

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

----- X

NICOLE STEWART, ELIZABETH  
AGRAMONTE and SUMMER APICELLA,  
on behalf of themselves and all others similarly  
situated,

Plaintiffs,

-against-

CASE NO.

2:21-cv-00678-JS-AYS

HAIN CELESTIAL GROUP, INC.,

Defendant.

----- X

SALLY BREDBERG and REBECCA  
BROMBERG, individually and on behalf of  
all others similarly situated,

Plaintiffs,

-against-

2:21-cv-00758

THE HAIN CELESTIAL GROUP, INC.,

Defendant.

----- X

ALYSSA MAYS, individually and on behalf  
of all others similarly situated,

Plaintiffs,

-against-

2:21-cv-00805

HAIN CELESTIAL GROUP, INC.,

Defendant.

----- X

----- X  
MICHELLE WALLS, on behalf of herself  
and all others similarly situated; and N.W.,  
a minor child, by his parent and general  
guardian Michelle Walls, on behalf of himself  
and all others similarly situated,

Plaintiffs,

-against-

1:21-cv-00870

BEECH-NUT NUTRITION COMPANY;  
THE HAIN CELESTIAL GROUP, INC.;  
NURTURE, INC. D/B/A HAPPY FAMILY  
ORGANICS; GERBER PRODUCTS  
COMPANY; and PLUM PBC.,

Defendants.

----- X  
LEE BOYD, individually and on behalf of all  
others similarly situated,

Plaintiff,

-against-

2:21-cv-00884

HAIN CELESTIAL GROUP, INC.,

Defendant.

----- X  
KELLY MCKEON, RENEE BRYAN, and  
MARILYN CARSON, individually and on  
behalf of all others similarly situated,

Plaintiffs,

-against-

2:21-cv-00938

HAIN CELESTIAL GROUP, d/b/a Earth's  
Best Organics,

Defendant.

----- X

----- X  
LEIBA BAUMGARTEN, individually and on  
behalf of all others similarly situated,

Plaintiff,

-against-

2:21-cv-00944

THE HAIN CELESTIAL GROUP, INC.,

Defendant.

----- X  
CHARLOTTE WILLOUGHBY,

Plaintiff,

-against-

2:21-cv-00970

HAIN CELESTIAL GROUP, d/b/a Earth's  
Best Organics,

Defendant.

----- X

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, the pleadings and other filings herein, and such other written or oral argument as may be permitted by the Court, Plaintiffs Nicole Stewart, Elizabeth Agramonte and Summer Apicella (“the *Stewart* Plaintiffs”), hereby move this Court, before the Honorable Joanna Seybert, United States District Court, Eastern District of New York, Alfonse M. D’Amato Federal Building, United States District Court, 100 Federal Plaza, Courtroom 1030, Central Islip, New York 11722, pursuant to Fed. R. Civ. P. 42(a), for the entry of an Order consolidating the above-captioned actions and granting such other and further relief as the Court may deem just and proper.

Respectfully submitted,

/s/ Janine L. Pollack

Janine L. Pollack, Esq.

**CALCATERRA POLLACK LLP**

1140 Avenue of the Americas

9<sup>th</sup> Floor

New York, New York 10036

Phone: (917) 899-1765

Fax: (332) 206-2073

Email: [jpollack@calcaterrapollack.com](mailto:jpollack@calcaterrapollack.com)

**GEORGE GESTEN MCDONALD, PLLC**

Lori G. Feldman (LF-3478)

102 Half Moon Bay Drive

Croton-on-Hudson, New York 10520

Phone: (561) 232-6002

Fax: (888) 421-4173

[LFeldman@4-Justice.com](mailto:LFeldman@4-Justice.com)

**GEORGE GESTEN MCDONALD, PLLC**

David J. George, Esq. (*pro hac vice* forthcoming)\*

9897 Lake Worth Road, Suite 302

Lake Worth, FL 33463

Phone: (561) 232-6002

Fax: (888) 421-4173

[DGeorge@4-Justice.com](mailto:DGeorge@4-Justice.com)

*Attorneys for Plaintiffs Nicole Stewart, Elizabeth  
Agramonte and Summer Apicella and the Proposed  
Class in the Stewart Action*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on February 28, 2021, the foregoing was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Janine L. Pollack  
Janine L. Pollack