)
Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23)	Real Property <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26)	Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20)
Non-PI/PD/WD (Other) Tort <input checked="" type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35)	Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38)	Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42)
Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive
4. Number of causes of action (specify): 3
5. This case is is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: March 9, 2017
Lee A. Cirsch (TYPE OR PRINT NAME) [Signature] (SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

BY FAX

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check one box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

Auto Tort

Auto (22)—Personal Injury/Property
Damage/Wrongful Death
Uninsured Motorist (46) (*if the
case involves an uninsured
motorist claim subject to
arbitration, check this item
instead of Auto*)

Other PI/PD/WD (Personal Injury/
Property Damage/Wrongful Death)
Tort

Asbestos (04)
Asbestos Property Damage
Asbestos Personal Injury/
Wrongful Death
Product Liability (*not asbestos or
toxic/environmental*) (24)
Medical Malpractice (45)
Medical Malpractice—
Physicians & Surgeons
Other Professional Health Care
Malpractice
Other PI/PD/WD (23)
Premises Liability (e.g., slip
and fall)
Intentional Bodily Injury/PD/WD
(e.g., assault, vandalism)
Intentional Infliction of
Emotional Distress
Negligent Infliction of
Emotional Distress
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

Business Tort/Unfair Business
Practice (07)
Civil Rights (e.g., discrimination,
false arrest) (*not civil
harassment*) (08)
Defamation (e.g., slander, libel)
(13)
Fraud (16)
Intellectual Property (19)
Professional Negligence (25)
Legal Malpractice
Other Professional Malpractice
(*not medical or legal*)
Other Non-PI/PD/WD Tort (35)

Employment

Wrongful Termination (36)
Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease
Contract (*not unlawful detainer
or wrongful eviction*)
Contract/Warranty Breach—Seller
Plaintiff (*not fraud or negligence*)
Negligent Breach of Contract/
Warranty
Other Breach of Contract/Warranty
Collections (e.g., money owed, open
book accounts) (09)
Collection Case—Seller Plaintiff
Other Promissory Note/Collections
Case
Insurance Coverage (*not provisionally
complex*) (18)
Auto Subrogation
Other Coverage
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse
Condemnation (14)
Wrongful Eviction (33)
Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title
Other Real Property (*not eminent
domain, landlord/tenant, or
foreclosure*)

Unlawful Detainer

Commercial (31)
Residential (32)
Drugs (38) (*if the case involves illegal
drugs, check this item; otherwise,
report as Commercial or Residential*)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ—Administrative Mandamus
Writ—Mandamus on Limited Court
Case Matter
Writ—Other Limited Court Case
Review
Other Judicial Review (39)
Review of Health Officer Order
Notice of Appeal—Labor
Commissioner Appeals

Provisionally Complex Civil Litigation (Cal.
Rules of Court Rules 3.400–3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims
(*arising from provisionally complex
case type listed above*) (41)

Enforcement of Judgment

Enforcement of Judgment (20)
Abstract of Judgment (Out of
County)
Confession of Judgment (*non-
domestic relations*)
Sister State Judgment
Administrative Agency Award
(*not unpaid taxes*)
Petition/Certification of Entry of
Judgment on Unpaid Taxes
Other Enforcement of Judgment
Case

Miscellaneous Civil Complaint

RICO (27)
Other Complaint (*not specified
above*) (42)
Declaratory Relief Only
Injunctive Relief Only (*non-
harassment*)
Mechanics Lien
Other Commercial Complaint
Case (*non-tort/non-complex*)
Other Civil Complaint
(*non-tort/non-complex*)

Miscellaneous Civil Petition

Partnership and Corporate
Governance (21)
Other Petition (*not specified
above*) (43)
Civil Harassment
Workplace Violence
Elder/Dependent Adult
Abuse
Election Contest
Petition for Name Change
Petition for Relief From Late
Claim
Other Civil Petition

SHORT TITLE: Wilson v. Odwalla, Inc., et al.	CASE NUMBER BC 6 5 3 2 3 5
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**CIVIL CASE COVER SHEET ADDENDUM AND
STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.3 in all new civil case filings in the Los Angeles Superior Court.

Step 1: After completing the Civil Case Cover Sheet (Judicial Council form CM-010), find the exact case type in Column A that corresponds to the case type indicated in the Civil Case Cover Sheet.

Step 2: In Column B, check the box for the type of action that best describes the nature of the case.

Step 3: In Column C, circle the number which explains the reason for the court filing location you have chosen.

Applicable Reasons for Choosing Court Filing Location (Column C)

- | | |
|--|--|
| 1. Class actions must be filed in the Stanley Mosk Courthouse, Central District. | 7. Location where petitioner resides. |
| 2. Permissive filing in central district. | 8. Location wherein defendant/respondent functions wholly. |
| 3. Location where cause of action arose. | 9. Location where one or more of the parties reside. |
| 4. Mandatory personal injury filing in North District. | 10. Location of Labor Commissioner Office. |
| 5. Location where performance required or defendant resides. | 11. Mandatory filing location (Hub Cases – unlawful detainer, limited non-collection, limited collection, or personal injury). |
| 6. Location of property or permanently garaged vehicle. | |

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1, 4, 11
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1, 4, 11
Other Personal Injury/ Property Damage/Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage	1, 11
		<input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	1, 11
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1, 4, 11
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons	1, 4, 11
		<input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1, 4, 11
Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1, 4, 11	
	<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1, 4, 11	
	<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress	1, 4, 11	
	<input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1, 4, 11	

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SHORT TITLE: Wilson v. Odwalla, et al.	CASE NUMBER
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Non-Personal Injury/Property Damage/Wrongful Death Tort
Employment
Contract
Real Property
Unlawful Detainer

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Business Tort (07)	<input checked="" type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	✓ 2, 3
Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1, 2, 3
Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1, 2, 3
Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1, 2, 3
Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice	1, 2, 3
	<input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1, 2, 3
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	1, 2, 3
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1, 2, 3
Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case	1, 2, 3
	<input type="checkbox"/> A6109 Labor Commissioner Appeals	10
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)	2, 5
	<input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)	2, 5
	<input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud)	1, 2, 5
	<input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	1, 2, 5
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff	5, 6, 11
	<input type="checkbox"/> A6012 Other Promissory Note/Collections Case	5, 11
	<input type="checkbox"/> A6034 Collections Case-Purchased Debt (Charged Off Consumer Debt Purchased on or after January 1, 2014)	5, 6, 11
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1, 2, 5, 8
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud	1, 2, 3, 5
	<input type="checkbox"/> A6031 Tortious Interference	1, 2, 3, 5
	<input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1, 2, 3, 8, 9
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels_____	2, 6
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2, 6
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure	2, 6
	<input type="checkbox"/> A6032 Quiet Title	2, 6
	<input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2, 6
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	6, 11
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	6, 11
Unlawful Detainer-Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2, 6, 11
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2, 6, 11

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SHORT TITLE:

Wilson v. Odwalla, et al.

CASE NUMBER

Judicial Review

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above	
Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2, 3, 6	
Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2, 5	
Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus	2, 8	
	<input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter	2	
	<input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2	
Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2, 8	
Provisionally Complex Litigation	Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1, 2, 8
	Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1, 2, 3
	Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1, 2, 8
	Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1, 2, 8
	Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1, 2, 3, 8
	Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1, 2, 5, 8
Enforcement of Judgment	Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment	2, 5, 11
		<input type="checkbox"/> A6160 Abstract of Judgment	2, 6
		<input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)	2, 9
		<input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)	2, 8
		<input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2, 8
		<input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2, 8, 9
Miscellaneous Civil Complaints	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1, 2, 8
	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only	1, 2, 8
		<input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment)	2, 8
		<input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)	1, 2, 8
<input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)		1, 2, 8	
Miscellaneous Civil Petitions	Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2, 8
	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment	2, 3, 9
		<input type="checkbox"/> A6123 Workplace Harassment	2, 3, 9
		<input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case	2, 3, 9
		<input type="checkbox"/> A6190 Election Contest	2
		<input type="checkbox"/> A6110 Petition for Change of Name/Change of Gender	2, 7
		<input type="checkbox"/> A6170 Petition for Relief from Late Claim Law	2, 3, 8
<input type="checkbox"/> A6100 Other Civil Petition		2, 9	

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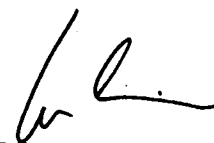
SHORT TITLE: <u>Wilson v. Odwalla, Inc., et al.</u>	CASE NUMBER
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Step 4: Statement of Reason and Address: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected. Enter the address which is the basis for the filing location, including zip code. (No address required for class action cases).

REASON: <input checked="" type="checkbox"/> 1. <input type="checkbox"/> 2. <input type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10. <input type="checkbox"/> 11.	ADDRESS: 			
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%; padding: 5px;">CITY: <u>Los Angeles</u></td> <td style="width:17%; padding: 5px;">STATE: <u>CA</u></td> <td style="width:50%; padding: 5px;">ZIP CODE: <u>90007</u></td> </tr> </table>	CITY: <u>Los Angeles</u>	STATE: <u>CA</u>	ZIP CODE: <u>90007</u>	
CITY: <u>Los Angeles</u>	STATE: <u>CA</u>	ZIP CODE: <u>90007</u>		

Step 5: Certification of Assignment: I certify that this case is properly filed in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., §392 et seq., and Local Rule 2.3(a)(1)(E)].

Dated: March 9, 2017



 (SIGNATURE OF ATTORNEY/FILING PARTY)

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 02/16).
5. Payment in full of the filing fee, unless there is court order for waiver, partial or scheduled payments.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

03/09/2017