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FILED
Superior Court of California
County of Los Angeles

FEB 29 2018

Shemmi R. Carter, Executive Officer/Clerk
By M. Soto, Deputy
Moses Soto

5
6 Attorneys for Plaintiff, Michael Ambers

CCW - CA - 311 - Wiley

8 SUPERIOR COURT FOR THE STATE OF CALIFORNIA

9 COUNTY OF LOS ANGELES

10
11 MICHAEL AMBERS, individually
and on behalf of a class of persons similarly
12 situated

13 Plaintiff,

14 vs.

15 THE KRAFT HEINZ CORPORATION, a
Delaware Corporation;
16 KRAFT FOOD GROUPS, INC., a Virginia
Corporation; and
DOES 1 TO 100, Inclusive

17
18 Defendants
19

Case No. BC 612088

CLASS ACTION

COMPLAINT FOR:

1. FRAUDULENT AND DECEPTIVE
BUSINESS PRACTICES (Business and
Professions Code § 17200)

2. FALSE ADVERTISING (Business and
Professions Code § 17500)

CIT/CASE: BC612088
LEA/DEF#:

RECEIPT #: CCH524380038
DATE PAID: 02/29/16 09:36 AM
PAYMENT: \$1,435.00
RECEIVED: 310
CHECK: \$1,435.00
CASH: \$0.00
CHANGE: \$0.00
CARD: \$0.00

1

COMPLAINT

02/29/2016

1 MICHAEL AMBERS ("PLAINTIFF"), on behalf of himself and all others similarly situated,
2 for this complaint, alleges as follows:

3 **NATURE OF THE CASE**

4 1. This is a class action brought on behalf of all natural persons who were California
5 residents and purchased cheese products, especially grated Parmesan cheese by and through various
6 retailers located within the State of California. These cheese products were produced and distributed
7 by Defendants The Kraft Heinz Corporation, a Delaware Corporation and/or Kraft Food Groups, Inc.,
8 a Virginia Corporation, which, as of July 2015 became a wholly owned subsidiary of Kraft Heinz
9 Corporation (collectively "KRAFT" or "DEFENDANT"), and often labeled as "100% Parmesan
10 Cheese" or employed similar packaging informing customers that the product they were purchasing
11 a product that contained only Parmesan cheese, or at least only cheese. Instead, it has become apparent
12 that KRAFT has filled their cheese products with either lower quality non-cheese products, including,
13 but not limited to cellulose. An independent investigation and series of lab tests by Bloomberg News
14 has recently demonstrated that not only has KRAFT among other cheese manufactures and distributors
15 mislabeled its cheese products, but that they have failed to disclose placing unlawful amounts of filler,
16 including, but not limited to wood pulp into their products. PLAINTIFF is informed and believes and
17 therefore alleges that the Bloomberg investigation has turned up a filler rate, of cellulose as high as
18 close to almost four percent (4%) filler, meaning the products were not as advertised, or labeled "100%
19 Parmesan Cheese".

20 **I.**

21 **THE PARTIES**

22 2. PLAINTIFF is informed and believes and therefore alleges.

23 3. At all times herein mentioned, PLAINTIFF was and is a resident, citizen and domicile of
24 Los Angeles California. PLAINTIFF has over the past four years or more, bought numerous containers
25 of KRAFT branded Parmesan cheese, including several labeled as "100% Parmesan Cheese." or
26 "100% real grated Parmesan NO FILLERS."

27 4. PLAINTIFF is informed and believes and therefore alleges that KRAFT produces and
28

1 distributes millions of containers of Parmesan cheese and other cheese products throughout the State
2 of California each year, many of which brands boldly label "100% Parmesan Cheese" and "NO
3 FILLERS." According to the recent independent laboratory study, KRAFT's Parmesan cheese contains
4 up to three point eight percent (3.8%) fillers including wood pulp and/or other cellulose products in
5 addition to other non-Parmesan cheese products. Clearly, these products do not contain 100%
6 Parmesan cheese, and contrary to the labeling, do, in fact, contain fillers and/or additives.

7 5. DOES 1 through 100 participated in activities alleged herein in ways which are unknown
8 to PLAINTIFF at this time. Except as described herein, PLAINTIFF is, as yet, unaware of the true
9 names, capacities, nature, and extent of participation in the activities alleged herein of the persons sued
10 as DOES 1 to 100 inclusive, and therefore sue these DEFENDANTS by such fictitious names.
11 PLAINTIFF will amend this Complaint to allege the true names and capacities of the DOE
12 DEFENDANTS when ascertained PLAINTIFF is informed and believe and therefore alleges that all
13 DEFENDANTS were the agents and/or employees of each other and were acting in the course and
14 scope of their employment and/or agency with the permission and approval of all other
15 DEFENDANTS throughout all times herein alleged.

16 II.

17 JURISDICTION AND VENUE

18 6. This court has jurisdiction over this action pursuant to California Code of Civil
19 Procedure Section 410.10, because the relevant events occurred in Los Angeles County, California.
20 The amount in controversy for PLAINTIFF and all members of the Class exceeds \$75,000.00, but
21 neither PLAINTIFF nor any Class member individually has suffered damages of at least \$75,000.00.

22
23
24 7. Venue is proper in this Court pursuant to California Code of Civil Procedure Sections
25 395 and 395.5. Defendant has distributed products alleged to be mislabeled and deceptive in Los
26 Angeles County, California.

8. The DEFENDANT conducts and transacts business in the State of California in that it produces and distributes products throughout the State of California. DEFENDANT is subject to both general and specific personal jurisdiction in the State of California.

III.

CLASS ALLEGATIONS

9. Pursuant to Section 382 of the Code of Civil Procedure, PLAINTIFF brings this action on behalf of itself and on behalf of a Class consisting of:

A class of all persons who were California residents and within four (4) years prior to the filing of the complaint in the within action, purchased any KRAFT branded container of Parmesan Cheese labeled as "100% Parmesan Cheese" or products labeled as "No Fillers" or other such products containing similar language. Excluded from the Class are the Court and any Court staff assigned to this matter, DEFENDANTS, their directors and officers and any member of their immediate families, and PLAINTIFF' counsel and any member of their immediate families.

PLAINTIFF seeks to certify a class consisting of all said persons as follows: for the first and second causes of action, all persons who were California residents and within four years prior to the filing of this action and up through the date of class certification in this action, purchased any KRAFT branded container of Parmesan Cheese labeled as "100% Parmesan Cheese" or products labeled as "No Fillers" or other such products containing similar language.

10. Numerosity of the Class

The members of the Class are so numerous that separate joinder of each member is impractical. PLAINTIFF believes there are in excess of thousands if not millions of California consumers who purchased containers of KRAFT Parmesan Cheese which labeled the product as either "100% Parmesan Cheese" or labeled as "No Fillers" or containers which contained similar language.

11. Existence and Predominance of Common Questions of Law or Fact

Common questions of law and fact exist as to all members of the Class which predominate over any questions affecting only individual Class members. These common legal and factual questions include, but are not limited to, the following:

- a. Were containers of KRAFT Parmesan Cheese mislabeled with deceptive terms such as "100% Parmesan Cheese" "No Fillers" or similar language.
- b. Did KRAFT's Parmesan cheese fail to contain 100% Parmesan cheese, and did such

1 products, in fact, contain fillers, additives or other materials or cheeses that were not,
2 in fact, Parmesan cheese;

3 c. Were KRAFT's business and advertising practices fraudulent and deceptive as defined
4 by California Business and Professions Code §§ 17200, 17500, et seq.?

5 d. Are class members entitled to restitution for such violations?;

6 12. Typicality

7 PLAINTIFF's claims are typical of the claims of the Class members, because he purchased
8 several containers of KRAFT's Parmesan Cheese labeled as "100% Parmesan Cheese" or "contains
9 no fillers" or other similar language. By and through such labeling, PLAINTIFF reasonably believed
10 that he was obtaining a product that contained only Parmesan cheese, and no other fillers, additives or
11 even other cheeses. Instead, it appears KRAFT, in an effort to save money, added fillers and additives
12 to their products despite representations made on their labeling.

13 13. Adequacy of Representation

14 PLAINTIFF will fairly and adequately represent and protect the interests of the Class.
15 PLAINTIFF's interests do not conflict with the interests of the Class members he seeks to represent.
16 PLAINTIFF has retained competent counsel experienced in complex class action litigation, including
17 deceptive trade practices. PLAINTIFF intends to vigorously prosecute this action.

18 14. Superiority

19 A class action is superior to other available methods for the fair and efficient adjudication of
20 this controversy. The injuries suffered by each individual Class member are too small to justify the
21 burden and expense of individual prosecution, so that it would be virtually impossible for the members
22 of the Class to individually redress the wrongs done to them. Even if the members of the Class
23 themselves could afford such litigation, the court system could not. Individual litigation of the issues
24 raised by the DEFENDANT's conduct would increase the delay and expense to all parties and to the
25 court system. Therefore, this case is ideally suited for class treatment.
26
27
28

IV.

SUBSTANTIVE ALLEGATIONS

15. For at least the past four years, PLAINTIFF has purchased numerous containers of KRAFT Parmesan cheese at various retail markets and stores in California, primarily in Los Angeles County. Many, if not all of these containers proudly advertised that the product contained either "100% Parmesan Cheese" or contained "no additives or fillers" or employed similar language.

16. As a major brand, PLAINTIFF had every reason to trust that the packaging and labeling on KRAFT's Parmesan cheese products were true and honest. It was important to PLAINTIFF that the product he purchased was, as advertised, 100% Parmesan cheese, with no additives or fillers.

17. In the wake of the FDA criminal investigation against Castle Cheese, Inc., regarding additives and fillers in cheese products, Bloomberg News commissioned an independent laboratory study of many Parmesan cheese products produced and sold at major retailers. This independent laboratory study determined that KRAFT Parmesan cheese products contained as much as three point eight percent (3.8%) additives and fillers including wood pulp and/or cellulose, PLAINTIFF has and had every reason to believe that this independent news report is true and accurate.

18. PLAINTIFF is informed and believes that the KRAFT Parmesan Cheese products he has been buying for years have been mislabeled. KRAFT can save millions of dollars per year placing cheaper additives and fillers into their products, assuming the innocent public would have no way of knowing or verifying that KRAFT's products were not as advertised and did not contain only 100% real Parmesan cheese.

19. PLAINTIFF would not have purchased KRAFT branded Parmesan Cheese and/or would not have paid the price he did, instead he would have opted for another brand of Parmesan cheese, or would not have paid full retail price for KRAFT branded Parmesan cheese had he known that despite the representations on the label, that KRAFT's products contained fillers and additives. It is extremely disappointing that a trusted brand like KRAFT would place fillers and additives in a product specifically labeled to not contain such ingredients. PLAINTIFF alleges that he paid a higher price for Kraft branded Parmesan cheese because it was labeled as "100% Parmesan cheese, than he otherwise

1 would have for inferior Parmesan cheese which contains fillers and/or additives not disclosed on the
2 product's label.

3 20. Because KRAFT has falsely advertised and promoted products, PLAINTIFF and all class
4 members are entitled to restitution and further seek and award of attorney's fees under Code of Civil
5 Procedure § 1021.5, within the discretion of the Court, as this lawsuit seeks to provide relief on behalf
6 of the public.

7 V.

8 FIRST CAUSE OF ACTION

9 VIOLETION OF BUSINESS AND PROFESSIONS CODE § 17200 et seq.

10 (Against all DEFENDANTS, and Each of Them)

11 21. Plaintiff hereby realleges and restates Paragraphs 1-20 of this Complaint as though fully set
12 forth herein.

13 22. The hereinbefore alleged practices of the Defendants, and each of them, including, but not
14 limited to, advertising and otherwise labeling Kraft Parmesan Cheese as 100% Parmesan cheese or
15 employing other like language, and each of such acts, constitutes an unfair and deceptive business
16 practice in violation of Business & Professions Code §17200 et seq., which is likely to deceive the
17 public. The aforementioned conduct is further unlawful in that Defendants violate numerous labeling
18 laws by failing to disclose that their Parmesan cheese contains cellulose and/or other fillers. The
19 violation of any other law is a *per se* violation of Business and Professions Code § 17200, et. seq. The
20 aforementioned conduct is also unfair in that the Defendants profit off of the captivating use of the
21 words "100% Parmesan Cheese" leading consumers to believe that Kraft's products contain only
22 Parmesan cheese and no other fillers or other products. Plaintiff further alleges that the conduct of the
23 Defendants is unfair in that such conduct is unethical, immoral, oppressive, unscrupulous, offends
24 public policy, has no legitimate business purpose, and customers are, were and will be substantially
25 injured by such practices. Plaintiff alleges that herein above referenced conduct of the Defendants is
26 also fraudulent in that members of the public are and were likely to be deceived in that they are lead
27 to believe they will receive cheese that is "100%" Parmesan cheese with "no fillers", when, in fact,
28 such is not the case.

23. Plaintiff and all members of the class are entitled to restitution of all of the ill-gotten gains Kraft has garnered because of their improper violations of law, in an amount to be proven at trial.

24. Because KRAFT has falsely advertised and promoted products, PLAINTIFF and all class members are entitled to restitution and further seek and award of attorney's fees under Code of Civil Procedure § 1021.5, within the discretion of the Court, as this lawsuit seeks to provide relief on behalf of the public.

VI

SECOND CAUSE OF ACTION--FALSE ADVERTISING PRACTICES--VIOLATION OF BUSINESS AND PROFESSIONS CODE §17500 et seq.

(Against All DEFENDANTS, and Each of Them)

As and for a second cause of action against the Defendants, and each of them, Plaintiff alleges as follows:

25. Plaintiff hereby restates and realleges paragraphs 1-20 and 22 as though fully set forth herein.

26. DEFENDANTS' knowing and deliberate dissemination of inaccurate, untrue, deceptive and/or misleading statements about the fact that the Parmesan cheese they sold is "100%" Parmesan cheese, and makes other claims regarding "no fillers" when such statements are untrue, is a practice which violates Business & Professions Code §§ 17500 and 17564. Not only is the Parmesan cheese sold by Kraft not truly 100% Parmesan cheese, but the label fails to disclose that cellulose and/or other fillers and other ingredients are contained in Kraft's Parmesan cheese.

27. Plaintiff and all members of the class are entitled to restitution of all of the ill-gotten gains Kraft has garnered because of their improper violations of law, in an amount to be proven at trial.

28. Because KRAFT has falsely advertised and promoted products, PLAINTIFF and all class members are entitled to restitution and further seek and award of attorney's fees under Code of Civil Procedure

§ 1021.5, within the discretion of the Court, as this lawsuit seeks to provide relief on behalf of the public.

VIII. PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays judgment against Defendants, and each of them, as follows:

On The First Cause of Action

1. This action be certified as a class action, and that Plaintiff be designated the representative of the class, and his counsel be designated counsel for the class;
2. Plaintiff and the members of the class be entitled to restitution as a result of the conduct of the Defendants complained of herein.
3. That Plaintiff and the members of the class be awarded such other and further relief as this Court deems just and proper
4. For attorney's fees under and Code of Civil Procedure § 1021.5.

On The Second Cause of Action

5. This action be certified as a class action, and that Plaintiff be designated the representative of the class, and his counsel be designated counsel for the class.
6. Plaintiff and the members of the class be entitled to restitution as a result of the conduct of the Defendants complained of herein.
7. For attorney's fees under and Code of Civil Procedure § 1021.5
8. That Plaintiff and the members of the class be awarded such other and further relief as this Court deems just and proper.

DATED: February 23, 2016

SCHREIBER & SCHREIBER, INC.



ERIC A. SCHREIBER, Attorneys for
PLAINTIFF MICHAEL AMBERS individually,
and on behalf of a class of persons similarly
situated

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Eric A. Schreiber (Bar # 194851) Schreiber & Schreiber, Inc. 16633 Ventura Blvd., Suite 711 Encino, ca 91436 TELEPHONE NO: (818) 789-2577 FAX NO: (818) 789-3391 ATTORNEY FOR (Name): Michael Ambers, Plaintiff		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles FEB 29 2016 Sherri K. Carter, Executive United Clerk By <u><i>[Signature]</i></u> Deputy Moses Soto
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Central/Mosk		
CASE NAME: Ambers v. The Kraft Heinz Corporation		
CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000)	<input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)	
Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)		CASE NUMBER: BC 612 088 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) Other PIP/DWD (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 PIP/DWD (23) Non-PIP/DWD (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-PIP/DWD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	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) Real Property <input type="checkbox"/> Eminent domain/inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) 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)	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) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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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): **TWO (2)**
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: February 22, 2016

Eric A. Schreiber

(TYPE OR PRINT NAME)

(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.

Page 1 of 2

 Form Adopted for Mandatory Use
 Judicial Council of California
 CM-010 (Rev. July 1, 2007)

CIVIL CASE COVER SHEET

 Cal. Rules of Court, rules 2.30, 3.220, 3.400-3.403, 3.740;
 Cal. Standards of Judicial Administration, std. 3.10
www.courtinfo.ca.gov

LexisNexis® Automated California Judicial Council Forms

SHORT TITLE:

Ambers v. The Kraft Heinz Corporation

CASE NUMBER

BC612088

**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 2.0 in all new civil case filings in the Los Angeles Superior Court.

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☐ YES CLASS ACTION? ☒ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL 3 ☐ HOURS/ ☒ DAYS

Item II. Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

Step 3: In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

- Class actions must be filed in the Stanley Mosk Courthouse, central district.
- May be filed in central (other county, or no bodily injury/property damage).
- Location where cause of action arose.
- Location where bodily injury, death or damage occurred.
- Location where performance required or defendant resides.
- Location of property or permanently garaged vehicle.
- Location where petitioner resides.
- Location wherein defendant/respondent functions wholly.
- Location where one or more of the parties reside.
- Location of Labor Commissioner Office

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	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., 2., 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/Property Damage/Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	<input type="checkbox"/> A7280 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1., 4.
		<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1., 4.
		<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress	1., 3.
		<input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4.

LACIV 109 (Rev. 03/11)

LASC Approved 03-04

**CIVIL CASE COVER SHEET ADDENDUM
AND STATEMENT OF LOCATION**

LexisNexis® Automated California County Forms

Local Rule 2.0

Page 1 of 4

SHORT TITLE: Ambers v. The Kraft Heinz Corporation	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)	1, 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 <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	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 <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 5. 1., 2., 3., 5. 1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

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LACIV 109 (Rev. 03/11)
LASC Approved 03-04**CIVIL CASE COVER SHEET ADDENDUM
AND STATEMENT OF LOCATION**Local Rule 2.0
Page 2 of 4

SHORT TITLE: Ambers v. The Kraft Heinz Corporation	CASE NUMBER
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	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons (See Step 3 Above)
Judicial Review	Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 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 <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 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 <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
Miscellaneous Civil Complaints	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only <input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment) <input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex) <input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.
	Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
Miscellaneous Civil Petitions	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment <input type="checkbox"/> A6123 Workplace Harassment <input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case <input type="checkbox"/> A6190 Election Contest <input type="checkbox"/> A6110 Petition for Change of Name <input type="checkbox"/> A6170 Petition for Relief from Late Claim Law <input type="checkbox"/> A6100 Other Civil Petition	2., 3., 9. 2., 3., 9. 2., 3., 9. 2. 2., 7. 2., 3., 4., 8. 2., 9.

SHORT TITLE: Ambers v. The Kraft Heinz Corporation	CASE NUMBER
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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case. <input type="checkbox"/> 1. <input type="checkbox"/> 2. <input checked="" 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.		ADDRESS: 4950 Louise Avenue #209
CITY: Encino	STATE: CA	ZIP CODE: 91316

Item IV. Declaration of Assignment: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)].

Dated: 2/22/16


(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. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
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.

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LACIV 109 (Rev. 03/11)
LASC Approved 03-04

**CIVIL CASE COVER SHEET ADDENDUM
AND STATEMENT OF LOCATION**

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Local Rule 2.0
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