

12-761 POM WONDERFUL LLC. V. COCA-COLA COMPANY

DECISION BELOW: 679 F.3d 1170

LOWER COURT CASE NUMBER: 10-55861

QUESTION PRESENTED:

Whether the court of appeals erred in holding that a private party cannot bring a Lanham Act claim challenging a product label regulated under the Food, Drug, and Cosmetic Act.

JUSTICE BREYER AND JUSTICE ALITO TOOK NO PART. 4/16/2014: Justice Alito is no longer recused.

CERT. GRANTED 1/10/2014